

## **WTR TOKENS SALE PRIVACY POLICY**

Last Updated: 15.04.2018

### **STATUS AND ACCEPTANCE OF PRIVACY POLICY**

1. This Privacy Policy (hereinafter referred to as the “Policy”) sets forth the general rules of Participant’s Personal Data collection, processing, distribution, use and keeping by the Gastery.
2. Throughout this Policy, Gastery will use the term “Personal Data” to describe information that can be associated with a specific person (hereinafter the Participant) and can be used to identify that person (including the information about the Participant’s activities, such as information about Your use of the Website, when directly linked to personally identifiable information, including automatically collected). Gastery does not consider Personal Data to include information that has been anonymized so that it does not identify a specific Participant.
3. This Policy is inalienable part of Gastery General Terms & Conditions of WTR Tokens Sale. In terms not regulated by this Policy, the Gastery General Terms & Conditions of WTR Tokens Sale shall apply to the relationships that arise hereunder.
4. The definitions set forth herein and mentioned with capital letter shall have the meaning as described in Gastery General Terms & Conditions of WTR Tokens Sale.
5. It is presumed that by the fact of the Website use and purchase of WTR Tokens or by providing Gastery the Personal Data directly on its request, the Participant has fully read, understood and accepted this Policy. If any Participant does not agree with this Policy in general or any part of it, such Participant should withhold from using the Website and/or purchase of WTR Tokens.

### **COLLECTION, PROCESSING AND USE OF PERSONAL DATA**

6. The purpose of personal data collection, storage and processing within the Gastery project shall only be the identification of the WTR Token purchaser – Participant of the WTR Tokens Sale
7. Gastery collects Personal Data from running the Website and uses Personal Data, provided to Gastery by You. When the Participant visits the Website or uses our products, Gastery collects the Personal Data sent to Gastery by Your computer, mobile phone, or other access device. This Personal Data includes:
  - 1) Your mobile network information;
  - 2) Your IP address;
  - 3) Information about the device that Participant uses to access the Website and/or Gastery App. Such information includes, but is not limited to, identifier, name, and type, operating system;
  - 4) Web log information, such as Your browser type, and the pages You accessed on Gastery Website.When the Participant uses a location-enabled device with Gastery Website and products, Gastery may collect geographical location data or use various means to determine the location, such as sensor data from the Participant’s device that may, for instance, provide data on nearby cell towers and Wi-Fi access spots. However, Gastery will not release Your personally identifying information of such kind to any third party without Your consent, except as set forth herein.
8. If the Participant wants to purchase WTR Tokens, Gastery will collect and store the following type of Personal Data about You:
  - 1) Your email.
9. In certain cases (when additional verification by bank or compliance authority is needed according to governmental rules, anti-money laundering (AML) or “know-yourcustomer” (KYC) policies) Gastery may require You to provide additional information, and namely:
  - 1) Passport or driver license details;
  - 2) Numbers that You may use or have registered with Your local tax authority;
  - 3) Utility bills;
  - 4) Photographs of You;

- 5) Confirmation of proceeds sources;
- 6) Sworn statements.

The abovementioned information and details shall be provided only upon special personal request to the Participant and specified in respective email. Gastery also reserve the right to request the Participant for remote identification procedure.

10. Gastery reserves it's right to request basic Personal Data, described in clause 9, prior to the purchase of WTR Tokens and/or use of any services, available through the Website. Gastery may refuse the Participant access to the Website in case if Gastery has grounded doubts as to the validity, authenticity and genuineness of the Personal Data, provided by the Participant.

11. If the Participant does not provide Gastery with the Personal Data as specified in clauses 8, 9. hereof, the Participant shall not be able to use the full functionality of the Website and purchase WTR Tokens and/or use the Gastery Application. At that, Gastery shall not bear any liability for such possible incomplete use.

12. When the Participant accesses the Website or uses Gastery products or services Gastery (or a service provider on our behalf) may place small data files called "cookies" on the Participant's computer or other device. Gastery uses these technologies to recognize You as our Token Sale Participant, customize Gastery Website, Gastery Application and advertising, measure promotional effectiveness and collect information about Your computer (as described in clause 7. hereof) or other access device to mitigate risk, help prevent fraud, and promote trust and safety. You may control the use of cookies within Your internet browsers' settings. If you reject or delete certain cookies, be aware that the performance of the related features and functions of our Website and services may be impaired.

13. Gastery collects from the Participants only the Personal Data that Gastery needs for their proper use of the Website or for purchase of WTR Tokens. In particular, Gastery uses the Participant's Personal Data to:

- 1) Administer Gastery Website and Gastery Application and provide services;
- 2) Develop new products and services;
- 3) Personalize Gastery Website and Gastery Application for You;
- 4) Send You technical notices, support and administrative messages;
- 5) Communicate with You about products, services, promotions, events and other news and information Gastery may think will be of interest to You;
- 6) Monitor and analyze trends, usage and activities in connection with Gastery Website and Gastery Application;
- 7) Provide third parties with statistical information about Gastery Participants (but those third parties will not be able to identify any individual Participant from that information);
- 8) Detect, investigate and prevent illegal activities within the Gastery Application and the Website, as well as protect the rights and property of the Gastery and others;
- 9) Link or combine Personal Data Gastery collects from or about You; and
- 10) Verify compliance with the terms and conditions governing the use of Gastery Website and Gastery Application.

