

Personal Data & Privacy Policy Statement (formerly known as Privacy Policy)

Your Privacy

HKBN Enterprise Solutions Limited ("**we**" or the "**Company**") respect the privacy rights of visitors to all our company websites (the "**Websites**") and of customers who use the Company's services, including but not limited to broadband internet access, internet services, communication services on internet, local telephony, IDD, IPTV and other telecommunications and entertainment services provided from time to time (collectively referred to as "**Services**"). We endeavour to ensure that all our collection, transmission, storage and usage of personal data shall be carried out in compliance with the Personal Data (Privacy) Ordinance, Cap 486 of the Laws of the Hong Kong Special Administrative Region ("**Hong Kong**") as amended from time to time ("**PDPO**").

Please read the following carefully to understand our policy and practices regarding how your personal data will be treated. This Privacy Policy Statement ("**Statement**") may from time to time be revised or otherwise changed where we deem necessary.

The term "personal data" shall have the meaning ascribed to it by PDPO.

1. Purpose of Collection and Use of Personal Data

If you are a user of the Services ("**Customer**"), personal data is collected from you to enable the Company to provide Services to you. We shall indicate to you the personal data or information without which we shall be unable to provide you the Services.-You may decline to provide the Company with the requested personal data, but in such case the Company may not be able to provide the Services to you.

If you are a visitor to our Websites, other than a Customer, you need not supply any personal data to access our Websites. However, if you require follow-up services by our responsible officers such as requesting the Company for catalogues, other promotional brochures or materials or providing you update on any of the Services, including extension of service coverage or plan(s) offered, then the provision of your name and at least one of the contact details are obligatory for us to provide the corresponding follow-up services to you through your contact details provided. Provision of your personal data under such circumstances is entirely voluntary but we shall be unable to process your inquiry if you do not provide your name and/or contact details.

Personal data collected from you may be used by the Company for:

- (i). following up and processing of your application for the Services;
- (ii). enabling the provision of the Services to you;
- (iii). conducting identity verification and/or credit checks at the time of your application for the Services;
- (iv). processing of payment instructions or collection of amounts outstanding from you in relation to the provision of the Services;
- (v). marketing of the products and Services of the Company (see paragraph 6 below);
- (vi). providing information about our customer loyalty program or the like;
- (vii). any purposes ancillary or incidental to the operation or administration of our customer loyalty program or the like;
- (viii).marketing of the products and services of the Company's business partners (see paragraph 6 below); (ix). designing Services for you;
- (x). conducting market research or customers' surveys; (xi). provisioning of customer services;
- (xii). following up and handling your complaints and enquiries;
- (xiii).making such disclosures as required by applicable laws, rules and regulations;
- (xiv).any other purposes as may be separately notified to or agreed with you, including the purposes stated in any special terms and conditions, other terms and conditions and application for the supply of specific goods and services; and
- (xv). any other purposes directly related to the purpose for which the personal data were originally collected.

We will not transfer your personal data to others except for the specific classes of data transferees as listed in paragraph 3 below.

If you are a minor, you must ask your parents or guardian before providing any personal data to us.

2. Types of Personal Data Collected

Types of personal data collected by the Company may include:

- (i). Your personal information and contact information such as your name, gender, identity card number, email address(es), service phone number(s) for the Services subscribed and phone number(s) and address(es) made known to us;
- (ii). Your business information such as company name and business title;
- (iii). Your credit card information such as name of cardholder, card number and expiry date; and (iv). Your account details,

including account numbers, or user accounts.

Other types of data collected by the Company may sometimes include (but not limited to) the following:

(v). Data including web server data relating to your online session (to provide aggregated, anonymous, statistical information for purposes of service development and taking necessary actions in respect of any illegal or unlawful contents on any website visited through the Company's web servers) which does not identify you as an individual and is not personal data including (but not limited to) :

- (a) The IP address;
- (b) Domain name;
- (c) URLs;
- (d) Browser type and version;
- (e) Operating system.

