

# Bitorbit Privacy Notice

**Last Updated:** September 1, 2022

The Bitorbit Foundation website available at <https://bitorbit.foundation>, including any of its subdomains (the “**Website**”), associated software, application programming interface (API), any services and products offered or provided via the Website (hereinafter collectively with the Website, the “**Services**”) are operated by Multichain Labs LTD (“**we**”, “**our**”, “**us**”, or “**Company**”). With respect to personal data collected when you access and use the Services, we act as a data controller, meaning that we determine the purposes and means of processing your personal data.

In this Privacy Notice, we explain which types of personal data we hold on you, how we collect and process such data, how long we keep it, and other relevant information about your personal data being processed in connection with your access to and use of the Services. Personal data or personal information means any information directly or indirectly identifies you as an individual. In this Privacy Notice, we use “personal data” and “personal information” as synonyms.

This Privacy Notice also governs the processing of personal data in the Telegram groups, channels, and/or chats administered by us, such as [https://t.me/Bitorbit\\_community](https://t.me/Bitorbit_community) (the “**Telegram Bitorbit Channels**”). You may see the official Telegram Bitorbit Channels on the Website.

We process personal data in accordance with this Privacy Notice and we endeavour to comply with the applicable data protection legislation. If you have any questions regarding processing of your personal data, do not hesitate to contact us via the contact details provided below.

## Contact details

**Name:** Multichain Labs LTD, a British Virgin Islands business company

**Address:** Intershore Chambers, Road Town, Tortola, P.O. Box 4342, the British Virgin Islands

**Email:** [legal@bitorbit.com](mailto:legal@bitorbit.com)

## What information we collect

The categories of personal data we collect depend on how you interact with us, use the Services, and the requirements of applicable data protection legislation.

### A. Wallet Data

In order to enable you to use certain functionality of the Services, including to carry out certain transactions, such as minting (issuing) non-fungible digital cryptographic tokens (NFTs) and/or staking (locking) digital cryptographic tokens (the “**Transactions**”), we must receive your public address (the “**Address**”) associated with the cryptographic wallet that you connect to the Website (the “**Wallet**”). The Address constitutes a random set of symbols assigned by the respective blockchain network. We collect and process your Address when you connect your Wallet to the Website. When you carry out Transactions with your Wallet, we collect and process certain information about such Transactions, such as: (i) Transaction amount; (ii) Transaction time and date; (iii) Transaction status, etc.

References to “Address” and “Transaction” in this Privacy Notice apply to the Addresses and Transactions on all applicable blockchain networks and references to “Wallet” apply to any cryptographic wallet, which is essentially a pair of public and private cryptographic keys that can be used to receive, manage and dispose of cryptographic tokens, regardless of such wallet’s underlying blockchain.

While processing the Address and Transactions we cannot identify you as an individual (because it is not possible to identify you having only a random set of symbols). Therefore, generally, this data is not personal. However, under the applicable data protection legislation, if such data is combined with certain other data (such as a name, email address, nickname, photo, phone number, or social media account data), it may become possible to identify you as an individual and thus, such a set of data may be deemed personal information.

## B. Analytical Data

When you access and use the Services, certain data may be collected automatically via Matomo analytics (“**Matomo**”). More information regarding Matomo is available at <https://matomo.org>.

Matomo provides us with the analytics regarding how many users visited the Website, how long they stayed on the Website, etc. Matomo provides anonymised and aggregated information, so we are not able to identify you as a particular individual from the other users of the Services. Matomo collects the following information:

Data:	Description:
Visit Duration	This includes information about the amount of time spent on the Website.
Location	This allows us to see from which continent and country you access the Website. Unlike IP addresses, we cannot identify your precise location.
Actions	This includes information about the page views, downloads, outlinks, internal Website searches.
Browser details	This includes information about the browser type, plugins and language.
Device details	This includes information about the type of the device (e.g., computer, tablet, or smartphone), device model, brand, and screen resolution.
Operating system	This means the information about the type and version of the operating system on your device.
Visitor IP	This includes information about the date and time of your visit to the Website and actions.
Visit Source	This means information about the source from which you access the Website, e.g. the direct entry, social media, or other websites.
Page Load Time	This means information about the average load time for pages.

## C. Social Media Data

When you access or otherwise participate in the Telegram Bitorbit Channels, you may provide certain personal data to us and/or Telegram, the operator of which is Telegram Messenger Inc. (the “**Telegram**”). Such personal data may include nicknames, names, photos, messages, comments, communications, and other data that you choose to provide us with.

According to the applicable data protection legislation, we may be considered a data controller or joint controller of such data.

## **D. Contact Data**

We may also collect certain data if you reach us via (a) the contact details indicated in this Privacy Notice or on the Website, or (b) application functionality that is available on the Website. In this case, we may collect and process certain information related to your request, such as email address, full name, Telegram username (e.g., @username), or any other data requested by us or data that you choose to provide us with.

