

## **Privacy Notice**

This is the privacy notice of Chelsea Preparatory School ('we', 'our', or 'us').

Our registered office is at 30 Chelsea Drive, Durban North, 4051.

### **Introduction**

This notice describes how we collect, store, transfer and use personal data. It tells you about your privacy rights and how the law protects you.

In the context of the law and this notice, 'personal data' is information that clearly identifies you as an individual or which could be used to identify you if combined with other information. Acting in any way on personal data is referred to as 'processing'.

This notice applies to personal data collected through our Digital Platforms

Except as set out below, we do not share, or sell, or disclose to a third party, any information collected through our website.

### **Data Protection**

If you have any questions about how we process your personal data, including any requests to exercise your legal rights, please contact

Marketing & PR, [marketing@chelseaprep.co.za](mailto:marketing@chelseaprep.co.za)

### **Personal data we process**

#### **How we obtain personal data**

The information we process about you includes information:

- you have directly provided to us
- that we gather from third party databases and service providers
- as a result of monitoring how you use our Digital Platforms or our services

#### **Types of personal data we collect directly**

When you use our Digital Platforms, we may ask you to provide personal data. This can be categorised into the following groups:

- personal identifiers, such as your first and last names, your title and your date of birth
- contact information, such as your email address, your telephone number and your postal addresses for billing, delivery and communication
- account information, including your username and password
- registration number
- marketing preferences that tell us what types of marketing you would like to receive

## **Types of personal data we collect from third parties**

We confirm some of the information you provide to us directly using data from other sources. We also add to the information we hold about you, sometimes to remove the need for you to provide it to us and sometimes in order to be able to assess the quality of the services you offer.

The additional information we collect can be categorised as follows:

- information that confirms your identity
- business information, including your business trading name and address, your company number (if incorporated), and your VAT number (if registered)
- information that confirms your contact information
- reviews and feedback about your business on other websites through which you sell your services
- unsolicited complaints by other users

### **1. Types of personal data we collect from your use of our services**

By using our Digital Platforms and our services, we process:

- your username and password, if applicable, and other information used to access our Digital Platforms and our service along with our recommended contractors.
- information you contribute to our community, when logging incidents and including reviews.
- your replies to polls and surveys.
- technical information about the hardware and the software you use to access our Digital Platforms and use our services, including your Internet Protocol (IP) address, your browser type and version and your device's operating system.
- usage information, including the frequency you use our services, the pages of our Digital Platforms that you visit, whether you receive messages from us and whether you reply to those messages.
- transaction information that includes the details of the products services you have bought from us and payments made to us for those services.
- your preferences to receive marketing and the type of advertising you would like to receive from us; how you wish to communicate with us; and responses and actions in relation to your use of our services.

### **2. Our use of aggregated information**

We may aggregate anonymous information such as statistical or demographic data for any purpose. Anonymous information is that which does not identify you as an individual. Aggregated information may be derived from your personal data but is not considered as such in law because it does not reveal your identity.

For example, we may aggregate usage information to assess whether a feature of our Digital Platforms is useful.

However, if we combine or connect aggregated information with your personal data so that it can identify you in any way, we treat the combined information as personal data, and it will be used in accordance with this privacy notice.

### **3. Special personal data**

Special personal data is data about your race or ethnicity, religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union membership, information about your health and genetic and biometric data.

We do not collect any special personal data about you.

### **4. If you do not provide personal data we need**

Where we need to collect personal data by law, or under the terms of a contract we have with you, and you fail to provide that data when requested, we may not be able to perform that contract.

In that case, we may have to stop providing a service to you. If so, we will notify you of this at the time.

### **The bases on which we process information about you**

The law requires us to determine under which of six defined bases we process different categories of your personal data, and to notify you of the basis for each category.

If a basis on which we process your personal data is no longer relevant then we shall immediately stop processing your data.

