

Privacy and Personal Data Protection Policy

This Privacy and Personal Data Protection Policy (hereinafter referred to as the “Policy”) defines and regulates the confidentiality, processing, protection, and security of personal data of users (hereinafter referred to as “you,” “the User,” or “Data Subject”) by “GAUS Crypto” LLC (ID 405769654, hereinafter referred to as the “Provider,” “Company,” or “we”).

We inform you that we take the proper processing of your data very seriously. The Company fully complies with the principles established by the Law of Georgia on Personal Data Protection, and your data is processed lawfully, fairly, transparently, and in a manner that respects your dignity.

This Policy applies in all cases where your personal data is processed in connection with your use of the Provider’s services.

When registering as a client in the Provider’s system through the registration application/KYC questionnaire, you confirm that you have read and agree to this Policy.

When using the Provider’s services, the Provider processes the Data Subject’s personal data either directly or through an authorized person. An authorized person (hereinafter referred to as the “Authorized Person”) is any natural or legal person, or public entity, that processes data on behalf of or for the Provider. The Authorized Person may process data provided by the User based on a legal act or a written agreement with the Provider, which must comply with the requirements of the law and respect its prohibitions. The Authorized Person is prohibited from further processing the data for any other purpose. Information regarding the Authorized Persons may be obtained at the Service Center/Branch.

What Data Processing Means and the Categories of Data Processed

Personal Data (hereinafter referred to as “Data”) means any information relating to an identified or identifiable natural person. A natural person is considered identifiable when they can be directly or indirectly identified, in particular by reference to a name, surname, identification number, geolocation data, electronic communication identifiers, or one or more physical, physiological, mental, psychological, genetic, economic, cultural, or social characteristics.

Data Processing means any operation performed on data, including collection, acquisition, access, recording, video or audio monitoring, organization, classification, correlation, storage, modification, retrieval, inquiry, use, restriction, deletion, or destruction, as well as disclosure by transmission, publication, dissemination, or otherwise making data accessible.

In accordance with the purposes and grounds defined in this Policy, the Company processes the following types of Data about you:

- Identification/Verification/Registration Data: name, surname, personal identification number, date of birth, gender, photograph, citizenship, and information regarding professional activity;
- Contact and Communication Data: telephone number, email address, residential address, and other contact details;
- Transaction Data: information regarding transactions carried out, including transaction currency, information about virtual assets, the time and place of transactions, and other related details;

- Data Obtained During Communication: data obtained via email, telephone, chat, social media, or other communication channels;
- Records: video recordings;
- Statutorily Required Data: data the processing of which is mandated by law (e.g., for tax, identification, or Anti-Money Laundering (AML) purposes), and other similar obligations.

How We Collect Your Data

We process your information lawfully, fairly, and transparently. We collect data when:

- You register as a user in the Provider's system;
- You use the Provider's services;
- You interact with our digital channels and their functionalities (e.g., chat);
- Additionally, we may obtain information about you from public sources and third parties only if there is a lawful basis for doing so.

Purposes of Data Processing

We process your personal data only for specific, explicit, and legitimate purposes, and to the extent necessary for those purposes:

- To provide our services;
- For identification and verification purposes;
- To process transactions;
- For the transfer or delivery of funds (including virtual assets) and, in accordance with applicable law, to provide any accompanying information necessary for such transfer or delivery;
- To offer and improve our services;
- To ensure data security;
- To fulfill our legal and contractual obligations;
- To communicate with you;
- For marketing purposes, which include periodically offering various products or services with your consent, and developing or planning marketing activities;
- To protect our legitimate interests and/or legal rights.

We do not process your data for purposes other than those for which it was originally collected, without your consent, if such purposes are incompatible with the initial purposes of processing.

Legal Basis for Data Processing

The legal basis for processing your personal data includes:

- Your specific, explicit, and voluntary consent;
- Obligations imposed by law or legislation;
- The conclusion or performance of a contract with you;
- The provision of services to you;
- The protection of the legitimate interests of the Company or third parties.

Circumstances Under Which We Share Your Data

Personal data is protected and not disclosed to third parties, except in cases permitted by Georgian legislation. If necessary, and based on the legal grounds for data processing, to fulfill obligations imposed by law or contract, and to the extent required, your personal data may be shared with the Company's authorized representatives and the following other parties:

- Your legal representative;
- Law enforcement agencies, regulatory authorities, or other bodies as provided by law;
- Third parties to whom you request or consent to the sharing of your data;
- Third parties to whom the sharing of information is necessary to provide the services you have requested;
- Intermediary providers, external auditors, consultants, advisors, and other persons performing similar functions who provide services to the Company or on behalf of the Company under a written agreement;
- Third parties in cases required by law.

In cases where your personal data is transferred internationally, such transfer shall be conducted in accordance with the applicable legal requirements. In addition, during such transfers, we take all reasonable measures to ensure that your data is transferred securely and with full confidentiality, in full compliance with this Privacy Policy.

Retention Period of Your Data

The Company retains your personal data for the entire duration of your use of the services and for five (5) years following the termination of such services. This period may be extended in cases provided for by law. Additionally, in the event of a dispute, the Company will retain the data until the resolution of the dispute. Upon expiration of the retention period, the data will be either anonymized or destroyed.

How We Ensure Data Security

We store the personal data processed about you in compliance with the requirements of the legislation of Georgia. The Company implements physical, technical, and organizational safeguards to protect your data. The Company ensures the security of electronic devices, files, and premises under its ownership. Additionally, the Company has established policies to protect your data against loss, unlawful processing, including destruction, deletion, alteration, disclosure, or misuse. To secure the collected data, the Company uses a protected server, access to which is restricted solely to authorized Company personnel and contractors responsible for technical support. Any employee of the Company or an Authorized Person (if applicable) involved in data processing undertakes an obligation not to exceed the scope of their granted authority. Furthermore, they are obliged to maintain the confidentiality and privacy of the data, including after the termination of their employment or contractual relationship.

