

# PRIVACY POLICY

**Vol 1.2**

**Last update 24.05.2018**

**SimpleSail & Fordewind**

In accordance with General Data Protection Regulation (GDPR), that comes into effect 25.05.2018 this Privacy Policy sets out how we use and protect any information that you give to us or we get from you, when we cooperate.

By accessing or using any part of the websites or the services provided, you agree to be bound by Charter Rules and our privacy policy. If you do not agree to our Charter Rules and our Privacy Policy, then you may not access the websites or use the service provided.

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## *Article 1. About this Policy*

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1.1 This policy explains when and why we collect personal information about our potential clients, clients, partners, employees, suppliers, web site visitors, users and other 3rd party, how we use it and how we keep it secure and your rights in relation to it.

1.2 We may collect, use and store your personal data, as described in this Data Privacy Policy and as described when we collect data from you.

1.3 We reserve the right to amend this Data Privacy Policy from time to time without prior notice. You are advised to check our website [www.simplesail.com] for any amendments (but amendments will not be made retrospectively).

1.4 We will always comply with the General Data Protection Regulation (GDPR) when dealing with your personal data. Further details on the GDPR can be found at the website for the Information Commissioner (<http://ec.europa.eu>). For the purposes of the GDPR, we will be the "controller" of all personal data we hold about you.

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## *Article 2. Who we are?*

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2.1 We are SimpleSail, mailing address is Kalimanska II 7, Tivat, Montenegro, 85320. It applies across all e-mails from web domain simplesail.com (\*@simplesail.com), phones +38269541228, +38269335855, +385955682288, Simple Sail sites (simplesail.com, simplesail.ru), our companies Simple Sail d.o.o., Fordewind d.o.o.

2.2. When we say "we", "us", "Company", "our", "SimpleSail" or "Fordewind" it is because this is who we are and we own and manage indicated in this Policy sources and sides.

2.1. The Owner shall let the vessel to the Charterer for utilization and shall not enter into any other similar Agreements in relation to this vessel for the same period.

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*Article 3. What we collect*

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<b>Type of information</b>	<b>Purposes</b>	<b>Legal basis of processing</b>
<b>Names, address, telephone numbers, e-mail address(es), IP address, passport and license details, cookies,</b>	<p>Managing the duty roster.</p> <p>Allocating moorings and compound spaces.</p> <p>Creating and managing the Company's online CRM Directory.</p> <p>Managing charters, sailing schools, boat management and operating activities at the Company's.</p>	<p>Performing the Companies contract with the customer.</p> <p>For the purposes of our legitimate interests in operating the Company.</p>
<b>Emergency contact details</b>	<p>Contacting next of kin in the event of emergency</p>	<p>Protecting the Client's vital interests and those of their dependants</p>
<b>Date of birth / age related information</b>	<p>Managing clients categories which are age related</p>	<p>Performing the Company's contract with the customers.</p>
<b>Gender</b>	<p>Provision of adequate facilities for customers.</p>	<p>For the purposes of our legitimate interests in making sure that we can provide sufficient and suitable facilities (including changing rooms, boats and toilets) for each gender.</p>
<b>Photos and videos of customers and their boats</b>	<p>Putting on the Company's website and social media pages and using in press releases.</p>	<p>Consent. We will seek the customers consent on their application's form and each customers renewal form and the customer may withdraw their consent at any time by contacting us by e-mail or letter.</p>
<b>Radio call signs, mmsi numbers, boat name, boat registration data, boat owner details.</b>	<p>Collected for allocation of moorings, boat registration needs.</p>	<p>For the purposes of our legitimate interests in ensuring that we get all details of boat owner and boat.</p>
<b>Bank account details of the customers or other person making payment to the Company. Credit card details of customers.</b>	<p>Managing the customers and their dependents' in cooperation with the Company, the provision of services and events.</p>	<p>Performing the Company's contract with the customers.</p>

<b>Skipper's, crew member's and passenger's names, address, email addresses, phone numbers, relevant qualifications, passport details or photo copy of them, valid license and/or experience.</b>	Managing charters, sailing school, yacht management and operating activities at the Company's.	For the purposes of our legitimate interests.
<b>Name, e-mail address, bank details, requisites and telephone number of each legal companies, government office, individual entrepreneur</b>	Managing charters and operating activities at the Company's.	For the purposes of our legitimate interests in operating and promoting the Company
<b>Employees and representatives of suppliers, suppliers and partners, counterparty's to the Company</b>	Entering into and managing arrangements with Employees and representatives of suppliers, suppliers and partners, counterparty's	Entering into and performing contracts with Employees and representatives of suppliers, suppliers and partners, counterparty's  For the purposes of our legitimate interests.

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#### *Article 4. How we protect your personal data*

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4.1 We will not transfer your personal data to any 3rd party without your consent.

4.2 We have implemented generally accepted standards of technology and operational security in order to protect personal data from loss, misuse, or unauthorized alteration or destruction.

4.3 Please note however that where you are transmitting information to us over the inter net this can never be guaranteed to be 100% secure.

4.4 For any payments which we take from you online we will use a recognised online secure payment system.

4.5 We will notify you promptly in the event of any breach of your personal data which might expose you to serious risk.

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#### *Article 5. Who else has access to the information you provide us?*

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5.1 We will never sell your personal data. We will not share your personal data with any third parties without your prior consent (which you are free to withhold) except where we are required to do so by law or as set out in the table above or in paragraphs 5.2 and 5.3 below.

5.2 We may pass your personal data to third parties who are service providers, agents and subcontractors to us for the purposes of completing tasks and providing services to you on our behalf (e.g. to print newsletters and send you mailings). We do this for the purpose of our legitimate interests in operating the Company and for performing our contract with you. However, we disclose only the personal data that is necessary for the third party to deliver the service and we have a contract in place that requires them to keep your information secure and not to use it for their own purposes. It is possible that third parties may themselves engage others (sub- processors) to process your data. Where this is the case third parties will be required to have contractual arrangements with their sub-processor(s) that ensure your information is kept secure and not used for their own purposes.

5.3 We may also pass your personal data to the Government's body for the purposes of carrying out surveys when it is in the legitimate interest of the Company and the public body to do so.

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## *Article 6. How long do we keep your information?*

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6.1 We will hold your personal data on our systems for as long as you are a client of the Company or in cooperation with us and for as long afterwards as it is in the Company's legitimate interest to do so or for as long as is necessary to comply with our legal obligations. We will review your personal data every year to establish whether we are still entitled to process it. If we decide that we are not entitled to do so, we will stop processing your personal data except that we will retain your personal data in an archived form in order to be able to comply with future legal obligations e.g. compliance with tax requirements and exemptions, and the establishment, exercise or defence of legal claims.

6.2 We securely destroy all financial information once we have used it and no longer need it.

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## *Article 7. Your rights*

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7.1 You have rights under the GDPR:

- (a) to access your personal data
- (b) to be provided with information about how your personal data is processed
- (c) to have your personal data corrected
- (d) to have your personal data erased in certain circumstances
- (e) to object to or restrict how your personal data is processed
- (f) to have your personal data transferred to yourself or to another business in certain circumstances.

7.2 You have the right to take any complaints about how we process your personal data to the Information Commissioner:  
Data Protection Authorities - [http://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index\\_en.htm](http://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index_en.htm)

For more details, please address any questions, comments and requests regarding our data processing practices to our Data Protection Manager, Andrey Nikiforov [event@simplesail.com](mailto:event@simplesail.com)

7.2. It is understood that the skipper, crew and passengers shall be entitled to a minimum amount of rest in accordance with the vessel's Code of Practice.