(vi). Certain data including:

- (a) Any data or materials (including any copies) that you submit, post, disclose, display, link to or otherwise make available on the Websites; and
- (b) Any data or recordings of telephone calls to the Company's customer service or hotlines and/or inquiry telephone numbers (for the purposes of quality control and staff training).

which is mutually agreed as NOT personal data of you or others, and is NOT subject to the various provisions of the PDPO and you have no rights and/or claims regarding such data (whether contractual, tortious or statutory).

(vii). Data for facilitating delivery of the Services offered by the Company (including data automatically collected to perform accurate reporting and administration of your accounts) which does not identify you as an individual and is not personal data including (but not limited to):

- (a) internet access or call connection time and date;
- (b) duration and frequency; and
- (c) origin and destination.

3. Confidentiality, Disclosure and Security of Personal Data

All personal data collected and held by the Company will be kept confidential, but where disclosure is necessary for the Company to (a) comply with any statutory or legal obligations or requirements, or (b) provide the Services to you, or (c) carry out the original purpose, or a directly related purpose specified above, for which the personal data were collected, those data may be provided to the following parties (whether within or outside Hong Kong):

- (i). Competent court of law, law enforcement agencies, Office of the Communications Authority or other governmental, statutory or regulatory authorities, institutions or organizations;
- (ii). Company's subsidiaries, associated and/or related company(ies), engaging in telecommunications services for provision of the Services (or any part thereof);
- (iii). Banks, financial institutions, credit card issuing companies, debt collection agencies, telecommunications service operators and other service providers involved in the sale, administration or provision of the Services (or any part thereof) ("Third Party Service Providers");
- (iv). Any person who is acting for or on behalf of or jointly with the Company;
- (v). Any other person or company who is under a duty of confidentiality to the Company provided he/she is able to prove the right to the data;
- (vi). Dealers, agents, contractors, suppliers, other telecommunication information service providers and content providers and professional advisers of the Company; and
- (vii). Persons who may be entitled to disclosure under circumstances described in Part VIII of the PDPO (meaning personal data exempt from Data Protection Principal 3 of the PDPO).

Our Third Party Service Providers are under a duty of confidentiality and are contractually bound to use your personal data in connection with the purposes specified above, and not for their own purposes (including direct marketing).

We have implemented, based upon appropriate physical, electronic and managerial measures and controls to safeguard all personal data provided by you and to secure the transmission of such data to the third parties listed above. Your personal data are only accessible by our own personnel or the personnel of the third parties listed above for the purposes specified above. Our own personnel and the personnel of the Third Party Service Providers will be instructed to observe duty of confidentiality and the terms of this Statement when accessing your personal data and handle personal data only in accordance with this Statement.

Any questions, comments, suggestions or information (including materials or data submitted, posted, disclosed, displayed, linked to or otherwise made available on the Websites sent or posted to this Websites, or any part of the Websites by you) will be considered as voluntarily provided to the Company on a non-confidential, non-private, publicly available and non-

proprietary basis. The Company reserves the right (without any obligation, without any charge and without any liability whatsoever to the Company (and its officers, personnel, agents, contractors and third party service providers) and without giving any notice to you) to (a) use, reproduce, disclose, transmit, publish and/or post elsewhere such information freely, including passing it to any associated company for example, in connection with the development, manufacturing and marketing of products and Services and to meet Customer needs, and (b) to validate data provided or made available using generally accepted practices (including, in accordance with the PDPO, requiring review of original documentation before the personal data may be used (e.g. Personal Identifiers and proof of address), production of your identity document in person for checking) and contacting you about any materials made available on the Websites.

All reasonable efforts are made to ensure that any personal data held by the Company is stored in a secure and safe place.

