

BARTERDAYZ PRIVACY POLICY

1. Introduction

- 1.1. The BarterDayz App is created, managed and controlled by BarterDayz Pty Ltd (ACN 658 206 476) (**we, us or our**).
- 1.2. The BarterDayz App is an online marketplace through which users can connect with other users for the purpose of trading or exchanging goods and services. By downloading, accessing and using the BarterDayz App, you agree to comply with the terms of this privacy policy (**Privacy Policy**).
- 1.3. This Privacy Policy outlines how we collect, store, process, use and disclose your Personal Information, and how you may access your Personal Information kept by us or how you may make a privacy complaint. Personal information will be handled and collected from you in accordance with the Australian Privacy Principles set out in the *Privacy Act 1988 (Cth)* (**Privacy Act**).

2. The information we collect about you

- 2.1. **Personal information** has the same meaning that it has under the Privacy Act, namely, information means information or an opinion about an identified individual or an individual who is reasonably identifiable, whether the information or opinion is true or not and recorded in a material form or not.
- 2.2. We will only collect and hold Personal Information and Non-Personal Information about you that is reasonably necessary to undertake our business activities and functions, deliver the BarterDayz App (including chat message function) and our other products and service to you, or as otherwise permitted by law.
- 2.3. The type of Personal Information and non-Personal Information that we collect and use depends on the type of dealings that you have with us and includes the following:
 - (a) your registration and user profile information (for example, full name, email address, telephone number, email address, date of birth, location, username and password, profile picture or business logo);
 - (b) account credentials (for example, any username and password created by you as a user of the BarterDayz App);
 - (c) marketing data and information relating to your dealings, or enquiries you have made, with us or with other users of the BarterDayz App, including information about goods and/or services you have enquired about, traded or exchanged with other users of the BarterDayz;
 - (d) device location and the geographic radius or location information within your selected service locations;
 - (e) payment and billing information;
 - (f) device information which is automatically collected from you when you visit and navigate through the BarterDayz App. Such information may include, but is not limited to, your device type; your device's network connections; unique device identifier, your device's name; your device IP address, screen size and

calibration, information about your device's web browser and internet connection you use to access the BarterDayz App, geolocation information, browser characteristics, device characteristics, operating system and language preferences, dates and times of visits to the BarterDayz App and other usage statistics; and

- (g) other information that you provide to us or that we may collect in the course of our relationship with you.

2.4. We do not collect your Sensitive Information (as defined by the Privacy Act).

3. How we collect Personal Information

3.1. We will collect Personal Information about you in a number of different ways. We may collect Personal Information and Non-Personal Information directly from you, or in the course of our dealings with you. For example, when:

- (a) you download, access and use the BarterDayz App (including when you open an account or create or update your user profile or add information to your account on, or, via, the BarterDayz App);
- (b) you upload, publish, list or post goods and/or services to be exchanged or traded with other users of the BarterDayz App or when you make enquiries about trading or exchanging or trading goods and/or services uploaded, published, listed or posted by other users of the BarterDayz App;
- (c) you contact, correspond and negotiate the exchange or trade of goods and/or services with other users of the BarterDayz App using the chat message function;
- (d) you contact and correspond with us or make a general enquiry about the BarterDayz App, or any goods and/or services displayed or listed on, or via, the BarterDayz App (for example, when you complete online forms or subscribe to our publications, alerts and newsletters, or information you provide to us when you send us an email);
- (e) visit the BarterDayz App (including via cookies), contact us online or via telephone or email with a query or request, or make a comment on our social media sites;
- (f) provide your Personal Information to third parties (including to our related bodies corporate, business partners, suppliers and other service providers, software developers, project managers, IT support professionals and helpdesks, third party payment processors, , credit reporting bodies, credit providers, government agencies, public registries, search agencies, regulatory and licensing bodies, parties to whom you refer us (for example, previous employers and referees), recruitment agencies and from publicly available sources of information (for example, online databases and social media) and our professional advisers such as lawyers, accountants, financial advisers, and insurers) (collectively, **Third Party Providers**);
- (g) you apply for freelance work or a position of employment with us;
- (h) from publicly available sources of information; or
- (i) otherwise legally authorised or required to do so.

3.2. When we collect Personal Information directly from you, we will take reasonable steps to notify you (using a collection notice) at, before, or as soon as practicable after, the time of collection.

4. How we use your Personal Information

We will not sell your Personal Information and Non-Personal Information. By providing us with your Personal Information, you consent to us using your Personal information and Non-Personal Information for the purposes outlined herein. We will only use and disclose your Personal Information and Non-Personal Information for the purposes for which the information is collected, including (but not limited to):

- (a) providing you with access to, and use of, the BarterDayz App (including enabling you to create and update your account on the BarterDayz App) and to correspond or communicate with other users who access and use the BarterDayz App;
- (b) enabling you to: (i) publish, post, advertise or list goods and/or services for trade or exchange via the BarterDayz App; and/or (ii) view goods and/or services for trade or exchange displayed or listed on the BarterDayz App by other users;
- (a) provide general customer support services for users of the BarterDayz App;
- (b) informing users about the BarterDayz App, the goods and/or services made available through the BarterDayz App, about offers, promotions or other matters which we believe are of interest to you (such as recruitment or job opportunities);
- (c) share with our Third Party Providers;
- (d) administering, improving and managing the BarterDayz App (including customising the advertising and content on the BarterDayz App), our relationship with users, goods and/or services offered for sale, trade or exchange or on, or via, the BarterDayz App;
- (e) verifying your identity;
- (f) for internal record keeping;
- (g) for direct marketing purposes (see section 6 below); and
- (h) complying with our legal and regulatory obligations

