

PRIVACY POLICY AND USE OF PERSONAL DATA – **OVEGA**

Last update: October, 27th 2020

I. GENERAL CONDITIONS

OVEGA, and Tomate & Basilic refer in this document to proposals for Products and Services provided by the company:

OVEGA SAS

4 rue de la République,
69001 Lyon,
France

This privacy policy defines and informs you of how OVEGA uses and protects the information you transmit to us, where applicable, when you use the services associated with the ovega.fr domain or the services available on mobile applications developed by the OVEGA teams.

Please note that this privacy policy may be modified or completed at any time by OVEGA, in particular to comply with any legislative, regulatory, jurisprudential or technological changes. In such a case, the date of its update will be clearly identified at the beginning of this document. These modifications commit the User as soon as they are online. It is therefore advisable that the User regularly consults this privacy and use of cookies policy to be aware of any changes.

By "Services" or "Products" this document refers to all Tools, Services and Products accessible online that are developed and offered by OVEGA whether they are available on the website or through mobile applications.

II. USE OF YOUR PERSONAL DATA

You can generally use certain OVEGA services without providing any personal information about yourself. In any case, you are under no obligation to transmit this information to OVEGA.

However, in case of refusal, you may not be able to benefit from certain information or services that you have requested. Therefore, in some cases, OVEGA may ask you to provide your name, first name, e-mail address, telephone number, company and position (hereinafter as your "Personal Information" named). By providing this information, you expressly agree that it may be processed by OVEGA, for the purposes indicated in point 2 below as well as for the purposes recalled at the end of each form.

In accordance with the *Règlement Général sur la Protection des Données* (General Data Protection Regulation) adopted by the European Parliament on 14 April 2016, and with the *Loi Informatique et Libertés* (Data Protection Law) of 6 January 1978 as amended, OVEGA informs you of the following:

1. Identity of the data controller

The controller is the OVEGA company. Within the association it is Francisco Ortega who is in charge of supervising the OVEGA project and who must be contacted.

Contact Mail : contact@ovega.fr

2. Purposes of the processing

OVEGA may process your Personal Information:

- (a) to provide you with the information or services you have requested (including creating a OVEGA account and accessing Tomate & Basilic services); and/or
- (b) to collect information that enables us to improve our Site, products and services (including using cookies); and/or
- (c) in order to contact you about various events related to OVEGA, including product updates and customer support.

3. Recipients

Only OVEGA is recipient of your Personal Information. These, whether in individual or aggregated form, are never transmitted to a third party, notwithstanding the subcontractors that OVEGA uses (you will find more information about them in point 7 below). OVEGA never markets the personal data of visitors and Users of its Site.

4. Storage life

Your Personal Information is kept by OVEGA only for the time corresponding to the purpose of collection as indicated in 2 above. The data used in the context of user accounts are kept indefinitely if the said account has not been deleted, and for a period of 24 months after the deletion of this account. All other information is kept for a maximum period of 24 months.

5. Data Rights and Freedoms

You have the following rights concerning your Personal Information, which you can exercise by writing to us at the postal address mentioned in the I. LEGAL INFORMATION paragraph or at the following address: contact@ovega.fr.

5.1. Right of access and data communication

You have the right to access Personal Information about yourself.

Vous avez la faculté d'accéder aux Informations Personnelles qui vous concernent.

However, due to OVEGA's obligation of security and confidentiality in the processing of personal data, you are informed that your request will be processed on condition that you provide proof of your identity, in particular by producing a scan of your valid identity card (in the case of a request via our dedicated electronic form) or a signed photocopy of your valid identity card (in the case of a written request).

OVEGA informs you that it will be entitled, if necessary, to oppose manifestly abusive requests (by their number, their repetitive or systematic character).

To help you in your approach, in particular if you wish to exercise your right of access by means of a written request to the postal address mentioned in the I. LEGAL MENTIONS, you will find [by clicking on this link](#) a letter template developed by the Commission Nationale de l'Informatique et des Libertés (CNIL).

