



Ningi Limited

Company Number 13363671

The Avenue, Maskew Avenue, Peterborough, England, PE1 2AS

24 March 2022

Website Privacy Policy

1 INTRODUCTION

1.1 Important information and who we are

Welcome to Ningi Limited's Privacy and Data Protection Policy ("**Privacy Policy**").

At Ningi Limited ("**we**", "**us**", or "**our**") we are committed to protecting and respecting your privacy and Personal Data in compliance with the United Kingdom General Data Protection Regulation ("**GDPR**"), the Data Protection Act 2018 and all other mandatory laws and regulations of the United Kingdom.

This Privacy Policy explains how we collect, process and keep your data safe. The Privacy Policy will tell you about your privacy rights, how the law protects you, and inform our employees and staff members of all their obligations and protocols when processing data.

The individuals from which we may gather and use data can include:

- Customers
- Suppliers
- Business contacts
- Employees/Staff Members
- Third parties connected to your customers

and any other people that the organisation has a relationship with or may need to contact.

This Privacy Policy applies to all our employees and staff members and all Personal Data processed at any time by us.

1.2 Who is Your Data Controller and Data Protection Officer

Ningi Limited is your Data Controller and responsible for your Personal Data.

We have appointed a data protection officer (“**DPO**”) who is responsible for overseeing questions in relation to this Privacy Policy. If you have any questions about this Privacy Policy, including any requests to exercise your legal rights surrounding your Personal Data please contact the DPO using the details set out below:

Full name: Peter Ridlington

Email address: pete@ningi.co.uk

Postal address: 60 Station Road, Nassington, Stamford, PE8 6QB, United Kingdom

You have the right to make a complaint at any time to the Information Commissioner’s Office (ICO), the UK supervisory authority for data protection issues (www.ico.org.uk). We would, however, appreciate the chance to deal with your concerns before you approach the ICO so please contact us in the first instance.

1.3 Processing Data on Behalf of a Controller and Processors’ responsibility to you

In discharging our responsibilities as a Data Controller we have employees who will deal with your data on our behalf (known as “**Processors**”). Therefore, the responsibilities described below may be assigned to an individual, or may be taken to apply to the organisation as a whole. The Data Controller and our Processors have the following responsibilities:

- Ensure that all processing of Personal Data is governed by one of the legal bases laid out in the GDPR (see 2.2 below for more information on those bases);
- Ensure that Processors authorised to process Personal Data have committed themselves to confidentiality or are under an appropriate statutory obligation of confidentiality;
- Implement appropriate technical and organisational measures to ensure a level of security appropriate to the risk associated with the processing of Personal Data;
- Obtain the prior specific or general authorisation of the Controller before engaging another Processor;
- Assist the Controller in the fulfilment of the Controller's obligation to respond to requests for exercising the data subject's rights;
- Make available to the Controller all information necessary to demonstrate compliance with the obligations laid down in the GDPR and allow for and contribute to audits, including inspections, conducted by the Controller or another auditor mandated by the Controller;
- Maintain a record of all categories of processing activities carried out on behalf of a Controller;
- Cooperate, on request, with the supervisory authority in the performance of its tasks;

- Ensure that any person acting under the authority of the Processor who has access to Personal Data does not process Personal Data except on instructions from the Controller;
- Notify the Controller without undue delay after becoming aware of a Personal Data Breach;
- Designate a data protection officer where required by the GDPR, publish their details and communicate them to the supervisory authority; and
- Support the data protection officer in performing their tasks by providing resources necessary to carry out those tasks and access to Personal Data and processing operations, and to maintain their expert knowledge;

2 LEGAL BASIS FOR DATA COLLECTION

2.1 Types of Data / Privacy Policy Scope

“Personal Data” 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 below. Not all of the following types of data will necessarily be collected from you but this is the full scope of data that we collect and when we collect it from you:

- Profile/Identity Data: This is data relating to your first name, last name, gender, date of birth.
- Contact Data: This is data relating to your phone number, addresses, email addresses, phone numbers.
- Marketing and Communications Data: This is your preferences in receiving marketing information and other information from us.
- Billing Data: This is information relating to your debit and credit card information such as the name attached to your payment details and your billing address.
- Financial Data: These are your banking details e.g. your account number and sort code.
- Transactional Data: This is information of details and records of all payments you have made for our services or products.

