

Confidentiality Agreement

INTRODUCTION

BMS Consulting Ltd. ("BMS Consulting") takes responsibility for our site users information confidentiality. We appreciate the trust you put in us providing your private information. We will always use your private information with integrity.

The BMS Consulting policy guarantees confidentiality of private information (personal data) received from users and governs personal and other data processing and usage procedures applied in the company.

By providing the personal and other data to BMS Consulting the User gives consent for the said data usage under conditions set out in this Confidentiality Policy.

This is an accession agreement, so the use of the Site by User shall be deemed his/her accession to this Agreement in full and his/her consent to the provisions set below.

The Users who do not agree to this Confidentiality Policy provisions shall discontinue the Site use.

Commencement of the Site usage shall be deemed unconditional acceptance of this Confidentiality Policy by the User.

TERMS AND DEFINITIONS

Site: the Internet site at URL <http://www.bms-consulting.com>.

BMS Consulting shall retain in full exclusive rights to the Site and individual components thereof (including software and design). This Confidentiality Policy does not govern transfer of exclusive rights to the User.

User: any person using the Site.

Legislation: the current Ukrainian laws and regulations.

Personal\privatelyour data: the User's personal data provided by the User at his/her own initiative or during the use of the Sites features.

Data: other User's data (not attributable to Personal data).

1. COLLECTED INFORMATION

1.1. We collect your private information when you send it to us by e-mail or fill in various online forms on the Site: news subscription, surveys, feedback, etc. We also collect information on the Site pages you visit saving your computer IP-address.

2. PERSONAL DATA COLLECTION AND PROCESSING

2.1. BMS Consulting collects and stores only such Personal data that are necessary to interact with the User.

2.2. The Personal data may be used for the following purposes:

2.2.1 Services provision to the User;

2.2.2 User identification;

2.2.3 Interaction with the User;

2.2.4 Sending User advertising materials, information and enquiries;

2.2.5 Statistical and other studies;

2.2.6 User payments processing;

2.2.7 User transactions monitoring to prevent fraud or money laundering.

2.3. The data processed by the company include but are not limited to the following:

2.3.1 Surname, name and patronymic;

2.3.2 E-mail address;

2.3.3 Cell phone number.

2.4. The User may not enter any third person's personal data on the Site.

3. PERSONAL AND OTHER DATA PROCESSING AND USAGE PROCEDURES

3.1. BMS Consulting undertakes to use the Personal data pursuant to the **Personal Data Law of Ukraine no. _____ dated _____**.

3.2. The User's Personal and other data shall be deemed confidential except for cases when such data become generally accessible.

BMS Consulting may store the Personal and other data on the servers outside Ukraine.

3.4. BMS Consulting may transfer the User's Personal and other data without the User's consent to the following persons:

3.4.1 Governmental bodies including enquiry and investigation agencies, and local authorities at their substantiated request;

3.4.2 Partners;

3.4.3 As explicitly stipulated in the current Ukrainian legislation.

3.5. BMS Consulting may transfer the User's Personal and other data to the persons not mentioned in Section 3.4 hereof in the following cases:

3.5.1 The User gives his/her consent to such transfer;

3.5.2 The transfer is necessary within the framework of the Site usage by the User or rendering Services to the User;

3.5.3 The transfer takes place within the framework of business (or any part thereof) sale or transfer, provided the acquirer assumes all obligations hereunder.

3.6. We may use your information to:

3.6.1. Improve our products quality and our site(s) operation;

3.6.2. Assess the usage of BMS Consulting site, products and services;

3.6.3. Assess effectiveness of our advertising, events and campaigns aimed at brand, services and solutions promotion;

3.6.4. Personalise your interaction with our site, collect statistical data (anonymised) related to your activity on our site, including session duration, preceding sessions, URL of the site that forwarded you to BMS Consulting site;

3.6.5. Streamline the use of BMS Consulting site, customise its operation and our products according to your interests and needs;

3.6.7. Speed up your future interaction with the site. E.g. if the site detects that you have provided your personal information earlier it does not ask you for the same information again;

3.6.8. Collect information on the device you use to access the site including IP-address, browser and operating system types, and link it to your personal information to provide the highest level of the network operation;

3.6.9. Contact you concerning the products and services that may be of interest to you, provided you have given consent to such contacts or sent us an enquiry on a product or service, and we have to contact you within the timeframe set out by current law.

3.7. We may use your Personal information or information regarding you to:

3.7.1. Offer you products or services (including those provided by third-parties) that in our opinion can be of interest to you;

3.7.2. Suggest you take part in contests or advertising campaigns;

You can opt out of our messages at any time. All marketing communication instruments we send to you (including SMS, MMS, e-mails) will show how to opt out;

3.7.3. Send you information, products or samples according to your enquiry;

3.7.4. Response to your questions or remarks.

Whenever we collect the Personal information for a certain objective we never store it longer than it is necessary to achieve the said objective, except if otherwise required by law. In order to protect the information from accidental or voluntary destruction we will not delete residual copies from our servers or remove the information from backup systems immediately upon removal from our services.

4. CHANGES IN PERSONAL DATA

4.1. The User can change (update, complement) his/her Personal data at any time.

4.2. The User can remove his/her Personal data at any time.

4.3. The User guarantees that all his/her Personal data are relevant and not pertaining to any third persons.

5. LINKS

5.1. BMS Consulting site contains links to other websites. Please note that we are not responsible for confidentiality protection on the said sites. We strongly recommend to read carefully the confidentiality provisions when you visit those sites. This confidentiality representation covers only the information collected on our site.

6. PERSONAL DATA PROTECTION

6.1. BMS Consulting shall duly protect the Personal data in compliance with the Legislation and shall take necessary and sufficient organisational and technical measures for Personal data protection.

6.2. In particular, the protection tools used shall be able to protect the Personal data against illegal or accidental access, destruction, change, blocking, copying, disclosure, and against third-parties illegal actions.

7. OTHER PROVISIONS

7.1. This Confidentiality Policy and relationship between the User and BMS Consulting arising from application hereof shall be governed by **the Law of Ukraine**.

7.2. All disputes arising from this Agreement shall be resolved according to current legislation at BMS Consulting registration jurisdiction.

The User may not take legal recourse before sending BMS Consulting the respective written claim within the framework of extrajudicial procedure. The time limit for claim response shall be thirty (30) business days.

7.3. Should one or more provisions of this Confidentiality Policy be rendered ineffective or unenforceable for any reason, it shall have no legal effect on other provisions effectiveness and enforceability.

7.4. BMS Consulting may amend this Confidentiality Policy (or any part hereof) at their sole discretion without prior User's consent. All amendments shall come into effect the next day on publication on the Site.

7.5. The User shall follow the Confidentiality Policy amendments by reading the relevant version.

8. BMS CONSULTING CONTACT INFORMATION

8.1. Tel.: +38 (044) 499-69-69

8.2. Address: 32 Pechenezka Str. Kiev.

8.3. Should you have any requests or questions with regards to you private information or our activity, do not hesitate to e-mail us at: 4partners@bms-consulting.com