

Introduction

This is Bitriver (Gibraltar) Limited's privacy notice. In this notice, references to "us" "we" and/or "the Company" are references to Bitriver (Gibraltar) Limited.

This privacy notice describes how we collect and use personal information about you during and after your working relationship with us, in accordance with the General Data Protection Regulation ("**GDPR**") and the Data Protection Act 2004 (the "**DPA**"). In this privacy notice, references to the "data protection legislation" are references to the DPA and the GDPR.

This privacy notice will inform you as to how we look after your personal data when you visit our website (regardless of where you visit it from) and complete one of our online application forms and tell you about your privacy rights and how the data protection legislation protects you.

This privacy notice is provided in a layered format so you can click through to the specific areas set out below. Alternatively, you can download a .pdf version of the notice here. Please also use the Glossary to understand the meaning of some of the terms used in this privacy notice.

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1. Important information and who we are

Purpose of this privacy notice

This privacy notice aims to give you information on how we collect and process your personal data through your use of this website, or your engagement of our services including any data you may provide through this website when you apply to engage us to provide you with our services. This notice applies to anyone who uses our website (irrespective of whether or not your application for our services is successful).

This website is not intended for children and we do not knowingly collect data relating to children.

It is important that you read this privacy notice together with any other privacy notice we may provide on specific occasions when we are collecting or processing personal data about you so that you are fully aware of how and why we are using your data. This privacy notice supplements other notices and privacy notices and is not intended to override them.

Controller

We are a "controller" for the purposes of the data protection legislation. This means that we are responsible for deciding how we hold and use personal information about you. We are required under the data protection legislation to notify you of the information contained in this privacy notice.

Contact details

Our contact details are:

Bitriver (Gibraltar) Limited

2 Irish Town

Gibraltar

GX11 1AA

Data Protection Management Team

If you have any questions about this privacy notice or our privacy practices, please contact in the following ways:

Email address: investors@bitriver.farm

Postal address:

Bitriver (Gibraltar) Limited

2 Irish Town

Gibraltar

GX11 1AA

Our Supervisory Authority

Our supervisory authority is:

The Gibraltar Regulatory Authority

2nd floor

Eurotowers 4

1 Europort Road

Gibraltar

GX11 1AA

Tel: (+350) 20074636

Email: info@gra.gi

Website: <https://www.gra.gi/>

You have the right to make a complaint at any time to the Gibraltar Regulatory Authority ("**GRA**"), the Gibraltar supervisory authority for data protection issues. We would, however, appreciate the chance to deal with your concerns before you approach the GRA so please contact us in the first instance.

Changes to the privacy notice and your duty to inform us of changes

We keep our privacy notice under regular review. We reserve the right to update this privacy notice at any time, and we will provide you with a new privacy notice when we make any substantial updates. This version was last updated on [*].

It is important that the personal data we hold about you is accurate and current. Please keep us informed if your personal data changes during your relationship with us.

Third-party links

This website may include links to third-party websites, plug-ins and applications. Clicking on those links or enabling those connections may allow third parties to collect or share data about you. We do not control these third-party websites and are not responsible for their privacy statements. When you leave our website, we encourage you to read the privacy notice of every website you visit.

2. Data Protection Principles

The following are the basic principles that set out our core obligations to you as a controller of your personal information. These principles provide that the personal information we hold about you must be:

- used lawfully, fairly and in a transparent way.
- collected only for valid legitimate purposes that we have clearly explained to you and not used in any way that is incompatible with those purposes.
- adequate and relevant to the purposes we have told you about and limited only to those purposes.
- accurate and, where necessary, kept up to date.
- kept only as long as necessary for the purposes we have told you about.
- kept securely and processed in a manner which provides for such appropriate security.

3. The data we collect about you

Personal data, or personal information, means any information about an individual from which that person can be identified. It does not include data where the identity has been removed (anonymous data).

We may collect, use, store and transfer different kinds of personal data about you which we have grouped together as follows:

- Identity Data includes first name, maiden name, last name, username or similar identifier, marital status, title, date of birth, passport/ID card (or similar form of identification), photographic identification and gender.
- Contact Data includes billing address, delivery address, email address, and telephone numbers.
- Financial Data includes bank account, employment and employment history, source of funds, and payment card details.
- Transaction Data includes details about payments to and from you in connection with the services rendered by us.
- Technical Data includes internet protocol (IP) address, your login data, browser type and version, time zone setting and location, browser plug-in types and versions, operating system and platform, and other technology on the devices you use to access this website.
- Usage Data includes information about how you use our website, products and services.

Special Categories of Personal Data

There are certain types of more sensitive personal data which require a higher level of protection, such as information about a person's health or sexual orientation - these are Special Categories of Personal Data. Information about criminal convictions also warrants this higher level of protection.

Whilst we do not habitually collect any Special Categories of Personal Data about you, we may occasionally seek to obtain information on any health issues which you have as a means of understanding whether and how it would affect your ability to comply with your obligations with us. We do not collect any information about criminal convictions and offences.