## **How we use and share the information**

### **A. General**

We do not sell or rent out your personal data. However, we may pass your information to our third-party service providers and subcontractors for the purposes of and if it is necessary to provide you with the access to and use of the Services. These service providers may include, for instance:

- (a) our affiliates, meaning any person controlling, controlled by, or under the same control as the Company;
- (b) analytical solution providers, e.g. [Matomo](#);
- (c) marketing teams;
- (d) support teams;
- (e) technical teams;
- (f) hosting service providers; and
- (g) other third-party solutions as may be from time to time integrated into the Website, such as (i) [Google](#) — when you fill in a Google form in order to reach us via the application functionality that may be available on the Website, or (ii) [Transak](#) — when you purchase digital cryptographic assets on or through the Website. Please note that Transak, as well as any other similar service provider, is a separate data controller with respect to the data you provide in connection to the purchase and we do not process such data.

We may also disclose your personal data if we are under a duty to disclose or share such data in order to comply with a legal obligation. However, we will endeavour to take reasonable steps to ensure that your rights continue to be protected. In addition, your personal data will be transferred to the government authorities, upon their request or if necessary to comply with a legal obligation, or another entity if we sell or otherwise transfer the Services or their part.

### **B. Wallet Data**

We use the Wallet Data to ensure the operation of the Services and to enable you to use certain functionality thereof, including carrying out and completion of the Transactions. If and to the extent

that the Address and information about your Transactions are deemed personal data, the legal basis for the processing is the necessity for the performance of a contract between you and us.

Please also consider the features of public blockchains data processing described below in the “Your information and blockchain” section of this Privacy Notice.

### **C. Analytical Data**

Analytical Data helps us to provide a better user experience by improving the Services user flow and interface, and to understand the type of content you find useful.

In order to collect the Analytical Data, we will ask your consent. You may opt-out from collecting the Analytical Data within the Website and/or by blocking cookies and similar tracking technologies in your browser settings.

### **D. Social Media Data**

We process the data collected within the Telegram Bitorbit Channels for the following purposes:

- a. communicate with the visitors, participants, or subscribers;
- b. handle requests from visitors via the Telegram Bitorbit Channels;
- c. obtain statistical information about the reach of the Telegram Bitorbit Channels; and
- d. conducting customer surveys, marketing campaigns, market analyses, competitions or similar promotions or events.

As a general rule, the legal basis for the processing is our legitimate interest to achieve the above purposes. If and to the extent you wish to enter into a contractual relationship with us, the legal basis for such processing is the necessity to take steps at your request prior to entering into a contractual relationship and further to perform a contractual relationship between you and us. If we intend to process your personal data for a purpose other than those stated above, we will inform you of this prior to such processing.

Please note that Telegram collects and processes personal data to the extent described in its privacy policy, which can be found [here](#). We may receive certain anonymized statistical information from Telegram regarding the use of the Telegram Bitorbit Channels.

With respect to the above processing, we and Telegram may be regarded as “joint controllers”, meaning that we jointly determine the purposes and means of processing your personal data. In addition to the processing of personal data stated in this Privacy Notice, we have no influence on the processing of personal data in connection with your use of the Telegram Bitorbit Channels, or Telegram as such.

### **E. Contact Data**

The purpose for processing your personal data when you contact us is to respond to your inquiry and the legal basis is our legitimate interest to do the same.

You may also be able to apply your project for cooperation with or becoming a partner of the Bitorbit Foundation. The legal basis for the processing is the necessity (i) to take steps at your request prior to entering into a contractual relationship, and further (ii) to perform a contract between you and us.

## **How long we process your data**

As a general rule, we keep the data as long as it is necessary for the purposes it was collected. If necessary under the applicable law or to protect our rights and interest or those of third parties, we may process the data longer than outlined below.

## **A. Wallet Data**

We process your Wallet Data as long as you keep your Wallet connected to the Services. Please note that due to the nature of blockchain, the Wallet Data may be accessed by us or any third party at any time and may be stored permanently on the blockchain network that we neither control nor operate. Please also consider the features of the blockchain data processing described below in the “Your information and blockchain” section of this Privacy Notice.

## **B. Analytical Data**

As long as the Analytical Data is anonymous, aggregated and does not allow us to identify any particular person, we do not establish any storage period. If and to the extent we become able to identify any particular person, we will promptly update this Privacy Notice and establish a certain limitation period for processing the Analytical Data.

## **C. Social Media Data**

If not expressly provided otherwise (e.g. in a specific consent form or privacy notice or statement), we will retain your personal data as soon as it is necessary for the purposes mentioned above in the dedicated Social Media Data subsection of this Privacy Notice. We may retain your personal data longer, if it is necessary (1) according to our legal obligations (such as data retention periods provided for by commercial or tax law) or (2) to resolve disputes and lawsuits, exercise or defend legal claims or lawsuits.

## **D. Contact Data**

Unless we enter into a contractual relationship with you or the Contact Data is necessary to resolve disputes and lawsuits, exercise or defend legal claims or lawsuits, we store the contact data for one (1) year from the date when you contacted us. We set this retention period due to the statutes of limitations established in our [Terms of Service](#). In case of pending legal actions, we may process the Contact Data longer.

