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## Wellbeing People

### Privacy and Cookie Policy

### 12 January 2022

#### Background:

Wellbeing People understands that your privacy is important to you and that you care about how your information is used and shared online. We respect and value the privacy of everyone who visits Our Site or Health MOT Kiosk and will only collect and use information in ways that are useful to you and in a manner consistent with your rights and Our obligations under the law.

This Policy applies to Our use of any and all data collected by us in relation to your use of Our Site or Health MOT Kiosk. Please read this Privacy Policy carefully and ensure that you understand it. Your acceptance of Our Privacy Policy is deemed to occur upon your first use of Our Health MOT Kiosk or Our Site AND You will be required to read and accept this Privacy Policy when signing up for an Account on Our Site. If you do not accept and agree with this Privacy Policy, you must stop using Our Site or Health MOT Kiosk immediately.

#### 1. Definitions and Interpretation

In this Policy the following terms shall have the following meanings:

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“Account” means an account required to access and/or use certain areas and features of Our Site or Devices;

“Cookie” means a small text file placed on your computer or device by Our Site when you visit certain parts of Our Site and/or when you use certain features of Our Site. Details of the Cookies used by Our Site are set out in section 12, below;

“Our Site or Device” means this website, <https://wellbeingtracker.co.uk> and Our Health MOT Kiosk devices.

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“UK and EU Cookie Law” means the relevant parts of the Privacy and Electronic Communications (EC Directive) Regulations 2003 as amended in 2004, 2011 and 2015; and

“We/Us/Our” means Wellbeing People Ltd, a limited company registered in England under 07858207, whose registered and main trading address is Woodlands, 25 Caring Lane, Bearsted, Maidstone, Kent ME14 4NJ.

## 2. Information About Us

2.1 Our Site and Devices, <https://wellbeingtracker.co.uk>, is owned and operated by Wellbeing People Ltd, a limited company registered in England under 07858207, whose registered and main trading address is Woodlands, 25 Caring Lane, Bearsted, Maidstone, Kent ME14 4NJ. Our VAT number is GB 328 0697 85

2.2 Our data protection officer is Jacob Neal who can be contacted at [Jacob.Neal@wellbeingpeople.com](mailto:Jacob.Neal@wellbeingpeople.com)

2.3 Our third party data processor data protection officer is Steve Ford (Adlines Limited) who can be contacted at [technical@adlines.co.uk](mailto:technical@adlines.co.uk)

## 3. Scope – What Does This Policy Cover?

This Privacy Policy applies only to your use of Our Site or Devices. It does not extend to any websites that are linked to from Our Site or Devices (whether We provide those links or whether they are shared by other users). We have no control over how your data is collected, stored or used by other websites and We advise you to check the privacy policies of any such websites before providing any data to them.

## 4. What Data Do We Collect?

Some data will be collected automatically by Our Site and Devices (for further details, please see section 12 on Our use of Cookies), other data will only be collected if you voluntarily submit it and consent to Us using it for the purposes set out in section 5, for example, when signing up for an Account or completing a Health MOT. Depending upon your use of Our Site or Devices, We may collect some or all of the following data:

4.1 Name;

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- 4.2 date of birth;
  - 4.3 gender;
  - 4.4 height;
  - 4.5 ethnicity;
  - 4.6 body fat percentage;
  - 4.7 body mass index
  - 4.8 blood pressure (systolic and diastolic)
  - 4.9 heart rate
  - 4.10 hydration quota
  - 4.11 cholesterol
  - 4.12 blood glucose
  - 4.13 lung age
  - 4.14 smokerlyzer
  - 4.15 waist measurement
  - 4.16 Boomerang life balance scores and other health questionnaire data
  - 4.17 Personal challenges goals and achievements
  - 4.18 contact information such as email addresses;
  - 4.19 demographic information such as post code;
  - 4.20 IP address (automatically collected);
  - 4.21 web browser type and version (automatically collected);
  - 4.22 operating system (automatically collected);
  - 4.23 a list of URLs starting with a referring site, your activity on Our Site or Devices, and the site you exit to (automatically collected);
  - 4.24 Various answers to questionnaires;
  - 4.25 Your smoking habits;
  - 4.26 Your sleeping habits;
  - 4.27 Your expressed permission to share agreed data with others, to signpost yourself to them;

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## 5. How Do We Use Your Data?

