

PRIVACY POLICY

1 Owner of the treatment

The Data Controller, TackPay s.r.l., with registered office in Via Tolceto 26, 16040 Ne (GE) ("**Data Controller**", "**we**", "**us**", "**our**"), pursuant to the General Regulations for the Protection of Personal Data no. 2016/679 ("**Regulations**"), informs users that their personal data will be processed for the purposes and in the manner described below.

This policy on the processing of personal data ("**Policy**") refers to the processing of personal data of users carried out by the Owner through the site www.tackpay.net and www.tackpay.it ("**Site**") and the TackPay application, which can also be used as a web app at www.app.tackpay.net ("**App**") and describes the methods and purposes of collection and processing of personal data relating to users who surf, interact, register, request or use the services offered on the Site and the App.

We invite users to read carefully the Privacy Policy and further information on the processing of personal data on the Site and the App before interacting with our services.

2 Purpose and legal basis of the treatment

2.1 Main purposes

The Owner carries out the processing of users' personal data for the following main purposes, which also constitute the legal bases that legitimize the processing:

- (a) to execute a contract to which the user is a party or to perform pre-contractual activities at the user's request and, more precisely, to allow users to use the services offered on the Site and the App, as well as to allow us to manage all technical, operational, administrative and management activities related to the provision of the services requested, including the technical support necessary to use the App, and to allow us to answer user questions, including via email/chat/phone, providing the relevant customer service;
- (b) to fulfill legal, regulatory or regulatory obligations, including obligations under the orders of the judicial and other competent authorities;
- (c) to pursue our legitimate interests of protecting our rights, to enforce or defend those rights in the competent courts (judicial, arbitration, administrative), as well as to protect our assets, to prevent fraud / cyber attacks and to improve and secure the services offered on the Site and the App.

The provision of personal data for the purposes (a), (b) and (c) above is mandatory in order to conclude the contract and/or to allow the Owner to respond to users' requests, as well as to comply with legal obligations. In case of failure to provide personal data, the user will not be able to use the services offered through the Site and the App.

2.2 Further purposes

Subject to the user's consent, free and optional, which constitutes the legal basis that legitimizes the processing described below, the Owner also processes the user's personal data for the following additional purposes:

- (d) to send commercial communications related to products, services, events and promotions of the Owner, including market research, statistical elaborations and surveys, through automated phone calls and similar methods, such as e-mail, sms, mms, *push* notifications,

chat, as well as traditional methods such as paper mail and operator phone calls (the "**marketing purposes**");

- (e) to communicate your personal data to third party companies operating in the following sectors: education and training, banking, finance, insurance, advertising, hospitality to send commercial communications relating to products, services, events and promotions of these third party companies, including market research, statistical processing and surveys, by automated telephone calls and assimilated methods, such as e-mail, SMS, MMS, push notifications, as well as traditional methods such as paper mail and telephone calls with operator ("communication to third parties for marketing purposes").
- (f) to analyze the preferences, habits, behaviors and choices made by the user during the use of our services, in order to be able to send personalized commercial communications and allow the Owner to make general analysis for strategic and commercial orientation purposes (the "**profiling purposes**").

The provision of personal data for marketing and profiling purposes is optional. In case of failure to provide the same we will not be able to send commercial communications and / or personalized commercial communications, but there will be no negative consequences for the user, who can in any case use our services. In any case, the user may revoke his consent for marketing and profiling purposes at any time and, with specific reference to marketing purposes, he may revoke consent for all means of communication, or only some of them, through the methods indicated below or those indicated within each communication.

If the user is already one of our customers, or in any case has already made use of services by the Owner by communicating his e-mail in the context of the sale of a product or service, we may send commercial communications via e-mail relating to products and services of the Owner similar to those subject to the sale of the service, based on our legitimate interest. It is understood that, also in this case, the user may object at any time to the sending of commercial communications through the methods indicated below or those indicated within each communication.

3 Category of personal data processed

3.1 Personal data processed

The Owner processes the following personal data by electronic means, including automated processes, and manually according to procedures and logics functional to the above mentioned purposes:

- data provided voluntarily by users for the creation of the account necessary to use the services of the App:

User Category	Personal Data
Tipper	First name, last name, date of birth, gender, contact details, account name and password.
Individual	First name, last name, date of birth, gender, contact details, account name and password, residential address.
Business	Name, surname, date of birth, gender, contact details, account name and password, residential address, professional activity data (including name, VAT number, unique code).