We also collect, use and share Aggregated Data such as how many clients a user has, so that we can monitor the impact of our technology on the ratio of clients to users. Another example would be the aggregated assets and liabilities for clients to provide dashboard services to our users.. Aggregated Data could be derived from your Personal Data but is not considered Personal Data in law as this data will not directly or indirectly reveal your identity. However, if we combine or connect Aggregated Data with your Personal Data so that it can directly or indirectly identify you, we treat the combined data as Personal Data which will be used in accordance with this Privacy Policy.

We may also aggregate data to enable research or analysis so that we can better understand and serve you and others. For example, we may conduct research on your demographics and

usage. Although this aggregated data may be based in part on Personal Data, it does not identify you personally. We may share this type of anonymous data with others, including service providers, our affiliates, agents and current and prospective business partners.

We do not collect any Special Categories of Personal Data about you (this includes details about your race or ethnicity, religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union membership, information about your health, and genetic and biometric data). Nor do we collect any information about criminal convictions and offences.

2.2 The Legal Basis for Collecting That Data

There are a number of justifiable reasons under the GDPR that allow collection and processing of Personal Data. The main avenues we rely on are:

- **“Consent”**: Certain situations allow us to collect your Personal Data, such as when you tick a box that confirms you are happy to receive email newsletters from us, or ‘opt in’ to a service.
- **“Contractual Obligations”**: We may require certain information from you in order to fulfil our contractual obligations and provide you with the promised service.
- **“Legal Compliance”**: We’re required by law to collect and process certain types of data, such as fraudulent activity or other illegal actions.
- **“Legitimate Interest”**: We might need to collect certain information from you to be able to meet our legitimate interests - this covers aspects that can be reasonably expected as part of running our business, that will not have a material impact on your rights, freedom or interests. Examples could be your address, so that we know where to deliver something to, or your name, so that we have a record of who to contact moving forwards.

3 HOW WE USE YOUR PERSONAL DATA

3.1 Our Uses

We will only use your Personal Data when the law allows us to. Set out below is a table containing the different types of Personal Data we collect and the lawful basis for processing that data. Please refer to section 2.2 for more information on the lawful basis listed in the table below.

Examples provided in the table below are indicative in nature and the purposes for which we use your data may be broader than described but we will never process your data without a legal basis for doing so and it is for a related purpose. For further inquiries please contact our Data Protection Officer.

Activity	Type of data	Legal Justification	Lawful basis for processing data
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Activity	Type of data	Legal Justification	Lawful basis for processing data
User signing up to the platform and creating an account	Profile/Identity Data Contact Data	Consent Contractual Obligations Legal Compliance	Consent You will need to include Personal Data when filling in the Company profile on the platform so the content you create is linked to your profile Contractual Obligation In order to use our Platform you need to contract with us under our Terms of Service and so this data is necessary to form the contract between us Legitimate Interest We need to understand where you are logging in from so we know whether you can take advantage of our services, and what browser you are using so we can understand our customer demographic to help diagnose service provision issues, to keep our records up-to-date and analyse how customers use our services

Activity	Type of data	Legal Justification	Lawful basis for processing data
User makes makes a purchase on the Website	Profile/Identity Data Financial Data Transactional Data Usage Data	Consent Contractual Obligations Legitimate Interest	<p>Consent You will need to include Personal Data when filling in the Company profile on the Platform so the content you create is linked to your profile We will retain the name that is stated on the credit/debit card you enter into our Stripe API but all other card details are stored by them and not retained by us</p> <p>Contractual Obligation In order to use our Platform you need to contract with us under our Terms of Service and so this is necessary to form the contract between us We need to retain your Transactional Data so that we can comply with our legal obligation to send you an invoice following a purchase</p> <p>Legitimate Interest We need to know who you are so that we know who to deliver the service to once it has been purchased. It also enables us to provide support to the right individual in case there is an issue with the purchased product</p>
To administer and protect our business (the Site and Platform) including troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting of data	Profile/Identity Data Contact Data Technical Data	Contractual Obligations Legitimate Interest	<p>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>Contractual Obligation To be able to comply with all legal obligations surrounding data collection, processing and retention.</p>

