

# AVIAZE PRIVACY POLICY

Last updated and effective from: October 30th 2018

## 1. Introduction

Welcome Pilot! Your privacy is very important to us. Please read below to see how AVIAZE handles information. Before you get to the details, here are a few of our fundamental privacy principles:

- Information you upload or post to AVIAZE may be seen by others depending on your privacy settings.
- We aggregate and de-identify certain information about our members to use for business purposes.
- We give you several ways to control the privacy of your personal information and are continuously working to enhance privacy options available to you.
- Flight Safety is our priority number one.

AVIAZE respects your privacy and shares your concern about the security of information you may submit to AVIAZE's websites and the related mobile applications and services (collectively, the "Services"). Our privacy policy (the "Privacy Policy") explains the information we collect, how we use and share it, how to manage your privacy settings and your rights in connection with the Services. Please also read the Terms of Service which sets out the terms governing the Services.

The AVIAZE websites, related mobile applications and services (collectively, the "Services") are made available to you by STARMAN AVIATION SLU, a Limited Liability Company registered in Registro Mercantil de Girona, Spain, Tomo 3109 Folio 217, inscripción 1 con hoja GI-60794 and VAT number ESB55273395 with a registered office at Llierca 1, 17003 Girona, (the "Company" or "AVIAZE"), subject to the AVIAZE Terms and in accordance with the AVIAZE Privacy Policy (the "Privacy Policy"). aeroclAPP is the former brand name of AVIAZE and the former version of the software, and the same Terms and the same

Privacy Policy also apply to its websites, related mobile applications and services whatsoever related to aeroclAPP. AVIAZE is the controller of your personal data for the purposes of EU data protection law.

In accordance with Spanish regulations, a file of the data the Company processes has been registered in “Agencia Española de Protección de Datos”.

This policy was written in English. To the extent a translated version conflicts with the English version, the English version controls. Unless indicated otherwise, this Privacy Policy does not apply to third party products or services or the practices of companies that we do not own or control, including other companies you might interact with on or through the Services.

Questions or comments about this Privacy Policy may be submitted by mail to the [info@starmanaviation.com](mailto:info@starmanaviation.com).

## 2. We Collect, Use, Share and Otherwise Process Information

AVIAZE relies on a number of legal bases to collect, use, share, and otherwise process the information we have about you for the purposes described in this Privacy Policy, including:

- as necessary to provide the Services and fulfill our obligations pursuant to the Terms of Service. For example, we cannot provide the Services unless we collect and use your location information;
- where you have consented to the processing, which you can revoke at any time. For example, you may consent to the processing of Flight Parameters information;
- where necessary to comply with a legal obligation, a court order, or to exercise and defend legal claims;

- to protect your vital interests, or those of others, such as in the case of emergencies or accidents or incidents investigations;
- where you have made the information public;
- where necessary in the public interest; and
- where necessary for the purposes of AVIAZE's or a third party's legitimate interests, such as those of visitors, members or partners.

### 3. Our Legitimate Interests

We process your information in furtherance of our legitimate interests, including:

- providing and improving the Services, including any personalized Services. We do so as it is necessary to pursue our legitimate interests of providing and developing innovative and tailored offerings to our members on a sustained basis; and
- keeping the Services safe and secure. We do so as it is necessary to pursue the legitimate interests of AVIAZE and its members in ensuring the Services are secure, and to protect against fraud, spam and abuse, etc.

### 4. Information AVIAZE Collects

AVIAZE collects information about you, including information that directly or indirectly identifies you, if you or your other members choose to share it with AVIAZE. We receive information in a few different ways, including when you track, complete or upload activities using the Services. AVIAZE also collects information about how you use the Services. There are also several opportunities for you to share information about yourself and your activities with AVIAZE. For example:

- We collect basic account information such as your name, email address; username and password that helps secure and provide you with access to our Services.
- Profile and use information is collected about you when you choose to upload a picture, activity (including date, time and geo-location information as well as your

speed, altitude, accelerometers data, noise and pace) or post, join a challenge, create n ,aircrafts, view others' activities, or otherwise use the Services.

