

DATA PROTECTION POLICY

Last update on : March 22th, 2022

Preamble

Our data protection policy was established in accordance with the recommendations of the National Commission on Data Processing and Liberties ("CNIL") and aims to inform users of the Website (<http://nftfactoryparis.com>) of the commitments and measures taken by our company to ensure respect for the personal data of visitors and users.

It was established in accordance with the provisions of the *French Data Protection Act of January 1978, the General Data Protection Regulation (GDPR) of May 23, 2018 and the Act Transposing the GDPR of June 20th 2018.*

The version currently published on our website is the current version of this policy. NFT FACTORY reserves itself the right to modify it at any time to comply with the legal obligations in force. It is therefore the responsibility of each user to regularly consult this policy to keep informed of the latest changes that could be made to it.

By browsing our Website, the user acknowledges having read, understood, and accepted this data protection policy.

ARTICLE 1 – DEFINITIONS

1. Technical terms related to personal data protection

On our Website, the following terms have the definition attributed to them within the meaning of the GDPR (*Article 4*) :

- **Consent** : *"of the data subject means any freely given, specific, informed and unambiguous indication of the data subject's wishes by which he or she, by a statement or by a clear affirmative action, signifies agreement to the processing of personal data relating to him or her;"*
- **personal data** : *"means any information relating to an identified or identifiable natural person ('data subject'); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person;"*
- **controller** : *"means the natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of personal data; where the purposes and means of such processing are determined by Union or Member State law, the controller or the specific criteria for its nomination may be provided for by Union or Member State law;"*
- **processor** : *"means a natural or legal person, public authority, agency or other body which processes personal data on behalf of the controller;"*
- **processing** : *"means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated*

means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction”;

- **personal data breach**: “means a breach of security leading to the accidental or unlawful destruction, loss, alteration, unauthorized disclosure of, or access to, personal data transmitted, stored or otherwise processed;”

2. Other terms used in this policy

- « **Policy** » : refers to this Data Privacy Policy
- « **Company** » : refers to NFT FACTORY simplified joint-stock company registered under French law (Siret 905 104 907) with a capital of 29.000€, whose registered office is 24 rue de Lappe, 75011 Paris.
- “**Website**” : refers to the website <http://nftfactoryparis.com> or any website operated by NFT FACTORY and made available to the User.
- “**User**”: refers to any individual using our Website and having access to its content.

ARTICLE 2 – THE COLLECTED DATA

1. Consent

By using our Website, User consent to the collection and processing of its personal data. This consent should be use as a legal basis for the processing of its data.

NFT FACTORY collects and processes data that is strictly necessary for the purposes for which it is processed. We can assure to our users that we do not process data for purposes other than those mentioned below. If we should offer a new service on our website, requiring the collection and processing of your data, we will collect the agreement of our users once again before offering the new service in question.

Whenever our site processes personal data, it takes all reasonable steps to ensure the accuracy and relevance of the personal data to the purposes for which it processes them.

2. Access to Data

The data we collect on our Website is for our exclusive use only. Your personal data is not disclosed to third parties and is only accessible to authorized employees of our company also to services providers and IT subcontractor for the maintenance and development of our Website.

The personal data accessible by our services providers and subcontractors are not processed, nor collected nor exploited by them, they can only have access to the data for computer maintenance purposes.

The person in charge of processing your data can be contacted at the following address: loris@nftfactoryparis.com

As the person responsible for processing the data he collects, he undertakes to respect the framework of the legal provisions in force. In particular, he is responsible for providing

prospects, clients, and users with full information on the processing of their personal data and for maintaining a register of processing operations.

ARTICLE 3 – PURPOSE OF DATA PROCESSING OPERATIONS

NFT FACTORY collects data from its users only for the purposes of processing as follows:

- **Contact our company:** an e-mail address is accessible on our website contact@nfftactoryparis.com as well as a contact form to contact our company. In order to best process your request, we collect your e-mail address and username.
- **Subscription to our newsletter:** Any User has the possibility to subscribe to the NFT FACTORY newsletter in the space provided in our website. To unsubscribe from our newsletter, User can use the provided function in the e-mail or directly make a request at : loris@nfftactoryparis.com
- **Navigation on our Website :** Our Website collects your navigation information only for statistical studies purposes. User can refer to our Cookie Policy.
- **Prevent and fight against computer fraud** (spamming, hacking, etc.): hardware used for browsing, IP address, password.

We do not exceed the legal data retention periods and your data is kept only for the time necessary to process the purposes for which it was collected.

ARTICLE 4 – NON-DISCLOSURE OF PERSONAL DATA

Our Company will not process, host, or transfer the Information collected about its users to a country outside the European Union or recognized as "unsuitable" by the European Commission without prior notice to the Customer.

However, our company remains free to choose its technical and commercial subcontractors if they present sufficient guarantees about the requirements of the General Data Protection Regulation (*RGPD: n° 2016-679*). The User's Personal Data may be processed by subsidiaries of our Company and subcontractors (service providers), exclusively to achieve the purposes of this policy.

