

PRIVACY AND DATA SECURITY POLICY

1 INTRODUCTION

1.1 HomeStay Care Pty Ltd, together with its affiliates and related companies, (individually and collectively, “**Homestay**”, “**we**”, “**us**” or “**our**”) takes its responsibilities under applicable privacy laws and regulations, including but not limited to the *Privacy Act 1988* (Cth) (“**Privacy Laws**”) seriously and is committed to respecting the privacy rights and concerns of all users of the following Homestay services (collectively, “**Services**”):

- (1) our website www.homestay.care (the “**Site**”) and related websites;
- (2) our intelligent home units and platform;
- (3) our mobile application, including our booking system, the ManageMyHealth mobile application and other mobile applications (the “**Application**”);
- (4) memberships; and
- (5) other services provided by HomeStay (but does not include services provided by third party service providers).

1.2 We recognise the importance of the Personal data you, the consumer (“**you**”, “**your**” or “**users**”), have entrusted to us and believe that it is our responsibility to properly manage, protect and process your Personal Data. This Privacy and Data Security Policy (“**Policy**”) is designed to assist you in understanding how we collect, use, disclose, process and secure the Personal Data you have provided to us and/or we possess about you, whether now or in the future, as well as to assist you in making an informed decision before providing us with any of your Personal Data. Please read this Policy carefully. If you have any questions regarding this information or our privacy practices, please see the section entitled “Questions, Concerns or Complaints? Contact Us” at the end of this Policy.

1.3 “**Personal Data**” means data, whether true or not, about an individual who can be identified from that data, or from that data and other information to which an organisation has or is likely to have access. Common examples of Personal Data could include name, email address and phone number.

1.4 By using, or accessing, the Services, registering for an account with us or visiting the Site, you acknowledge and agree that you accept the practices, requirements, and/or policies outlined in this Policy, and you hereby consent to us collecting, using, disclosing and/or processing your Personal Data as described in this Policy. If you do not consent to the processing of your Personal Data as described in this Policy, please do not use our Services or access the Site. If we change our Policy, we will post those changes or the amended Policy on our Site or via e-mail. We reserve the right to amend this Policy at any time.

2 WHEN WILL HOMESTAY COLLECT PERSONAL DATA?

2.1 We will/may collect Personal Data about you:

- (1) when you register and/or use our Services, or open an account with us;
- (2) when you submit any form, including, but not limited to, application forms or other forms relating to any of our services, whether online or by way of a physical form;
- (3) when you enter into any agreement or provide other documentation or information in respect of your interactions with us, or when you use our services;
- (4) when you interact with us, such as via telephone calls (which may be recorded), letters, fax, face-to-face meetings, social media platforms and emails;

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- (5) when you use our Services or interact with us via our Site or use services on our Site. This includes, without limitation, through cookies which we may deploy when you interact with our applications or Site;
 - (6) when you carry out transactions through our Services;
 - (7) when you provide us with feedback or complaints; and
 - (8) when you submit your Personal Data to us for any reason.
- 2.2 The above does not purport to be exhaustive and sets out some common instances of when Personal Data about you may be collected.
- 2.3 When you visit, use or interact with the Site or our any of our Services, we may collect certain information by automated or passive means using a variety of technologies, which technologies may be downloaded to your device and may set or modify settings on your device. The information we collect may include, without limitation, your Internet Protocol (**IP**) address, computer/mobile device operating system and browser type, type of mobile device, the characteristics of the mobile device, the unique device identifier (**UDID**) or mobile equipment identifier (**MEID**) for your mobile device, the address of a referring web site (if any), and the pages you visit on our Site and mobile applications and the times of visit. We may collect, use disclose and/or process this information only for the Purposes (defined below).
- 2.4 Our mobile application may collect precise information about the location of your mobile device using technologies such as GPS and Wi-Fi. We collect, use, disclose and/or process this information for one or more Purposes including, without limitation, location-based services that you request, to deliver relevant content to you based on your location or to allow you to share your location to other users as part of the services under our mobile applications. For most mobile devices, you are able to withdraw your permission from us to acquire this information on your location through your device settings. If you have questions about how to disable your mobile device's location services, please contact your mobile device service provider or the device manufacturer.