If the basis changes then if required by law we shall notify you of the change and of any new basis under which we have determined that we can continue to process your information.

### **5. Information we process because we have a contractual obligation with you**

When you create an account on our Digital Platforms, buy a product or service from us, or otherwise agree to our terms and conditions, a contract is formed between you and us.

In order to carry out our obligations under that contract we must process the information you give us. Some of this information may be personal data.

We may use it in order to:

- a) verify your identity for security purposes when you use our services
- b) sell products to you
- c) provide you with our services
- d) provide you with suggestions and advice on products, services and how to obtain the most from using our Digital Platforms

We process this information on the basis there is a contract between us, or that you have requested we use the information before we enter into a legal contract.

We shall continue to process this information until the contract between us ends or is terminated by either party under the terms of the contract.

## **6. Information we process with your consent**

Through certain actions when otherwise there is no contractual relationship between us, such as when you browse our Digital Platforms or ask us to provide you more information about our business, including our products and services, you provide your consent to us to process information that may be personal data.

Wherever possible, we aim to obtain your explicit consent to process this information, for example, we ask you to agree to our use of non-essential cookies when you access our website.

If you have given us explicit permission to do so, we may from time to time pass your name and contact information to selected associates whom we consider may provide services or products you would find useful.

We continue to process your information on this basis until you withdraw your consent or it can be reasonably assumed that your consent no longer exists.

You may withdraw your consent at any time by instructing Marketing Department, [marketing@chelseaprep.co.za](mailto:marketing@chelseaprep.co.za)

However, if you do so, you may not be able to use our Digital Platforms or our services further.

We aim to obtain and keep your consent to process your information. However, while we take your consent into account in decisions about whether or not to process your personal data, the withdrawal of your consent does not necessarily prevent us from continuing to process it. The law may allow us to continue to process your personal data, provided that there is another basis on which we may do so. For example, we may have a legal obligation to do so.

## **7. Information we process for the purposes of legitimate interests**

We may process information on the basis there is a legitimate interest, either to you or to us, of doing so.

Where we process your information on this basis, we do after having given careful consideration to:

- whether the same objective could be achieved through other means
- whether processing (or not processing) might cause you harm
- whether you would expect us to process your data, and whether you would, in the round, consider it reasonable to do so

For example, we may process your data on this basis for the purposes of:

- improving our services.
- record-keeping for the proper and necessary administration of our services.
- responding to unsolicited communication from you to which we believe you would expect a response.
- preventing fraudulent use of our services.
- exercising our legal rights, including to detect and prevent fraud and to protect our intellectual property.

- insuring against or obtaining professional advice that is required to manage business risk.
- protecting your interests where we believe we have a duty to do so.

#### **8. Information we process because we have a legal obligation**

Sometimes, we must process your information in order to comply with a statutory obligation.

For example, we may be required to give information to legal authorities if they so request or if they have the proper authorisation such as a search warrant or court order.

This may include your personal data.

#### **9. Information we process to protect vital interests**

In situations where processing personal information is necessary to protect someone's life, where consent is unable to be given and where other lawful bases are not appropriate, we may process personal information on the basis of vital interests.

For example, we may inform relevant organisations if we have a safeguarding concern about a vulnerable person.

### **How and when we process your personal data**

#### **10. Your personal data is not shared**

We do not share or disclose to a third party, any information collected through our Digital Platforms.

#### **11. Information you provide**

Our Digital Platforms allows you to post information with a view to that information being read, copied, downloaded, or used by other people.

For example, when you leave a review or post a message on our Digital Platforms, we reasonably assume that you consent for the message to be seen by others. We may include your username with your message, and your message may contain information that is personal data.

Other examples include:

- tagging an image.
- clicking on an icon next to another visitor's message to convey your agreement, disagreement or thanks.

#### **12. Payment information**

Payment information is never taken by us or transferred to us either through our website or otherwise. Our employees and contractors never have access to it.

