

Confidentiality Statement

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1. Scope

This declaration under: <https://terraxis.ch> & <https://affiliation.terraxis.ch/en/registration> applies to the website.

The Federal Data Protection Act (DPA) and the Data Protection Ordinance (DPO) apply. Whenever the EU General Data Protection Regulation (GDPR) is applicable, this will be specifically indicated.

2. Personal data

2.1 Visiting our website

When you visit our website <https://terraxis.ch> & <https://affiliation.terraxis.ch/en/registration>, certain information will be temporarily stored on our server. This information is sent automatically by your terminal's browser:

- IP address of the calling device,
- Date and time of visit,
- URL of the page visited,
- Reference URL of the website used,
- Browser and other device information.

We process the data mentioned above for the following purposes:

- Processing carried out on the basis of legitimate interest :
 - Connecting the website,
 - Use of our website,
 - Security and stability of our system,
 - Fraud control and prevention.
- Processing carried out on the legal basis of our contractual obligations:
 - Billing,
 - After-sales service.
- Processing carried out on the legal basis of your consent:
 - Commercial prospecting.
- Processing carried out on the basis of legitimate interest:

The legal basis for data processing is found in Article 6, paragraph 1, letter f GDPR. TERRAXIS has the following legitimate interests:

 - Improving efficiency in the delivery of our services,
 - Offer services to users to respond to their requests and inform them of the existence of technical problems, questions/complaints about the use of a tool, general questions, etc.,
 - Identify the types of users for new services,
 - With the consent of users, use of data, use of data to provide them with information about the services, particularly with regard to marketing communications and advertising campaigns, it being specified that users have the option of objecting to such use of campaigns,
 - With their consent, use of data to analyse user preferences and habits,

- Anticipating needs based on user habits,
- Protecting our assets and staff,
- Ensuring the security of our information systems,
- Distribution of information via newsletters with the option of unsubscribing.

The data is processed at your request and may be required in accordance with art. 6, para. 1, letter b GDPR for the purposes inherent in the performance of the contract and as a pre- contractual measure.

You have given your consent to the processing of the data described in art. 6, para. 1, letter a GDPR; art. 6 para. 6 and para. 7 of the New Federal Act on Data Protection (nFADP).

This processing is carried out on the following legal bases, namely nFADP [nFADP; FF 2020] and GDPR.

2.2 Other Personal data

Description of data processed:

- Company name,
- Address,
- Name of contact person,
- First name,
- Telephone,
- Email address.

Purpose of processing personal data

- Used to provide independent mediation, arbitration, advisory and training services to companies in the finance and commodities trading sectors. Terraxis is a mediation body for financial service providers.
- Treatment is justified for a number of reasons:
 - Billing,
 - Accounting,
 - creation of a purchase confirmation email,
 - to include a copy of a purchase from the back office,
 - sending newsletters,
 - to transmit once a year the list of affiliated companies to the competent Swiss authorities in accordance with article 83 of the Financial Services Act (FinSA) declaring that:
"The Ombudsman shall provide the competent supervisory authorities and the registration body with information on the financial service providers affiliated to it and on those it has refused admission or excluded."
 - the use of customer data for the purpose of producing an activity report summarising, in a confidential manner, the activities of the mediation body that concern them,
 - accounting for membership income.

3. Data transfer to a third country

Your personal data will not be transferred to third countries for purposes other than those mentioned.

4. Cookies

We do not use cookies on our site. We operate in local storage mode.

5. Analytical Tools

Google Analytics

Our website uses Google Analytics, a web analysis service provided by Google Inc, USA. Google Analytics uses various cookies (see below). These are used to analyse the use of the content of our website, including the analysis of IP addresses via Google in the USA. On this page, we indicate that Google Analytics appears under "**gat.anonymizelp()**" in order to ensure that IP addresses are recorded anonymously (IP masking). If anonymisation is activated, Google abbreviates IP addresses within the Member States of the European Union or other Member States of the Agreement on the European Economic Area, thereby preventing your identity from being traced back. The purpose and scope of the data collection, the further processing and use of the data by Google Analytics, the associated rights and the settings you can make to protect your privacy are described in more detail in the Google Analytics data protection guidelines at <https://support.google.com/analytics/answer/7318509?hl=en>.

www.google.com/intl/de/analytics/privacyoverview.html.

