

PRIVACY STATEMENT – Oogbaard Games B.V.

Version 1.0 – 16th of March 2021

1. Oogbaard Games B.V.

Oogbaard Games B.V. ('Oogbaard Games') is a Dutch company. We are active in the European Economic Area (EEA) and we keep our data on servers in the EEA, unless stated otherwise below. Parties with whom we store data in the United States are bound to the Standard Contractual Clauses of the European Commission and are therefore expected to have taken sufficient measures to protect the personal data.

We process your personal data when you use our services, applications, websites and software. In this privacy statement we summarize when and how we collect, use and secure your personal data with regard to our service.

2. General

We may change provisions of this privacy statement from time to time. If we do that, we will inform you of the changes. However, we also advise you to check for yourself from time to time whether the privacy statement has been changed.

3. Which personal data do we collect and for which purposes?

There are a number of ways in which we can collect your personal data. In this section we explain which personal data we may collect from you. The personal data is sorted according to the different processing goals. The data retention period also differs depending on the processing goal. This period will also be mentioned below. Note that should there be any legal changes to the possible data retention periods, these legal changes will take precedence over the periods mentioned in this privacy statement.

Personal data collected directly by us or provided directly to us by you

3.1 Processing necessary for delivering our services:

1. General information needed for rendering our service to you: we retain the personal data for this purpose for as long as the agreement lasts, and for up to 2 years after the agreement has ended

- e-mail address
- content of communication
- Steam ID
- user ID

If you wish to use our services, you must provide this personal information to us, otherwise we will not be able to provide our services.

3.2 Processing necessary for defending our legitimate interests

1. Improving our services: we retain the personal data for this purpose up to 2 years after we collected the personal information

- the use of our website and the page you came from
- Discord ID

2. If you contact us via the website or send us an email: we process this personal data in the Netherlands

- e-mail address

- personal data included in your question or e-mail or that comes up in the email correspondence that follows

3. To contact you about our services we keep the personal data for a maximum of 3 years after we last had contact with you and store them at Google, who may store them outside the EEA but guarantees to do so in accordance with the GDPR

- e-mail address
- Discord ID

We process this personal data on the basis of a weighing of interests. If you do not want to provide the data or you do not want us to process the data, please let us know your reasons for objecting. We will take your reasoning into account and weigh it against our interests. If we come to the conclusion that you will need to provide your personal data, you cannot use our websites and/or services if you refuse to provide the personal data. More information about your rights can be found below under the heading 'Your rights'.

3.3 Processing with your consent

3. Improving our services: for this purpose we keep the personal data for a maximum of 3 years after we last had contact with you and store them at Google, who may store them outside the EEA but guarantees to do so in accordance with the GDPR

- Timebenders account name
- first and last name
- age
- gender

You are not obliged to provide this personal information to us. If you do not provide this personal information to us, this will not have any negative consequences for your use of our services. We will only process this personal data if you have given permission.

4. Sharing personal data

We do not sell or trade away personal data to third parties.

4.1 Sharing with processors

We use other parties to help with the provision of our services. These parties are referred to as "processors". It is possible that these processors process your personal data. We conclude processing agreements with these processors, in which we agree that they may only process personal data received from or on behalf of us based on our instructions.

We use the following types of processors:

- companies that provide storage of (personal) data and database management and maintenance;
- research firms and providers of analytical software to improve our services (e.g. privacy-friendly Google Analytics that does not share personal data with Google and anonymises your IP-address);
- accountant;
- hosting provider(s);
- providers of customer management software.

If you provide additional information to these processors yourself outside of our services, we are not responsible for this. It is wise to inform yourself properly about the processor and his company before you provide your personal data.

4.2 Sharing data with your consent

We may share personal data with others if you give us permission to do so. For example we can cooperate with other parties to offer you specific services or offers.

4.3 Our legal responsibility

We may also share personal data with third parties if this is:

1. reasonably necessary or appropriate to comply with our legal obligations;
2. necessary to comply with legal requests from authorities;
3. is required to respond to any legal claims;
4. necessary to protect the rights, property or safety of us, our users, our employees or the public;
5. is required to protect ourselves or our users against fraudulent, abusive, inappropriate or unlawful use of the website and our services.

We will immediately notify you if a government agency makes a request that relates to your personal data, unless we are not allowed to do so on the grounds of the law.

4.4 Merger or sale (part) of the company

It may happen that we share or transfer your personal data when we transfer part of our business. Examples include (negotiations about) a merger, sale of parts of the company or obtaining loans. We will of course try to limit the impact for you as far as possible by transferring personal data only when necessary.