If you fail to provide personal data

You are not obliged to provide us with any personal data. However, where we need to collect personal data by law, or under the application form, or under the terms of a contract we have with you, and you fail to provide that data when requested, we may not be able to process your application, perform the contract we have or are trying to enter into with you. In this case, we may have to cancel a product or service you have with us but we will notify you if this is the case at the time.

4. How is your personal data collected?

We use different methods to collect data from and about you including through:

- Our website;
- When we contact you via email to provide further information;
- give us feedback or contact us.
- Automated technologies or interactions. As you interact with our website, we will automatically collect Technical Data about your equipment, browsing actions and patterns. We collect this personal data by using cookies and other similar technologies.
- Third parties or publicly available sources. We will receive personal data about you from various third parties as set out below:
- Contact, Financial and Transaction Data from providers of technical, payment and delivery services such as payment services providers.

5. How we use your personal data

We will only use your personal data when the law allows us to. Most commonly, we will use your personal data in the following circumstances:

- Where we need to perform the contract for the provision of our services to you.

- Where it is necessary for our legitimate interests (or those of a third party) and your interests and fundamental rights do not override those interests.
- Where we need to comply with a legal obligation (such as compliance with laws or a court order).

Consent

Generally, we do not rely on consent as a legal basis for processing your personal data although we will get your consent before sending third party direct marketing communications to you via email or text message. In limited circumstances, we may approach you for your written consent to allow us to process certain data. If we do so, we will provide you with full details of the information that we would need and the reason we need it, so that you can carefully consider whether you wish to provide your consent.

You are not obliged to provide consent and it is not a condition of your contract with us that you agree to any request for consent from us. In the event that you do provide your consent to any processing, you may withdraw that consent at any time after that.

You have the right to withdraw consent to at any time by contacting us.

Purposes for which we will use your personal data

We have set out below, in a table format, a description of all the ways we plan to use your personal data, and which of the legal bases we rely on to do so. We have also identified what our legitimate interests are where appropriate. Please note that this list is not intended to be exhaustive and is subject to change from time to time, in accordance with any changes in our relationship with you or any changes in the law.

Note that we may process your personal data for more than one lawful ground depending on the specific purpose for which we are using your data. Please contact us if you need details about the specific legal ground, we are relying on to process your personal data where more than one ground has been set out in the table below.

Purpose/Activity	Type of data	Lawful basis for processing including basis of legitimate interest
To register you as a new customer	(a) Identity (b) Contact (c) Financial	(a) legal obligation – complying with customer due diligence protocols. (b) entering into a contract with you for the provision of our services.
To provide our services to you:	(a) Identity (b) Contact (c) Financial (d) Transaction (e) Profile	(a) Performance of a contract with you (b) Necessary for our legitimate interests (to recover debts due to us)

<p>To manage our relationship with you which will include:</p> <p>(a) Notifying you about changes to our terms or privacy notice;</p> <p>(b) Asking you to leave a review or take a survey; and</p> <p>(f) contacting you and correspondence.</p>	<p>(a) Identity (b) Contact (c) Financial (d) Transaction (e) Profile</p>	<p>(a) Performance of a contract with you</p> <p>(b) Necessary to comply with a legal obligation</p> <p>(c) Necessary for our legitimate interests (to:</p> <ul style="list-style-type: none"> i. keep our records updated and to study how customers use our products/services; ii. to keep our records updated;).
<p>To allow us to contact you for research purposes so that we can better understand our services and how they are perceived by our customers. Such communication will be for research only and will not contain any marketing. We will offer you the opportunity to opt-out of future research in any communication we send to you.</p>	<p>(a) Identity (b) Contact (c) Financial (d) Transaction (e) Profile</p>	<p>Necessary for our legitimate interests (to assess the performance of the provision of our own services and how to improve or otherwise change working practices with a view to providing such services to all customers).</p>
<p>Preparation of accounts and financial reporting.</p>	<p>(a) Transaction</p>	<p>(a) Necessary to comply with a legal obligation</p>
<p>Preparation and publication of promotional material.</p>	<p>(a) Identity (b) Transaction (c) Profile</p>	<p>(a) Necessary for our legitimate interests (to promote the services provided by us by way of business)</p> <p>(b) Consent</p>
<p>To administer and protect our business and this website (including troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting of data)</p>	<p>(a) Identity (b) Contact (c) Technical</p>	<p>(a) Necessary for our legitimate interests (for running our business, provision of administration and IT services, network security, to prevent fraud and in the context of a business reorganisation or group restructuring exercise)</p> <p>(b) Necessary to comply with a legal obligation</p>

Direct Marketing

We may use your Identity, Contact, Technical and Profile Data to form a view on what we think you may want or need, or what may be of interest to you. This is how we decide which products, services and offers may be relevant for you. You may receive marketing communications from us if you have requested information from us or purchased services from us and you have not opted out of receiving that marketing.

Opting out

You can ask us to stop sending you marketing messages at any time by logging into our website and checking or unchecking relevant boxes to adjust your marketing preferences.

Cookies

You can set your browser to refuse all or some browser cookies, or to alert you when websites set or access cookies. If you disable or refuse cookies, please note that some parts of this website may become inaccessible or not function properly.

