

Privacy Notice - audio.com

Last updated and effective as of 12 August 2022.

As a responsible organisation, we have taken two important steps—we made sure that we have, at the discretion of our users, the information necessary to allow us to improve the audio.com web application, and that by doing so we are compliant with national and international regulations, namely GDPR and CCPA. Most importantly, we have been, and will continue to be, transparent with our users and our developer community about the data we collect, when we collect it and why. We will also publish any intended changes before they are implemented in the newer versions of the audio.com web application.

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Introduction

1. This Privacy Notice (“**Notice**”) explains what information we (as defined below) collect and use when you (“**you**” and “**your**”) use our audio.com web application (the “audio.com” or “**Web App**”) and explains how we use that information.
2. This Notice also sets out the rights that you have in relation to the information that we process about you and how you can exercise them.
3. The audio.com Team treats compliance with its privacy obligations seriously. This is why we have developed this Notice, which describes the standards that the audio.com Team applies to protect your information.
4. For the purposes of this Notice, MuseCY SM Ltd., a Cyprus company with registered office at Spyrou Kyprianou, 84, 4004, Limassol, Cyprus (“**audio.com Team**“, “**us**“, “**we**“, or “**our**“) acts as the data controller for the personal information that is collected via the Web App. As a data controller, the audio.com Team makes sure that

any processing of your personal information complies with applicable data protection law, and specifically with the General Data Protection Regulation (“GDPR”) and the California Consumer Privacy Act (“CCPA”).


5. Please take the time to read this Notice carefully. If you have any questions or comments, please contact us via privacy@audio.com.







Principles of processing

1. We will process the personal information we collect in accordance with this Notice and based on the following principles:
 - a. **Fairness:** We process your personal information fairly, which means that we are both transparent about how we process it and we process it in accordance with applicable laws.
 - b. **Lawfulness:** We process your personal information only on a valid lawful ground.
 - c. **Purpose limitation:** We process your personal information for specified and legitimate purposes (as described below), and do not process it in a manner that is incompatible with those purposes, unless permitted by applicable data protection laws.
 - d. **Data minimization:** We only process information that is adequate, relevant and limited to what is necessary to achieve the purposes for which the data are processed.
 - e. **Data accuracy:** We take appropriate measures to ensure that any personal information we hold about you is accurate.
 - f. **Data security:** We use appropriate technical and organizational measures to protect the personal information that we collect and process. Such measures include to-date secure network architectures that contain firewalls, intrusion detection devices, and backups.

What information does audio.com collect and why?

The types of Personal Data that we may collect about you, and the reasons why we process it, are as follows:

Purpose of processing	Legal basis	Data collected
Providing you with the ability to create and manage your account, and log in to this account,	 Contract	- Name - Email - Sign in or log in data if you use your social media accounts

including using external services		<p>Optional information:</p> <ul style="list-style-type: none"> - User avatar - User profile header image - Location (city, country) - Profile description - Links to social media accounts (if any)
Allowing you to share uploaded files	 Contract	<ul style="list-style-type: none"> - Audio file (meta-data) - Links to social media accounts (if any)
Allowing you to leave comments about Web App uploaded content and respond to comments	 Contract	<ul style="list-style-type: none"> - Name - Comment text - Comment ID - Comment timestamp - Audio file timestamp
Providing you with the ability to publish, edit, delete your own content	 Contract	<ul style="list-style-type: none"> - Audio file (meta-data) - Audio file - Audio file description - audio.com user ID
Conducting user surveys and research to collect user information about the service and its improvements	 Contract	<ul style="list-style-type: none"> - Email - Comments about the service and its improvements
Providing you with support through our customer support team (including GDPR requests)	 Contract	<ul style="list-style-type: none"> - Email - audio.com user ID - Request text
Ensuring the improvement of the quality of the service and the user experience of using the Web App through the collection, storage and further analysis of product and technical events of your interaction with the Web App	 Consent	<ul style="list-style-type: none"> - audio.com IP address - audio.com User browser info (clicks, page views)

Children's privacy

The Web App is not intended for individuals below the age of 13 (or under 16 in certain jurisdictions in the European Union). If you are under 13 years old, please do not use the Web App. You may only use audio.com if you are over the age at which you can provide consent to data processing under the laws of your country or if verifiable parental consent for your use of audio.com has been provided to us.

If you are a parent or legal guardian of a child under the age of 13 who uses our services, please contact us at privacy@audio.com if you have any questions or comments. On your request, we will delete your child's personal information if we are able to identify your child.