- You can choose to add your contacts' information to connect with your contacts on AVIAZE and to send them your activity information in real time or share it on social networks such as Facebook. If you choose to use these features, AVIAZE will access and store your contacts' information in accordance with your instructions. By submitting such contact information, you confirm that you have the authority to use and share such information
- We gather information from the photos, posts, comments, decorations and other content you share on the Services, including when you participate in partner events, airshows or create Missions.
- When you make a payment on AVIAZE, you may provide payment information such as your payment card or other payment details. We use Payment Card Industry compliant third-party payment services and we do not store your credit card information.
- We collect and process location information when you sign up for and use the Services. To record your flight and to provide you with your statistics and inclusion in the Service's features, it is necessary to collect and record the physical location of your device including, data such as speed, direction acceleration and noise level. Processing of your location data is essential to the Services which we provide and a necessary part of our performance of the agreement we have with you.
- AVIAZE allows you to sign up and log in to the Services using accounts you create with third-party products and services, such as Facebook or Google (collectively, "Third-Party Accounts"). If you access the Services with Third-Party Accounts we will collect information that you have agreed to make available such as your name, email address, profile information and preferences with the applicable Third-Party Account. This information is collected by the Third-Party Account provider and is provided to AVIAZE under their privacy policies. You can generally control the information that we receive from these sources using the privacy settings in your Third-Party Account.

- To help us to provide you with the best possible service, you can choose to provide us with your contact information so we can better respond to your support requests and comments.
- We also obtain additional third party information about members from marketers, partners, researchers, and others. We may combine information that we collect from you with information obtained from other members, third parties and information derived from any other subscription, product, or service we provide. We may also collect information about you from other members such as when they give you kudos or comment about you.
- We collect information from your browser, computer, or mobile device, which provide us with technical information when you access or use the Services. This technical information includes device and network information, cookies, log files and analytics information.

We ask that, with the exception of your photos, you do not send or otherwise disclose to us any sensitive personal data, for example: information related to racial or ethnic origin, political opinions, religion or other beliefs, health, criminal background or trade union membership) on or through the Site, App, Services or otherwise.

## Cookies and Similar Technologies

When you visit the Services, a cookie will be stored on your computer. Generally, cookies and similar technologies work by assigning to your browser or device a unique number that has no meaning outside of AVIAZE. AVIAZE uses these technologies to personalize your experience and to assist in delivering content specific to your interests. Additionally, after you've entered your member ID and password during a session on the Services, AVIAZE saves that information so you don't have to re-enter it repeatedly during that session.

Most browsers automatically accept cookies. To manage the collection of information through cookies or other equivalent technology you can use the settings on your browser or mobile device. Not accepting cookies may make certain features of the Services unavailable

to you. AVIAZE may also use your IP address to identify you, to administer the Services and to assist in diagnosing problems with AVIAZE's servers.

Our Site also uses, among others, Google Analytics, a web analytics service provided by Google, Inc. ("Google") to help us analyze how you and other users use our Site and apps. The information generated by the Google Analytics (and others) cookie (including your IP address) will be transmitted to and stored by Google on servers in the United States. Google will use this information for the purpose of evaluating your use of our Site, compiling reports on Site activity and providing other services relating to Site activity and internet usage. Google may also transfer this information to third parties where required to do so by law, or where such third parties process the information on Google's behalf. By using our Site, you consent to the processing of data about you by Google in the manner and for the purposes set out above.

## Log Files

The Services use log files. Stored information includes IP addresses, browser type, internet service provider (ISP), referring/exit pages, platform type, date/time stamp, and number of clicks. This information is used to analyze trends, administer, protect and secure the Services, track member movement in the aggregate, and gather broad demographic information for aggregate use. IP addresses, etc., may be linked to session IDs, athlete IDs and device identifiers.

