

BitYaris Exchange Limited

Privacy Notice

This notice contains information on our usage policy of your personal information.

This Privacy Notice has initially been formed on 1st September 2018

1. About BitYaris Exchange Limited:

We are BitYaris Exchange Limited (together, BitYaris, we, us, our) offering exchange services to our clients (you, yours, they) for trading in Cryptocurrencies, Commodity Derivatives, Foreign Exchange and Contracts for Difference (CFDs) in various financial instruments. As per our account usage policy, to open a trading account of a client we require to obtain and store personal information of our clients and we act as 'data controllers' of your personal information under the European Union (EU) data protection law.

In case of any queries, you are requested to kindly contact our Privacy Manager at:

Email: support@bityaris.com

2. About this Notice:

This notice covers important information about how we intend to use your personal information and up to what extent:

- When you're using our website(s)
- When you're using our eWallet services or payment gateways including our online exchange platform
- When you participate in our referral schemes and introduce your friends and family to use our exchange platform.
- When your business uses our platform to provide services to your clients (such as wholesale desk)
- When you use any of our other services such as social media platforms, development platforms, marketing platforms etc.

This notice intends to inform you about the information collection methodology and its usage policies along with sharing and other rights associated with it to which you may be entitled.

We value your privacy and hence, we aim to guide you about the intended use of your personal information.

In case of any queries or need of further clarity, you can always contact our Privacy Manager at the details given in the start of this notice.

3. Data Collection Methodology and Intention to Use:

At the time of account opening, we will collect your personal information and will have the ability to store and use such information securely in order for us to allow you access to our platform and offer exchange services along with other purposes that have been set out in detail in the below section:

Personal Information can be broadly categorized as ‘General Information’ and ‘Sensitive (Special) Information’. While the general information about you can include your full name, contact details and address, ‘Sensitive Information’ may include information from you such as Religious or Philosophical beliefs, political opinions, health and lifestyle, income etc. We may collect certain ‘Special Information’ about you including disclosures on any potential criminal/alleged offences in your past. As required from time to time, we will potentially collect and use the following types of information:

Our basis of using your personal information is intended on legitimate interests as described below. However, the client will only have the right to protection of their personal data where we consider that our legitimate interest is not being overridden. For any further information, kindly contact our Privacy Manager.

No.	What Information is Collected	How Can We Use Your Data	Reason For Using Your Information
1.	Information Collected from Clients at the time of Account Registration: <ul style="list-style-type: none"> - Full Name - Contact Details - Email Address - Residential Address - Date of Birth - Gender - Country of Residence - Personal Identification 	We will use this information to: <ul style="list-style-type: none"> - Process your registration request and facilitate account opening - Your On-boarding process as a client - Allow access to our products and services - Manage your account with us and administer our services - As a communication channel to convey important messages related to your account including changes in our terms and conditions, policies, fees or any other relevant communication - Offer you personalized products and services 	We will use this information because: <ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - For us to legitimately offer our products and services - It’s in our interests to validate your personal identity - Having legitimate business interest in the promotion of our products and services, and the communication that our website sends out to reach you
2.	Know Your Customer (KYC) Process and Due Diligence information <ul style="list-style-type: none"> - Your Photograph 	We will use this information to: <ul style="list-style-type: none"> - Perform regulatory checks and oblige with 	We will use this information because:

	<ul style="list-style-type: none"> - Passport or any other official identity document authorized by Government - Documents for verifying legitimate source of funds - Results of KYC/PEP (Politically Exposed Person) along with the information collected by our service providers - Your intention to use our products and services - Your annual turnover 	<p>the law established by our regulators</p> <ul style="list-style-type: none"> - To ensure that we are in business with genuine clients and to prevent our platform from any illegal activities such as fraud, money laundering, terrorist funding or any other criminal offences 	<ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - As per the UK Financial services law, we are obliged to do so - In the legitimate interest of our business to protect our self against any potential damage
3.	<p>Information that comes as a part with account opening:</p> <ul style="list-style-type: none"> - Password - Marketing and Email Preferences 	<p>We will use this information to:</p> <ul style="list-style-type: none"> - Administer your account from any unauthorized access - Provide personalized services to you - As a communication channel for delivering important account-related and promotional messages 	<p>We will use this information because:</p> <ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - For us to legitimately offer our products and services - It's in our interests to validate your personal identity - Having legitimate business interest in the promotion of our products and services, and the communication that our website sends out to reach you <p><i>(Note: You can always change your communication preferences and opt-out)</i></p>