## **Your information and blockchain**

Please note that certain functionality of the Services interacts with public decentralised blockchain infrastructures and blockchain-based software (smart-contracts), and that the Wallet Data is normally recorded in the respective blockchain (distributed ledger) or otherwise used within the blockchain that operates in an autonomous manner. When we say that a blockchain is decentralised, we mean that there is no single person, including us, who controls the blockchain or stores data available thereon. The data is distributed via the nodes (blockchain network participants) which simultaneously store all records entered into the blockchain.

By design, public blockchain networks are immutable due to their nature, and are out of our control. Please be aware that any Transaction within a blockchain is irreversible and information entered into a blockchain will be publicly available, and we will neither control such information nor manage access to it. Therefore, your ability to exercise certain data protection rights or abilities may be limited.

Once you start carrying out any Transactions, certain data will become publicly available to any person who has access to the respective blockchain and cannot be deleted or changed. The ultimate decision whether to transact on a blockchain or carry out any Transactions rests with you.

## Third-party links

The Services may include links and social media plugins to third-party websites and applications. Clicking on those links or enabling those connections may allow third parties to collect or share data about you. We do not control these third-party websites and applications, and are not responsible for their privacy statements. When you leave the Services, we encourage you to read the privacy policy/notice/statement of every website or application you visit.

## Your rights

According to the applicable data protection legislation, you may have the following rights:

- a) request **access** to your personal data (commonly known as a “data subject access request”). This enables you to ask us whether we process your personal data and, if we do process your data, you may request certain information about the processing activity and/or a copy of the personal data we hold about you and to check that we are lawfully processing it;
- b) request **correction** of the personal data that we hold about you. This enables you to have any incomplete or inaccurate data we hold about you corrected, though we may need to verify the accuracy of the new data you provide to us;
- c) request **erasure** of your personal data (commonly known as the “right to be forgotten”). This enables you to ask us to delete or remove personal data where there is no good reason for us to continue processing it. You also have the right to ask us to delete or remove your personal data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your personal data to comply with local law. Note, however, that we may not always be able to comply with your request of erasure for specific legal or technical reasons which will be notified to you, if applicable, at the time of your request;
- d) **object** to processing of your personal data where we are relying on a legitimate interest and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts your fundamental rights and freedoms. You also have the right to object where we are processing your personal data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms;
- e) request **restriction** of processing of your personal data. This enables you to ask us to suspend the processing of your personal data in the following scenarios: (1) if you want us to establish the data’s accuracy, (2) where our use of the data is unlawful but you do not want us to erase it, (3) where you need us to hold the data even if we no longer require it as you need it to establish, exercise or defend legal claims, (4) you have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it;
- f) request the **transfer** of your personal data to you or to a third party (commonly known as the “right to the data portability”). We will provide to you, or a third party you have chosen, your personal data in a structured, commonly used, machine-readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a contract with you;
- g) **withdraw consent** at any time where we are relying on consent to process your personal data. However, this will not affect the lawfulness of any processing carried out before you withdraw your consent;

- h) not to be subject to a **decision based solely on automated processing of data**, including profiling, which produces legal effects concerning you or similarly significantly affecting you; and
- i) **file a complaint** with a relevant supervisory authority in case we violate your rights or obligations imposed on us under the applicable data protection legislation. The relevant supervisory authority may depend on where you are located.

Please note that due to the nature of the processing operation, we may not be able to exercise certain rights that you may have pursuant to the applicable data protection legislation. When you interact with a blockchain network, we may not be able to ensure that your personal data is deleted, corrected, or restricted. This is because the blockchain is a public decentralised network and blockchain technology does not generally allow for data to be deleted or changed, and certain rights, such as your right to erasure, right to rectification, right to object, or restrict processing of your personal data cannot be enforced. In these circumstances, we will only be able to exercise your rights with respect to the information that is stored on our servers and not on a blockchain. If you want to ensure your privacy rights are not affected in any way, you should not transact on public blockchains as certain rights may not be fully available or exercisable by you or us due to the technological infrastructure of the blockchain. You can learn more about blockchain above in the “Your information and blockchain” section of this Privacy Notice.

In order to exercise your rights as a data subject, we may request certain information from you to verify your identity and confirm that you have the right to exercise such rights.

## **Children personal data**

The Services are not intended for the use of children (under 18 years old or older, if the country of your residence determines a higher age restriction). We do not knowingly market to, or solicit data from children. We do not knowingly process, collect, or use personal data of children.

If we become aware that a child has provided us with personal information, we will use commercially reasonable efforts to delete such information from our database. If you are the parent or legal guardian of a child and believe that we have collected personal information from your child, please contact us.

## **Changes to this Privacy Notice**

We keep our Privacy Notice under regular review and may update it at any time. If we make any changes to this document, we will change the “Last Updated” date above. Please review this Privacy Notice regularly. If we make substantial changes to the way we treat your personal information, we will display a notice on the Website prior to the change becoming effective.