5 . Protection of personal data

Protecting your personal data is of the utmost importance for us. We have therefore taken appropriate technical and organizational security measures in order to protect your personal data. These measures include, but are not limited to:

- Physical and electronic measures designed to prevent unauthorized access, loss or misuse of personal data as far as possible.
- We use TLS (Transport Layer Security) technology to encrypt sensitive information or personal data, such as account passwords and other identifiable information about payments.
- Where reasonably possible, backups of personal data will be made.
- Sensitive information is only stored encrypted if possible.
- Vulnerabilities in the software are dealt with as quickly as reasonably possible.

We would like to point out that absolute security for sending personal data via the internet or storing personal data cannot always be guaranteed. We advise you to take this into account when deciding whether or not to give consent for processing your personal data.

6 . Links to third party sites

On our website and in our services there can be links to other websites and services. Third party websites and services can collect and retain information about you. If you provide your personal data to third parties, then we are not involved. We have no control over these sites or the activities of the third parties. In that case, the privacy policy of the third party applies.

We are not responsible for the content of the privacy policy of these parties and the way in which these parties deal with personal data. We encourage you to review their privacy and security practices and policies before you provide personal information to them.

7. Your rights

Privacy legislation gives you certain rights with regard to your own personal data. The rights that we describe below are not absolute rights. We will always consider whether we can reasonably meet your request. If we cannot meet your request, or if it would be at the expense of the privacy of others, we can refuse your request. If we refuse a request, we will let you know and explain our reasons.

Right of access

You have the right to request which personal data we process about you. You can also ask us to provide insight into the processing grounds, relevant categories of personal data, the (categories of) recipients of personal data, the retention period, the source of the data and whether or not we use automated decision making.

You may also request a copy of your personal data that we process. Do you want additional copies? Then we can charge a reasonable fee for this.

Right to rectification

If the personal data processed by us about you is incorrect or incomplete, you can request us to adjust or supplement the personal data.

If we grant your request, we will, to the extent reasonably possible, inform the parties to whom we provide information.

Right to erasure

Do you no longer want us to process certain personal data about you? Then you can request us to delete certain (or all) personal data about you. Whether we will delete data depends on the processing ground. We only delete data that we process on the basis of a legal obligation or for the performance of the agreement if the personal data is no longer necessary. If we process data based on our legitimate interest, we will only delete data if your interest outweighs ours. We will make this assessment.

Have we accidentally processed data or does a specific law require that we delete data? Then we will delete the data.

If the data is necessary for the settlement of a legal proceeding or a (legal) dispute, we will only delete the personal data after the end of the proceedings or the dispute.

If we grant your request, we will, to the extent reasonably possible, inform the parties to whom we provide information.

Restriction of processing

If you dispute the accuracy of personal data processed by us, if you believe that we have processed your personal data unlawfully, if we no longer need the data or if you have objected to the processing, you can also request us to restrict the processing of that personal data. For example, during the time that we need to assess your dispute or objection, or if it is already clear that there is no longer any legal ground for further processing of those personal data, but you still have an interest in us not deleting the personal data. If we limit the processing of your personal data at your request, we may still use that data for the settlement of legal proceedings or a (legal) dispute.

Right to data portability

At your request, we may transfer the data that we automatically process to execute the agreement, to you or another party designated by you. You can make such a request at reasonable intervals.

Automated individual decision making

We do not take decisions based solely on automated processing.

Right of restriction of processing and withdrawal of permission

If we process data on the grounds of a legitimate interest, you may object to the processing. If we process data on the basis of your consent, you may withdraw that consent. For more information, please refer to the relevant processing purposes above.

Exercising your rights

You can send a request for access, correction, deletion, data transfer of your personal data or objection to the processing of your personal data to privacy@oogbaard.com.

To prevent abuse, we must identify you adequately, before responding to your request. If this cannot be done by e-mail or telephone, we can request a copy of a valid proof of identity. Do not forget to screen off your citizen service number, MRZ (Machine Readable Zone) and passport photo on the copy.

We strive to process your request, complaint or objection within a month. If it is not possible to make a decision within a month, we will inform you of the reasons for the delay and the time when the decision is expected to be made (no longer than 3 months after receipt).

Dutch Data Protection Authority

Do you have a complaint about our processing of your personal data? Please contact us. We are naturally happy to assist you. If we cannot come to a solution, you are also entitled to submit a complaint to the national privacy authority, in this case the Dutch Data Protection Authority. For this you can contact the Dutch Data Protection Authority via <https://autoriteitpersoonsgegevens.nl>.

9. Contact

If you have questions, concerns or comments about this privacy statement or our data processing, please contact us via e-mail on privacy@oogbaard.com or by sending us a letter at Oogbaard Games B.V. at Europalaan 400, 3526 KS Utrecht.