

OPUS PLATFORM PRIVACY POLICY

This Privacy Policy is a document related to the GENERAL TERMS OF USE OF THE OPUS PLATFORM dated 04.06.2018 (Terms of Use). Definitions of the terms used in this Privacy Policy were included in the Terms of Use. The provisions of the Terms of Use are applied accordingly. This Policy applies also to any other of our sites which post this Policy. This Policy does not apply to sites or websites posting other statements.

The Policy is for information purposes and serves satisfaction of information obligations imposed on the data controller under GDPR, i.e. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC.

1. PERSONAL DATA CONTROLLER AND DATA PROTECTION OFFICER

- 1.1. Personal data provided by you are processed by OPUS (i.e. Opus Stream LTD, a company under British law, 590 Kingston Road, SW20 8DN London, United Kingdom, company registration no. 10603019), which is the Personal Data Controller.
- 1.2. You may contact the Personal Data Controller in particular via e-mail at: info@opus-foundation.org.
- 1.3. We have also appointed a Data Protection Officer, namely Tomasz e-mail: gdpr@opus.audio

2. MANNER OF PROCESSING PERSONAL DATA

- 2.1. The scope of the processed personal data is determined by the scope of consents given by you and data completed by you and sent to us by means of a relevant form. The processing of personal data may pertain to your first and last name, e-mail address, username (or pseudonym), computer IP address, image, geolocation, Wallet address
- 2.2. Due to the nature of Services, they cannot be provided anonymously.
- 2.3. Users' personal data will be processed for the following purposes: (a) execution of legal provisions, (b) performance of Agreements, Use Agreements and provision of Services, creation of the Account and provision of other services by electronic means, examination of filed complaints and optimisation of OPUS' performances, (c) promotional and commercial actions of OPUS, (d) promotional and commercial actions of Artists and Managers.
- 2.4. Providing the personal data is voluntary, but the lack of consent to process personal data marked in the form as obligatory will prevent OPUS from providing Services and performing Agreements.
- 2.5. The legal basis of the processing of personal data in the case referred to in clause 2.2(a) above is authorisation to process data necessary to act in accordance with the law, while in the case referred to in clauses 2.2(b) and 2.2(c) above it is performance of an agreement to which the data subject is a party, or undertaking actions upon request of the data subject prior to conclusion of the agreement, as well as authorisation to processing, if this is necessary for purposes resulting from legitimate interests satisfied by OPUS or a third party, or User's consent. In the case referred to in clause 2.2(d) above, the legal basis of processing is your consent.
- 2.6. User's personal data will be processed for the following purposes:
 - 2.6.1. until deletion of the Account or termination of the Agreement and lapse of the period of limitation on account of performance of agreements or a period resulting from relevant accounting provisions;
 - 2.6.2. for the time during which OPUS carries out marketing actions or until you object to further processing of personal data for marketing purposes or until you withdraw the consent to be sent messages to your e-mail address.
- 2.7. Your data will be transferred to third countries, i.e. beyond the European Economic Area: to the United States on the basis of the Commission Implementing Decision of 12 July 2016 introducing the so-called Privacy Shield (under this decision data will be transferred only to certified entities, as a result of which those entities are obliged to appropriately secure personal data), and to other

countries, only on the basis of standard contractual clauses under which the entities which will receive those data will be obliged to appropriately secure them.

3. RECIPIENTS OF PERSONAL DATA

- 3.1. OPUS may entrust the processing of personal data to third parties for the purpose of execution of the activities indicated in the Terms of Use and service of the User. In such cases the recipients of your data may involve: a company providing technical service to OPUS, an accounting firm of OPUS and marketing agencies working with Opus.
- 3.2. The personal data collected by OPUS may also be disclosed to: competent state authorities upon their request on the basis of relevant provisions of law or other persons and entities—in the cases prescribed in the provisions of law.
- 3.3. Each entity to which OPUS transfers personal data for processing on the basis of a personal data transfer agreement (hereinafter referred to as Transfer Agreement) guarantees an adequate level of security and confidentiality of the processing of personal data. The entity processing your personal data on the basis of the Transfer Agreement may process your personal data through another entity only upon prior written consent of OPUS.
- 3.4. Disclosing your personal data to unauthorized entities under this Privacy Policy may take place only upon your prior consent. Still, the data from your Profile are public and may be disclosed to other Service users.

4. RIGHTS OF DATA SUBJECT

- 4.1. Each User has the right to: (a) delete the collected personal data referring to him/her both from the system belonging to OPUS as well as from bases of entities which have co-operated with OPUS, (b) restrict the processing of data, (c) portability of the personal data collected by OPUS and referring to the User, in this to receive them in a structured form, (d) request OPUS to enable him/her access to his/her personal data and to rectify them, (e) object to processing, (f) withdraw the consent towards OPUS at any time without affecting the legality of the processing carried out on the basis of the consent before it is withdrawn, (g) lodge a complaint about OPUS to the supervisory authority.
- 4.2. You have also the right to receive copies of your personal data which will be transferred to such country.