The Company ensures the logging of all actions performed on data in electronic form, such as creation, viewing, editing, addition, modification, transfer, execution of actions, deletion, anonymization, or extraction (indicating by whom and from which device), to prevent unauthorized access, disclosure, use, destruction, or other misuse. In the event of such actions, the responsible person can be identified.

For data processed in non-electronic form, the Company ensures the logging of all actions related to disclosure and/or modification.

The Company records any data-related incidents, the outcomes, and the measures taken, and notifies the Personal Data Protection Service in writing or electronically no later than 72 hours after discovering the incident, except

in cases where it is unlikely that the incident will cause significant harm or pose a substantial risk to the fundamental rights and freedoms of individuals.

In cases where the incident is likely to cause significant harm or pose a substantial risk to the fundamental rights and freedoms of individuals, the Company shall notify the Data Subject about the incident at the earliest opportunity, using a simple and understandable format and language. If notifying the Data Subject directly would require disproportionate effort or resources, the Company may provide the information publicly or in another suitable manner to ensure the Data Subject is informed.

Direct Marketing

The Company will process personal data for direct marketing purposes only with your consent. Except for your name, surname, address, telephone number, and email address, any other data processed for direct marketing purposes will be processed solely based on your explicit written consent.

You have the right to contact us at any time and request the termination of data processing for direct marketing purposes. Your request will be fulfilled within seven (7) business days from the date of receipt.

Profiling and Automated Decision-Making

The Company does not engage in profiling, which means it does not use personal data to evaluate certain personal characteristics of a natural person, including the analysis or prediction of characteristics related to the quality of work performed by the individual, their economic situation, health, personal interests, reliability, behavior, location, or movements.

However, the processing of personal data by the Company may be carried out using both automated and non-automated means. Automated processing may include the use of information systems, for example, for user registration, performing transactions, etc.

The Company does not make decisions based solely on automated processing of personal data, including profiling, that would produce legal effects or similarly significant consequences for the User.

Protection of Minors' Data

The Company places special importance on the protection of personal data of minors.

Our services are intended solely for individuals who are at least 18 years of age. The Company does not collect or process personal data of persons under 18 without the prior consent of a parent or legal guardian.

If it is discovered that the Company has collected data of a minor without consent, the Company will take appropriate action, including the immediate deletion of such data.

Video Surveillance

For the purposes of ensuring your safety, protecting property and confidential information, and complying with legal requirements, video recording is conducted at the Company's headquarters and branches, covering both external perimeters and internal areas, including work processes and the provision of services to you.

Video recording is carried out in full compliance with the requirements of the Law of Georgia on Personal Data Protection. This includes, but is not limited to, the placement of appropriate warning signs at the perimeter to ensure proper notice. Video recordings are processed solely for specific purposes, with strict access restrictions and retention period controls.

Your Rights

You have the right to:

- Obtain, free of charge, information regarding the personal data processed about you, including what data is processed, the purpose and legal basis of such processing, and the source from which the data was collected or obtained;
- Access the personal data held about you by the Company and receive copies of documents or records containing your personal data, free of charge, in accordance with the procedures established by the legislation of Georgia;
- Receive information regarding the retention period of your personal data, or if a specific period cannot be determined, the criteria used to determine such period;
- Obtain information regarding the legal basis and purposes of data transfers, as well as the appropriate safeguards for data protection, in cases where data is transferred to another state or international organization;
- Obtain information regarding the identity of the data recipient or the categories of data recipients, including the basis and purpose of the data transfer, if personal data is disclosed to a third party;
- Obtain information about any automated processing, including profiling, and the logic involved in making such decisions, as well as the impact on data processing and the expected or likely consequences of such processing;
- Request the correction, updating, or completion of inaccurate, incorrect, or incomplete personal data;
- Request the cessation, deletion, destruction, blocking, or transfer of personal data;
- Object to being subject solely to decisions based on automated processing, including profiling;
- Withdraw your consent at any time, without any explanation or justification, by contacting the Personal Data Protection Service and/or the courts.

Limitations on Your Rights

Your rights may be restricted in cases provided by law, including when exercising them could pose a threat to:

- The interests of national security, information security, cybersecurity, and/or defense;
- Public safety, crime prevention, or the investigation of criminal offenses;
- Significant financial or economic interests of the country (including monetary, budgetary, and tax-related matters), as well as public health and social protection interests;
- The functions and powers of regulatory and/or supervisory authorities;
- Your rights and freedoms or the rights and freedoms of others;
- The protection of state, commercial, professional, or other legally protected secrets;
- The justification or enforcement of a legal claim.

In certain cases, due to anti-money laundering, tax, consumer protection legislation, or other legal acts, the immediate deletion or blocking of personal data may be restricted.

Unless otherwise provided by law, you have the right to choose the form in which information regarding the processing of your personal data is provided. If you do not request the information in a different form, it will be provided in the same form in which the request was made.

You have the right to receive information regarding the processing of your personal data no later than ten (10) business days from the date of your request. In exceptional cases, and with appropriate justification, this period may be extended by no more than an additional ten (10) business days, about which you will be promptly notified.

Changes to the Privacy Policy

This document is subject to periodic updates by the Company. You will be personally notified of any changes only if such an obligation arises under applicable law.

Contact Information

For any questions related to the protection of personal data, you may contact the Company at any time via email: info@gauscrypto.com, or the Personal Data Protection Service at office@pdps.ge.