3 WHAT PERSONAL DATA WILL HOMESTAY COLLECT?

- 3.1 The Personal Data that Homestay may collect includes but is not limited to:
- (1) name;
 - (2) email address;
 - (3) billing address;
 - (4) telephone number;
 - (5) bank account and payment information;
 - (6) any other information about the user when the user signs up to use our Services, and when the user uses the Services, as well as information related to how the user uses our Services; and
 - (7) aggregate data on content the user engages with.
- 3.2 If you do not want us to collect the above information/Personal Data, you may opt out at any time by notifying our Data Protection Officer in writing about it. Further information on opting out can be found in the section below entitled "How can you opt-out, remove, request access to or modify information you have provided to us?". Note, however, that opting out of us collecting your Personal Data or withdrawing your consent for us to collect, use or process your Personal Data may affect your use of the Services.

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4 DATA SECURITY

4.1 HomeStay's data, including health and wellbeing data, that—

- (1) you provide to us; or
- (2) we have received access to; or
- (3) is captured by our intelligence home units,

is securely stored in Australian servers that is protected in accordance with the Privacy Laws and the Australian data security principles, which means that data is encrypted during transmission and at rest. Additionally, our data security procedures also complies with the New Zealand privacy laws and the American Health Insurance Portability and Accountability Act of 1996, which sets out the standards for medical information data privacy and security in the United States of America.

4.2 Further, a part of our servers that interfaces with Simplybook.me for the booking and schedule management functionality in our Application is an external system hosted in Canada, which complies with the European General Data Protection Regulation.

4.3 All data transmission between our servers are secured with strong public key encryption.

5 SETTING UP AN ACCOUNT

In order to use certain functionalities of the Services, you will have to create a user account which requires you to submit certain Personal Data. When you register and create an account, we require you to provide us with your name and email address, as well as a user name that you select. We also ask for certain information about yourself such as your telephone number, and email address. Upon activating an account, you will select a username and password. Your username and password will be used so you can securely access and maintain your account.

6 VIEWING WEB PAGES

As with most websites, your computer sends information which may include Personal Data about you that gets logged by a web server when you browse our Site. This typically includes without limitation your computer's IP address, operating system, browser name/version, the referring web page, requested page, date/time, and sometimes a "cookie" (which can be disabled using your browser preferences) to help the site remember your last visit. If you are logged in, this information is associated with your personal account. The information is also included in anonymous statistics to allow us to understand how visitors use our site.

7 COOKIES

7.1 We may from time to time implement "**cookies**" or other features to allow us or third parties to collect or share information that will help us improve our Site and the Services we offer, or help us offer new services and features. "**Cookies**" are identifiers we transfer to your computer or mobile device that allow us to recognise your computer or device and tell us how and when the Services, or Site, are used or visited, by how many people and to track movements within our Site. We may link cookie information to Personal Data.

7.2 You may refuse the use of cookies by selecting the appropriate settings on your browser. However, please note that if you do this you may not be able to use the full functionality of our Site or the Services.

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8 SUPPORT

We provide customer service support through email and feedback forms. In order to provide customer support, we will ask for your email address. Aside from this information, we do not ask for any Personal Data to provide customer support. We only use information received from customer support requests, including email addresses, for customer support services and we do not transfer, or share, this information to/with any third parties.

9 SURVEYS

From time to time, we may request information from users via surveys. Participation in these surveys is completely voluntary and you, therefore, have a choice whether or not to disclose your information to us. Information requested may include contact information (such as your email address), and demographic information. Survey information will be used for the purposes of monitoring or improving the use and satisfaction of the Services and will not be transferred to third parties, other than our contractors who help us to administer or act upon the survey.

