

## **PRIVACY POLICY**

### **ARTICLE 1. PREAMBLE**

The purpose of this privacy policy is to inform Users about how their personal data is collected, their rights, the person responsible, the recipients and the cookie policy.

This policy supplements the legal notices and the General Terms and Conditions of Use and Sale (the "Terms and Conditions") which can be consulted by Users.

Terms beginning with a capital letter have the definition given to them in the Terms and Conditions.

### **ARTICLE 2. DATA COLLECTED AND PROCESSED, AND HOW THE DATA IS COLLECTED**

In accordance with the provisions of Article 5 of European Regulation 2016/679, the collection and processing of Personal Data of the Users of the Site complies with the following principles:

- Lawfulness, fairness and transparency: data may only be collected and processed with the consent of the User who owns the data and in order to meet a legitimate interest. Each time Personal Data is collected, the User will be informed that their data is being collected, and for what reasons their data is being collected;
- Limited use: the collection and processing of data is carried out to meet one or more of the purposes determined in the General Terms and Conditions of Use and Sale;
- Minimization of data collection and processing: only the data necessary for the proper execution of the objectives pursued by the Site are collected;
- Integrity and confidentiality of the data collected and processed: the Data Controller undertakes to guarantee the integrity and confidentiality of the data collected.

In order to be lawful, and in accordance with the requirements of Article 6 of European Regulation 2016/679, the collection and processing of Personal Data may only take place if they comply with at least one of the conditions listed below:

- The User has expressly consented to the processing;
- The processing is necessary for the proper performance of a contract;
- The processing is carried out in accordance with a legal obligation;
- The processing is justified by a necessity related to the protection of the vital interests of the data subject or another natural person;
- The processing may be explained by a necessity connected with the performance of a task carried out in the public interest or in the exercise of official authority;
- The processing and collection of Personal Data is necessary for the purposes of the legitimate and private interests pursued by the Data Controller or by a third party.

The Personal Data collected on the FoalR Website is as follows:

- Site login and usage data
- Computer equipment used for navigation
- IP address
- Password
- Forename

- Name
- Mailing address
- E-mail address
- Telephone number

This data is collected when the User performs one of the following operations on the Site:

- When the User browses the Site
- When the User creates his/her personal account

The Data Controller shall keep all the data collected in its computer systems on the Site and under reasonable security conditions, unless the User requests its deletion before the expiry of this period.

The collection and processing of data serves the following purposes:

- to enable navigation on the Site and the management and traceability of the services ordered and used by the User
- to prevent and fight against computer fraud (spamming, hacking, etc.)
- to improve navigation and use of the Site
- to conduct voluntary satisfaction surveys,
- to carry out communication campaigns (SMS, email; WhatsApp, push etc. )

### **ARTICLE 3. DATA HOSTING**

As mentioned above, the FoalR Website is hosted by: EQUIDECLIC, whose head office is located at the following address:

60 rue de l'Ormelet, 14790 Mouen, France

The host can be contacted at the following phone number: +33(0)231855961

The data collected and processed by the Site are exclusively hosted and processed in France but may be subject to a punctual transfer to the United States, which will be carried out in accordance with the recommendations issued by the decision of the European Commission of July 10, 2023.

### **ARTICLE 4. DATA CONTROLLER AND DATA PROTECTION OFFICER**

The Data Controller of Personal Data is: FOALR, a simplified joint stock company with a capital of 40,500 euros, whose registered office is located at 2, rue Jean-Perrin, 14460 Colombelles (the "Data Controller").

The Data Protection Officer is Mr. Frédéric JUBELIN.

He can be contacted in the following ways: [contact@FoalR.com](mailto:contact@FoalR.com)

### **ARTICLE 5. USER RIGHTS AND PROCEDURE FOR IMPLEMENTING USER RIGHTS**

In accordance with the regulations concerning the processing of Personal Data, the User has the rights listed below.

In order for the Data Controller to comply with any request, the User is required to provide the Data Controller: his/her first and last name as well as his/her e-mail address, and, if relevant, his/her account number or personal or subscriber space.

The Data Controller is required to respond to the User within a maximum of 30 (thirty) days.

**a. Right of access, rectification and right to be forgotten**

The User may read, update, modify or request the deletion of Personal Data concerning him/her, by following the procedure set out below:

The User must send an e-mail to the Data Controller specifying the subject of his/her request and using the contact e-mail address provided above.

If they have one, the User has the right to request the deletion of their personal space by sending an email to [contact@FoalR.com](mailto:contact@FoalR.com)

**b. Right to restriction and objection to data processing**

Finally, the User has the right to request the limitation or to oppose the processing of his data by the Site, without the Site being able to refuse, unless it demonstrates the existence of legitimate and compelling reasons, which may prevail over the interests and rights and freedoms of the User.

**c. Right to determine the fate of data after death**

Users are reminded that they can organize what should happen to their data collected and processed if they die, in accordance with Law No. 2016-1321 of 7 October 2016.

**d. Right to lodge a complaint with the competent supervisory authority**

In the event that the Data Controller decides not to respond to the User's request, and the User wishes to contest this decision, he or she is entitled to refer the matter to the CNIL (*Commission Nationale de l'Informatique et des Libertés*) via the following link [Refer to the CNIL | CNIL](#) or any competent judge.

**ARTICLE 6. OBLIGATIONS OF THE DATA CONTROLLER**

The Data Controller undertakes to protect the Personal Data collected, not to transmit it to third parties without the User having been informed and to respect the purposes for which this data was collected.

The Site has an SSL certificate to ensure that the information and data transfer transiting through the Site are secure.

In addition, the Data Controller undertakes to notify the User in the event of rectification or deletion of the data, unless this entails disproportionate formalities, costs and procedures for him/her.

In the event that the integrity, confidentiality or security of the User's Personal Data is compromised, the Data Controller undertakes to inform the User by any means.

**ARTICLE 7. COOKIES**

**7.1. User's consent to the use of "Cookies" files by the Site**

The Site may use "cookie" techniques to process statistics and traffic information, facilitate navigation and improve the service for the User's convenience. For the use of "cookies" involving the storage and analysis of Personal Data, the User's consent is necessarily requested.

During the first visit to the Site, an information banner is displayed to ask the User to accept or not the use of cookies, cookies will be activated after acceptance.

**7.2. User's objection to the Use of "Cookies" files by the Site**

The User is informed that he can oppose the registration of these "cookies" by configuring his browser software.

If the User decides to disable "cookies" files, he/she will be able to continue browsing the Site. However, any malfunction of the Site caused by this manipulation could not be considered as FoalR's fault.

**ARTICLE 8.            CONDITIONS FOR MODIFYING THE PRIVACY POLICY**

FoalR reserves the right to modify this privacy policy at any time to ensure that Users of the Site complies with the law in force. Any changes will not affect purchases previously made on the Site, which remain subject to the privacy policy in force at the time of purchase and as accepted by the User at the time of purchase.

The User is invited to read this policy each time he/she uses FoalR's Services, without the need to formally inform it.