			<i>from receiving our promotional messages)</i>
4.	<p>Information about your subscribed products and services including:</p> <ul style="list-style-type: none"> - Your account usage instructions to us - The transactions that take place in your account including the trading activities, eWallets, payment gateway, amount of currency, account of origination of funds, beneficiary of the payment and time/date for the payments received and made by you - Transactions related to our referral scheme and any rewards that you may earn from the promotion - Information about the digital device on which our exchange platform or web portal is accessed including the type of device, operating system, unique device identifiers, screen resolution, mobile network system - IP Address - Exact time and date of log-in and log-out activity - Information in your correspondence 	<p>We will use this information to:</p> <ul style="list-style-type: none"> - Extend our products and service offerings smoothly - Manage your accounts and administer security - Identify your location or check the device used by you for ensuring consistency of your account and the ensure that the credentials of your account have not been compromised in anyway - Improvement of our existing services and development of new products based on analysis of your personal information, behavioural analysis and enhance user experience - Resolve potential queries of our customers while receiving feedback - Monitor and track customer communications that helps us improve the quality and productivity of our customer support team and for training purposes. 	<p>We will use this information because:</p> <ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - For us to legitimately offer our products and services and protect the interests of our customers - Having legitimate business interest in the improvement and development of our products and services, to meet our clients' needs - To understand customer feedback and to ensure a consistent response to customer queries and to ensure proper training of our support staff to deal with customer calls and queries properly.

	<p>with us including messaging, texts, by email, telephone, online chats, social media and/or otherwise</p> <ul style="list-style-type: none"> - Clicks performed by you in the links of our electronic communication - Information collected from surveys 		
5.	<p>Information Collected from Third Parties to facilitate your account opening and ensure a smooth availability of services:</p> <ul style="list-style-type: none"> - Transactional information obtained from various financial institutions including payment processing services, banks, financial services firm or various card schemes - Information retrieved from fraud prevention agencies 	<p>We will use this information to:</p> <ul style="list-style-type: none"> - Process your registration request and facilitate account opening - Offer access to our exchange and trading platform - Managing and administering our systems and protecting it from any unauthorized use for any fraudulent activities - To prevent and/or detect any possible fraud or activities such as money laundering, terrorist financing and similar 	<p>We will use this information because:</p> <ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - Administering and protecting our systems is our legitimate business interest - Protecting our customers and stakeholders from any possible fraud or damage is in our legitimate business interest
6.	<p>Information Collected from our Website irrespective of the subscription of our services including:</p> <ul style="list-style-type: none"> - Operating system, Unique device identification number, mobile network system of the device on which 	<p>We will use this information to:</p> <ul style="list-style-type: none"> - Improve and develop our services from the behaviour of the users and system technical capabilities by analysing the information being collected 	<p>We will use this information because:</p> <ul style="list-style-type: none"> - Understanding the usage analytics of our website and ensuring its security is in our legitimate business interests - To improve and develop our services continuously is our

	<p>our website has been accessed</p> <ul style="list-style-type: none"> - Browser and Hardware settings - Time stamp of unique visits - Pages on our website that you surf, time spent on our website, interactions within a page, method used to browse away from our website and search engine terms set on your system - IP Address 	<ul style="list-style-type: none"> - Identification of potential issues running on our website and improving security aspects and user experience - Monitor the usage pattern of our website (that includes but not limited to the location from which the site is accessed, analysing peak usage times, and analysing its functionality from relevant information) - Perform statistical analysis and research to segregate our users based on various categories and understand the products and services that attracts our customers 	<p>legitimate business interest</p>
7.	<p>Information collected from various organizations such as suppliers or corporate customers:</p> <ul style="list-style-type: none"> - Full Name, Position, and contact details of the individuals working within the organization - Other personal information of the respective individuals and any correspondent details associated with the organization 	<p>We will use this information to:</p> <ul style="list-style-type: none"> - Build relationship with our corporate clients - Deliver marketing communications to such interested parties - Obtain corporate clients and establish corporate services - Develop new services and improve our systems based on behavioural analysis and preferences of such individuals 	<p>We will use this information because:</p> <ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - For us to legitimately offer our products and services - It's in our interests to validate your personal identity - Having legitimate business interest in the promotion of our products and services, and the communication that our website sends out to reach you <p><i>(Note: You can always change your</i></p>

			<i>communication preferences and opt-out from receiving our promotional messages)</i>
8.	<p>Special Information Provided by you or we receive while using our products and services:</p> <ul style="list-style-type: none"> - Information that reveals your political, religious, or philosophical beliefs, or information that relates to any past/alleged offences that gets revealed from KYC/AML details or information that has been reported with various agencies or the press - Information that reveals your ethnic background, details about your health, sex life, sexual orientation, trade union membership or information implied from your payment transactions performed by us when using our services 	<p>We will use this information to:</p> <ul style="list-style-type: none"> - To comply with all the regulatory requirements and to conduct KYC of our customers that can potentially reveal such special information - Ensure accessibility of our products and services 	<p>We will use this information because:</p> <ul style="list-style-type: none"> - We are obligated under the law to enter into a contract with you - We are obligated under UK financial services law necessary to safeguard public interests and to take measures to prevent any fraudulent activities on our platform

Automated Decision Making

We have developed bots (smart systems) that can automatically disseminate information by making automatic decisions to assist to our customer queries using your personal information.