Change of purpose

We will only use your personal data for the purposes for which we collected it, unless we reasonably consider that we need to use it for another reason and that reason is compatible with the original purpose. If you wish to get an explanation as to how the processing for the new purpose is compatible with the original purpose, please contact us.

If we need to use your personal data for an unrelated purpose, we will notify you and we will explain the legal basis which allows us to do so.

Please note that we may process your personal data without your knowledge or consent, in compliance with the above rules, where this is required or permitted by data protection legislation.

6. Disclosures of your personal data

We may share your personal data with the parties set out below for the purposes set out in the table (Purposes for which we will use your personal data) above.

Such third parties can include (please note that this list is not exhaustive):

- third parties providing services to Bitriver (Gibraltar) Limited (for example, payment services providers, self-employed individuals providing administrative services, market researchers, third party providing payroll services, third party service providers providing IT and system administration services.
- Regulators or public bodies such as the Income Tax office and other relevant authorities.
- Third parties to whom we may choose to sell, transfer or merge parts of our business or our assets.

We require all third parties to respect the security of your personal data and to treat it in accordance with the law. We do not allow our third-party service providers to use your personal data for their own purposes and only permit them to process your personal data for specified purposes and in accordance with our instructions.

7. International transfers

We share your personal data with third parties that are based outside of the European Economic Area (EEA).

In circumstances where we do transfer your personal data outside of the EEA, we will ensure that a similar degree of protection is afforded to your personal data by ensuring that at least one of the following safeguards are in place:

- we will only transfer your personal data to countries that have been deemed to provide an adequate level of protection for personal data by the European Commission. For further details, see European Commission: Adequacy of the protection of personal data in non-EU countries.
- the use of specific contracts approved by the European Commission which give personal data the same protection it has in Europe. For further details, see European Commission: Model contracts for the transfer of personal data to third countries.

The type of safeguard will vary in respect of each transfer outside of the EEA (if any) and the appropriate measure will be considered on a case by case basis.

Please contact us if you want further information on the specific mechanism used by us when transferring your personal data out of the EEA.

8. Data security

We have put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.

We have put in place procedures to deal with any suspected personal data breach and will notify you and any applicable regulator of a breach where we are legally required to do so.

9. Data retention

How long will you use my personal data for?

We will only retain your personal data for as long as reasonably necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, regulatory, tax, accounting or reporting requirements. We may retain your personal data for a longer period in the event of a complaint or if we reasonably believe there is a prospect of litigation in respect to our relationship with you.

We operate a base retention period of 7 years following the termination of our contract with you. However, we may also consider the amount, nature and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal, regulatory, tax, accounting or other requirements for exceptional circumstances.

In some circumstances we will anonymise your personal data (so that it can no longer be associated with you) for research or statistical purposes, in which case we may use this information indefinitely without further notice to you.

10. Your legal rights

Under certain circumstances, by law you have the right to:

- Request access to your personal data (commonly known as a "data subject access request"). This enables you to receive a copy of the personal data we hold about you and to check that we are lawfully processing it.
- Request correction of the personal data that we hold about you. This enables you to have any incomplete or inaccurate data we hold about you corrected, though we may need to verify the accuracy of the new data you provide to us.
- Request erasure of your personal data. This enables you to ask us to delete or remove personal data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your personal data to comply with local law. Note, however, that we may not always be able to comply with your request of erasure for specific legal reasons which will be notified to you, if applicable, at the time of your request.
- Object to processing of your personal data where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes

you want to object to processing on this ground as you feel it impacts on your fundamental rights and freedoms. You also have the right to object where we are processing your personal data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms.

- Request restriction of processing of your personal data. This enables you to ask us to suspend the processing of your personal data in the following scenarios:
- If you want us to establish the data's accuracy.
- Where our use of the data is unlawful but you do not want us to erase it.
- Where you need us to hold the data even if we no longer require it as you need it to establish, exercise or defend legal claims.
- You have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it.
- Request the transfer of your personal data to you or to a third party. We will provide to you, or a third party you have chosen, your personal data in a structured, commonly used, machine-readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a contract with you.
- Withdraw consent at any time where we are relying on consent to process your personal data. However, this will not affect the lawfulness of any processing carried out before you withdraw your consent. If you withdraw your consent, we may not be able to provide certain products or services to you. We will advise you if this is the case at the time you withdraw your consent.

If you wish to exercise any of the rights set out above, please contact us.

No fee usually required

You will not have to pay a fee to access your personal information (or to exercise any of the other rights). However, we may charge a fee if your request for access is clearly unfounded or excessive. In such circumstances we will inform you and provide details of the costs that are envisaged before proceeding to incur the fees. Alternatively, we may refuse to comply with the request in such circumstances.

What we may need from you

We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal data (or to exercise any of your other rights). This is a security measure to ensure that personal data is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.

Time limit to respond

We try to respond to all legitimate requests within one month. Occasionally it could take us longer than a month if your request is particularly complex or you have made a number of requests. In this case, we will notify you and keep you updated.