5. Disclosure to Third Parties

5.1. In order to provide you with use and access to the BarterDayz App, we may disclose your Personal Information and Non-Personal Information to:

- (a) to other users of the BarterDayz App for the purpose of assisting the parties to communicate and transact on, or via, the BarterDayz App;
- (b) our Third-Party Providers (including third party payment processors, third party platforms providing messaging or chat features and other third party service providers);

- (c) government, or law enforcement bodies to assist with their law enforcement functions; or
 - (d) or as otherwise required or authorised by law.
- 5.2. Prior to the disclosure of Personal Information to Third Party Providers, we will take such steps as reasonable in the circumstances to ensure that the Third-Party Providers treat your Personal Information securely, and otherwise complies with the relevant Australian Privacy Principles in relation to the Personal Information.
- 5.3. We use a third-party payment processors to process payments made to us. In connection with the processing of such payments, we do not collect, process, use, share, store or disclose any payment information (such as credit card and bank account details). Rather, all such information is provided directly to our third party processors, Apple Pay and Google Pay, whose use of your Personal Information is governed by their privacy policies, which may be viewed at <https://www.apple.com/au/legal/privacy/en-ww/> and <https://policies.google.com/privacy>.
- 5.4. We disclose your Personal Information to Third Party Providers of software platforms and applications that interact, or connect with, the BarterDayz App. For example, the messaging and chat feature of the BarterDayz App is provided by Aply, who use your Personal Information for the sole purpose of providing with the messaging and chat function within the BarterDayz App. For information about Aply's privacy practices, we recommend that you review their privacy policy available at <https://ably.com/privacy>.

6. Marketing communications

- 6.1. We may use and disclose your Personal Information to send you information about the BarterDayz App, the goods and/or services offered for trade or exchange by users of the BarterDayz App, other products or services we may offer from time to time, as well as other information that may be of interest to you. We may send this information in a variety of ways, such as by mail, email, SMS, telephone, social media or by customizing online content and displaying advertising on our or through the BarterDayz App.
- 6.2. If you do not wish to receive any of these marketing communications, you can opt out by following the unsubscribe instructions included in the relevant marketing communication, or by contacting us using the contact details set out in section 12 below.

7. Overseas disclosures of Personal Information

- 7.1. In the course of providing you with access to and use of the BarterDayz App, it may become necessary or desirable to disclose Personal Information to Third Party Providers located overseas. The countries in which these overseas recipients may be located will depend upon the individual circumstances. However, in the course of our ordinary business operations we commonly disclose Personal Information to our third party payment processors located outside of Australia.
- 7.2. The laws where these overseas recipients may be located provide various levels of protection for Personal Information which are not always equivalent to the level of protection that may be provided for in Australia. Where we transfer your Personal Information overseas, we will take reasonable steps to ensure that your Personal

Information is treated securely, and the means of transfer provides adequate safeguards.

8. Notifiable Data Breaches Scheme

In the event of any loss, or unauthorized access or disclosure of your Personal Information that is likely to result in serious harm to you, we will investigate and notify you and the Australian Information Commissioner as soon as practicable, in accordance with the notifiable data breach scheme contained in Part IIIC of the Privacy Act.

9. Security of your Personal Information

- 9.1. We take steps reasonable in the circumstances to ensure that the Personal Information it holds is protected from misuse, interference and loss and from unauthorized access, modification or disclosure.
- 9.2. The transmission of information via the Internet is not completely secure. We cannot guarantee the security of your data transmitted to our online services and any transmission is at your own risk.
- 9.3. We will destroy or de-identify Personal Information in circumstances where it is no longer required, unless we are otherwise required or authorised by law to retain the information.

10. Accessing and correcting your Personal Information

- 10.1. We take steps reasonable in the circumstances to ensure Personal Information we hold is accurate, up-to-date, complete, relevant and not misleading. Under the Privacy Act, you have a right to access and seek correction of your Personal Information that is collected and held by us.
- 10.2. If at any time you would like to access or correct the Personal Information, we hold about you, or you would like more information about our approach to privacy, please contact us via the contact details set out in section 12 below. If we refuse your request to access or correct your Personal Information, we will provide you with written reasons for the refusal and details of complaint mechanisms.

11. Cookies

- 11.1. We may collect information when you access and use our website and the BarterDayz App by utilising features and technologies of your internet browser, including cookies. A cookie is a piece of data that enables us to track and target your preferences.
- 11.2. The type of information we collect from you may include your device type; your device's network connections; unique device identifier, your device's name; your device IP address, screen size and calibration, information about your device's web browser and internet connection you use to access the BarterDayz App, geolocation information, browser characteristics, device characteristics, operating system and language preferences, dates and times of visits to the BarterDayz App and other usage statistics.

11.3. You can set your computer or device to reject cookies, but this may affect your ability to use certain parts of our website and BarterDayz App.

12. Privacy complaints

If you have any complaints or issues you wish to raise with us regarding the way we have handled your Personal Information, or would like to discuss any issues about our Privacy Policy, please contact us directly by email at admin@barterdayz.com.

13. Changes to this Privacy Policy

From time to time, it may be necessary for us to review and revise our Privacy Policy. We may notify you about changes to this Privacy Policy by posting an updated version on our website. We encourage you to check our website from time to time to ensure you are familiar with our latest Privacy Policy.