Activity	Type of data	Legal Justification	Lawful basis for processing data
To use data analytics to improve our website, products /services, marketing, customer relationships and experiences	Technical Data Usage Data	Legitimate Interest	Legitimate interest To define types of customers for our products and services, to keep our Site and Platform updated and relevant, to develop our business and to inform users about marketing strategy
Sharing Personal Information with third parties and of third parties	Profile/Identity Data Contact Data Marketing and Communications Data Billing Data Financial Data Transactional Data Technical Data Customer Support Data Usage Data	Contractual Obligations Legal Compliance Legitimate Interest	Legitimate Interest The user has inputted certain Personal Data about connected third parties and circulated that Personal Data to other connected third parties because those third parties have indicated that they wish to participate in an advice process or enter into another contractual relationship. The User will have obtained consent from the third parties prior to entering the data into the Platform Contractual Obligation In order to use our Platform your data may need to be obtained from or shared with third parties for processing or to provide additional products and services. We need to retain your data so that we can comply with any legal obligations to send you an invoice following a purchase
User visiting the public website for the first time	Technical Data Usage Data	Legitimate Interest	Legitimate Interest We need to understand where you are logging in from so we know whether you can take advantage of our services, and what browser you are using so we can understand our customer demographic to help diagnose service provision issues, to keep our records up-to-date and analyse how customers use our services.

Activity	Type of data	Legal Justification	Lawful basis for processing data
When a non-registered User uses our live chat support	Contact Data Marketing and Communications Data Technical Data Usage Data	Consent Legitimate Interest	Consent We ask you for your email so we can easily get back in touch with you and connect the conversation history to an individual It also allows us to register you as a User to be able to enter into a contract with you. You must volunteer this information. We will not extract it from you without your consent Legitimate Interest We need to understand where you are logging in from so we know whether you can take advantage of our services, and what browser you are using so we can understand our customer demographic to help diagnose service provision issues, to keep our records up-to-date and analyse how customers use our services.
A User requesting and attending a live demo of our products /services or inquiring into our services through a call with members of our sales /support team	Profile/Identity Data Contact Data Technical Data Usage Data	Consent Contractual Obligations Legal Compliance Legitimate Interest	Consent Certain company information will be taken at this time, including names of the company and contact information for company representatives Legal Obligations Other company information will be taken at this time including existing FCA register details and the nature of the business of the company. Legitimate Interest We need this information to be sure that our software is being used by FCA authorised firms and to complete any agreements for example Service Contracts or Service Agreements. (we will sometimes record audio or video calls with you so that both of us can refer back to it if necessary)

Activity	Type of data	Legal Justification	Lawful basis for processing data
User support with specific products	Profile/Identity Data Transactional Data Usage Data	Consent Legitimate Interest	Consent We may need your telephone number or other further contact details if reaching out to you is best achieved via those details instead of our live chat Legitimate Interest We will retain records of the transactions you have made with us and what you have used on the Platform so when you come to us with an issue we can quickly identify what your issue relates to and provide you with the most efficient support

3.2 Marketing and Content Updates

You will receive marketing and new content communications from us if you have created an account and chosen to opt into receiving those communications. From time to time we may make suggestions and recommendations to you about goods or services that may be of interest to you.

3.3 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 our Data Protection Officer.

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 law.

4 YOUR RIGHTS AND HOW YOU ARE PROTECTED BY US

4.1 What Control Do I Have Over Ningi Limited's Use Of My Personal Data?

You may delete your account at any time – this will remove your account page from our systems and our related software.

We guarantee this will delete all stored data.

Your account information will be protected by a password for your privacy and security. You need to prevent unauthorized access to your account and personal information by selecting and protecting your password appropriately and limiting access to your computer or device and by signing off after you have finished accessing your account.

You can access information associated with your account by logging into your account you created with us.

Your account information will be protected by a password for your privacy and security. You need to prevent unauthorized access to your account and personal information by selecting and protecting your password appropriately and limiting access to your computer or device and by signing off after you have finished accessing your account.

California Privacy Rights: Under California Civil Code sections 1798.83-1798.84, California residents are entitled to ask us for a notice identifying the categories of personal customer information which we share with our affiliates and/or third parties for marketing purposes, and providing contact information for such affiliates and/or third parties. If you are a California resident and would like a copy of this notice, please submit a written request to pete@ningi.co.uk.

4.2 How Does Ningi Limited Protect Customers' Personal Data?

We are concerned with keeping your data secure and protecting it from inappropriate disclosure. We implement a variety of security measures to ensure the security of your Personal Data on our systems, including adopting a secure protocol, encrypting our databases and ensuring only those that require access to Personal Data for their roles have access to it.. Any Personal Data collected by us is only accessible by a limited number of employees who have special access rights to such systems and are bound by obligations of confidentiality. If and when we use subcontractors to store your data, we will not relinquish control of your Personal Data or expose it to security risks that would not have arisen had the data remained in our possession. However, unfortunately no transmission of data over the internet is guaranteed to be completely secure. It may be possible for third parties not under the control of Ningi Limited to intercept or access transmissions or private communications unlawfully. While we strive to protect your Personal Data, we cannot ensure or warrant the security of any Personal Data you transmit to us. Any such transmission is done at your own risk. If you believe that your interaction with us is no longer secure, please contact us.

