

# DOTTY OÜ

## PRIVACY TERMS

Dotty OÜ (hereinafter **Dottyland** or **we**) is an Estonian company operating the mobile application Dottyland Commutes which measures the work-related commute CO2 footprint (hereinafter service).

In these privacy terms we describe what kind of data we collect when you (hereinafter also a **user**) use the service and how we use such data.

**About status of the service.** Currently we have a mobile application that collects data from mobile sensors and GPS to meticulously track route lengths, durations, and transportation modes. The objective is to attain accuracy in computing the employee's commute CO2 footprint while traveling to and from your abode to the office. We will update these privacy terms along with developing of the service.

### Definitions

For a better understanding, we hereby explain some data protection terms used herein.

GDPR means the EU General Data Protection Regulation (EU 2016/679) which came into effect on 25 May 2018.

Personal data means any information relating to an identified or identifiable natural person (data subject); an identifiable natural person is one who can be identified, directly or indirectly, by a name, an identification number, location data, an online identifier or by one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

Processing means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

Controller means the entity that decides why and how the personal data is processed.

Processor means the entity which processes personal data on behalf of the controller.

Employer means the entity who buys the service to measure and reduce the commute emissions of their organization.

### 1. Who is the data controller?

#### **Dotty OÜ**

Registration code: **16171620**

Address: Telliskivi tn 60/1, Tallinn, Estonia

E-mail: info@dotty.app

### 2. What type of data we collect and process, for what purposes and on which legal basis?

- User id
- Transportation mode
- Route start time
- Route end time
- Distance
- Average speed
- CO2 emissions amount

- Coordinates
- Device information

For now, we primarily collect and use your impersonalized data when providing you the service. We only collect very limited personal data, such as the information you may voluntarily disclose via Dottyland app or support channels (please see below in Section 2.1), in both cases we do not automatically identify you on the basis of such data but it is theoretically possible.

We mainly use your data for rendering of the service, where we rely on contractual necessity as the legal basis and developing of the service, where the legal basis of use is our legitimate interest.

Legitimate interest means that we do not directly need to process your data to render the service nor is processing our legal obligations, but the processing is still necessary. The processing may be needed to make business decisions and compile statistics, to develop and improve the service and to communicate with you. As under the legitimate interest we are not obligated to process your personal data by law or under the agreement between us but we also do not ask for your consent for the processing – you have the right to ask for explanations as well as to present objections, if you consider that processing of your data interferes with your rights.

## **2.1. Information provided by a user**

Users start their journey of using the mobile application through entering a code or using a dedicated link that matches them to the employer and assigns them a unique anonymized user ID. Users consent to sharing access to their mobile sensors' and GPS data. Users have the option to choose when the GPS and sensors' data is accessed by the mobile application – either during certain hours a day or always.

Users are also presented with a voluntary questionnaire for better emission calculation accuracy. The questionnaire might gather the following information:

- The type of vehicle you own
- The fuel type of your vehicle
- How often are you commuting to work together with another adult
- Are kindergarten/school drop-offs/pick-ups normally part of your commute
- Does the nature of your work require a car
- Other similar questions that help the employer come up with better solutions to help you decrease your commute footprint

Please note that if you give us feedback concerning the features and functionality of the service, all such feedback will be the sole and exclusive property of Dottyland. By using our service the user irrevocably transfers and assigns to Dottyland all of user's right, title, and interest in and to all feedback including all intellectual property rights therein (collectively, **IP Rights**). To the extent it is impossible as a matter of law to transfer the IP Rights, the grants (by using of the service to Dottyland, to the maximum extent possible under law, an exclusive, transferable, fully paid-up, world-wide and unlimited right (license) to use (including by means of sublicensing), exploit and exercise such IP Rights for the whole period of their validity. Users will not earn or acquire any rights or licenses in the service or in any Dottyland IP Rights on account of this using the service, even if Dottyland incorporates any feedback into the service.

## **2.2. Collecting information via integrated services**

We may allow you to authorize a third party service for uploading information (incl personal data) to our service or for provision of data to. By authorizing us to connect with such integrated third party services, you authorize us to access and store the information that the third party service provider makes available to us (e.g. connection to your vehicle or mobility service provider, your name, date of birth, gender, email address, etc) and to use such data it in accordance with these privacy terms. To understand what information such third party service providers make available to us, please read the privacy terms of the

third party service providers, check your privacy settings on such services and change the settings if needed and as appropriate.