## 5. How AVIAZE Uses Information

AVIAZE uses the information we collect and receive to administer and operate the Services and as otherwise described in this Privacy Policy. For example, we use your flight activity data information to provide you with statistics and visualizations representing key data points like engine settings or G's. Subject to your privacy settings, your information, including your profile, username, photos, members you follow and who follow you, clubs you belong to, your activities, and decorations and comments you give and receive will be shared on

AVIAZE to participate in the Services, for example to show your place on a leaderboard. Location information, such as a route may also be shared on AVIAZE (in accordance with your settings).

If you are flying an aircraft subscribed to a club or you joined a certain club, the club administrator will have access to the information collected. In accordance with your settings, we may also use provide collected flight information to the authorities or aircraft owner in the sake of flight safety.

We also use your information to analyze, develop and improve the Services. To do this, AVIAZE may use third party analytics providers to gain insights into how our Services are used and to help us improve the Services. We may also use your information to market the Services, credit or accept payments, provide support related to the Services, protect members and enforce our Terms of Service, promote safety, and communicate with you. Additionally, your information may be shared with third parties, as set forth below.

AVIAZE may de-identify or aggregate the content you make available in connection with the Services, in ways that do not personally identify you. Examples of such aggregated information or statistical data include information about aircraft, usage, demographics, routes and performance. AVIAZE may use, sell, license, and share this information with third parties for research, business or other purposes such as to improve flying, manage airspace and more. AVIAZE may also uses aggregated data to generate our global heatmap. Please visit your privacy settings if you object to AVIAZE using your information for these purposes.

We use your information to communicate with you about the Services, send you marketing communications (where you have agreed to receive such messages), or let you know about new features or updates to our Terms of Service. We also use your information to respond to you when you contact us. AVIAZE will use your information to communicate with you, for example by sending you notifications.

## 6. How Information is Shared

## Service Providers

We may share your information with third parties who provide services to AVIAZE such as supporting and improving the Services, promoting the Services, processing payments, or fulfilling orders. These service providers will only have access to the information necessary to perform these limited functions on our behalf and are required to protect and secure your information. We may also engage service providers to collect information about your use of the Services over time on our behalf so that we or they may promote AVIAZE or display information that may be relevant to your interests on the Services or other websites or services.

We may disclose your personal data to any of our agents, service providers and third parties that provide services to us in order to allow or enable us to provide and manage the Site, App or Services.

## Publicly Available Information

Subject to your privacy settings, your information and content may be publicly accessible, and we may also disclose aggregate information about you and other users with advertisers, publishers, business partners, sponsors, and other third parties.

## Third Party Business via API or Other Integrations

When you use third party apps, plug-ins, or websites that integrate with the Services, they may receive your information and content, including your personal information, photos, and your activity data (including private activities). Information collected by these third parties is subject to their terms and policies. AVIAZE is not responsible for the terms or policies of third parties.

## Affiliates and Acquirors of our Business or Assets



We may share your information with affiliates under common control with us, who are required to comply with the terms of this Privacy Policy with regard to your information. If AVIAZE becomes involved in a business combination, securities offering, bankruptcy, reorganization, dissolution or other similar transaction, we may share or transfer your information in connection with such transaction.

## Clubs

When joining a Club on AVIAZE we may disclose your Personal and Flight data to its administrators. Please note that, when you join a Club it is under your responsibility. We are not responsible for the privacy, information or other practices of any third parties such as Clubs or any other third party operated website or app to which the Site, App or Services contain a link.

## Legal Requirements

We may preserve and share your information with third parties, including law enforcement, public or governmental agencies, or private litigants, within or outside your country of residence, if we determine that such disclosure is reasonably necessary to comply with the law and/or the sake of Flight Safety, including to respond to court orders, warrants, subpoenas, or other legal or regulatory process. We may also retain, preserve or disclose your information if we determine that disclosure is reasonably necessary or appropriate to prevent any person from death or serious bodily injury, to address issues of national security or other issues of public importance, to prevent or detect violations of our Terms of Service or fraud or abuse of AVIAZE or its members, or to protect our operations or our property or other legal rights, including by disclosure to our legal counsel and other consultants and third parties in connection with actual or potential litigation.