4.3 Opting Out Of Marketing Promotions

You can ask us to stop sending you marketing messages at any time by clicking unsubscribe in any marketing emails, or by opting-out in your preferences section.

Where you opt out of receiving these marketing messages, we will continue to retain other Personal Data provided to us as a result of interactions with us not related to your marketing preferences.

4.4 How to Request your Data and the Process for Obtaining it

You will not have to pay a fee to access your Personal Data (or to exercise any of the other rights). However, if your request is clearly unfounded, we could refuse to comply with your request.

We may need to request specific information from you to help us confirm your identity and ensure you have the 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.

5 **YOUR DATA AND THIRD PARTIES**

5.1 Will We Share Your Data With Third Parties?

We may share non-Personal Data with third parties. We may share your Personal Data with subcontractors or affiliates (subject to confidentiality obligations to use it only for the purposes for which we disclose it to them and pursuant to our instructions).

We may also share Personal Data with interested parties in the event that Ningi Limited anticipates a change in control or the acquisition of all or part of our business or assets or with interested parties in connection with the licensing of our technology.

If Ningi Limited is sold or makes a sale or transfer, we may, in our sole discretion, transfer, sell or assign your Personal Data to a third party as part of or in connection with that transaction. Upon such transfer, the Privacy Policy of the acquiring entity may govern the further use of your Personal Data. In all other situations your data will still remain protected in accordance with this Privacy Policy (as amended from time to time).

We may share your Personal Data at any time if required for legal reasons or in order to enforce our terms or this Privacy Policy.

5.2 Third-Party Links

This Site 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 Site, we encourage you to read the privacy policy of every website you visit.

6 **HOW LONG WILL WE RETAIN YOUR DATA FOR?**

We will only retain your Personal Data for as long as reasonably necessary to fulfil the purposes we collected it for. We may retain your Personal Data for a longer period than usual in the event of a complaint or if we reasonably believe there is a prospect of litigation in respect to our relationship with you.

7 **AGE LIMIT FOR OUR USERS**

You must not use Ningi Limited unless you are aged 18 or older. If you are under 18 and you access Ningi Limited by lying about your age, you must immediately stop using Ningi Limited.

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

8 **INTERNATIONAL TRANSFER OF DATA**

Your information may be stored and processed in the US or other countries or jurisdictions outside the US where Ningi Limited has facilities. We are currently storing data in the EU and so, by using Ningi Limited, you are permitting and consenting to the transfer of information, including Personal Data, outside of the US.

9 **NOTIFICATION OF CHANGES AND ACCEPTANCE OF POLICY**

We keep our Privacy Policy under review and will place any updates on this webpage. This version is dated 24 March 2022. By using Ningi Limited, you consent to the collection and use of data by us as set out in this Privacy Policy. Continued access or use of Ningi Limited will constitute your express acceptance of any modifications to this Privacy Policy.

10 **INTERPRETATION**

All uses of the word "including" mean "including but not limited to" and the enumerated examples are not intended to in any way limit the term which they serve to illustrate. Any email addresses set out in this policy may be used solely for the purpose for which they are stated to be provided, and any unrelated correspondence will be ignored. Unless otherwise required by law, we reserve the right to not respond to emails, even if they relate to a legitimate subject matter for which we have provided an email address. As a matter of common sense, you are more likely to get a reply if your request or question is polite, reasonable and there is no relatively obvious other way to deal with or answer your concern or question (e.g. FAQs, other areas of our website etc.).

Our staff are not authorised to contract on behalf of Ningi Limited, waive rights or make representations (whether contractual or otherwise). If anything contained in an email from a Ningi Limited address contradicts anything in this policy, our terms or any official public announcement on our website, or is inconsistent with or amounts to a waiver of any Ningi Limited rights, the email content will be read down to grant precedence to the latter. The only exception to this is genuine correspondence expressed to be from the Ningi Limited legal department.

11 **TERMS OF USE**

Please also see our Terms of Use (<http://ningi.co.uk/terms>) which set out the terms, disclaimers, and limitations of liability governing your use of Ningi Limited.