4. Transfer of Personal Data Outside Hong Kong

If necessary, the Company may transfer the personal data to places outside Hong Kong for carrying out the purposes, or the directly related purposes specified above, for which the personal data were collected. All the transfer of those personal data will be carried out in compliance with the requirements of the PDPO. As personal data may be stored or processed in another jurisdiction, it may be accessible to law enforcement and national securities of that jurisdiction.

5. Retention of Personal Data

Unless there is a mandatory legal requirement for us to keep your personal data for a specified period, we will only retain your personal data for as long as necessary to fulfill the purposes specified above for which the personal data were originally collected. We will periodically redact, purge, anonymize or destroy unnecessary personal data in our system in accordance with our internal procedures.

6. Direct Marketing

Your name and contact details, including email address(es), service phone number(s) for the Services subscribed and phone number(s) and address(es) made known to us, collected from you may be used by us for direct marketing of:

- (i) the products and Services of the Company, including but not limited to, the Company's latest offers, gifts, discounts, benefits, information relating to telecommunications and internet network services (all services or products operating or can be operated on the Company's telecommunications and internet network), for example, fixed telecommunications network services, local voice IP and data communications, IP-TV, international telecommunications services, Wi-Fi services and data communications, Internet access, Internet connectivity, social networking, entertainment services, internet services, communications services on Internet, computer peripheral, accessories and software (including but not limited to security installations and anti-virus software); and
- (ii) the following products and services of the Company's business partners:
 - (a) Telecommunications;
 - (b) Consumer products and services;
 - (c) Shopping and dining;
 - (d) Living, leisure and entertainment, recreation;
 - (e) Financial, investment, banking and credit cards;
 - (f) Transportation and travel;
 - (g) Education; and
 - (h) Non-profitable services including solicitation of donations sought by charitable organizations.

We may not so use your personal data unless we have received your consent. Your consent may be communicated to us at the time when you provide such information to us or by writing to our Personal Data Officer. You acknowledge that telephone calls with our staff may be recorded and used as evidence by us. You may also write to us at the address or email in paragraph 10 below if you wish to withdraw any consent given to us.

7. Use of Cookies

The Company may use "cookies" on our company site in order to:

- (i). enable tighter security;
- (ii). enable Customers to keep browsing and adding products to their shopping basket;
- (iii). personalize sites for Customers; and
- (iv). build online Customer or visitor profiles.

We do not collect any personal data from you under this circumstance. If you want to disallow the use of cookies, you can do so on your own web browser. However, if you do so, certain functionality may not be available.

8. Links

This Statement only applies to our Websites but no other websites. Our Websites may contain links to other websites and

pages. By activating a link, such as for example by clicking on the banner of an advertiser or hyperlink linking to other website(s), you leave our Websites and the Company does not exercise control over any personal data or any other information you give to any other entity after you have left this Websites. Access to and use of such other websites is at your own risk and you are advised to refer to the privacy policies of those other locations (if any).

9. Data Access and Correction

If you have any query in relation to the Company's privacy policy or you wish to access or correct your personal data held by us, you may contact us at the address or email as below marking your communication "Confidential". In response, we may ask you to provide certain details about yourself so that we can be sure you are the person to whom the data refers. We are required to respond to your requests within 40 days and we will endeavor to do so wherever possible, but we may charge you a reasonable fee for doing so.

10. Personal Data Officer

The person to whom (1) requests (a) for access to data or correction of data; (b) for general information regarding our policies and practices with respect to personal data; and (c) about the kinds of personal data that we hold and (2) general questions and complaints should be addressed is as follows:

HKBN Enterprise Solutions Limited Personal Data Officer
(Marked Confidential)
Address: P.O. Box No. 72819, Kowloon Central Post Office
Email: privacy@hkbnes.net

The Company reserves the right to charge you a reasonable fee for complying with a data access request as permitted by the PDPO.

In the event that there is any inconsistency between the English and Chinese versions of this Statement, the English version shall prevail.