#### **13. Information obtained from third parties**

Although we do not disclose your personal data to any third party (except as set out in this notice), we sometimes receive data that is indirectly made up from your personal data from third parties whose services we use.

No such information is personally identifiable to you.

#### **14. Third party advertising on our website**

Third parties may advertise on our Digital Platforms. In doing so, those parties, their agents or other companies working for them may use technology that automatically collects information about you when their advertisement is displayed on our website.

They may also use other technology such as cookies or JavaScript to personalise the content of, and to measure the performance of their adverts.

We do not have control over these technologies or the data that these parties obtain. Accordingly, this privacy notice does not cover the information practices of these third parties.

#### **15. Disputes between users**

In the event of a dispute between you and another user, provided that you consent, we may share your basic personal data, business information and contact information with the other user.

At our discretion, we may share other information to enable the dispute to be resolved through litigation or alternative dispute resolution methods.

### **Use of information we collect through automated systems**

#### **16. Cookies**

Cookies are small text files that are placed on your computer's hard drive by your web browser when you visit a website that uses them. They allow information gathered on one web page to be stored until it is needed for use at a later date.

They are commonly used to provide you with a personalised experience while you browse a website, for example, allowing your preferences to be remembered.

They can also provide core functionality such as security, network management, and accessibility; record how you interact with the Digital Platforms so that the owner can understand how to improve the experience of other visitors; and serve you advertisements that are relevant to your browsing history.

Some cookies may last for a defined period of time, such as one visit (known as a session), one day or until you close your browser. Others last indefinitely until you delete them.

Your web browser should allow you to delete any cookie you choose. It should also allow you to prevent or limit their use. Your web browser may support a plug-in or add-on that helps you manage which cookies you wish to allow to operate.

The law requires you to give explicit consent for use of any cookies that are not strictly necessary for the operation of a website.

When you first visit our Digital Platforms, we ask you whether you wish us to use cookies. If you choose not to accept them, we shall not use them for your visit except to record that you have not consented to their use for any other purpose.

If you choose not to use cookies or you prevent their use through your browser settings, you may not be able to use all the functionality of our Digital Platforms.

We use cookies in the following ways:

- to track how you use our Digital Platforms.
- to record whether you have seen specific messages we display on our website.
- to keep you signed in to our Digital Platforms.
- to record your answers to surveys and questionnaires on our site while you complete them.
- to record the conversation thread during a live chat with our support team.

We provide more information about the cookies we use in our cookie policy.

#### **17. Personal identifiers from your browsing activity**

Requests by your web browser to our servers for Digital Platforms pages and other content on our Digital Platforms are recorded.

We record information such as your geographical location, your Internet service provider and your IP address. We also record information about the software you are using to browse our website, such as the type of computer or device and the screen resolution.

We use this information in aggregate to assess the popularity of the webpages on our website and how we perform in providing content to you.

If combined with other information we know about you from previous visits, the data possibly could be used to identify you personally, even if you are not signed in to our website.

#### **18. Re-marketing**

Re-marketing involves placing a 'tracking technology' such as a cookie, a 'web beacon' (also known as an 'action tag' or a 'single-pixel GIF') to track which pages you visit

The benefit of re-marketing technology is that we can provide you with more useful and relevant adverts, and not show you ones repeatedly that you may have already seen.

We may use a third-party advertising service to provide us with re-marketing services from time to time. If you have consented to our use of such tracking technologies, you may see advertisements for our products and services on other websites.

We do not provide your personal data to advertisers or to third-party re-marketing service providers. However, if you are already a member of a website whose affiliated business provides such services, that affiliated business may learn of your preferences in relation to your use of our Digital Platforms.

#### **Other matters**

#### **19. Use of our services by children**

We do not sell products or provide services for purchase by children, nor do we market to children.

If you are under 18, you may use our Digital Platforms only with consent from a parent or guardian.