- 5.1 All personal data is stored securely in accordance with the EU General Data Protection Regulation (Regulation (EU) 2016/679) (GDPR). For more details on security see section 6, below.
- 5.2 We use your data to provide the best possible products and services to you. This includes:
  - 5.2.1 Providing and managing your Account;
  - 5.2.2 Providing and managing your access to Our Site or Devices;
  - 5.2.3 Personalising and tailoring your experience on Our Site or Devices;
  - 5.2.4 Supplying Our products and services to you;
  - 5.2.5 Personalising and tailoring Our products and services for you;
  - 5.2.6 Responding to communications from you;
  - 5.2.7 Supplying you with email Health MOT results, alerts etc. that you have subscribed to (you may unsubscribe or opt-out at any time by clicking the 'unsubscribe' link in any of our email communications);
  - 5.2.8 Analysing your use of Our Site or Devices [and gathering feedback] to enable Us to continually improve Our Site or Devices and your user experience;
  - 5.2.9 Anonymised summary data which cannot be identified to you, may be used for research and analysis, and may be shared with third parties;
- 5.3 In some cases, the collection of data may be a statutory or contractual requirement, and We will be limited in the products and services We can provide you without your consent for Us to be able to use such data.
- 5.4 With your permission and/or where permitted by law, We may also use your data for marketing purposes which may include contacting you by email with information, news and offers on Our products AND/OR services. We will not, however, send you any unsolicited marketing or spam and will take all reasonable steps to ensure that We fully protect your rights and comply with Our obligations under the GDPR and the Privacy and Electronic Communications (EC Directive) Regulations 2003, as amended in 2004, 2011 and 2015.

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- 5.5 Advertisers whose content appears on Our Site or Devices may engage in what is known as “behavioural advertising” – advertising which is tailored to your preferences, based on your activity. Your activity is monitored using Cookies, as detailed below in section 12. You can control and limit your data used in this way by adjusting your web browser’s privacy settings. Please note that We do not control the activities of such advertisers, nor the information they collect and use. Limiting the use of your data in this way will not remove the advertising, but it will make it less relevant to your interests and activities on Our Site or Devices.
- 5.6 Under GDPR we will ensure that your personal data is processed lawfully, fairly, and transparently, without adversely affecting your rights. We will only process your personal data if at least one of the following basis applies:
- a) you have given consent to the processing of your personal data for one or more specific purposes;
  - b) processing is necessary for the performance of a contract to which you are a party or in order to take steps at the request of you prior to entering into a contract;
  - c) processing is necessary for compliance with a legal obligation to which we are subject;
  - d) processing is necessary to protect the vital interests of you or of another natural person;
  - e) processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller; and/or
  - f) processing is necessary for the purposes of the legitimate interests pursued by us or by a third party, except where such interests are overridden by the fundamental rights and freedoms of the data subject which require protection of personal data, in particular where the data subject is a child.
  - g) For research purposes in line with our interests in Health and Wellbeing.

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6. How and Where Do We Store Your Data?
- 6.1 We only keep your data for as long as we need to in order to use it as described above in section 5, and/or for as long as We have your permission to keep it. In any event, we will conduct an annual review to ascertain whether we need to keep your data. Your data will be deleted if we no longer need it in accordance with the terms of our Data Retention Policy. Our Data Retention Policies are:
- 6.1.1 Health MOT history and user account data: 15 years unless within an active account.
- 6.2 Your data will only be stored within the UK.
- 6.3 Data security is of great importance to Us, and to protect your data We have put in place suitable physical, electronic and managerial procedures to safeguard and secure data collected through Our Site or Devices.
- 6.4 Steps We take to secure and protect your data include:
- 6.4.1 Data is held in a password protected SQL database, mirrored at two separate ISO 27001:2013 Certified Data centres within England;
- 6.4.2 Whilst being processed data will be held temporarily within a secure facility, such as UK Microsoft SharePoint servers;
- 6.4.3 Your password is stored using a hash algorithm. A hash is one way encryption method, so Your actual password can never be retrieved;
- 6.4.4 Internal access to data is granted on a minimum permission policy, to prevent unauthorised data access
- 6.4.5 Penetration tests on Our Site have been completed to help protect against external attacks
- 6.5 Notwithstanding the security measures that We take, it is important to remember that the transmission of data via the internet may not be completely secure and that you are advised to take suitable precautions when transmitting to Us data via the internet.

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## 7. Do We Share Your Data?

7.1 We may contract with third parties to supply products and services to you on Our behalf, subject to your consent. These may include payment processing, delivery of goods, search engine facilities, advertising and marketing. In some cases, the third parties may require access to some or all of your data. Where any of your data is required for such a purpose, We will take all reasonable steps to ensure that your data will be handled safely, securely, and in accordance with your rights, Our obligations, and the obligations of the third party under the law. We currently contract with:

7.2.1 Adlines Limited, third party processing of all data

7.2 We may compile statistics about the use of Our Site or Devices including data on traffic, usage patterns, user numbers, sales and other information. All such data will be anonymised and will not include any personally identifying information. We may from time to time share such data with third parties such as prospective investors, affiliates, partners and advertisers. Data will only be shared and used within the bounds of the law.