When NFT FACTORY works with services providers, they have a limited access to the personal data of the user and have a contractual obligation to use them in accordance with the applicable law regarding protection of personal data.

Our Company undertakes to take all necessary precautions to preserve the security of the data and in particular that the data are not communicated to unauthorized persons.

ARTICLE 5 – DATA SECURITY AND INCIDENT NOTIFICATION

Our Website and our company have taken all useful and necessary precautions, with regard to the state of the art in this area, to protect your information in a secure environment in order to avoid any destruction, loss, alteration, distribution or unauthorized access.

No matter how hard we try, no method of transmission over the Internet and no method of electronic storage is completely secure. Therefore, we cannot guarantee absolute security. If we become aware of a security breach, we will notify the users concerned so that they can take appropriate action. Our incident notification procedures consider our legal obligations, whether at national or European level.

In the event that the integrity and confidentiality of your data is compromised, the data controller undertakes to comply with the procedures established under the French Data Protection Act of 6 January 1978 and the European Data Protection Regulation ("DPR").

ARTICLE 6 – RIGHTS OF THE DATA SUBJECT

Regarding the legal provisions of the Data Protection Act of 6 January 1978 and the European Regulation on Data Protection ("GDPR"), users of our Website have the following rights:

- the right of **access** (*Article 15 GDPR*) and **rectification** (*Article 16 GDPR*), **updating**, **completion** of Users' data the right to **block** or **erase** Users' personal data (*Article 17 GDPR*), when they are inaccurate, incomplete, ambiguous, outdated, or whose collection, use, communication or storage is prohibited
- right to **withdraw consent** at any time (*article 13-2c GDPR*)
- right to **limit the processing** of Users' data (*Article 18 GDPR*)
- right to **object to the processing** of Users' data (*Article 21 GDPR*)
- the right to **the portability of the data** provided by Users, when these data are subject to automated processing based on their consent or on a contract (*Article 20 GDPR*)
- the right to **define the fate** of the Users' data after their death and to choose to whom NFT FACTORY will have to communicate (or not) their data to a third party that they will have previously designated.

Our site and our company cannot oppose the users' request to exercise their rights. This request may be made at any time by electronic means at the following address: loris@nfftactoryparis.com

Requests will be processed within ten (10) working days unless an overriding reason is given and justified by our company justifying an extension of the deadline.

ARTICLE 7 – NATIONAL COMMISSION ON DATA PROCESSING AND LIBERTIES

If our Company does not satisfy the user's request, the latter is entitled to refer the matter to the CNIL (*National Commission on Data Processing and Liberties*, <https://www.cnil.fr>) to enforce his rights.

ARTICLE 8 – MINIMUM AGE

In accordance with the provisions of *article 8 of the R.G.P.D.*, we do not collect, directly or indirectly, personal data from persons under the age of sixteen (16). Users under the age of

sixteen (16) must seek the consent of a legal representative - required by NFT FACTORY - so that their personal data can be collected.

NFT FACTORY reserves the right to request a justification of this agreement from the legal representative. The responsibility of our company cannot be sought in the event of any user providing personal data concerning a minor under the age of sixteen (16).

ARTICLE 9 – COOKIES DEFINITION

The user is informed that a cookie is a small file submitted on the terminal of any user (*computer, tablet or mobile device*), by our Website, during its consultation. It does not contain any personal information but allows us to make the link between the user's device and his preferences for use and experience on our Website (e.g., location, language, font size).

ARTICLE 10 – CONSENT TO THE USE OF COOKIES

For the use of "cookie" files involving the saving and analysis of personal data, the consent of the user is always requested. This consent is valid for a period of thirteen (13) months, at the end of which the user will be asked for a new authorization.

ARTICLE 11 – USE OF COOKIES

We use and collect cookies for the purposes of :

- To process a minimum of information on the traffic of our site and to optimize it as well as possible.
- To provide our users with a smooth browsing experience by adapting the presentation of our Website to the display preferences of the user's terminal
- To store information provided on the Website by the user.

The cookies present on our Website are the following:

Cookies	Finalité	Durée de conservation
Facebook Pixels	Follow the conversions generated by Facebook advertising.	13 months
_gid	Cookie of Google Analytics used to stock and update a unique value for each visited page.	1 day
_ga	Cookie of Google Analytics used to calculate visitor's data, session, and campaigns for analytics reports.	13 months
_atuvc	Used to update the number of network shares.	13 months
_atuvs	Cookies that ensure that the counter is shown to users.	Expire at the end of the session
Axceptio	Used for cookie management of the Website.	13 months
_hssc	Ensure the follow up of sessions.	Expire under 30 minutes

_hsrc	Determine if the User has reset its browser.	Expire at the end of the session
_hstc	Cookie used to ensure the follow up of visitors.	13 months
_cfduid	Detect malicious visitors of the Website and prevent from blocking legitimate users.	30 days