We collect data about all users of and visitors to these areas regardless of age, and we anticipate that some of those users and visitors will be children.

## **20. Delivery of services using third party communication software**

With your consent, we may communicate using software provided by a third party such as Facebook (Whatsapp), apple (Facetime), Microsoft (Skype) or Zoom Video Communications (Zoom).

Such methods of communication should secure your personal data using encryption and other technologies. The providers of such software should comply with all applicable privacy laws, rules, and regulations, including the POPI, CPA and GDPR where applicable.

If you have any concerns about using a particular software for communication, please tell us.

## **21. Control over your own information**

It is important that the personal data we hold about you is accurate and up to date. Please inform us if your personal data changes.

At any time, you may contact us to request that we provide you with the personal data we hold about you.

At any time you may review or update personally identifiable information that we hold about you, by signing in to your account on our Digital Platforms.

To obtain a copy of any information that is not provided on our Digital Platforms you should contact us to make that request.

When we receive any request to access, edit or delete personal data we first take reasonable steps to verify your identity before granting you access or otherwise taking any action. This is important to safeguard your information.

Please be aware that we are not obliged by law to provide you with all personal data we hold about you, and that if we do provide you with information, the law allows us to charge for such provision if doing so incurs costs for us. After receiving your request, we will tell you when we expect to provide you with the information, and whether we require any fee for providing it to you.

If you wish us to remove personally identifiable information from our website, you should contact us to make your request.

This may limit the service we can provide to you.

We remind you that we are not obliged by law to delete your personal data or to stop processing it simply because you do not consent to us doing so. While having your consent is an important consideration as to whether to process it, if there is another legitimate basis on which we may process it, we may do so on that basis.

## **22. Communicating with us**

When you contact us, whether by telephone, through our Digital Platforms or by email, we collect the data you have given to us in order to reply with the information you need.

We record your request and our reply in order to increase the efficiency of our organisation.

We do not keep any personally identifiable information associated with your message, such as your name or email address.



### **23. Complaints / Right to Object**

If you are not happy with our privacy policy, or if you have any complaint, then please contact Marketing Department, [marketing@chelseaprep.co.za](mailto:marketing@chelseaprep.co.za)

When we receive a complaint, we record the information you have given to us on the basis of consent. We use that information to resolve your complaint.

We aim to investigate all complaints relating to user generated content. However, we may not be able to do so as soon as a complaint is made. If we feel that it is justified or if we believe that the law requires us to do so, we shall remove the content while do so.

Making a complaint may not result in the removal of the content. Ultimately, we have to make a judgment as to whose right will be obstructed: yours, or that of the person who posted the content that offends you.

If we think your complaint is vexatious or without any basis, we shall not correspond with you about it.

If your complaint reasonably requires us to notify some other person, we may decide to give to that other person some of the information contained in your complaint. We do this as infrequently as possible, but it is a matter for our sole discretion whether we do give information, and if we do, what that information is.

We may also compile statistics showing information obtained from this source to assess the level of service we provide, but not in a way that could identify you or any other person.

If a dispute is not settled then we hope you will agree to attempt to resolve it by engaging in good faith with us in a process of mediation or arbitration.

If you are in any way dissatisfied about how we process your personal data, you have a right to lodge a complaint with the relevant Ombudsman.

### **24. Retention period**

Except as otherwise mentioned in this privacy notice, we keep your personal data only for as long as required by us:

- to provide you with the services you have requested.
- to comply with other law, including for the period demanded by our tax authorities.
- to support a claim or defence in court.

### **25. Compliance with the law**

Our privacy policy complies with the law in the South Africa, specifically with the Protection of Personal Information Act (the 'Act') accordingly incorporating the Consumer Protection Act ('CPA') and EU General Data Protection Regulation ('GDPR')

### **26. Review of this privacy policy**

We reserve the right to update this privacy notice from time to time as necessary.