7.3 In certain circumstances We may be legally required to share certain data held by Us, which may include your personal information, for example, where We are involved in legal proceedings, where We are complying with the requirements of legislation, a court order, or a governmental authority. We do not require any further consent from you in order to share your data in such circumstances and will comply as required with any legally binding request that is made of Us.

## 8. What Happens If Our Business Changes Hands?

8.1 We may, from time to time, expand or reduce Our business and this may involve the sale and/or the transfer of control of all or part of Our business. Data provided by users will, where it is relevant to any part of Our business so transferred, be transferred along with that part and the new owner or newly controlling party will, under the terms of this Privacy Policy, be permitted to use the data for the purposes for which it was originally collected by Us.

8.2 In the event that any of your data is to be transferred in such a manner, you will not be contacted in advance and informed of the changes. If contacted you will not, however, be given the choice to have your data deleted or withheld from the new owner or controller.

## 9. How Can You Control Your Data?

9.1 When you submit information via Our Site or Devices, you may be given options to restrict Our use of your data. We aim to give you strong controls on Our use of your data (including the ability to opt-out of receiving emails from Us which you may do by unsubscribing using the links provided in Our emails.

9.2 You may also wish to sign up to one or more of the preference services operating in the UK: The Telephone Preference Service (“the TPS”), the Corporate Telephone Preference Service (“the CTPS”), and the Mailing Preference Service (“the MPS”). These may help to prevent you receiving unsolicited marketing. Please note, however, that these services will not prevent you from receiving marketing communications that you have consented to receiving.

## 10. Your Right to Withhold Information and Your Right to Withdraw Information After You Have Given it

10.1 You may access certain areas of Our Site without providing any data at all. However, to use all features and functions available on Our Site or Devices you may be required to submit or allow for the collection of certain data.

10.2 You may restrict your internet browser’s use of Cookies. For more information, see section 12 and Our Cookie Policy: <https://www.wellbeingtracker.co.uk/cookies>.

10.3 You may withdraw your consent for Us to use your personal data as set out in section in 5 at any time by contacting Us using the details set out in section 15, and We will delete Your data from Our systems. However, you acknowledge this may limit Our ability to provide the best possible products and services to you.

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## 11. How Can You Access Your Data?

You have the legal right to ask for a copy of any of your personal data held by Us (where such data is held). Please contact Us for more details at [enquiries@wellbeingpeople.com](mailto:enquiries@wellbeingpeople.com), or using the contact details below in section 14.

## 12. What Cookies Do We Use and What For?

12.1 Our Site may place and access certain first party Cookies on your computer or device. First party Cookies are those placed directly by Us and are used only by Us. We use Cookies to facilitate and improve your experience of Our Site and to provide and improve Our products and services. For more details, please refer to section 5, above, and to section 12.6 below. We have carefully chosen these Cookies and have taken steps to ensure that your privacy is protected and respected at all times.

12.2 By using Our Site you may also receive certain third party Cookies on your computer or device. Third party Cookies are those placed by websites, services, and/or parties other than Us. We use third party Cookies on Our Site for advertising services. For more details, please refer to section 5, above, and to section 12.6 below. These Cookies are not integral to the functioning of Our Site.

12.3 All Cookies used by and on Our Site are used in accordance with current English and EU Cookie Law.

12.4 Before Cookies are placed on your computer or device, subject to section 12.5 AND/OR section 12.8, you will be shown a message bar at the top of the screen requesting your consent to set those Cookies. By giving your consent to the placing of Cookies you are enabling Us to provide the best possible experience and service to you. You may, if you wish, deny consent to the placing of Cookies; however certain features of Our Site may not function fully or as intended.

12.5 Certain features of Our Site depend on Cookies to function. UK and EU Cookie Law deems these Cookies to be "strictly necessary". These Cookies are shown below in section 12.6. Your consent will not be sought to place these Cookies. You may still block these Cookies by changing your internet browser's settings as detailed below in section 12.10, but please be aware that Our Site may not work as intended if you do so. We have taken great care to ensure that your privacy is not at risk by allowing them.

12.6 The following first party Cookies may be placed on your computer or device:

Name of Cookie	Purpose	Strictly Necessary
PHPSESSID	Used to record Your visit to Our Site. The content is a singly unique ID number, which in no way relates personally to You.	No
window_width	Stores how wide Your browser window is in pixels, it is used to ensure everything You see on Our Site is formatted correctly.	Yes
window_height	Stores how tall Your browser window is in pixels, it is used to ensure everything You see on Our Site is formatted correctly.	Yes
cookie_agree	This cookie stores that You have agreed for Our Site to store cookies on Your device.	No
browser_ok	Stores that either Our Site has made you aware that Your web browser is out of date, or that You are using a modern browser that is fully compatible with Our Site.	Yes

and the following third party Cookies may be placed on your computer or device:

Name of Cookie	Provider	Purpose
_ga	Google Analytics	Used to distinguish users
_gat	Google Analytics	Used to throttle request rate
_gid	Google Analytics	Used to distinguish users
_gali	Google Analytics	Position of Google Analytics code in Our Site

12.7 Our Site uses analytics services provided by Google Analytics. Website analytics refers to a set of tools used to collect and analyse usage statistics, enabling Us to better understand how people use Our Site. This, in turn, enables Us to improve Our Site and the products and services offered through it. You do not have to allow Us to use these Cookies, as detailed below, however whilst Our use of them does not pose any risk to your privacy or your safe use of Our Site, it does enable Us to continually improve Our Site, making it a better and more useful experience for you.