The capture of data collected via cookies and the use of website traffic data (including your IP address) and the processing of this data by Google can be prevented by using the following browser plug-in: tools.google.com/dlpage/gaoptout?hl=de.

6. Social networks & Newsletter

6.1 X (ex-Twitter)

Our website also integrates plugins from the social network X Inc. X plugins ("X" button) can be recognised by their X logo and the "X" box. When you visit a page on our website containing such a plugin, a direct connection is established between your browser and the X server. X thus obtains the information that you have visited our page via your IP address. If you click on the "X" box while logged in to your X account, you can link the content of our pages to your X profile. In this way, X can attribute your visit to our pages to your user account.

Please note that, as the provider of these pages, we have no knowledge of the content of the data transmitted or how it is used by X. Further information on this subject can be found at <http://twitter.com/privacy>.

6.2 LinkedIn

Our website also integrates plugins from the social network LinkedIn Corporation, USA. LinkedIn plugins ("LinkedIn Recommended" button) can be recognised by their LinkedIn logo. When you visit a page on our website containing such a plugin, a direct connection is established between your browser and the LinkedIn server. LinkedIn obtains the information that you have visited our page via your IP address. If you click on the "LinkedIn" box when you are connected to your LinkedIn account, you can link the content of our pages to your LinkedIn profile. In this way, LinkedIn can attribute the visit to our pages to your user account.

Please note that, as the provider of the pages, we have no knowledge of the content of the data transmitted or how LinkedIn uses it. Further information can be found at <https://www.linkedin.com/legal/privacy-policy>.

6.3 Google Maps

Our website uses Google Maps services (e.g. in-screen or via interface/API). Google LLC, USA, may process information about your actual location. For location purposes, Google uses various technologies such as IP addresses, GPS and other sensors which, for example, can provide information about surrounding devices, WLAN access or mobile phone towers.

The purpose and scope of the data collection, the further processing and use of the data by Google, the associated rights and the settings you can make to protect your privacy are described in more detail in Google's data protection guidelines at <https://policies.google.com/privacy?hl=de&gl=de>.

6.4 Newsletter

When you subscribe to our newsletter and confirm receipt (Double Opt-in), the following personal data is processed: surname, first name, email address. This data is used to authenticate newsletter subscribers as soon as they register, to send them the newsletter and to check whether and when articles have been read.

The data you provide in order to receive the newsletter will be processed by <https://mailmeteor.com/>. This data is processed exclusively on the basis of your consent. You may withdraw your consent at any time by clicking on the "unsubscribe" link in the newsletter. However, data already processed prior to your withdrawal will not be deleted. When we send out newsletters using Mailmeteor, we can see whether a newsletter has been opened and which links the user has clicked on. Mailmeteor allows us to divide recipients into various categories. You can find more information on this subject under: URL <https://support.mailmeteor.com/help/privacy>. If you do not agree to any analysis, please unsubscribe from the newsletter.

