

# Privacy Policy & Terms of Use

## Project Kenya International

### **A. Privacy Statement & Purpose**

Information is an important part of our operations and we understand how important it is to you to know what will happen to the personal information you give us. We hope this policy will address your questions and/or concerns about our information policies and security precautions.

The purpose of this Privacy Policy is to provide you with a clear explanation of when, why and how we collect and use your personal information, as well as an explanation of your statutory rights. This Privacy Policy is not intended to override the terms of any contract you have with us, nor any rights you might have under applicable data privacy laws.

Read this policy and make sure you fully understand our practices in relation to your personal information, before you access or use any of our Services. If you read and fully understand this Privacy Policy, and remain opposed to our practices, you must immediately leave this website, application or service, and avoid or discontinue all use of any of our Services.

### **B. What Information Do We Collect?**

Un-identified and non-identifiable information pertaining to a Visitor or un-identified User, which may be made available to us, or collected automatically via his/her use of the Services (“Non-personal Information”). Such Non-personal Information does not enable us to identify the Visitor or User from whom it was collected. The Non-personal Information collected by us mainly consists of technical and aggregated usage information, such as Visitors’ and Users’ browsing and ‘click-stream’ activity on the Services, session heatmaps and scrolls, non-identifying information regarding the Visitor’s or User’s device, operating system, internet browser, screen resolution, language and keyboard settings, internet service provider, referring/exit pages, date/time stamps, etc.

Individually identifiable information, namely information that identifies an individual or may with reasonable efforts cause the identification of an individual, or may be of private or sensitive nature (“Personal Information”). The Personal Information collected by us mainly consists of contact details (e.g., e-mail address or phone number), billing details (name, physical billing address, payment method and transaction details), which are only collected from Users with Paid Services, details regarding a browsing or usage session (IP address, Geo-location and/or device unique identifier), details regarding connected third party accounts (such as the e-mail or username for a connected PayPal, Google or Facebook account), scanned identification documents provided to us (such as an ID card, driver’s license, passport or official company registration documents), correspondences (including those made through or uploaded to our Services), and any other Personal Information provided to us by Visitors and/or Users through their access to and/or use of the Services. For the avoidance of doubt, any Non-personal Information that is connected or linked to Personal Information (for example, in order to improve the Services we offer) is deemed and treated by us as Personal Information, as long as such connection or linkage exists.

We may also collect similar information pertaining to visitors and users of our User’s websites or services (“Users-of-Users”), solely for and on our Users’ behalf

### **C. Information Gathering**

As you browse or website you do so anonymously. There are two ways that we gather information about you. First, we do track which pages of our site you visit and note your IP address (as all web sites do automatically), but we do not gather or save any information about you as an individual. The general information we gather enables us to serve you better by improving our site based on use patterns. Second, we only gather specific information from you when you request our services.

We may also use certain standard web measurement and tracking technologies such as "cookies," web server logs, or other statistics programs to collect usage Information and track and record how you use our website. This data is anonymous and does not personally identify you. Usage Information helps us measure the success of the Website and its features or pages and to improve your online experience. Your browser may have an option that allows you to accept cookies, reject cookies, or receive notification when a cookie is sent, but you should note that the use of such restrictive browser settings may limit your use of our website. We do not use spy ware, adware or any other similarly intrusive software.

#### **D. Personal Privacy**

Kenya International knows how important it is that sensitive information about you remains confidential. We DO NOT exchange general tracking, IP address information, email addresses or any personal information collected by our web site with anyone at any time.

#### **E. Liability Disclaimer**

Kenya International and our web design company, Simple Design Websites LLC, assumes no responsibility for the accuracy of information that may be listed on the website. The information, documents, and related graphics published on this web site may include inaccuracies or typographical errors. Kenya International may make improvements and/or changes to this web site from time to time without notice.

