

## **GDPR DATA PRIVACY NOTICE FOR WEBSITES**

\*Further guidance from the ICO may also affect the content of our Privacy Notices, please check back regularly for updates to this document.

\*\*This document must be read in conjunction with the Guidance notes on completing the Data Privacy Notice For Websites.

This is the privacy notice of **Keep It Simple Software (UK) Ltd.**

We respect your privacy and are determined to protect your personal data. The purpose of this privacy notice is to inform you as to how we look after your personal data when you visit our website (regardless of where you visit it from). We'll also tell you about your privacy rights and how the data protection law protects you.

This privacy notice is provided in a layered format so you can click through to the specific areas set out below. [Alternatively you can download a pdf version of the policy here [KISS \(UK\) Ltd Website Privacy Notice](#)].

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#### **1. WHO WE ARE AND IMPORTANT INFORMATION**

#### **What is the purpose of this privacy notice?**

This privacy notice aims to give you information on how we collect and process your personal data through your use of this website, including any data you may provide through this website when you complete our contact form or submit information via our chat app.

This website is not intended for children and we do not knowingly collect data relating to children.

You must read this privacy notice together with any other privacy notice we may provide on specific occasions when we are collecting or processing personal data about you so that you are fully aware of how and why we are using your data. This privacy notice supplements the other notices and is not intended to override them.

### **Data controller(s)**

Keep It Simple Software (UK) Ltd is the controller and responsible for your personal data (collectively referred to as Keep It Simple Software (UK) Ltd, "we", "us" or "our" in this privacy notice). Our contact details are 3a Market Street, Faversham, Kent, ME13 7AH, Telephone Number: 01795 534964. For all data matters contact our data protection office on the above number or via email on [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com)

Keep It Simple Software (UK) Ltd is the controller and responsible for this website.

### **Third-party links outside of our control**

This website may include links to third-party websites, plug-ins 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 are not responsible for their privacy statements.

When you leave our website, we encourage you to read the privacy notice of every website you visit.

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## **2. THE PERSONAL DATA WE COLLECT ABOUT YOU**

Personal data, or personal information, means any information about an individual from which that person can be identified. You can find out more about personal data from the [Information Commissioners Office](#).

We may collect, use, store and transfer different kinds of personal data about you which we have grouped together as follows:

- **Identity Data** which for us is your NAME gathered via our contact form or supplied by you when for registration into a contract with one of our chosen service providers.
- **Contact Data** which for us is your EMAIL ADDRESS gathered via our contact form and DELIVERY ADDRESS for goods and services you purchase from us and via us.

PLEASE NOTE: We ask you do not enter personal data into the subject or message boxes of our contact form.

WE MAY ALSO COLLECT, USE AND SHARE **AGGREGATED DATA** SUCH AS STATISTICAL OR DEMOGRAPHIC DATA FOR ANY PURPOSE. AGGREGATED DATA MAY BE DERIVED FROM YOUR PERSONAL DATA BUT IS NOT CONSIDERED PERSONAL DATA IN LAW AS THIS DATA DOES **NOT** DIRECTLY OR INDIRECTLY REVEAL YOUR IDENTITY. FOR EXAMPLE, WE MAY AGGREGATE YOUR USAGE DATA TO CALCULATE THE PERCENTAGE OF USERS ACCESSING A SPECIFIC WEBSITE FEATURE. HOWEVER, IF WE COMBINE OR CONNECT AGGREGATED DATA WITH YOUR PERSONAL DATA SO THAT IT CAN DIRECTLY OR INDIRECTLY IDENTIFY YOU, WE WILL TREAT THE COMBINED DATA AS PERSONAL DATA WHICH WILL BE USED IN ACCORDANCE WITH THIS PRIVACY NOTICE AND WE WILL UPDATE THIS NOTICE IN THE PARAGRAPHS ABOVE TO SPECIFY THE ITEMS OF DATA SO USED.

We do not collect any **Special Categories of Personal Data** about you (this includes details 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). Nor do we collect any information about criminal convictions and offences.