Our automated systems will make decisions and provide feedback to your queries based on common situations such as:

- When you provide specific instructions to make a payment from your eWallet
- To raise a withdrawal request from your eWallets to other accounts or epayment service providers
- Perform automated checks to ensure smooth functioning and enable fraud detection

These checks are performed by implementing algorithms to ensure if an instructed payment or fund transfer indicates any abnormalities or unusual transactional location or pattern.

Our automated systems will also run a programmed check for payments authorization that is provided by a card issuer or a financial firm from where the payment will originate or is to be made.

In case you are in disagreement with this section, kindly contact our Privacy Manager as provided in the start of this Privacy Notice.

Legal Requirements

To comply with our legal requirements, we need to collect certain specific type of information that relates to our know-your-customer (KYC) / Anti Money Laundering / Anti Fraud policies. In case where you are unwilling to disclose such details, we will have to deny providing you any of our services or products and restrict you from accessing our platform.

The personal information collected from you will be processed if we see necessary, preamble to a reasonable request with a law enforcement agency, regulatory authority, government or private agency that deals in defence of legal claims. In case such personal information relates to an ongoing investigation or a financial dispute, we will keep the information and will not be deleted even on request of the owner of such information. Further, it'll be stored for an indefinite period of time until; such dispute/investigation has been resolved and officially closed.

4. The duration for which we will store your information securely

The information collected from our clients for an indefinite period till the customer holds an account with our exchange. Additionally, we will be required to store all information for a prolonged period during which it is possible for you to raise a claim against us. In such cases we shall use such information to defend ourselves. Also, the information will be retained for the compliance with accounting, legal and regulatory standards as required.

After the official closure of a customer's account with our exchange, we will store the personal information related to such account for an additional period of five years after the closing date. However, in case the data is required for longer periods in cases of legal claims to be processed or other purposes, the data might be retained for an indefinite period even after the completion of an additional period of five years and will only be deleted after the issue is fully resolved.

We record the information of the visitors on our website (irrespective of the relationship with the company) and such data will be retained by us for a reasonable length of time that allows us make in-depth analysis about the functioning of our website and analysing the behaviour of the visitors. Usually, such data is retained for a maximum period of 12 months.

We also record the information of the individuals that are related with or are our contacts at a business organization or our suppliers. The relevant information on such individuals will be retained until the relationship with such company lasts or if we acquire the knowledge that the respective person does not work any longer at that particular organization. Although, not intended, we might store your information for a prolonged period where we find it relevant to the transactions with the respective business.

5. Where and with whom do we share your information?

We will have the authority to share/transfer your personal data, given the circumstances, to our contractors, employees and/or other relevant parties as described below:

Further the data might be collaborated and aggregated into anonymous form and in such cases; the data might cease to be personal information of individual clients.

Information Sharing Partners:

- Our customer support and related customer operations services
- Banks, payment services and other financial service institutions
- Our suppliers related with operations or financial services such as KYC and sanctions screening, card supply or customer communications
- Internal messaging service suppliers for internal communication of our personnel
- Communications services to offer support to our customers
- IT Services suppliers for enhanced data solutions such as website hosting, disaster recovery, software application provision, data and applications hosting and system maintenance.
- Analytics suppliers for data analysis and determining customer behaviour
- Payment processors, credit reference agencies and banks for credit checking and payments processing.

The information might be shared with all such relevant parties including customer support personnel, our affiliated companies along with other vendors that provides us technical services and will be used for various purposes that comes under our legitimate business interests.

Your personal information might also be transferred to potential buyers of our business along with our regulatory and legal advisors such as accountants, IT consultants, lawyers, auditors, management consultants etc. that may be located within United Kingdom, Europe or outside the region.

If we're obligated under the law, or requirement under any practice or regulatory code that we follow, we may transfer your personal information to various third-party organizations in case we're asked by relevant regulatory or public authority.

