

## **NEX Privacy Notice**

We are very delighted that you have shown interest in Neon Exchange (hereafter “**NEX**” and/or “**We**”). Data protection is of a particularly high priority for us. The use of our Website (<https://neonexchange.org/>, hereafter the “**Website**”) is possible without any indication of personal data; however, if you want to register for the NEX token sale, processing of personal data could become necessary. If the processing of personal data is necessary and there is no statutory basis for such processing, we generally obtain consent from the data subject.

The processing of personal data, such as self-portraits, the name, address, or telephone number of a data subject shall always be in line with the EU General Data Protection Regulation (GDPR), and in accordance with the country-specific data protection regulations applicable to NEX. By means of this data protection declaration, we would like to inform the general public of the nature, scope, and purpose of the personal data we collect, use and process. Furthermore, data subjects are informed, by means of this data protection declaration, of the rights to which they are entitled.

As the controller, we have implemented numerous technical and organizational measures to ensure the most complete protection of personal data processed through this website. However, Internet-based data transmissions may in principle have security gaps, so absolute protection may not be guaranteed.

### 1. Name and Address of the controller

Controller for the purposes of the GDPR, other data protection laws applicable in Member states of the European Union and other provisions related to data protection is:

Neon Exchange AG

Schaanerstrasse 27

9490 Vaduz – LI

[contact@neonexchange.org](mailto:contact@neonexchange.org)

## 2. Cookies

The Website uses cookies. Through the use of cookies, we can provide the users of this website with more user-friendly services that would not be possible without the cookie setting.

Cookies are text files that are stored in a computer system via an Internet browser. By means of a cookie, the information and offers on our Website can be optimized with the user in mind.

The data subject may, at any time, prevent the setting of cookies through our Website by means of a corresponding setting of the Internet browser used, and may thus permanently deny the setting of cookies. Furthermore, already set cookies may be deleted at any time via an Internet browser or other software programs. This is possible in all popular Internet browsers. If the data subject deactivates the setting of cookies in the Internet browser used, not all functions of our Website may be entirely usable.

## 3. Collection of general data and information

The Website collects a series of general data and information when a data subject or automated system calls up the Website. This general data and information are stored in the server log files.

When using these general data and information, we do not draw any conclusions about the data subject. Therefore, we analyze anonymously collected data and information statistically, with the aim of increasing the data protection and data security of NEX, and to ensure an optimal level of protection for the personal data we process. The anonymous data of the server log files are stored separately from all personal data provided by a data subject.

## 4. Registration on our Website

The data subject has the possibility to register on the Website with the indication of personal data. Which personal data are transmitted to the controller is determined by the respective input mask used for the registration. The personal data entered by the data subject are collected and stored exclusively for internal use by the controller, and for his own purposes. The controller may request transfer to one or more processors (e.g. a parcel service) that also uses personal data for an internal purpose which is attributable to the controller.

## 5. Contact possibility via the website

The Website contains information that enables a quick electronic contact to NEX, as well as direct communication with us, which also includes a general e-mail address. If a data subject contacts us by e-mail or via a contact form, the personal data transmitted by the data subject are automatically stored. Such personal data transmitted on a voluntary basis by a data subject to the data controller are stored for the purpose of processing or contacting the data subject. There is no transfer of this personal data to third parties.

## 6. Routine erasure and blocking of personal data

We will process and store the personal data of the data subject only for the period necessary to achieve the purpose of storage, or as far as this is granted by the European legislator or other legislators in laws or regulations to which NEX is subject to.

If the storage purpose is not applicable, or if a storage period prescribed by the European legislator or another competent legislator expires, the personal data are routinely blocked or erased in accordance with legal requirements.

## 7. Rights of the data subject

Each data subject shall have the following rights granted by the European legislator in the GDPR:

- Right of confirmation
- Right of access
- Right to rectification
- Right to erasure (Right to be forgotten)
- Right of restriction of processing
- Right to data portability
- Right to object
- Automated individual decision-making, including profiling
- Right to withdraw data protection consent

If a data subject wishes to avail himself of this right of confirmation, he or she may, at any time, contact us at:

[legal@neonexchange.org](mailto:legal@neonexchange.org)

## 8. Legal basis for the processing

Art. 6(1) lit. a GDPR serves as the legal basis for processing operations for which we obtain consent for a specific processing purpose. If the processing of personal data is necessary for the performance of a contract to which the data subject is party, the processing is based on Article 6(1) lit. b GDPR. The same applies to such processing operations which are necessary for carrying out pre-contractual measures. If NEX is subject to a legal obligation by which processing of personal data is required, such as for the fulfilment of tax obligations, the processing is based on Art. 6(1) lit. c GDPR. In rare cases, the processing of personal data may be necessary to protect the vital interests of the data subject or of another natural person. Then the processing would be based on Art. 6(1) lit. d GDPR. Finally, processing operations could be based on Article 6(1) lit. f GDPR. This legal basis is used for processing operations which are not covered by any of the abovementioned legal grounds, if processing is necessary for the purposes of the legitimate interests pursued by our Company or by a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data.

## 9. Period for which the personal data will be stored

The criteria used to determine the period of storage of personal data is the respective statutory retention period. After expiration of that period, the corresponding data is routinely deleted, as long as it is no longer necessary for the fulfillment of the contract or the initiation of a contract.

## 10. Provision of personal data as statutory or contractual requirement

We clarify that the provision of personal data is partly required by law (e.g. tax regulations) or can also result from contractual provisions (e.g. information on the contractual partner). Sometimes it may be necessary to conclude a contract that the data subject provides us with personal data, which must subsequently be processed by us. The data subject is, for example, obliged to provide us with personal data when we sign a contract with him or her. The non-provision of the personal data would have the consequence that the contract with the data subject could not be concluded.

Neon Exchange AG

Vaduz, 24 May 2018