

Privacy Policy of Daostack Common OÜ

(last updated 22nd of July 2020)

Privacy Policy

Daostack Common OÜ (hereinafter the “**Company**”) develops and operates the crowdfunding platform available on the website [Common.io](https://common.io) and the mobile application where the Services can be accessed (hereinafter the “**Platform**”). It puts common initiators (hereinafter the “**common initiators**”) in contact with people wishing to support commons by making a financial donation (hereinafter the “**donators**”). Within the framework of these activities, we process personal data concerning you, whether you are a visitor on the Platform or a user (registered member, donator or common initiator).

The Company is committed to protecting your personal data. When we process your personal data, we do so only in accordance with applicable data protection related legal acts, especially the Regulation (EU) 679/2016 of the European Parliament and of the Council (hereinafter the “**GDPR**”).

1. Data controller

The controller of your personal data is Daostack Common OÜ, registry code 16008854, a private limited company with the registered address Pärnu mnt 158/2-88, 11371 Tallinn, email address support@common.io.

2. Categories of personal data

We collect and process the following personal data about you:

- your first name and surname;
- email address;
- phone number;
- your description on your profile;
- information on any profiles on other websites which you have shared with us;
- information regarding your participation in the commons on the Platform, votes on the platform, details of the proposals you have submitted;
- the content of your discussions on the Platform;
- your payment details (credit card number, CVV etc);
- details about your donations (amounts and dates);
- information about the actions you have performed on the DAOstack app;
- list of the people and the Commons you follow on the Platform;
- the private key of your Ethereum address;
- the link between your user account and public Ethereum address.

3. Purposes of data processing

We collect and process your data for the following purposes:

- to manage our contractual and pre-contractual relations with users and future users. The legal basis for the processing of personal data here is either Art 6(1)(b) in the GDPR or Art 6(1)(f). If the legal basis for data processing is GDPR Art 6(1)(f), the personal data is being processed with the legitimate interest of responding to a potential new user;
- to manage user accounts. The legal basis for the processing of personal data here is Art 6(1)(b) in the GDPR.
- to enable the hosting and administration of fundraising events, commercial management and user relations. The legal basis for the processing of personal data here is Art 6(1)(b) in the GDPR.
- to provide our services, including the user support service, promote our services and products and propose new services and products to you. The legal basis for the processing of personal data here is either Art 6(1)(b) in the GDPR or Art 6(1)(a) in the GDPR.
- to manage the Platform, host and manage opinions and comments. The legal basis for data processing is Art 6(1)(f) in the GDPR – the controller’s legitimate interest of keeping the Platform in order.
- to compile commercial performance statistics, analyse and follow the audiences of our Platform and facilitate their browsing as well as those of our dedicated pages on social media (for example, Facebook). The legal basis for data processing is Art 6(1)(f) in the GDPR – the controller’s legitimate interest of promoting its business.
- to combat fraud, money laundering and the financing of terrorism. The legal basis for data processing is either Art 6(1)(c) or Art 6(1)(f) – the legitimate interest of the controller to prevent money-laundering or fraud.
- to manage any outstanding payments, pre-litigation and litigation cases, manage the exercise of your rights, and manage any reports and notifications linked with content published on our Platform. The legal basis for data processing is Art 6(1)(f) – the legitimate interest of the controller to manage disputes.

Please note that it may be obligatory for us to collect certain data. We need certain information to provide you with our services. The consequences of not providing us with certain personal data depends on the situation. For example, it may mean that you cannot create an account, submit or donate to a common, or benefit from some of our services.

Please note that in some instances, the Company can carry out automated decisions regarding you. When you make a donation as part of a request to join a Common, we will check to verify that the donation has in fact been made. If you have not made the donation, your application for joining a Common will automatically be declined. You have the right to contact the Company to contest the decision.

4. Sensitive data

Please note that it can happen that you communicate information our Platform which constitute as special categories of personal data pursuant to the GDPR: when you publish a common, fill in your user profile, participate in a common or publish a comment or an article on our Platform, you may publicly reveal highly sensitive information (religious or philosophical views, sexual preference, political opinions, state of health, etc.). We thus recommend extreme caution when you describe your common or user profile, post comments or articles on the forum or participate in a common, in order to protect your privacy.

Sensitive data and donations to a common: By default, donations are public and can be seen in the list of a common's donators or the user profile of a member donator. The fact of donating to a common can sometimes reveal sensitive or highly personal information (religious or philosophical convictions,

sexual preference, political opinions, state of health, etc.). For example, by donating to a common with a political dimension, you indirectly reveal your political opinions. If you do not wish your support to be public.

As a common initiator, in particular, you may communicate information concerning third parties (your staff, a person your common is designed to help, etc.). The processing of these data must comply with the regulations. You should check that you have the right to communicate these data to the Company and to the public (for example, by obtaining the written agreement of these third parties) and communicate information to these parties about the Company's processing of the data as indicated in this Privacy Policy.