6. Where will your information be stored?

As indicated in Section 5 of this Privacy Notice, your information may be transferred outside the boundaries of United Kingdom or the European Economic Area.

Some of these areas might not have equivalent standards to preserve and protect private information, in line with the laws applicable in the European Economic Area.

However, we will ensure that your personal information is preserved and stored in a secure server in line with the regulations implemented as per UK and EU data protection law, and any transfer of data outside the boundaries of EEA, in general, will be governed by a contract with standard contractual clauses that will be pre-approved by the European Commission and would be in accordance with Section 46 (2)(c) of the GDPR (General Data Protection Regulation).

In certain specific circumstances, in case the GDPR allows us to do so, we may transfer your data outside the boundaries of EEA. This includes where it becomes necessary to execute a contract to form a client relationship between you and the company. This also includes where it becomes necessary to transfer data that is relevant to any legal proceedings.

Your Rights:

You hold certain rights associated with your own personal information. The ways in which you can exercise your rights and the conditions of the availability of such rights is set out in detail below:

Although you are entitled to all of the following rights, certain rights might be revoked in case of specific circumstances. In case you would like to discuss or exercise any of your right/s, we request you to kindly contact our Privacy Manager

- **Access:** You are entitled to obtain information from us regarding whether we are using/processing your personal information and, in case we are, you can yourself request access to your personal information stored in our database. This will facilitate you to obtain a copy of all your personal information that we are securely holding and other relevant information related to it. However, we are not obliged to disclose this information in cases when by doing so, it adversely impacts the freedom or rights of others.
- **Correction:** You are entitled to request us to correct any incomplete, inaccurate or false personal information we might be holding about you.
- **Erase:** In special circumstances, you are entitled to the right of requesting us to delete/remove/erase permanently your personal information, including instances where you have withdrawn your consent regarding our use or we are no longer in need of such data in connection with the relevant account or for any other legitimate reasons applicable. In case your request to erase your personal information/data conflicts with our interests such as where the information is required or is relevant for compliance with law or in connection with particular claim, we might revoke your right to erasure and deny any such requests raised on your behalf.

- **Restriction:** You are entitled to request us to suspend the processing and analysing of certain parts of your personal information related to you, for instance, for the reason to process it or if you are willing to develop its accuracy.
- **Transfer:** You have the right to request us to transfer some of your personal information to a third-party. The consent should be in written format that will be recorded in our databases or we will execute a contract with you related to such requests personally. You also are entitled to the right of asking us the format in which the required information will be shared to third party and will such information be available for other company in an easily readable format.
- **Objection:** You have a right to challenge our decision where we might be processing your personal information for our legitimate business interests. However, we hold the authority to deny your claims and continue processing your information without your consent with respect to our legitimate business interests or in case of a legal claim where your personal information might be relevant. Further, you will have the right to object our processing of your personal information in relation to direct marketing purposes.
- **Automated Decisions:** You are entitled to the right to contest any of the results generated from our automated decision system where it has a legal or a similar effect for you and further, you may also ask us for the decision to be reconsidered.

At any time, if you feel that your personal information is being misused or in any other relevant situations, you have the right to raise a complaint with us at info@bityaris.com

7. Security:

We are highly committed to securing your personal information. We have in place physical, administrative and technical measures that ensure that none of your personal information is compromised and to prevent any form of unauthorized access that targets unauthenticated use of your personal information.

8. Links to Third-Party Website:

The communications, email updates and our website may contain links to and from various other websites from time to time that includes but not limited to our advertisers, partner networks, and/or other group companies and social networks as per the support offered by your browser.

In case you happen to click on any of these links that results in you providing your personal data to such third-party websites, such act of sharing of personal information is not liable in any way to this Privacy Policy and we will not be held liable in any way for the treatment of your personal information by such websites. In case you happen to follow a link from any of our communications or platforms, please ensure to read out their own privacy policy/notices that sets out the extent of usage of your personal data before you share any.

9. Children:

We are not authorized to knowingly collect personal information from persons under the age of 18 years. If you are a child under the age of 18 years, we request you not to submit any of your personal information to us or even subscribe to our platform. In case you are below the age of 18 years and believe that we are in possession of any of your personal information we request you to kindly contact our Privacy Manager as set out in the start of this Notice to seek further details.

10. Changes to this Notice:

Our Privacy Notice is subject to change from time to time.

In case we happen to change anything about this policy for instance, the methodology of collection of information, usage or intention to use, we will highlight such changes and will be mentioned in the start of this Privacy Policy. A permanent link will also be provided for a reasonable length of time that will be followed after the change. We request you to check our Privacy Policy from time to time to ensure that your personal information is not being processed without your proper consent.