### **If you fail to provide personal data**

Where we need to collect your 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 the contract we have or are trying to enter into with you (for example, to provide you with goods or services). In this case, we may have to cancel a product or service you have with us but we will notify you if this is the case at the time.

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### **3. HOW WE COLLECT YOUR PERSONAL DATA**

We use different methods to collect data from and about you including through:

- **Directly.** You may give us IDENTITY and CONTACT DATA by filling in forms or by corresponding with us by post, phone, email or otherwise. This includes personal data you provide when you:
  - Apply for our products or services;
  - Subscribe to our service or publications;
  - Request marketing to be sent to you;
- **Indirectly.** Personal data may be extracted by linking to other sources. For instance your IP address may be stored and linked back via your internet provider to details they may hold such as your name and address. In that specific example we would need to be a law agency to perform such an action plus permission plus cooperation from the provider. Another example would be where we track your visits to certain content on our website and link that to personally identifiable data (such as your NAME) for the purposes of profiling you.
  - We do not collect data indirectly;

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### **4. HOW WE USE YOUR PERSONAL DATA**

We will only use your personal data when the law allows us to. Most commonly, we will use your personal data in the following circumstances:

- **Performance of Contract** this means processing your data where it is necessary for the performance of a contract to which you are a party or to take steps at your request before entering into such a contract.
- **Legitimate Interest** this means the interest of our business in conducting and managing our business to enable us to give you the best service/product and the most secure experience. We make sure we consider and balance any potential impact on you (both positive and negative) and your rights before we process your personal data for our legitimate interests. We do not use your personal data for activities where our interests are overridden by the impact on you (unless we have your consent or are otherwise required or permitted to by law). You can obtain further information about how we assess our legitimate interests against any potential impact on you in respect of specific activities by emailing [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com)
- **Comply with a legal or regulatory obligation** this means processing your personal data where it is necessary for compliance with a legal or regulatory obligation that we are subject to.

GENERALLY WE DO NOT RELY ON CONSENT AS A LEGAL BASIS FOR PROCESSING YOUR PERSONAL DATA OTHER THAN IN RELATION TO SENDING DIRECT MARKETING COMMUNICATIONS TO YOU VIA EMAIL OR TEXT MESSAGE. YOU HAVE THE RIGHT TO WITHDRAW CONSENT TO MARKETING AT ANY TIME BY UNSUBSCRIBING USING THE LINKS IN THE MARKETING MESSAGES OR BY CONTACTING US AT THE EMAIL ADDRESS PROVIDED ABOVE WITH A SUBJECT LINE "UNSUBSCRIBE".

## **PURPOSES FOR WHICH WE WILL USE YOUR PERSONAL DATA**

We have set out below, in a table format, a description of all the ways we plan to use your personal data, with the legal bases we rely on to do so.

Note that we may process your personal data for more than one lawful ground depending on the specific purpose for which we are using your data. Please contact us via the email address provided if you need details about the specific legal ground we are relying on to process your personal data where more than one ground has been set out in the table below.

<b>Purpose/Activity</b>	<b>Type of data</b>	<b>Lawful basis for processing including basis of legitimate interest</b>
To register you as a new customer	(a) Identity (b) Contact	Performance of a contract with you
To enter you into a contract with ourselves or one of our suppliers for a product and/or service you have purchased via us or directly from us	(a) Identity (b) Contact	Performance of a contract with you

## **Marketing**

We strive to provide you with choices regarding certain personal data uses, particularly around marketing and advertising.

## **Promotional offers from us**

We may use your Identity, Contact, Technical, Usage and Profile Data to form a view on what we think you may want or need, or what may be of interest to you. This is how we decide which products, services and offers may be relevant for you.

You will receive marketing communications from us if you have requested information from us or purchased goods or services from us or if you provided us with your details when you entered a competition or registered for a promotion and, in each case, you have opted in to receiving that marketing.

## **Third-party marketing**

We will get your express opt-in consent before we share your personal data with any company outside the KISS (UK) Ltd group of companies for marketing purposes.