10 HOW DO WE USE THE INFORMATION YOU PROVIDE US?

10.1 We may collect, use, disclose and/or process your Personal Data for one or more of the following purposes:

- (1) to consider and/or process your application/transaction with us or your transactions, or communications, with third parties via the Services;
- (2) to manage, operate, provide and/or administer your use of and/or access to our Services and our Site, as well as your relationship and user account with us;
- (3) to manage, operate, administer and provide you with as well as to facilitate the provision of our Services, including, without limitation, remembering your preferences;
- (4) to tailor your experience through the Services by displaying content according to your interests and preferences, providing a faster method for you to access your account and submit information to us and allowing us to contact you, if necessary;
- (5) to respond to, process, deal with or complete a transaction and/or to fulfil your requests for certain products and/or services and notify you of service issues and unusual account actions;
- (6) to enforce our Terms of Use or any applicable end user license agreements;
- (7) to protect personal safety and the rights, property or safety of others;
- (8) for identification and/or verification;
- (9) to maintain and administer any software updates and/or other updates, and support that may be required from time to time to ensure the smooth running of our Services;
- (10) to deal with, or facilitate, customer service, carry out your instructions, deal with or respond to any enquiries given by (or purported to be given by) you or on your behalf;
- (11) to contact you or communicate with you via voice call, text message and/or fax message, email and/or postal mail or otherwise for the purposes of administering and/or managing your relationship with us or your use of our Services, such as but not limited to communicating administrative information to you relating to our Services. You acknowledge and agree that such communication by us could be by way of the mailing of correspondence, documents or notices to you, which could involve disclosure of certain Personal Data about you to bring about delivery of the same as well as on the external cover of envelopes/mail packages;

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- (12) to inform you when another user has sent you a private message or posted a comment for you on the Site;
 - (13) to conduct research, analysis and development activities (including, but not limited to, data analytics, surveys, product and service development and/or profiling), to analyse how you use our Services, to improve our Services or products and/or to enhance your customer experience;
 - (14) to allow for advertising and other audits and surveys to, among other things, validate the size and composition of our target audience, and understand their experience with HomeStay's Services;
 - (15) where you give us your prior consent, for marketing and in this regard, to send you by various modes of communication such as postal mail, email, location-based services or otherwise, marketing and promotional information and materials relating to products and/or services (including, without limitation, products and/or services of third parties whom Homestay may collaborate or tie up with) that Homestay (and/or its affiliates or related corporations) may be selling, marketing or promoting, whether such products or services exist now or are created in the future.
 - (16) to respond to legal processes or to comply with or as required by any applicable law, governmental or regulatory requirements of any relevant jurisdiction, including, without limitation, meeting the requirements to make disclosure under the requirements of any law binding on Homestay or on its related corporations or affiliates;
 - (17) to produce statistics and research for internal and statutory reporting and/or record-keeping requirements;
 - (18) to carry out due diligence or other screening activities (including, without limitation, background checks) in accordance with legal or regulatory obligations or our risk management procedures that may be required by law or that may have been put in place by us;
 - (19) to audit our Services or Homestay's business;
 - (20) to prevent or investigate any fraud, unlawful activity, omission or misconduct, whether relating to your use of our Services or any other matter arising from your relationship with us, and whether or not there is any suspicion of the aforementioned;
 - (21) to store, host, back up (whether for disaster recovery or otherwise) of your Personal Data, whether within or outside of your jurisdiction;
 - (22) to deal with and/or facilitate a business asset transaction or a potential business asset transaction, where such transaction involves Homestay as a participant or involves only a related company or affiliate of Homestay as a participant or involves Homestay and/or any one or more of Homestay's related companies or affiliates as participant(s), and there may be other third party organisations who are participants in such transaction. A "business asset transaction" refers to the purchase, sale, lease, merger, amalgamation or any other acquisition, disposal or financing of an organisation or a portion of an organisation or of any of the business or assets of an organisation; and/or
 - (23) any other purposes which we notify you of at the time of obtaining your consent.
- (collectively, the "**Purposes**").
- 10.2 As the Purposes for which we will/may collect, use, disclose or process your Personal Data depend on the circumstances at hand, such purpose may not appear above. However, we will notify you of such other purpose at the time of obtaining your consent, unless processing of the applicable data without your consent is permitted by the Privacy Laws.