<https://www.cnil.fr/fr/modele/courrier/exercer-son-droit-dacces>

5.2. Right of data rectification

Under this right, legislation gives you the right to request the rectification, updating, blocking or deletion of data concerning you that may prove to be inaccurate, erroneous, incomplete or obsolete.

You can also define general and specific directives concerning the fate of personal data after your death. If necessary, the heirs of a deceased person may demand that the death of their loved one be taken into consideration and/or that the necessary updates be made.

To assist you in this process, particularly if you wish to exercise, on your own behalf or on behalf of one of your deceased family members, your right of rectification by means of a written request to the postal address mentioned in point 1, you will find [by clicking on this link](#) a model letter drawn up by the CNIL.

<https://www.cnil.fr/fr/modele/courrier/rectifier-des-donnees-inexactes-obsolètes-ou-perimees>

5.3. Right of opposition

The exercise of this right is only possible in one of the following two situations:

1. Where the exercise of this right is based on legitimate reasons; or
2. When the exercise of this right is intended to prevent the data collected from being used for commercial prospecting purposes. To help you in your approach, in particular if you wish to exercise your right of opposition by means of a written request addressed to the postal address indicated in point 1, you will find [by clicking on this link](#) of letter elaborated by the CNIL.

<https://www.cnil.fr/fr/modele/courrier/supprimer-des-informations-vous-concernant-dun-site-internet>

6. Response times

OVEGA undertakes to respond to your request for access, rectification or opposition or any other additional request for information within a reasonable period which may not exceed 2 months from receipt of your request.

7. Authorised service providers and transfer to a third country of the European Union

OVEGA informs you that it employs its authorized service providers to facilitate the collection and processing of the data you have communicated to us. These providers may be located outside the European Union and have communication of data collected on our various services. To find out more about the list of providers to whom we provide personal data you can contact us at growityourself.fr@gmail.com.

OVEGA has previously ensured that its service providers have implemented adequate guarantees and that strict conditions regarding confidentiality, use and data protection are respected. In particular, vigilance has been focused on the existence of a legal basis for any transfer of data to a third country.

8. Complaint to the competent authority

If you consider that OVEGA does not respect its obligations with regard to your Personal Information, you can address a complaint or a request to the competent authority. In France, the competent authority is the CNIL to which you can send an electronic request by clicking on the following link: <https://www.cnil.fr/fr/plaintes/internet>.

III. COOKIE POLICY (WEBSITE ONLY)

When you first connect to the GROW IT YOURSELF website, you are warned by a banner at the bottom of your screen that information relating to your navigation may be stored in files called "cookies". Our cookie usage policy allows you to better understand the measures we implement in terms of navigation on our website. It informs you about all cookies on our website, their purpose (part 1.) and gives you the procedure to follow to set them (part 2.).

1. General information about cookies on OVEGA website

OVEGA, as the publisher of this website, may install a cookie on the hard disk of your terminal (computer, tablet, mobile etc.) to guarantee smooth and optimal navigation on our website.

"Cookies" are small text files of limited size that allow us to recognize your computer, tablet or mobile phone to personalize the services we offer.

The information collected through cookies does not in any way identify you by name. They are used exclusively for our own needs to improve the interactivity and performance of our website and to send you content adapted to your interests. None of this information is communicated to third parties except when OVEGA has obtained your prior consent or when disclosure of this information is required by law, by order of a court or any administrative or judicial authority authorized to know it.

To help you better understand the information that cookies identify, you will find below a table listing the different types of cookies that may be used on the OVEGA website, their name, their purpose and their storage period.

2. Setting your cookie preferences

You can accept or refuse the deposit of cookies at any time

When you first connect to the OVEGA website, a banner briefly presenting information about the deposit of cookies and similar technologies appears at the bottom of your screen. This banner warns you that by continuing your navigation on the OVEGA website (by loading a new page or by clicking on various elements of the site for example), you accept the deposit of cookies on your device. You are also deemed to have given your consent to the deposit of cookies by clicking on the "X" icon to the right of the banner at the bottom of your screen.

