

## *EmiSwap Privacy Policy*

*Last Revised: October 5 2020*

This Privacy Policy of EmiSwap construes our policy regarding the nature, purpose, use, and sharing of personal data or other information collected from the users of the [emidao.org](http://emidao.org) website and other websites which the same (together – the "**Site**"). This Privacy Policy also covers the use of Cookies. We are committed to protecting and respecting your privacy. Please read this carefully as this Privacy Policy is legally binding when you use the Site.

Please read this Privacy Policy carefully to understand our policies and practices regarding your information and how we will treat it. IF YOU ARE UNWILLING TO AGREE TO THIS PRIVACY POLICY, OR YOU DO NOT HAVE THE RIGHT, POWER AND AUTHORITY TO ACT ON BEHALF OF AND BIND THE BUSINESS, ORGANIZATION, OR OTHER ENTITY YOU REPRESENT, DO NOT ACCESS OR OTHERWISE USE THE SITE.

### **Changes to this Policy**

We reserve the exclusive right to make changes to this Privacy Policy from time to time, in our sole discretion. Your continued access to and use of the Site constitutes your agreement to be bound by specific terms of this Privacy Policy posted at such time. You acknowledge and agree that you accept this Privacy Policy (and any amendments thereto) each time you access the Site in any manner. Therefore, we encourage you to review this Privacy Policy regularly as you shall be bound by it.

If within thirty (30) days of us posting changes or amendments to this Privacy Policy, you decide that you do not agree to the updated terms of the Privacy Policy, you may provide us with written notice of your withdrawal from this Privacy Policy to the email address at [legal@emidao.org](mailto:legal@emidao.org). Upon providing us with the written notice of the withdrawal of your acceptance to this Privacy Policy, you shall no longer be authorized to access or use the Site, and you must immediately cease in doing so.

### **Eligibility**

*Age.* By accessing or using the Site, you represent and warrant that you are at least eighteen (18) years of age or of age required to enter into binding agreements under your personal law. If you are under the age of eighteen (18), you may not, under any circumstances or for any reason, use the Site.

*Legality.* You are solely responsible for ensuring that this Privacy Policy is in compliance with all laws, rules, and regulations applicable to you and in your jurisdiction. If your use of the Site, or any functionality provided or activity enabled thereby, is prohibited or conflicts with any applicable law, rule, or regulation, you may not, under any circumstances or for any reason, use the Site.

*Criteria.* We may, in our sole discretion, refuse to offer the Site to any person or entity and change the eligibility criteria for use thereof at any time.

### **Applicability**

This Privacy Policy applies to all of your interactions with us via the Site, and your interactions with us in connection therewith.



## **Data processing in connection with the Site**

### **Types of Information We Collect**

We DO NOT Collect Personal Information. In the course of your access to, and use of, the Site, we DO NOT request or collect any information from you by which you may be personally identified, including your name, postal address(es) (street number, city, state, zip code, country), e-mail address, telephone number, or any other identifier by which you may be contacted online or offline (“Personal Information”).

We ONLY collect Non-Personal Information. In connection with your access to, and use of, the Site, we may gather information from your browsing session that does not individually identify you, such as your IP address, domain server, internet browser and version, device, and data related to usage, performance, site security, traffic patterns, and compliance with the Terms and Conditions (“Non-Personal Information”).

### **Use of Cookies and Similar Technologies**

The Site uses cookies. Cookies are small text files that are placed on your terminal equipment (computer or phone) by websites that you visit. They are widely used in order to make websites work, or work more efficiently, as well as to provide information to the owners of the site. Cookies are typically stored on your computer's hard drive. Information collected from cookies is used by us to evaluate the effectiveness of our Site and analyze trends. The information collected from cookies allows us to determine such things as which parts of the Site are most visited and difficulties our visitors may experience in accessing the Site. With this knowledge, we can improve the quality of your experience on the Site by recognizing and delivering more of the most desired features and information, as well as by resolving access difficulties.

We use third-party service providers, to assist us in better understanding the use of our Site. Our service providers will place cookies on the hard drive of your computer (or use similar technologies) and will receive information that we select that will educate us on such things as how visitors navigate around our Site. This information is aggregated to provide statistical data about our users' browsing actions and patterns, and does not personally identify individuals (however, see below information on blockchain wallet addresses). This information may also include:

- Computer or mobile device information,
- Website usage information, such as:
  - Page views,
  - Account changes (i.e. connecting a wallet)
  - Button clicks,
  - Input form changes (without the values being tracked),
  - Errors.

Our service providers analyse this information and provide us with aggregate reports. The information and analysis provided by our service providers will be used to assist us in better understanding our visitors' interests in our Site and how to better serve those interests, as well as help ensure secure use of the website for all users. If you want to avoid using cookies altogether, you can disable cookies in your browser. However, disabling cookies might make it impossible for you to use certain features of the Site. Your use of the Site with a browser that is configured to accept cookies constitutes acceptance of our and third-party cookies.

### **Public Wallet Addresses**



We use public wallet addresses to identify a user's journey through our product. We group and analyse these user journeys collectively in order to improve our product user experience. We do not use this data for any purpose at an individual user level.

The legal basis for this processing is that it is necessary to fulfil a contract with you, as well as our legitimate interests, such as monitoring and improving the Site and the proper protection of the Site against risks.

### **Blockchain Data**

Note that we are not responsible for your use of any blockchains and your data processed in decentralized and permissionless networks.