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11 SHARING OF INFORMATION FROM THE SERVICES

Our Services enable users to share personal information with each other, in almost all occasions without Homestay's involvement, to complete transactions. In a typical transaction, users may have access to each other's name, User ID, email address and other contact information. Our Site Terms of Use require that users in possession of another user's Personal Data (the "Receiving Party") must:

- (1) comply with all applicable Privacy Laws;
- (2) allow the other user (the "Disclosing Party") to remove him/herself from the Receiving Party's database; and
- (3) allow the Disclosing Party to review what information have been collected about them by the Receiving Party.

12 HOW DOES HOMESTAY PROTECT CUSTOMER INFORMATION?

We implement a variety of security measures to ensure the security of your Personal Data on our systems. User Personal Data is contained behind secured networks and is only accessible by a limited number of employees who have special access rights to such systems. We will retain Personal Data in accordance with the Privacy Laws and/or other applicable laws. That is, we will destroy or anonymise your Personal Data as soon as it is reasonable to assume that:

- (1) the purpose for which that Personal Data was collected is no longer being served by the retention of such Personal Data; and
- (2) retention is no longer necessary for any legal or business purposes.

If you cease using the, or your permission to use the Services is terminated, we may continue storing, using and/or disclosing your Personal Data in accordance with this Policy and our obligations under the Privacy Laws. Subject to applicable law, we may securely dispose of your Personal Data without prior notice to you.

13 DOES HOMESTAY DISCLOSE THE INFORMATION IT COLLECTS FROM ITS VISITORS TO THIRD PARTIES?

13.1 In conducting our business, we may need to disclose your Personal Data to our third party service providers, agents and/or our affiliates or related corporations, and/or other third parties, whether sited in Australia or outside of Australia, for one or more Purpose. Such third party service providers, agents and/or affiliates or related corporations and/or other third parties would be processing your Personal Data either on our behalf or otherwise, for one or more Purposes. Such third parties include, without limitation:

- (1) our subsidiaries, affiliates and related corporations;
- (2) contractors, agents, service providers and other third parties we use to support our business. These include but are not limited to those which provide administrative or other services to us such as telecommunication companies, information technology companies and data centres;
- (3) a buyer or other successor in the event of a merger, divestiture, restructuring, reorganisation, dissolution or other sale or transfer of some or all of Homestay's assets, whether as a going concern or as part of bankruptcy, liquidation or similar proceeding, in which Personal Data held by Homestay about our users is among the assets transferred;
- (4) to a counterparty in a business asset transaction that Homestay or any of its affiliates or related corporations is involved in; and

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- (5) third parties to whom disclosure by us is for one or more of the Purposes and such third parties would in turn be collecting and processing your Personal Data for one or more of the Purposes
- 13.2 For the avoidance of doubt, in the event that Privacy Laws or other applicable laws permit an organisation such as us to collect, use or disclose your Personal Data without your consent, such permission granted by the laws shall continue to apply.
- 13.3 Third parties may unlawfully intercept or access Personal Data transmitted to, or contained on, the Site, technologies may malfunction or not work as anticipated, or someone might access, abuse or misuse information through no fault of ours. We will, nevertheless, deploy reasonable security arrangements to protect your Personal Data as required by the Privacy Laws. However, there can inevitably be no guarantee of absolute security, such as, when unauthorised disclosure arises from malicious and sophisticated hacking by malcontents through no fault of ours.

14 INFORMATION ON CHILDREN

The Services are not intended for children under the age of 13. We do not knowingly collect or maintain any Personal Data or non-personally-identifiable information from anyone under the age of 13 nor is any part of our Site or other Services directed to children under the age of 18. We will close any accounts used exclusively by such children and will remove and/or delete any Personal Data we believe was submitted by any child under the age of 13. If you believe we might have any information from or about a child under 13, please contact us at privacy@homestay.care.