5. OTHER DATA

- 5.1. The Platform may store http enquiries, therefore the files containing web server logs may store certain data, including the IP address of the computer sending the enquiry, the name of User's station—identification through http protocol, if possible—date and system time of registration on the website and receipt of the enquiry, number of bytes sent by the server, the URL address of a site visited by the User before if the User has entered the Platform through a link, information concerning User's browser, information concerning errors which occurred during execution of the http transaction. Web server logs may be collected for the purpose of proper administration of the Platform. Only persons authorized to administer the IT system have access to data. The files containing web server logs may be analyzed for the purposes of preparing statistics concerning traffic on the Platform and occurring errors. Summary of such details does not identify Users.
- 5.2. The above data may be collected and used by us in order to determine the manner of using the Platform, and consequently to adjust it to Users' requirements and to optimise its functionalities.
- 5.3. We anonymise and store such data in a manner which prevents identification of Users.

6. INFORMATION SECURITY

- 6.1. Your personal data are stored and secured in accordance with the rules as prescribed by applicable legal provisions. OPUS applies technological and organizational means in order to secure the

processing of personal data adequate to the threats and category of data to be secured, in particular, through technical and organizational means OPUS secures data against being disclosed to unauthorized persons, taken over by an unauthorized person, processed in violation of the law, and changed, lost, damaged or destroyed. The filing system comprising Users' personal data is stored on a secured server, further, the data are secured by OPUS' internal procedures related to the processing of personal data and information security policy. We use the secure socket layer (SSL) technology, which is designed to encrypt the transmission of information exchanged between your browser and our site.

- 6.2. In order to log in to the Account, it is necessary to provide a relevant username and password or to log in through a social medium. In order to ensure an adequate level of security, the password to the Account exists only in an encrypted form.
- 6.3. At the same time OPUS states that using the Internet and services provided by electronic means may pose specific teleinformatic threats, such as for instance: presence and operation of worms, spyware or malware software, including computer viruses, as well as possibility of being exposed to cracking or phishing (fishing passwords) and other. In order to obtain detailed and professional information related to security in the Internet, we recommend taking advice from entities specializing in such IT services.

7. COOKIES

- 7.1. The Platform uses cookie support technology. Cookie files are small packages of information stored on User's device while he/she is browsing a website, which usually contain the address of the Platform, date of publishing, lifetime of the cookie, unique number and additional information corresponding to the intended use of a particular file.
- 7.2. We use two types of cookies: session cookies, which are permanently deleted upon closing the session of your browser, and permanent cookies, which remain on your device after closing the session until they are deleted.
- 7.3. It is not possible to identify you on the basis of cookie files, whether session or permanent. The cookie mechanism prevents collection of any personal data.
- 7.4. Our cookies are safe for your device, in particular they prevent viruses or other software from breaking into to the device.
- 7.5. We use own cookies for the following purposes: authenticating the User and preserving User's session; adjusting the content of sites to your preferences, such as: recognizing your device, remembering your settings; cookies ensuring security of data; analyses and researches of views; advertisement services.
- 7.6. We use third-party cookies for the following purposes: preparing statistics (anonymous) for the purposes of optimizing functionality of the Platform by means of analytic tools such as Google Analytics; using interactive functions by means of social networks, in this facebook.com, instagram.com.
- 7.7. You may individually change the cookies settings at any time, stating the conditions of their storage, through the Internet browser settings or configuration of the service, or you may individually delete cookies stored on your device at any time in accordance with the instruction of the browser manufacturer.
- 7.8. If you want to learn more about cookies, or how to control, disable or delete them, please visit <http://www.aboutcookies.org> for detailed guidance. In addition, certain third party advertising networks, including Google, permit users to opt out of or customize preferences associated with your internet browsing.

Click [here](#) to learn more about the "Private Browsing" setting and managing cookie settings in Firefox;

Click [here](#) to learn more about "Incognito" and managing cookie settings in Chrome;

Click [here](#) to learn more about “InPrivate” and managing cookie settings in Internet Explorer; or

Click [here](#) to learn more about “Private Browsing” and managing cookie settings in Safari.

8. OTHER WEBSITES

8.1. The Platform is connected with other third-party websites. Such sites may use cookie files or offer services requiring provision of personal data. Thus, we emphasize that the principles set out in this Privacy Policy apply to our Platform only. If you use a third-party website, you should become acquainted with its privacy policy.