### **Disclosure of Data**

We may disclose your Non-Personal Information:

- to the extent required by law or if we have a good-faith belief that such disclosure is necessary in order to comply with official investigations or legal proceedings initiated by governmental and/or law enforcement officials, or private parties, including but not limited to: in response to subpoenas, search warrants, or court orders;
- in connection with a merger, division, restructuring, or other association change; or
- to our subsidiaries or affiliates only if necessary for operational purposes.

If we must disclose your Non-Personal Information in order to comply with official investigations or legal proceedings initiated by governmental and/or law enforcement officials, we may not be able to ensure that such recipients of your Non-Personal Information will maintain the privacy or security of your Non-Personal Information.

### **Data Retention Period**

We may maintain a Data Retention Policy that may detail the retention period for Non-Personal Information based on our analysis of how long the specific data are reasonably required for legal or business purposes. When we no longer need Non-Personal Information, we securely delete or destroy it. Aggregated data, which cannot identify a device/browser (or individual) and are used for purposes of reporting and analysis, are maintained for as long as commercially necessary.

Sometimes business and legal requirements oblige us to retain certain information, for specific purposes, for an extended period of time. Reasons we might retain some data for longer periods of time include:

- Security, fraud & abuse prevention.
- Financial record-keeping.
- Complying with legal or regulatory requirements.
- Ensuring the continuity of our services at our Site.

### **Your Inquiries**

You may contact us by email to the following email address: [legal@emidao.org](mailto:legal@emidao.org). We use the data that you provide in an email to us, which you may give voluntarily, only in order to answer your contact question or to reply to your email in the best possible manner.

## Your rights under GDPR

Under certain circumstances, You may have a number of privacy rights concerning the use, storage, and processing of your Non-Personal Information (e.g., the right to delete your data).

Here is a list of privacy rights:

- **right to be informed** – we are publishing this Privacy Policy to keep you informed as to what we do with your Non-Personal Information. You can ask us for information regarding any data of yours that we keep at any time. This information concerns, among other things, the data categories we process, for what purposes we process them, the origin of the data if we did not acquire them directly from you and, if applicable, the recipients to whom we have sent your data.
- **right of access** – You may ask us whether we process your Non-Personal Information and you have the right to request a copy of the information we hold about you.
- **right of rectification** – You have the right to correct inaccurate or incomplete data about you.
- **right to be forgotten**– You can ask for the information that we hold about you to be erased from our system and we will comply with this request unless we will have a legitimate reason not to do so.
- **right to restriction of processing** – where certain conditions apply, you can ask us to 'block' the processing of your data.
- **right to data portability** – You have the right to have the data we hold about you transferred to another organization and to receive Non-Personal Information in a structured, commonly used format. Please apply at [\\_](#) to find out whether we currently support the provision of the portable file containing Non-Personal Information we process about you.
- **right to object** – You can object to the processing of your data at any time for reasons that arise from your special situation provided the data processing is based on your consent or our legitimate interest or that of a third party. In this case, we will no longer process your data. The latter does not apply if we are able to prove there are compelling, defensible reasons for the processing that outweigh your interests or we require your data to assert, exercise or defend against legal claims.
- **right to withdraw consent** – withdraw the consent you gave us with regard to the processing of your Non-Personal Information for certain purposes.
- **right to complain** – we take your rights very seriously. However, if you are of the opinion that we have not dealt with your complaints adequately, you have the right to submit a complaint to the data privacy protection authorities responsible.

In addition to the above, We reference certain rights for the European Territory citizens throughout this Privacy Policy. Pursuant to the GDPR, citizens from the "**European Territories**" mean the European Economic Area (EEA) and Switzerland. For the purpose of this Privacy Policy, the term "European Territories" shall continue to include the United Kingdom, even after the United Kingdom leaves the European Economic Area following Brexit.

Please email at [legal@emidao.org](mailto:legal@emidao.org) with any questions about exercising any of the above rights. If You wish to learn more about the GDPR and Your rights, the [Information Commissioner's Office](#) website is a reliable source.

### Privacy of children

Our Site is not directed to collect any data from people under the age of 16. We do not knowingly allow anyone under 16 to submit any data to our Site. If you believe your child may have provided us with their data, you can contact us using the information in the Contact section of this Policy and we will delete the data from our Site.

## **Do Not Track (DNT) signals disclosure**

Some web browsers may transmit “do-not-track” (DNT) signals to the websites. We do not currently take action in response to those signals. If an industry standard on responding to such signals is established and accepted, we may reassess how to respond to those signals.

## **International transfers**

We are entitled to transfer your personal or non-personal data to third parties abroad for the purposes of the data processing. As personal data processors, they are obliged to protect data privacy to the same extent as we ourselves. We choose the processors carefully to ensure compliance with applicable laws.

## **Data Integrity & Security**

We take information security very seriously. We work hard to protect the Non-Personal Information you provide us from loss, misuse, or unauthorized access. We utilize a variety of safeguards such as encryption, digital and physical access controls, non-disclosure agreements, and other technical and organizational measures to protect the Non-Personal Information submitted to us, both during transmission and once it is at rest.

Please note that no electronic transmission, storage, or processing of Non-Personal Information can be entirely secure. We cannot guarantee that the security measures we have in place to safeguard Non-Personal Information will never be defeated or fail, or that those measures will always be sufficient or effective. Therefore, although we are committed to protecting your privacy, we do not promise, and you should not expect that your Non-Personal Information will always remain private or secure.

## **Contact**

Please contact us with questions, comments, or concerns regarding our Privacy Policy as well as with any requests at [legal@emidao.org](mailto:legal@emidao.org).

## **Supervisory authority oversight**

If you are a data subject whose data we process, you may also have the right to lodge a complaint with a data protection regulator in one or more of the European Union member states. [Here](#) you can find a list of data protection authorities in Europe.