### 3. With whom may we share your data?

With Dottyland your data is accessible only to those employees of the organisation who represent the Employer and who need the data to perform their work duties (on a so-called need-to-know basis).

The type of information shared with the Employer is mainly aggregated and synthesized for the Employer to get necessary data for ESG reporting and company footprint reduction:

- Aggregated CO2 emissions of employee commutes
- Transportation mode choices of the employees (depending on the season, day of week etc)
- Average distances, generalised regions and hotspots as well as timings and frequencies of the commutes to inform decision-making on future initiatives (office locations, emissions-reductions campaigns etc)

Employer might be able to see individual anonymized results with the following data:

- User id
- Transportation mode
- CO2 emissions amount

Employer will **never** have access to the following individual anonymized data:

- Exact coordinates and routes of the users
- Route beginning and end times

Outside Dottyland and Employer, we may share your data only under the following circumstances:

- **Persons providing services to us:** Your data may be accessible by the persons providing services to us (data processors) and processing your data on our behalf and to the extent needed to perform such services. These include providers of web hosting and maintenance service, **software** development services and communication platforms. Such service providers have access to your data only to perform the tasks instructed by us, on our behalf and shall not disclose or use the data for any other purpose.
- **Public authorities and state institutions (e.g. police, courts, data protection authorities):** we will only disclose your data when and to the extent we are legally obliged to do it.
- **Third parties in connection with legal processes:** we may share or disclose your data, if it is necessary to (i) protect our property and rights, (ii) enforce our contracts, (iii) protect ourselves, our service, our clients users and employees from fraudulent, abusive, or unlawful activity.
- **Third parties in connection with corporate transactions:** We may share your information with third parties in the context of a corporate transaction, such as the sale of our company or its business/assets to another company. Also, in the context of the creation of a joint venture, merger or other reorganization.

As a rule, your data is processed in the European Economic Area (EEA). However, if there is a need to transfer the data out of EEA, we follow GDPR requirements regulating such transfers.

### 4. How long do we retain your data?

We retain your data for as long as necessary for achieving the purposes of processing described in these privacy terms and to comply with any mandatory legislation.

In addition, we may process the data in an aggregated or anonymized format, for example for analysis and statistical purposes and to improve and develop our services.

## 5. What are your rights?

*Right to access* – you have the right to know which data we hold about you (if any).

*Right to data rectification* – you have the right to require corrections to your personal data in case they are inaccurate or incomplete.

*Right to data deletion* – you have the right under certain conditions to request the deletion of your personal data including in situations where the processing of your personal data is no longer necessary for the purposes for which it was collected, or if the processing of your personal data was based on your consent and you wish to withdraw your consent, and there are no other grounds for processing your personal data.

*Right to restrict processing* – you have the right under certain circumstances to forbid or restrict the processing of your personal data for a certain period (e.g. you have submitted an objection concerning data processing).

*Right to object* – You have the right to object to data processing which is based on our legitimate interest. Dottyland will stop processing your personal data upon such objection, unless we can demonstrate compelling legitimate grounds for the processing or processing is needed for the establishment, exercise, or defense of legal claims. **You also have the right to object at any time to processing of your personal data for direct marketing. Upon receiving such objection, we shall stop processing your personal data for direct marketing.**

In order to exercise your rights, please send your respective inquiry to [info@dotty.app](mailto:info@dotty.app). We have the right to respond to your query within 30 days.

## 6. The right to submit a complaint to a supervisory authority

Should you desire further information concerning your data or exercising your rights, you have the possibility to contact us at [info@dotty.app](mailto:info@dotty.app).

If you have disclosed your identity to us and therefore your impersonalized data becomes personal data and you believe that the processing of your personal data breaches the requirements of the GDPR, you have the right, without prejudice to any other administrative or judicial remedy, to file a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement. In Estonia, the relevant supervisory authority is Data Protection Inspectorate (*Andmekaitse Inspektsioon*).

## 7. Amending these privacy terms

Dottyland has the right to unilaterally change these privacy terms in the event of changes in personal data protection legislation or our own data processing practices. We will notify you of changes on our website. The latest version of the privacy terms is always available on our website <https://dottyland.xyz/>.