7. Your rights

- The data subject shall have the right to obtain from the controller confirmation as to whether or not personal data relating to him or her are being processed and, if so, access to such personal data, the purposes of the processing, the categories of personal data concerned, the recipients or categories of recipient to whom the personal data have been or will be disclosed, in particular recipients established in third countries or international organisations, where possible, the envisaged period of storage of the personal data or, where this is not possible, the criteria used to determine this period, whether there is a right to request from the controller the rectification or erasure of personal data, a restriction on the processing of personal data relating to the data subject or the right to object to such processing, the right to lodge a complaint with a supervisory authority where the personal data is not obtained from the data subject, any available information as to their source, if there is automated decision-making, including profiling, useful information about the underlying logic and the significance and intended consequences of the processing for the data subject (art. 15 GDPR).
- The data subject has the right to obtain from the controller, as soon as possible, the rectification of inaccurate personal data concerning him or her. Given the purposes of the processing, the data subject has the right to have incomplete personal data completed, including by providing a supplementary declaration (art. 16 GDPR and art 15 al 1 FADP; 32 al 1 et al 4; 41 al 2 let a nFADP)).
- The data subject has the right to obtain from the controller the erasure, as soon as possible, of personal data relating to him or her and the controller has an obligation to erase such personal data as soon as possible, where one of the following grounds applies: the personal data are no longer necessary for the purposes for which they were collected or otherwise processed; the data subject withdraws the consent on which the processing is based and there is no other legal basis for the processing; the data subject objects to the processing under Article 21(1) and there is no compelling legitimate reason for the processing (art. 17 GDPR and art 15 al 1 FADP; 32 al 2 let c nFADP).
- The data subject shall have the right to obtain from the controller the restriction of processing where one of the following applies: the accuracy of the personal data is contested by the data subject, for a period of time allowing the controller to verify the accuracy of the personal data; the processing is unlawful and the data subject objects to their erasure and instead requires the restriction of their use; the controller no longer needs the personal data for the purposes of the processing operation but they are still necessary for the data subject for the establishment, exercise or defence of legal claims; the data subject has objected to the processing pursuant to Article 21(1) during the verification as to whether the legitimate grounds pursued by the controller prevail over those of the data subject (Art. 18 GDPR).

- The data subject have the right to receive the personal data concerning them that they have provided to a data controller, in a structured, commonly used and machine-readable format (art. 20 GDPR and art 28 nFADP and 29 nFADP).
- The data subject has the right to withdraw consent at any time. Withdrawal of consent shall not affect the lawfulness of processing based on consent carried out prior to such withdrawal. The data subject shall be informed of this before giving consent. Withdrawing consent is as simple as giving it (art. 7, para. 3 GDPR).
- Right to lodge a complaint with a supervisory authority (art. 77 GDPR and art. 49 al 3 nFADP).

8. Right to object

Insofar as personal data is processed on the basis of legitimate interests as defined in art. 6, para 1, letter f GDPR, you have the right, in accordance with art. 21 GDPR and art. 13 para 2 Swiss Constitution; art. 15 al 1 FADP and 25 al 3 let a FADP; 32 al 2 let a. and 41 al 1 let a nFADP, to object to the processing of your personal data if there are reasons inherent in a particular situation or if your data is used for canvassing purposes. In the latter case, you have a general right of objection which we will apply without you needing to justify any particular situation.

9. Data Security

We secure your data using https certificates installed by **letsencrypt** and delivered by **Infomaniak**.

10. Conversation period

The length of time your personal data is kept varies according to the purpose for which it was collected:

- Customer data (identity, electronic contact details, history of use of services) is kept for 3 years from the end of the commercial relationship,
- Data relating to the management of your account will be kept for a period of 5 years from the date of its deletion, exclusively for the purposes of proof,
- Accounting documents and vouchers are kept for 10 years as accounting evidence,
- Data relating to transactions carried out and means of payment used for a period of 1 year from the date of issue of the invoice or payment,
- Data likely to be the subject of a judicial requisition (connection data, identity, contact details) will be kept for 12 months from the date of collection.

As soon as personal data is no longer required for the purposes mentioned above, it will be deleted.

In addition to these provisions, the periods of limitation defined by commercial, civil or tax regulations apply, the development of which is beyond our control.



11. Contact details.

This privacy statement applies to the processing of data by:

Data controller	M. Jérémie Girod Rue de la Tour de l'Île 1 CH-1204 Geneva - Switzerland jgirod@terraxis.ch + 41 22 732 61 19
Control authority (Switzerland)	Préposé fédéral à la protection des données et à la transparence, PFPDT Feldeggweg 1 CH-3003 Berne - Switzerland https://www.edoeb.admin.ch/edoeb/de/home.html

12. Updates & amendments to this Confidentiality Statement

We may amend or modify this statement at any time. The current version can be consulted at [<https://terraxis.ch/docs/Confidentiality-Statement-ENG.pdf>].

1 September 2023, release 2023/1