- data voluntarily provided by users for the use of other services of the App (for example, in order to use the *fast check-in* service it will be necessary to provide an identity document and the information, including photographs, contained herein will be processed);
- geolocation data if provided voluntarily by users requesting the appropriate search service other users in the vicinity (the service will show only users who have requested the same service);
- personal data included in the user's curriculum, where submitted, including any photographs of the same user;
- navigation data acquired by the computer systems responsible for the operation of the Site whose transmission is implicit in the use of Internet communication protocols; this information is not collected in order to be associated with identified interested parties, but by its very nature could, through processing and association with data held by third parties, allow users to be identified (this category of data includes IP addresses, browser, operating system, domain name and addresses of the sites from which access or exit was made, information on the pages visited by users within the Site, access time, stay on the individual page, internal path analysis and other parameters relating to the operating system and the user's computer environment). This data is collected in an aggregate and anonymous manner for the sole purpose of improving the quality of the services offered on the Site and the App, optimizing their functionality and providing statistical information regarding their use;
- data collected through cookies, including - with your consent - preferences, habits, behaviors and choices made by the user during the use of our services (we invite users to read the [Cookie Policy](#) that describes the cookies used by the Owner and the purposes of their use).

The Owner does not process personal data that belong to particular categories of personal data (for example: health data). The user is asked not to include health data within the resume, if submitted. Any health data included in the resume will be promptly deleted.

In addition, the Owner specifies that, in order to pursue the profiling purposes illustrated above, it will have to predetermine the parameters for the structuring of the above mentioned categories of personal data, as well as of the related data individually considered, and to compare and contrast such data with each other on the basis of the above mentioned parameters, also by means of automated processes (for example, in order to create specific *clusters* of users). This will allow the Owner to obtain a different and more complete profile of the user compared to what the Owner would be able to obtain using only the data belonging to the categories of data listed above.

3.2 Personal data of minors

To use the App services you must be at least 14 (fourteen) years old. With regard to underage users (i.e. users between 14 and 17 years of age), the marketing and personalization activities of the services provided through the App are carried out by the Owner using special precautions aimed at protecting the user.

3.3 Third party data

If you provide us with personal data of third parties, even in the course of communications with the Data Controller relating to the use of our services, you will process personal data in your capacity as independent data controller and must do everything necessary to ensure that such communication and our subsequent use comply with the applicable legislation (for example: before providing us with the personal data of third parties you must obtain their prior informed consent, if

required by the applicable legislation). In any case, the user undertakes to indemnify the Data Controller from any dispute, claim or request of any interested party in the processing that may arise due to the communication of personal data to the Data Controller made in violation of applicable legislation.

4 Data Retention

The Owner keeps the user's personal data processed to fulfill any contractual or pre-contractual obligation, including documents and related data of civil, accounting and fiscal nature, for the entire duration of the contract (for example, where the user has created an account, until the closure of the same), in compliance with civil and fiscal obligations of retention and the limits provided by law. In order to deal with any tax assessment and/or dispute of a fiscal nature, the same will also be kept for the next 10 years from the end of the fiscal year following the one of competence.

In the event that it is necessary to defend or take action or even make a claim against you or any third party, we may retain personal data that we reasonably deem necessary to process for such purposes for as long as such claim may be made and pursued.

With regard to the processing of the user's personal data for marketing and profiling purposes, the personal data will be kept for the entire duration of the contract (for example, where the user has created an account, until it is closed) and deleted at the end of the contract or, where the revocation of consent is prior to this term, will be kept until the revocation of consent to processing for marketing and/or profiling purposes by the user.

With regard to navigation data, the same will be stored at the headquarters of the Owner for the times defined by the reference legislation, in compliance with the principle of proportionality, limited to the period of time necessary to achieve the purposes for which the data were collected.

At the end of the established storage period, personal data will be deleted or made anonymous, unless further processing is necessary to pursue other legitimate purposes of the Owner (the resolution of pre-litigation or litigation initiated previously, the need to follow up investigations by the judicial or competent authorities initiated before the expiry of the storage period).

5 Data collection and communication

The personal data held by the Owner are collected directly from the user. In order to pursue the above purposes, the personal data are accessible to the Owner's staff, including consultants, duly authorized and instructed in the processing of personal data and to third parties (for example: suppliers of technical, management, organizational services to which the Owner has outsourced some activities for reasons of efficiency) who have signed a special agreement with the Owner and act as data processors. These subjects are provided only with the personal data necessary to carry out the relevant functions and they undertake to use the personal data received only for the processing purposes indicated above, to keep them confidential and secure and to act in compliance with the applicable legislation.

