

## **Privacy Policy**

Our Privacy Policy was posted on the platform of “PhotoTune Mobile application” on 1 July 2019 and last updated on 1 July 2019. It governs the privacy terms of “PhotoTune Mobile application”. Any terms not defined in our Privacy Policy, have the meaning as specified in our Terms of Use accessible on the platform of “PhotoTune Mobile application”.

We follow all legal requirements to protect your privacy. Our Privacy Policy is a legal statement that explains what information of yours will be collected by us when you use “PhotoTune Mobile application”, how the information will be used, and how we share and protect the information.

By using “PhotoTune Mobile application”, you confirm that you agree to these Terms of our Privacy Policy. If you do not agree to these Terms do not use “PhotoTune Mobile application”.

You also agree that any information about you, collected by “PhotoTune Mobile application” or “PhotoTune Mobile application” Operator is transferred with your consent.

You provide and guarantee to the “PhotoTune Mobile application” Operator the right to process your personal data. The “PhotoTune Mobile application” Operator has the right to perform the following actions to process your personal data (fully or partially in an automated system): storing, registration, changing, restoring, and removing.

By using (installing) the “PhotoTune Mobile application” you agree that your personal data are included in the personal data base and any additional notification is not required.

## **Definitions**

**The following terms have meanings as described in the Definitions section below.**

“Mobile application” (“PhotoTune” or “PhotoTune Mobile application”) – means a software application (Software, a program, a computer program that includes any built-in content). The functional purpose of the software application (“PhotoTune”) is to give the “User” an opportunity to upload/download the image and place a task for a graphic processing “Specialist” to perform a retouching, correction or any other editing of uploaded image.

“Rightholder” or “operator” of “Mobile application” – means a citizen of Ukraine Kononenko Dmitry, who owns the exclusive rights for the object of intellectual property - “PhotoTune om Mobile application”.

"Specialists" or "Specialist" means a person (persons) who can collaborate with "Rightholder" ("operator") of "Mobile application" for the purpose of processing the graphic images, uploaded by “Users” by built-in tools of “Mobile application”.

“User” (“Users”) means a person (individual) who has installed the "Mobile application" on the appropriate technical device and use the "Mobile application", or otherwise has an access to the functionality of “Mobile application”.

"Non Personal Information" is information that is not personally identifiable to you and that we may automatically collect when you access our “Mobile application”. It may also include publicly available information that is shared between you and others.

"Personally Identifiable Information" is non-public information that is personally identifiable to you and obtained in order for us to provide you within functionality of our “Mobile application”. Personally Identifiable Information may include information such as your name, email address, and other related information that you provide to us or that we obtain about you.

### **Information We Collect**

Generally, you control the amount and type of information you provide to us when using our “Mobile application”.

We may collect such information about “Users” as: signature to identify “User” in “Mobile application”; geo-location; time when image was sent and received; photo that “User” sends to us and completed retouched photo. They are saved reliably in our “Mobile application”. If Customer deletes our “Mobile application”, photo that Customer sends to us and completed retouched photo are deleted automatically after somewhere about a month; reason of rejection in case photo was rejected; number of Credits that “User” paid for retouch to “Specialists”; rating of retouch; list of tasks specified by “User” for the “Specialists”.

### **How We Use Your Information**

We use the information we receive from you as follows:

- **Customizing Our “Mobile application”.**

We may use the information you provide to us to customize our “Mobile application”.

- **Sharing Information with Affiliates, Contractors and Other Third Parties. Legally Required Releases of Information.**

We do not sell, rent, or otherwise provide your Personally Identifiable Information to third parties for marketing purposes. We may provide your Personally Identifiable Information to affiliates, contractors (“Specialists”) that provide services to us or you with regards to our “Mobile application”; such affiliates, contractors (“Specialists”) will only receive information necessary to provide the respective services and will be bound by confidentiality agreements limiting the use of such information.

We may store personal information in locations outside of our direct control (for instance, on servers or databases co-located with hosting providers).

Except as otherwise described in this Privacy Policy, we will not disclose personal information to any third party unless required to do so by law or subpoena or if we believe that such action is necessary to (a) conform to the law, comply with legal process served on us or our affiliates, or investigate, prevent, or take action regarding suspected or actual illegal activities; (b) to enforce our rights, take precautions against liability, to investigate and defend ourselves against any third-party claims or allegations, to assist government enforcement agencies, or to protect the security or integrity of our “Mobile application”; and (c) to exercise or protect the rights, property, or personal safety of “Rightholder” (“operator”), “Users”, contractors (“Specialists”) or others.

We may share non-personally identifiable information (such as anonymous usage data, platform types, number of clicks, etc.) with interested third parties to help them and us understand usage of the “Mobile application”.

- **Data Aggregation.**

We retain the right to collect and use any Non Personal Information collected from your use of our “Mobile application” and aggregate such data for internal analytics. At no time is your Personally Identifiable Information included in such data aggregations.

- **Providing “Mobile application” functionality.**

We use information to facilitate the fulfillment of “User” tasks by “Specialists” and provide retouching functionality of “Mobile application” for “User”. Also we may use ratings as feedback from “User”.

By providing us your email address you consent to our using the email address to answer your question or resolve your problem.

We may use certain information about you without identifying you as an individual to third parties. We do this for purposes such as analyzing how the “Mobile application” is used, diagnosing service or technical problems, maintaining security, and improve the Service.

### **Integrating Third Party Services and Links to Other Websites**

If you click on a link to a Third Party Site or product when using our “Mobile application”, you will leave our “Mobile application” and go to the Third Party Site or product you selected. If you choose to provide your information directly to Third Party Sites and products, your information will be governed by the policies of those Third Party Sites and products and we shall have no liability or responsibility for the privacy practices or other actions of any third party website or service.

## **Protecting Your Child's Privacy**

“Mobile application” is not designed for use by anyone under the age of 16, though we realize we may have a Child attempt to use our “Mobile application”. We do not verify the age of our “Users” nor do we have any liability for verifying a User's age. If you are a Child, please seek the permission of a parent or guardian before using our “Mobile application”. If you are a parent or guardian and believe your Child is using our “Mobile application”, please contact us to remove your Child's account; we reserve the right to ask you for verification of your relationship to the Child before we honor such a request. If we discover that a Child has created an account on our “Mobile application”, we will immediately delete the account as soon as we discover it, we will not use the information for any purpose, and we will not disclose the information to third parties. However, as parent of such a Child, you understand that you are legally liable for any transactions created by the Child.

## **Email Policy**

We fully comply with national laws regarding SPAM. You can always opt out of receipt of further email correspondence from us. We agree that we will not sell, rent, or trade your email address to any unaffiliated third-party without your permission.

## **Privacy Policy Updates**

We reserve the right to modify this Privacy Policy at any time. You should review this Privacy Policy frequently. If we make material changes to this policy, we may notify you on the platform of our “Mobile application”, by email, or by any method we determine. The method we chose is at our sole discretion. We will also change the "Last Updated" date at the beginning of this Privacy Policy. Any changes we make to our Privacy Policy are effective as of this Last Updated date and replace any prior Privacy Policies.

## **Questions About This Privacy Policy**

If you have any questions about our Privacy Policy, please contact us - [phototuneapp@gmail.com](mailto:phototuneapp@gmail.com)