15 HOW DOES HOMESTAY PROTECT CUSTOMER INFORMATION?

Our Site uses Google Analytics, a web analytics service provided by Google, Inc. (“Google”). Google Analytics uses cookies, which are text files placed on your computer, to help the Site analyse how users use the Site. The information generated by the cookie about your use of the Site (including your IP address) will be transmitted to and stored by Google on servers in the United States. Google will use this information for the purpose of evaluating your use of the Site, compiling reports on website activity for website operators and providing other services relating to website activity and Internet usage. Google may also transfer this information to third parties where required to do so by law, or where such third parties process the information on Google’s behalf. Google will not associate your IP address with any other data held by Google.

16 DISCLAIMER REGARDING SECURITY AND THIRD PARTY SITES

- 16.1 We do not guarantee the security of Personal Data and/or other information that you provide on third party sites. We do implement a variety of security measures to maintain the safety of your Personal Data that is in our possession or under our control. Your Personal Data is contained behind secured networks and is only accessible by a limited number of persons who have special access rights to such systems, and are required to keep the Personal Data confidential. When you place orders or access your Personal Data, we offer the use of a secure server. All Personal Data or sensitive information you supply is encrypted into our databases to be only accessed as stated above.

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- 16.2 In an attempt to provide you with increased value, we may choose various third party websites to link to, and frame within, the Site. We may also participate in co-branding and other relationships to offer e-commerce and other services, and features, to our visitors. These linked sites have separate and independent privacy policies as well as security arrangements. Even if the third party is affiliated with us, we have no control over these linked sites, each of which has separate privacy and data collection practices independent of us. Data collected by our co-brand partners or third party web sites (even if offered on or through our Site) may not be received by us.
- 16.3 In light of the above, we have no responsibility or liability for the content, security arrangements (or lack thereof) and activities of these linked sites. These linked sites are only for your convenience and you, therefore, access them at your own risk. Nonetheless, we seek to protect the integrity of our Site and the links placed upon each of them and welcome any feedback about these linked sites (including, without limitation, if a specific link does not work).

17 WILL HOMESTAY TRANSFER YOUR INFORMATION OVERSEAS?

Your Personal Data and/or information may be transferred to, stored or processed outside of your country, including Singapore, Malaysia, Indonesia, Thailand, Philippines, Vietnam and the United States of America. In most cases, your Personal Data will be processed in Australia, where our servers are located and our central database is operated. Homestay will only transfer your information overseas in accordance with Privacy Laws.

18 HOW CAN YOU OPT-OUT, REMOVE, REQUEST ACCESS TO OR MODIFY INFORMATION YOU HAVE PROVIDED TO US?

- 18.1 To modify your email subscriptions, please let us know by sending an email to our Personal Data Protection Officer at the address listed below. Please note that due to email production schedules, you may still receive emails that are already in production.
- 18.2 You may withdraw your consent for the collection, use and/or disclosure of your Personal Data in our possession or under our control by sending an email to our Personal Data Protection Officer at the email address listed below in Section 18.2.
- 18.3 Once we have your clear withdrawal instructions and verified your identity, we will process your request for withdrawal of consent, and will thereafter not collect, use and/or disclose your Personal Data in the manner stated in your request. If we are unable to verify your identity or understand your instructions, we will liaise with you to understand your request.
- 18.4 However, your withdrawal of consent could result in certain legal consequences arising from such withdrawal. In this regard, depending on the extent of your withdrawal of consent for us to process your Personal Data, it may mean that we will not be able to continue providing the Services to you, we may need to terminate your existing relationship and/or the contract you have with us, etc, as the case may be, which we will inform you of.
- 18.5 If you have an account with us, you may personally access and/or correct your Personal Data currently in our possession or control through the Account Settings page on the Site. If you do not have an account with us, you may request to access and/or correct your Personal Data currently in our possession or control by submitting a written request to us. We will need enough information from you in order to ascertain your identity as well as the nature of your request so as to be able to deal with your request. Accordingly, please submit your written request by sending an email to our Personal Data Protection Officer at the email address listed below in Section 18.2.