### **Opting out**

You can ask us or third parties to stop sending you marketing messages at any time by following the opt-out links on any marketing message sent to you **or** by sending an email with the word "unsubscribe" in the subject line to [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com) at any time. We will send one further communication to you acknowledging our actioning of your request for removal.

Where you opt out of receiving these marketing messages we may still retain personal data provided to us as a result of PERFORMANCE OF A CONTRACT WITH YOU.

### **Cookies**

You can set your browser to refuse all or some browser cookies, or to alert you when websites set or access cookies. If you disable or refuse cookies, please note that some parts of this website may become inaccessible or not function properly. For more information about the cookies we use, please email [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com) with the text "COOKIE USE REQUEST" in the subject line.

### **Change of purpose**

We will only use your personal data for the purposes for which we collected it, unless we reasonably consider that we need to use it for another reason and that reason is compatible with the original purpose. If you wish to get an explanation as to how the processing for the new purpose is compatible with the original purpose, please email [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com)

If we need to use your personal data for an unrelated purpose, we will notify you and we will explain the legal basis which allows us to do so.

Please note that we may process your personal data without your knowledge or consent, in compliance with the above rules, where this is required or permitted by law.

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## **5. WHO WE SHARE YOUR PERSONAL DATA WITH**

We may have to share your personal data with the parties set out below for the purposes set out in the table in paragraph 4 above.

- Internal Third Parties [CONTRACTORS]
- External Third Parties Service: FOR EXAMPLE
  - Providers [ACTING AS PROCESSORS] based in the United Kingdom, European Economic Area (**EEA**), US and RUSSIA who provide IT AND SYSTEM ADMINISTRATION SERVICES AND PRODUCTS we sell on to you.
  - Professional advisers ACTING AS PROCESSORS **OR** JOINT CONTROLLERS including lawyers, bankers, auditors and insurers based in the United Kingdom, European Economic Area (**EEA**), US and RUSSIA who provide CONSULTANCY, BANKING, LEGAL, AND CYBER SECURITY SERVICES.
  - HM Revenue & Customs, regulators and other authorities ACTING AS PROCESSORS OR JOINT CONTROLLERS based in the United Kingdom, European Economic Area (**EEA**), US

and RUSSIA WHO LEGALLY REQUIRE REPORTING OF PROCESSING ACTIVITIES IN CERTAIN CIRCUMSTANCES INCLUDING BUT NOT LIMITED TO FINANCIAL TRANSACTIONS.

- Third parties to whom we may choose to sell, transfer, or merge parts of our business or our assets. Alternatively, we may seek to acquire other businesses or merge with them. If a change happens to our business, then the new owners may use your personal data in the same way as set out in this privacy notice.

We require all third parties to respect the security of your personal data and to treat it in accordance with the law. We do not allow our third-party service providers to use your personal data for their own purposes and only permit them to process your personal data for specified purposes and in accordance with our instructions.

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## 6. INTERNATIONAL TRANSFERS

We may share your personal data with partner companies holding that data in regions outside of the European Economic Area (**EEA**) specifically for the purposes of contract fulfilment. In all such cases you will be informed prior to the share in regard to what PII (Personally Identifiable Information) data is shared and why, and given the option to cancel the contract for which the data is being used.

Some of our external third parties are based outside the European Economic Area (**EEA**) so their processing of your personal data will involve a transfer of data outside the EEA.

Whenever we transfer your personal data out of the EEA, we ensure a similar degree of protection is afforded to it by implementing safeguards:

- We ensure the purposes for which the data is to be held, the duration of retention, data destruction policy and all other elements pertaining to processing and storage of your PII data mirrors our own obligations to you
- We ensure the legal basis for processing and/or storage of PII data is purely for ensuring delivery of contractual obligation
- We have policed, and regularly corroborate maintenance of, data hygiene practises commensurate with those in this general privacy policy document are applied by the third party suppliers we represent who require your supplied PII for the purposes of contract fulfilment for the term of the contract
- We ensure PII data is transferred via encrypted and/or digitally signed methods including but not limited to signed PDF, scanned image and other means wherever possible, and where not possible we seek your express approval before transmission

Please contact us by email to [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com) if you want further information on the specific mechanism used by us when transferring your personal data out of the EEA.