## 7. How We Protect Information

We take several measures to safeguard the collection, transmission and storage of the data we collect. Although we strive to employ reasonable protections for your information that are appropriate to its sensitivity, we do not guarantee or warrant the security of the information you share with us and we are not responsible for the theft, destruction, loss or inadvertent disclosure of your information or content. No system is 100% secure. The Services uses industry standard Secure Sockets Layer (SSL) technology to allow for the encryption of personal information and credit card numbers, if provided. AVIAZE engages a company expert in online security and Services verification to strengthen the security of AVIAZE's Services. The Services are registered with site identification authorities so that your browser can confirm AVIAZE's identity before any personally identifiable information is sent. In addition, AVIAZE's secure servers protect this information using advanced firewall technology.

To help ensure that these measures are effective in preventing unauthorized access to your private information, you should be aware of the security features available to you through your browser. You should use a security-enabled browser to submit your credit card information and other personal information at the Services. Please note that if you do not use a SSL-capable browser, you are at risk for having data intercepted.

Most browsers have the ability to notify you if you change between secure and insecure communications, receive invalid services identification information for the Services you are communicating with, or send information over an unsecured connection. AVIAZE recommends that you enable these browser functions to help ensure that your communications are secure. You can also monitor the URL of the services you are visiting (secure URLs begin with https:// rather than http://), along with the security symbol of your browser to help identify when you are communicating with a secure server. You can also view the details of the security certificate of the services to which you are connected. Please check the validity of any Services you connect to using secure communications.

## Disclaimer

While AVIAZE continues to work hard to protect your personal information, no data transmission over the Internet can be guaranteed to be absolutely secure, and AVIAZE cannot ensure or warrant the security of any information you transmit to AVIAZE. Transmitting personal information is done at your own risk.

## 8. Managing Your Settings

### Privacy Settings

AVIAZE offers several features and settings to help you manage your privacy and how you share your activities. Most privacy settings are located in your privacy settings page, but some are specific to individual activities or pilots. AVIAZE provides you the option to make your activities private. You can request any further information or clarification to AVIAZE by email at [info@starmanaviation.com](mailto:info@starmanaviation.com). The Company will respond your query in a reasonable period of time.

### Adjust Notification and Email Preferences

AVIAZE offers various ways to manage the notifications you receive. You can choose to stop receiving certain emails and notifications by indicating your preference at Privacy Settings. You can always unsubscribe or contact us for any request or preference at [info@starmanaviation.com](mailto:info@starmanaviation.com)

### Updating Account Information

You may correct, amend or update profile or account information that is inaccurate at any time by adjusting that information in your account settings. If you need further assistance, please contact AVIAZE at [info@starmanaviation.com](mailto:info@starmanaviation.com).

### Deleting Information and Accounts

You may request that your account is deleted by contacting [info@starmanaviation.com](mailto:info@starmanaviation.com). Once deleted, your data, including your account, activities and place on leaderboards cannot be reinstated.

Note that content you have shared with others (for example, through Clubs) or that others have copied may also remain visible after you have deleted your account or deleted the information from your own profile. Your public profile may be displayed in search engine results until the search engine refreshes its cache.

## 9. EU Members' Rights

If you are habitually located in the European Union, you have the right to access, rectify, download or erase your information, as well as the right to restrict and object to certain processing of your information. While some of these rights apply generally, certain rights apply only in certain limited circumstances. We describe these rights below:

### Access and Porting

You can access much of your information by logging into your account. If you require additional access or if you are not a AVIAZE member, contact us at [info@starmanaviation.com](mailto:info@starmanaviation.com).

### Rectify, Restrict, Limit, Delete

You can also rectify, restrict, limit or delete much of your information by logging into your account or contacting us at [info@starmanaviation.com](mailto:info@starmanaviation.com).