Depending on the type of cookie you are using, it may be necessary to obtain your consent to set and read cookies on your device.

a. Cookies exempt from consent

In accordance with the recommendations of the Commission Nationale de l'Informatique et des Libertés (CNIL), certain cookies are exempt from the prior collection of your consent insofar as they are strictly necessary for the operation of the website or have the exclusive purpose of enabling or facilitating communication by electronic means. These include session ID, authentication, load balancing session cookies and cookies to customize your interface. These cookies are entirely subject to this policy insofar as they are issued and managed by OVEGA.

b. Cookies requiring the prior consent of the user

This requirement applies to cookies that are issued by third parties and that are described as "persistent" to the extent that they remain on your device until they are deleted or expire.

As such cookies are issued by third parties, their use and storage are subject to their own privacy policies which you will find a link to below. This family of cookies includes audience measurement cookies (including GOOGLE ANALYTICS), advertising cookies and social network sharing cookies (including Facebook, YouTube, Twitter and LinkedIn).

Audience measurement cookies collect statistics about the use of various elements of the website (such as the contents/pages you have visited). This data contributes to improving the ergonomics of the OVEGA website and enables us to measure our impact. An audience measurement tool is used on this website:

o **GOOGLE ANALYTICS** whose privacy policy is available from the following link: <https://www.google.com/analytics/terms/us.html>

Social network sharing cookies are issued and managed by the publisher of the social network concerned. Subject to your consent, these cookies allow you to easily share part of the content published on the OVEGA site, in particular via a "button" application sharing according to the social network concerned. Three types of social network sharing cookies are present on the OVEGA website:

o **Facebook**, whose cookie policy is available from the following link: <https://fr-fr.facebook.com/policies/cookies/>

o **Twitter**, for which you will find options dedicated to the control or restriction of the use of cookies as well as the policy for the use of cookies: <https://support.twitter.com/articles/20170518#>

o **YouTube**, for which can find help on how to delete cookies from your Google Chrome browser by clicking on the following link: <https://support.google.com/youtube/answer/32050?hl=fr> but also the complete cookie policy from the following link: <https://www.google.fr/intl/fr/policies/technologies/cookies/>

c. You have several tools for setting cookies

Most Internet browsers are configured by default so that cookies are allowed. Your browser offers you the opportunity to modify these standard settings so that all cookies are systematically rejected or only part of the cookies are accepted or rejected depending on their issuer.

WARNING: We draw your attention to the fact that the refusal of the deposit of cookies on your device is nevertheless likely to alter your user experience as well as your access to certain services or features of this website. If necessary, OVEGA declines any responsibility concerning the consequences related to the degradation of your browsing conditions that occur because of your choice to refuse, delete or block cookies necessary for the operation of the site. These consequences cannot constitute a damage and you will not be able to claim any compensation for this fact.

Your browser also allows you to delete existing cookies on your device or to notify you when new cookies might be placed on your device. These settings have no impact on your browsing but make you lose all the benefit provided by the cookie.

Please read below the many tools available to you so that you can set the cookies set on your device.

d. The settings of your Internet browser

Each Internet browser has its own cookie management settings. To find out how to change your cookie preferences, you'll find below links to the help you need to access your browser's cookie preferences menu:

Chrome : <https://support.google.com/chrome/answer/95647?hl=fr>

Firefox : <https://support.mozilla.org/fr/kb/activer-desactiver-cookies>

Internet Explorer : <https://support.microsoft.com/fr-fr/help/17442/windows-internet-explorer-delete-manage-cookies#ie=ie-11>

Opera : <http://help.opera.com/Windows/10.20/fr/cookies.html>

Safari : https://support.apple.com/kb/PH21411?viewlocale=fr_FR&locale=fr_FR

For more information about cookie control tools, you can consult the CNIL website: <https://www.cnil.fr/fr/cookies-les-outils-pour-les-maitriser>.