In order to pursue the above purposes, it may be necessary for the Owner to communicate users' personal data to the following categories of recipients:

- other users of the App, where necessary to pursue the above purposes,
- third party companies that provide accounting, administrative, legal and tax services to the Owner or that operate as banking, financial and insurance intermediaries, including those who intervene in various ways in the processes of providing the requested service, or in

subsequent phases (for example: payment service provider, external customer service, couriers and postal services, credit recovery companies);

- third party companies operating in the context of assistance and consultancy relationships or the provision of other services to the Owner, also in the case of extraordinary operations of merger, sale or transfer of business branch, in order to allow the implementation of the operations;
- third party companies that carry out control, audit and certification of the activities carried out by the Owner;
- Judicial authorities and other competent public authorities/offices.

The user may request the updated list of data processors and recipients of its recipients by contacting the Data Controller using the methods described below. The Data Controller specifies that some of the above mentioned subjects may be abroad, even outside the European Economic Area, in countries that do not guarantee an adequate level of personal data protection. In this case, the Owner allows access to the personal data for the above mentioned purposes only after taking the precautions required by the Regulation for a legitimate transfer such as the standard contractual clauses of the European Commission for the transfer of personal data abroad. The user may request a copy of the above mentioned contractual measures through the contacts indicated below.

6 Registration via third party site

Users subscribed to Facebook or Google can access the App through the service specifically provided by the aforementioned sites, in cases where this option is made available on the App. By subscribing to this service, the user consents to the following personal data being communicated to the Owner:

Site	Data
Facebook	First name, last name, date of birth, contact details, residence address, profile picture.
Google	First name, last name, date of birth, contact details, residence address, profile picture.

The Owner will process such data exclusively for the purposes indicated in this Information Notice, in compliance with the consents given from time to time by the user, and in particular, to facilitate the registration procedure, by pre-filling in the fields of the user's registration form with the data communicated by the above-mentioned sites.

For more information, we invite the user to consult the pages provided by the sites offering this service:

- [Facebook](#)
- [Google](#)

7 Third party sites

Since the Site may allow access to sites owned and operated by third parties, we point out that the Information Notice does not apply to such third party sites and the Owner is not responsible for the personal data processing activities carried out by such third parties operating as autonomous data

controllers. In these cases, we suggest you read carefully the privacy policies of these third party sites.

8 Rights of the interested party

You may exercise the following rights at any time:

- right of access to personal data and the following information: the purpose of the processing, the categories of personal data in question, the recipients or categories of recipients to whom the personal data may be disclosed, the period of retention of personal data (where possible) and, if the personal data are not collected from the user, all available information on their origin;
- right to rectify inaccurate personal data;
- right to obtain the deletion of personal data concerning the user;
- right to request the limitation of treatment;
- right to receive or request the transfer of personal data in the possession of the Data Controller in a structured, commonly used and readable format, for further personal use or to provide them to another data controller;
- right to oppose the treatment;
- right not to be subject to a decision based solely on automated processing of personal data, if carried out, which produces legal effects concerning or significantly affecting the user;
- right to revoke the consent, also for purposes related to the sending of commercial communications (with effect only for the future).

The Owner reminds that the above mentioned rights could be subject to limitations if provided for by the Regulations or if the exercise of the same could result in a real and concrete prejudice, for example, to the legitimate interests of the Owner. The exercise of the rights is free of charge but the Owner reserves the right to request a contribution in case of manifestly unfounded or excessive requests.

In order to exercise the above rights or for any request regarding the processing of personal data by the Owner, the user may contact the Owner without formality at the following address: privacy@tackpay.net.

Finally, the Owner remembers that the user can always lodge a complaint with the Guarantor Authority for the Protection of Personal Data in the manner described on the website: www.garanteprivacy.it.

9 Modifications and updates

The Owner reserves the right to modify or update, in whole or in part, the content of the Information (also following changes in applicable regulations). The changes will be published on the Site and the App and, if substantial, communicated to users by e-mail. The Owner therefore invites the user to visit this section on a regular basis in order to keep updated on how the Owner processes his/her

personal data. Previous versions of the Information Notice may be requested from the Owner using the methods indicated above.

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