### Object

Where we process your information based on our legitimate interests explained above, or in the public interest, you can object to this processing in certain circumstances. In such cases,

we will cease processing your information unless we have compelling legitimate grounds to continue processing or where it is needed for legal reasons.

## Revoke consent

Where you have previously provided your consent, such as to permit us to process your flight data, you have the right to withdraw your consent to the processing of your information at any time. For example, you can withdraw your consent by updating your settings or contacting us at [info@starmanaviation.com](mailto:info@starmanaviation.com). In certain cases, we may continue to process your information after you have withdrawn consent if we have a legal basis to do so or if your withdrawal of consent was limited to certain processing activities.

## Complain

Should you wish to raise a concern about our use of your information (and without prejudice to any other rights you may have), you have the right to do so with your local supervisory authority.

## 10. Transfers

The Services are operated from Europe or the United States. If you are located outside of Europe or the United States and choose to use the Services or provide information to us, you acknowledge and understand that your information will be transferred, processed and stored abroad, as it is necessary to provide the Services and perform the Terms of Service. Privacy laws may not be as protective as those in your jurisdiction.

## 11. Retention of Information

We retain information as long as it is necessary to provide the Services to you and others, subject to any legal obligations to further retain such information. Information associated

with your account will generally be kept until it is no longer necessary to provide the Services or until you ask us to delete it or your account is deleted whichever comes first. For example, where you withdraw your consent to AVIAZE processing your flight data information, AVIAZE will delete all flight data related information you uploaded. Following your deletion of your account, it may take up to 9 months to fully delete your personal information and system logs from our systems. Additionally, we may retain information from deleted accounts to comply with the law, prevent fraud, collect fees, resolve disputes, troubleshoot problems, assist with investigations, enforce the Terms of Service and take other actions permitted by law. The information we retain will be handled in accordance with this Privacy Policy.

Information about you that is no longer necessary and relevant to provide our Services may be de-identified and aggregated with other non-personal data to provide insights which are commercially valuable to AVIAZE, such as statistics of the use of the Services. For example, we may retain publicly available segments or routes and other depersonalized geolocation information to continue to improve the Services and to use in our global heatmap or other businesses. This information will be de-associated with your name and other identifiers.

## 12. AVIAZE sites

Our Main servers are within the European Economic Area (“EEA”) but some of the data that we collect from you might be transferred to, and stored at, a destination outside the EEA, including the United States and/or Canada. It may also be processed by staff operating outside the EEA who work for us or for the recipients to whom we disclose your data as mentioned above. By submitting your personal data, and using the Services, you agree to this usage, transfer, storing and/or processing. We will take all steps reasonably necessary to ensure that your data are treated securely and in accordance with this Privacy Policy.

Where we have given you (or where you have chosen) a password which enables you to access certain parts of the Service, you are responsible for keeping this password confidential. Please do not share your password with anyone.

Please be aware that any personal information you submit to other sites may be read, collected, or used by other users of these forums indefinitely, and could be used to send you unsolicited messages. AVIAZE is not responsible for the personal information you choose to submit via the other sites.

## 13. Privacy Policy Information

AVIAZE reserves the right to modify this Privacy Policy at any time. Please review it regularly. If AVIAZE makes changes to this Privacy Policy, the updated Privacy Policy will be updated with a new version of the software in a timely manner and, if we make material changes, we will provide a prominent notice through the updated information of the version of the software. If you object to any of the changes to this Privacy Policy, you should stop using the Services and delete your account.

If any part of this Privacy Policy shall be deemed unlawful, void or for any reason unenforceable, then that provision shall be deemed to be severable from the rest of this Privacy Policy and shall not affect the validity and enforceability of any of the remaining provisions of this Privacy Policy. In such cases, the part deemed invalid or unenforceable shall be construed in a manner consistent with applicable law to reflect, as closely as possible, the original intent of the parties.

## 14. Contact AVIAZE

Should you have any question, comment or concern regarding AVIAZE Privacy Policy please contact us via email: [info@starmanaviation.com](mailto:info@starmanaviation.com).