12.8 The analytics service(s) used by Our Site use(s) Cookies to gather the required information. Certain of these Cookies may be placed immediately when you first visit Our Site and it may not be possible for Us to obtain your prior consent. You may remove these Cookies and prevent future use of them by following the steps set out below in section 12.10.

12.9 The analytics service(s) used by Our Site use(s) the following Cookies:

Name of Cookie	First / Third Party	Provider	Purpose
_ga	Third	Google Analytics	Used to distinguish users
_gat	Third	Google Analytics	Used to throttle request rate
_gid	Third	Google Analytics	Used to distinguish users
_gali	Third	Google Analytics	Position of Google Analytics code in Our Site

12.10 You can choose to enable or disable Cookies in your internet browser. Most internet browsers also enable you to choose whether you wish to disable all cookies or only third party cookies. By default, most internet browsers accept Cookies but this can be changed. For further details, please consult the help menu in your internet browser or the documentation that came with your device.

12.11 You can choose to delete Cookies at any time however you may lose any information that enables you to access Our Site more quickly

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and efficiently including, but not limited to, login and personalisation settings.

12.12 It is recommended that you keep your internet browser and operating system up-to-date and that you consult the help and guidance provided by the developer of your internet browser and manufacturer of your computer or device if you are unsure about adjusting your privacy settings.

### 13. Summary of Your Rights under GDPR

Under the GDPR, you have:

13.1 the right to request access to, deletion of or correction of, your personal data held by Us;

13.1.1 This will be achieved by yourself using your current username and password

13.2 the right to complain to a supervisory authority;

13.3 be informed of what data processing is taking place;

13.4 the right to restrict processing;

13.5 the right to data portability;

13.6 the right to object to processing of your personal data;

13.7 rights with respect to automated decision-making and profiling (see section 14 below).

To enforce any of the foregoing rights or if you have any other questions about Our Site or Devices or this Privacy Policy, please contact Us using the details set out in section 15 below.

### 14. Automated Decision-Making and Profiling

14.1 In the event that We use personal data for the purposes of automated decision-making and those decisions have a legal (or similarly significant effect) on You, You have the right to challenge to such decisions under GDPR, requesting human intervention, expressing their own point of view, and obtaining an explanation of the decision from Us.

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14.2 The right described in section 14.1 does not apply in the following circumstances:

- a) The decision is necessary for the entry into, or performance of, a contract between the You and Us;
- b) The decision is authorised by law; or
- c) You have given you explicit consent.

14.3 Where We use your personal data for profiling purposes, the following shall apply:

- a) Clear information explaining the profiling will be provided, including its significance and the likely consequences;
- b) Appropriate mathematical or statistical procedures will be used;
- c) Technical and organisational measures necessary to minimise the risk of errors and to enable such errors to be easily corrected shall be implemented; and
- d) All personal data processed for profiling purposes shall be secured in order to prevent discriminatory effects arising out of profiling.

14.4 We currently make the following automated decisions:

14.4.1 To make health & lifestyle observations, assessments and recommendations based on health information supplied.

14.5 We currently profile your personal data for the following purposes:

14.5.1 Anonymised research and analytics

## 15. Contacting Us

If you have any questions about Our Site or this Privacy Policy, please contact Us by email at [enquiries@wellbeingpeople.com](mailto:enquiries@wellbeingpeople.com), by telephone on 01622 834 834, or by post at Wellbeing People Ltd, Woodlands, 25 Caring Lane, Bearsted, Maidstone, Kent ME14 4NJ. Please ensure that your query is clear, particularly if it is a request for information about the data We hold about you (as under section 11, above).

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16. Only you can access your personal data using your current account username/email address and password, or if you have not changed it, the details you used when you gave permission for your data to be collected.

a) We cannot see or access your password.

b) You can delete your data at any time via your account.

17. Changes to Our Privacy Policy

We may change this Privacy Policy as we may deem necessary from time to time, or as may be required by law. Any changes will be immediately posted on Our Site and you will be deemed to have accepted the terms of the Privacy Policy on your first use of Our Site following the alterations. We recommend that you check this page regularly to keep up-to-date.