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- 18.6 For a request to access Personal Data, once we have sufficient information from you to deal with the request, we will seek to provide you with the relevant Personal Data within 28 days. Where we are unable to respond to you within the said 28 days, we will notify you of the soonest possible time within which we can provide you with the information requested. Note that Privacy Laws may exempt certain types of Personal Data from being subject to your access request.
- 18.7 For a request to correct Personal Data, once we have sufficient information from you to deal with the request, we will:
- (1) correct your Personal Data within 30 days. Where we are unable to do so within the said period, we will notify you of the soonest practicable time within which we can make the correction. Note that Privacy Laws may exempt certain types of Personal Data from being subject to your correction request as well as provides for situation(s) when correction need not be made by us despite your request; and
 - (2) we will send the corrected Personal Data to every other organisation to which the Personal Data was disclosed by us within a year before the date the correction was made, unless that other organisation does not need the corrected Personal Data for any legal or business purpose.
- 18.8 Notwithstanding sub-paragraph (2) immediately above, we may, if you so request, send the corrected Personal Data only to specific organisations to which the Personal Data was disclosed by us within a year before the date the correction was made.
- 18.9 We may also be charging you a reasonable fee for the handling and processing of your requests to access your Personal Data. If we so choose to charge, we will provide you with a written estimate of the fee we will be charging. Please note that we are not required to respond to or deal with your access request unless you have agreed to pay the fee.
- 18.10 We reserve the right to refuse to correct your Personal Data in accordance with the provisions as set out in Privacy Laws, where they require and/or entitle an organisation to refuse to correct Personal Data in stated circumstances.

19 QUESTIONS, CONCERNS OR COMPLAINTS? CONTACT US

- 19.1 If you have any questions or concerns about our privacy practices or your dealings with the Services, please do not hesitate to contact: contact@homestay.care
- 19.2 If you have any complaints or grievances regarding how we are handling your Personal Data or about how we are complying with Privacy Laws, we welcome you to contact us with your complaint or grievance. Please contact us through email with your complaint or grievance:
E-mail: contact@homestay.care and Attention it to the “Personal Data Protection Officer”.
- 19.3 Where it is an email or a letter through which you are submitting a complaint, your indication at the subject header that it is a Privacy Law complaint would assist us in attending to your complaint promptly by passing it on to the relevant staff in our organisation to handle. For example, you could insert the subject header as “Privacy Complaint”. We will certainly strive to deal with any complaint or grievance that you may have fairly and as soon as possible.
- 19.4 If you would like to withdraw your consent to any use of your Personal Data as set out in this Data Protection Policy, or otherwise, or would like to make access, or corrections, to your Personal Data records, please contact Homestay as follows:
- (1) By email: contact@homestay.care
 - (2) By mail: Personal Data Protection Officer

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Level 24, Three International Towers, 300 Barangaroo Avenue, SYDNEY NSW
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(3) By telephone: 1300 059 607

- 19.5 Homestay will generally be able to respond to such queries and/or requests within 28 days. There may be instances where this is not possible due to the contents of the complaint. In such circumstances, we will respond to your complaint in a reasonable and practical time.
- 19.6 For users in Australia, you may wish to contact the Australian Information Commissioner on 1300 363 992 if you are not satisfied with the outcome.
- 19.7 If you withdraw your consent to any or all use of your Personal Data, depending on the nature of your request, Homestay may not be able to continue to provide its products and/or services to you.
- 19.8 For information on the Australian Privacy Act, please refer to the Office of the Australian Information Commissioner's website: www.oaic.gov.au.

20 TERMS AND CONDITIONS

Please also read our Terms of Use establishing the use, disclaimers, and limitations of liability governing the use of the Services and other related policies.