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## 7. DATA SECURITY

We have put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.

We have put in place procedures to deal with any suspected personal data breach and will notify you and any applicable regulator of a breach where we are legally required to do so.

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## 8. DATA RETENTION

We will only retain your personal data for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements.

To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal requirements.

### OR

By law we have to keep basic information about our customers (INCLUDING CONTACT, IDENTITY, FINANCIAL AND TRANSACTION DATA), during the period in which they remain customers and for six years after they cease being customers, for tax purposes.

In some circumstances you can ask us to delete your data: see **Your legal rights** below for further information.

In some circumstances we may anonymise your personal data (so that it can no longer be associated with you) for research or statistical purposes in which case we may use this information indefinitely without further notice to you.

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## 9. YOUR LEGAL RIGHTS

Unless subject to an exemption under the data protection laws, you have the following rights with respect to your personal data:

- The right to request a copy of the personal data which we hold about you;
- The right to request that we correct any personal data if it is found to be inaccurate or out of date;
- The right to request your personal data is erased where it is no longer necessary to retain such data;
- The right to withdraw your consent to the processing at any time, where consent was the lawful basis for processing your data;
- The right to request that we provide you with your personal data and where possible, to transmit that data directly to another data controller, (known as the right to data portability), where applicable i.e. where our processing is based on consent or is necessary for the performance of our contract with you or where we process your data by automated means);
- The right, where there is a dispute in relation to the accuracy or processing of your personal data, to request a restriction is placed on further processing;
- The right to object to our processing of personal data, where applicable i.e. where processing is based on our legitimate interests (or in performance of a task in the public interest/exercise of official authority); direct marketing or processing for the purposes of scientific/historical research and statistics).

If you wish to exercise any of the rights set out above, please contact us via email to [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com) and include (copy/paste) one or more of the following in the body of that email:-

Privacy Request 1 – Delete my data (where not legally required to keep the data for tax purposes), do not pass on the data and beyond the communication acknowledging compliance of this request do not contact me again

Privacy Request 2 – Tell me where you got my data from

Privacy Request 3 – Tell me what data you hold and what you use it for

Privacy Request 4 – Correct my data as per the details provided at the bottom of this email

Privacy Request 5 – Please alter and restrict use of my data to the following items taken from the list of uses provided by you in response to a Privacy Request 3 notice

Privacy Request 6 – Other privacy request (please state)

### **No fee required – with some exceptions**

You will not have to pay a fee to access your personal data (or to exercise any of the other rights). However, we may charge a reasonable admin fee if your request is clearly unfounded, repetitive or excessive. Alternatively, we may refuse to comply with your request in these circumstances.

### **What we may need from you**

We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal data (or to exercise any of your other rights). This is a security measure to ensure that personal data is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.

### **Time limit to respond**

We try to respond to all legitimate requests within one month. Occasionally it may take us longer than a month if your request is particularly complex or you have made a number of requests. In this case, we will notify you and keep you updated.

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## **10. Changes to this notice and your duty to inform us of changes**

This version was last updated on 06/04/2021. historic versions can be obtained by contacting us via email to [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com)

Please keep us informed if your personal data changes during your relationship with us. It is important that the personal data we hold about you is accurate and current.

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## **11. Queries, requests or concerns**

To exercise all relevant rights, queries or complaints in relation to this policy or any other data protection matter between you and us, please in the first instance contact us via email to [privacy@kiss-uk.com](mailto:privacy@kiss-uk.com)

If this does not resolve your complaint to your satisfaction, you have the right to lodge a complaint with the [Information Commissioners Office](#) on 03031231113 or via email <https://ico.org.uk/global/contact-us/email/> or at the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF, England, UK.



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