Third parties processing your personal information

audio.com endeavors to apply suitable safeguards to protect the privacy and security of your personal information during the transfer and to use it only consistent with your relationship with us and the practices described in this Privacy Notice.

We may disclose your personal information to the following categories of recipients:

- to **our group companies** for purposes consistent with this Notice. We take precautions to allow access to personal information only to those staff members who have a legitimate business need for access and with a contractual prohibition of using the personal information for any other purpose.
- to **our third party vendors, services providers and partners** who provide data processing services to us, or who otherwise process personal information for purposes that are described in this Notice or notified to you when we collect your personal information. The services these vendors provide to us are hosting and supporting services.

All your personal information is stored on our servers in the European Economic Area (EEA). However, we use third party service providers and business partners who may be operating from outside the EEA and therefore, your information may be transferred to, or accessed from those countries.

We have put in place appropriate safeguards (which includes the European Commission's Standard Contractual Clauses) to ensure that whenever your personal information is transferred outside the EEA to countries that are not deemed adequate by the European Commission, your personal information receives an adequate level of protection in accordance with the GDPR.

Your privacy rights

Under the GDPR, individuals have certain data protection rights, which you can exercise by emailing privacy@audio.com. You have the following data protection rights:

- obtain access to the personal information held about you

Under Article [15](#) of the GDPR, individuals have a right of access that gives them the right to ask companies to confirm whether their personal information is being processed by them and if that is the case, the right to obtain a copy of their personal information, as well as other supplementary information. It helps individuals to understand how and why companies are using their information, and check the lawfulness of the processing.

- ask for incorrect, inaccurate or incomplete personal information to be corrected

Under Article [16](#) of the GDPR, individuals have the right to have inaccurate personal information rectified. An individual may also be able to have incomplete personal information completed – although this will depend on the purposes for the processing.

- request that personal information be erased when they are no longer needed or if processing is unlawful

Under Article [17](#) of the GDPR, individuals have the right to have personal information erased. This is also known as the 'right to be forgotten'. The right is not absolute and only applies in certain circumstances.

- request the restriction of the processing of your personal information in specific cases

Article [18](#) of the GDPR gives individuals the right to restrict the processing of their personal information in certain circumstances. This means that an individual can limit the way that an organisation uses their information. This is an alternative to requesting the erasure of their information.

- receive your personal information in a machine-readable format and send them to another controller ('data portability')

Under Article [20](#) of the GDPR, individuals have the right to data portability that gives individuals the right to receive personal information they have provided to a controller in a structured, commonly used and machine readable format. It also gives them the right to request that a controller transmits those data directly to another controller.

- withdraw your consent at any time

You can withdraw your consent freely and at any time if we rely on your consent to process personal data relating to you.

- lodge a complaint with a supervisory authority

In accordance with Article 77 of the GDPR, you, as a data subject, have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work, or where an alleged infringement of the GDPR has taken place.

Linking to other websites

1. The Web App provides the ability for users to upload their audio files to Social media accounts. Please note that this is a separate service governed by its own privacy policy.
2. The Web App may contain hyperlinks to websites owned and operated by third parties. These websites have their own privacy policies and we urge you to review them. They will govern the use of personal information you submit whilst visiting these websites.
3. We do not accept any responsibility or liability for the privacy practices of such third-party websites and your use of such websites is at your own risk.

Updates to this Notice

1. We may update this Notice from time to time in response to changing legal, technical, or business developments. When we update our Notice, we will take appropriate measures to inform you, consistent with the significance of the changes we make. We will obtain your consent to any material Notice changes if and where this is required by applicable data protection laws.
2. You can see when this Notice was last updated by checking the “last updated” date displayed at the top of this Notice.

How to contact us

If you have any questions or comments, or if you wish to exercise your data protection rights, please contact us via privacy@audio.com.

Additional Information for California Consumers

1. The California Consumer Privacy Act (“CCPA”) provides California residents, referred to in the law as “consumers,” with rights to receive certain disclosures regarding the collection, use, and sharing of personal information, as well as rights to access and control personal information. Certain information that we collect may be exempt from the CCPA because it is considered public information (because it is made available by a government entity) or covered by another federal privacy law, such as the Gramm-Leach-Bliley Act, the Health Insurance Portability and Accountability Act, or the Fair Credit Reporting Act.
 2. To the extent that we collect personal information about you that is subject to the CCPA, that information, our practices, and your rights are described below.
 3. **Right to information regarding the categories of personal information collected, sold, and disclosed:** You have the right to obtain information regarding the categories of personal information we collect. We collect the categories of information described above.
 4. We do not sell personal information.
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