14. Gastery is the only data controller and processor, cases when there is an objective Gastery needs to control/process or store Personal Data at Gastery's counterparties or agents. Should such counterparty or agent be engaged by the Gastery, Gastery shall notify You in advance.

15. You may access, review and edit Your Personal Data at any time by communicating Gastery in writing.

16. The Participant has the right to require Gastery to delete Participant's Personal Data provided by the Participant to Gastery or revoke his (or her) consent for collection, processing and storage of his (or her) personal data by Gastery at any time. If You decide to do this, You should send the respective notification to the Gastery. Gastery shall delete Your respective Personal Data from any sources within 24 hours from the moment Gastery receive such request from You. At that, the Gastery reserves its right to suspend provision of any services to You referring to

Gastery project and/or delete Your Account on the Website or the Gastery Application without prior notice, not providing any compensations to You.

17. Gastery will not publish any Personal Data related to Your purchase of WTR Tokens without Your prior written consent.

#### **PERSONAL DATA PROTECTION AND SHARING**

18. Gastery will do any and all efforts and actions prescribed by Applicable Law to store any of Your personal data in secrecy.

19. Gastery stores and process Your Personal Data on Gastery servers in various jurisdictions, where our facilities and/or Gastery service providers are located. By submitting Your Personal Data, You agree to this transfer, storing, or processing. Gastery will take all steps reasonably necessary to ensure that Your Personal Data is treated securely and in accordance with this Policy. Gastery protects Your Personal Data under internationally acknowledged standards, using physical, technical, and administrative security measures to reduce the risks of loss, misuse, unauthorized access, disclosure, and alteration. Third parties may be located in other countries where the laws on processing of Personal Data may be less stringent than in Your country. From time to time, the Personal Data may be also stored in other locations, and in such cases, Gastery will ensure that the Personal Data will be stored and processed with the reasonable level of care and security.

20. Gastery will not share Your Personal Data with any third parties other than Gastery respective identity verification partners. Gastery reserves it's right to share Your Personal Data with:

- 1) Gastery banking and brokerage partners, if necessary;
- 2) Companies that Gastery plans to merge with or be acquired by (should such a combination occur, Gastery will notify You and will require that the newly combined entity follow these terms with respect to Your Personal Data);
- 3) Third party identification service providers for fraud prevention purposes;
- 4) Law enforcement, government officials, or other third parties when Gastery are compelled to do so by a subpoena, court order, or similar legal procedure; or Gastery believes in good faith that the disclosure of Personal Data is necessary to prevent physical harm or financial loss, to report suspected illegal activity or to investigate violations of any of eWaiter policies;
- 5) Gastery Personal Data processing counterparties or agents, hired by or cooperating with us, who's services are required by us from the practical point of view;
- 6) Other third parties only with Your prior consent or direction to do so.

21. Gastery will not provide Your Personal Data to any other Website users or third parties other than described in clause 20 herein without Your consent or direction.

22. Gastery will not sell or sent Your Personal Data to third parties.

23. Gastery may combine Your Personal Data with information Gastery collects from other companies and use it to improve and personalize the Website and Gastery Application, as well as our content and advertising.

24. Gastery may use Your name and email address to provide You with information about products or services that may be of interest to You, but Gastery will not use Your Personal Data without complying with applicable laws and, where appropriate, obtaining your consent.

25. Gastery services may, from time to time, contain links to and from the websites of our partner networks, advertisers, and affiliates (including, but not limited to, websites on which the Website is advertised). If You follow a link to any of these websites, please note that these websites and any services that may be accessible through them have their own privacy policies and that Gastery does not accept any responsibility or liability for these policies or for any Personal Data that may be collected through these websites or services, such as contact and location data. Please check these policies before You submit any personal data to these websites or use these services.

26. In accordance with Applicable Law and as needed to provide services to Gastery Participants, Gastery may hold Your Personal Data. This requirement is conditioned by the need of complying with legal obligations and resolving possible disputes. Gastery may retain Your Personal Data for as long as You possess WTR Tokens and/or use the Website or the Gastery Application. Moreover, Your Personal Data may be hold beyond the abovementioned period till it is indispensable for Gastery to have relevant information to respond to any issues that may arise later.

#### **SECURITY**

27. Gastery uses relevant electronic and procedural safeguards to protect the privacy of the information the Participant provides to Gastery from loss, misuse, disclosure, alteration and destruction. Please note that transmission of data or information (including communications by e-mail) over the Internet or other publicly accessible networks is not one hundred percent secure. Please note that Gastery are not liable for the security of any data Participants are transmitting over the Internet, or third party content.

#### **CHANGE/UPDATE/DELETE PERSONAL DATA**

28. You have a right to demand Gastery to provide You access to Your Personal Data and to require the correction, updating or deletion of incorrect or/and inaccurate data by contacting Gastery. Nevertheless, this request must comply with Gastery General Terms & Conditions of WTR Tokens Sale and Gastery legal obligations.

#### **AMENDMENTS**

29. Gastery reserves the right to modify or amend this Policy at its own discretion. If such modifications or amendments will occur, Gastery shall notify the Participants. Your continued usage of the Website shall mean Your acceptance of those modifications and amendments.