5. Personal data and blockchain

Blockchain technology, also known as distributed ledger technology (or simply 'DLT'), is at the core of our business. Blockchains are decentralized and made up of digitally recorded data in a chain of packages called 'blocks'. The manner in which these blocks are linked is chronological, meaning that the data is very difficult to alter once recorded. Since the ledger may be distributed all over the world (across several 'nodes' which usually replicate the ledger) this means there is no single person making decisions or otherwise administering the system (such as an operator of a cloud computing system), and that there is no centralized place where it is located either. Accordingly, by design, a blockchain's records cannot be changed or deleted and are said to be 'immutable'. This may affect your ability to exercise your rights such as your right to erasure (this being your right to be forgotten), the right to rectification of your data or your rights to object or restrict processing, of your personal data. Data on the blockchain cannot generally be erased or changed, although some smart contracts may be able to revoke certain access rights, and some content may be made invisible to others, however it is not deleted. IF YOU WANT TO ENSURE YOUR PRIVACY RIGHTS ARE NOT AFFECTED IN ANY WAY, YOU SHOULD NOT TRANSACT ON BLOCKCHAINS AS CERTAIN RIGHTS MAY NOT BE FULLY AVAILABLE OR EXERCISABLE BY YOU OR US. IN PARTICULAR THE BLOCKCHAIN IS AVAILABLE TO THE PUBLIC AND ANY PERSONAL DATA SHARED ON THE BLOCKCHAIN WILL BECOME PUBLICLY AVAILABLE.

6. Recipients

In certain cases, the Company may share personal data with other entities. The parties who may receive personal data from the Company are mainly the Company's subcontractors (such as payment service providers), common initiators, the Company's cooperation partners and judicial and administrative authorities.

The collection of payments made directly on the Company's Platform is managed by our payment service provider (MANGOPAY). MANGOPAY processes personal data as described in its [Privacy Policy](#).

The Company chooses its subcontractors carefully. The Company concludes data processing agreements with its subcontractors (data processors), to ensure that they adhere to strict data protection rules.

In rare cases, we may disclose your personal data to public bodies and authorities, court officers, financial control entities (auditors and accountants), entities involved in combatting fraud, money laundering and the financing of terrorism. The Company discloses your personal data to these entities only if this is necessary to meet a legal obligation.

7. Your rights as a data subject

As a data subject, you have the following rights, taking into account restrictions stipulated in applicable data protection related legal acts:

- right of access to your personal data - your right to obtain from the Company a confirmation as to whether or not personal data concerning you is being processed, and, where that is the case, access to the personal data;
- right to the rectification of your personal data if it is inaccurate -
- right to have your personal data erased (“right to be forgotten”);
- right to object to the processing of your personal data, including, but not only, to data processing for marketing purposes;
- right to restrict the processing of your personal data;
- right to data portability;
- right to withdraw your consent for data processing, in cases where the legal basis for the processing of your personal data is your consent.

If you wish to exercise your rights as a data subject, please contact us by using the following contact details: support@common.io

8. Storage of personal data

The Company stores your personal data as long as you continue to be a user on the Platform. The Company stores your personal data longer only if this is required by applicable law or in the following cases:

- information regarding your activity on the blockchain. As explained in section 5 of this Privacy Policy, this information will remain on the blockchain and cannot be deleted.
- personal data about you which we use for analytical purposes, on the legal basis of legitimate interest.
- information regarding the donations made by you or information about the allocation of your other funds. This is necessary to carry out KYC and AML procedures, which is the legitimate interest of the Company.

9. Transfer of personal data outside the EEA

We note that the physical location of the Company’s servers is in the United States of America. When transferring personal data outside of the European Economic Area (EEA), the Company adheres to the rules stipulated in the GDPR regarding the transfer of personal data outside of the EEA.

Please note that when interacting with the blockchain, as explained above in section 5, it is important to understand that the blockchain is a global decentralized public network and accordingly any personal data written onto the blockchain may be transferred and stored across the globe.

10. Security

We have implemented appropriate technical and organisational measures to ensure the confidentiality of your personal data and to protect your personal data from loss, misuse, alteration or destruction. Only authorized personnel of the Company have access to your personal data, and these personnel are required to treat the information as confidential.

The security measures in place will, from time to time, be reviewed in line with legal and technical developments.

11. Links to other websites

There may be links from our Platform to other websites and resources provided by third parties. This Privacy Policy applies only to our Platform. Accessing third party websites or sources requires you to leave our website. We do not control third party websites or any of the content contained therein and you agree that we are in no way responsible or liable for any of those third party websites, including, without limitation, their content, policies, failures, promotions, products, services or actions and/or any damages, losses, failures or problems caused by, related to or arising from those websites. We encourage you to review all policies, rules, terms and regulations, including the privacy policies, of each website that you visit.

12. Changes to the Privacy Policy

The Company may amend this Privacy Policy from time to time. If we change this Privacy Policy, we will notify you about the amendments and ask you to confirm that you agree with the amendments.