In no event shall Kenya International; board members and/or their family members, directors, owners, officers, agents, partners, affiliates, investors, employees, staff, contractors, suppliers, customers, supporters, contributors, volunteers, independent or sub-contractors or our web design company, Simple Design Websites LLC., be liable for any direct, indirect, punitive, incidental, special or consequential damages arising out of, or in any way connected, with the use of this web site or with the delay or inability to use this web site or for information obtained through this web site, or otherwise arising out of the use of this web site.

#### **F. Disclosure of Your Information**

We may disclose the information we collect from and about you when we have reason to believe that such disclosure is necessary to:

- identify, contact or bring legal action against someone who may be causing injury to or interference with (either intentionally or unintentionally) our rights or property, customers or other users of the website, or anyone else who could be harmed by such activities:
- enforce the Terms of Use, take precautions against liability, investigate and defend against any third-party claims or allegations, and/or protect the security or integrity of the Website; or,

- respond to judicial process and provide information to law enforcement agencies in connection with an investigation on matters related to public safety, as permitted by law, or otherwise as required by law, or in the good-faith belief that such action is necessary to comply with state and federal laws; or
- otherwise with your consent.

Also, in the unlikely event of our bankruptcy, insolvency, reorganization, receivership, or assignment for the benefit of creditors, or the application of laws or equitable principles affecting creditors' rights generally, we may not be able to control how your Personal Information is treated, transferred, or used and your Personal Information may be included in the transferred assets.

We may use your Usage Information to identify and develop products and services that may be of interest to you and/or share this information with certain third parties for direct marketing purposes with respect to special offers, products, services, programs, promotions, surveys, publications, invitations or other opportunities that may be of interest to certain demographic groups.

We do not sell your Personal Information to third parties and have no intention of doing so in the future.

Under the laws of some jurisdictions, you may be entitled to request disclosure regarding how we share your Usage Information with third parties for direct marketing purposes.

#### **G. Linked Sites**

Our website may contain links to other websites, including social media sites, which may have privacy policies that differ from our own. We are not responsible for the collection, use or disclosure of information collected through third-party websites and expressly disclaim any liability related to such collection, use or disclosure. We are not responsible for any information or content contained on such sites. Links to other websites are provided solely as a convenience. Your browsing, use and interaction on any other websites, including websites which have a link to the website, are subject to that website's own rules and policies. Please review the privacy policy posted on any website that you may access through, or which links to the Website. Please note that if you provide information to us via a social media site or participate in a social media site linked to the website, you consent to our use of your information for any reason as if it were submitted to us directly via the website.

#### **H. Security Procedures**

We take commercially reasonable precautions and have implemented commercially reasonable technical measures to protect against the risks of unauthorized access to, erroneous disclosure of, and unlawful interception of Personal Information submitted. However, your email transmissions and/or other communications containing Personal Information may be unlawfully intercepted or accessed by third parties and/or the website may be subject to hostile network attacks or administrative errors. We do not guarantee the security of any information

transmitted over the Internet. Once we receive your Personal Information, we take commercially reasonable steps to limit access to your Personal Information to only those employees and service providers whom we determine need access to the Personal Information to provide the requested products, services, offers or opportunities that may be of interest to you. However, even after we receive your Personal Information, we cannot guarantee that your Personal Information may not be accessed, disclosed, altered, or destroyed as a result of a breach of our commercially reasonable efforts or as a result of any other event beyond our reasonable control.

Accordingly, we cannot and do not guarantee that your Personal Information is completely secure and safe from such risks. For the avoidance of doubt, WE expressly disclaim any representation or warranty, whether express or implied, with respect to ensuring, guaranteeing or otherwise offering any definitive promise of security in connection with your PERSONAL Information or Usage Information.

#### **I. Contact Us**

If you have any questions about this Privacy Policy or wish to exercise any of your rights as described in Section 11, please contact us at [teri@projectkenya.org](mailto:teri@projectkenya.org). We will attempt to resolve any complaints regarding the use of your Personal Information in accordance with this Privacy Policy.

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