

THE CAPE GALLERY



60 Church Street, Cape Town

60 Church Street

Tel 0214235309

Email: gail@capegallery.co.za

VAT no 480 010 1240

Company Registration Number 19980 36895/23

Export number 1517639

PRIVACY NOTICE

Definitions:

“We” shall mean:

THE CAPE GALLERY CC

Registration number: 1998/036895/23

“POPIA” shall mean:

the Protection of Personal Information Act 4 of 2013;

“You” shall mean:

the “Data Subject”, the person to whom personal information relates.

“Personal Information” shall mean:

personal information as defined in POPIA.

Purpose:

We are committed to respecting concerns regarding privacy and will process all personal information in accordance with the provisions of the **POPIA** and any further prevailing legislation.

All personal information furnished collected, whether voluntarily or mandatory, and processed by us regardless of form or medium shall be processed in accordance with the provisions set out hereunder.

Collecting Personal Information:

We collect the following types of Personal information:

Natural Persons: name, identity numbers/passport numbers, contact details, addresses.

Juristic Persons: name, company registration number, VAT registration number, contact details, addresses.

We process information which has been collected directly from you but may obtain information which has been disclosed on a public platform or domain.

We will only process your personal information:

1. with your consent; or
2. in order to in order to carry out actions for the conclusion or performance of a contract to which you are a party;
3. in order to comply with **obligations** imposed by law on the business;
4. where the processing protects your **legitimate** interests;
5. where the processing is necessary for the proper performance of a **public law** duty by the business; or
6. where the processing is necessary for pursuing the legitimate **interests** of the business or of a third party to whom the information is supplied.

Minors:

We do not intentionally collect personal information from minor children. If you are the parent or guardian and believe your minor child has provided us with personal information, please contact us at the address below to request the deletion thereof.

Processing of Information:

We will share your personal information:

1. in order to comply with applicable law or with legal process served on us;
2. in order to protect and defend our rights or property;
3. with employees and/or third parties (such as designated courier operators) who assist us in providing services to you and thus require your personal information. We will ensure that all such employees and service providers, having access to your personal information, comply with POPIA or equivalent legislation; and
4. with third parties if you have specifically requested us to do so.

Collection of Information by “Cookies”

When accessing our website, your personal information and data may be collected automatically through the standard operation of the Internet servers and through the use of "cookies." "Cookies" are small text files a website can use to recognise repeat users, facilitate the user's ongoing access to and use of the website and allow a website to track usage behaviour and compile aggregate data that will allow content improvements and targeted advertising. Cookies are not programs that come onto your system and damage files. Generally, cookies work by assigning a unique number to you that has no meaning outside the assigning site. If you do not want information collected through the use of cookies, there is a simple procedure in most browsers that allows you to deny or accept the cookie feature; however, you should note that cookies may be necessary to provide you with certain features (e.g., customized delivery of information) available on our Websites.

Security Measures:

We will endeavour to:

1. treat your personal information as strictly confidential;
2. take appropriate technical and organisational measures to ensure that your personal information is kept secure and is protected against unauthorised or unlawful processing, accidental loss, destruction or damage, alteration, disclosure or access;
3. promptly notify you if we become aware of any unauthorised use, disclosure or processing of your personal information; and
4. provide you with reasonable evidence of our compliance with our obligations under this policy on reasonable request.

Retention:

We will not retain your personal information longer than the period for which it was originally required, unless we are required by law to do so, or you consent to us retaining such information for a longer period.

Selling Personal Information:

We do not sell the information and will only share same with persons as set out herein.

Your rights:

You have the right at any time to:

1. access your personal data by sending a written request to our Information Officer who's contact details are set out below.
2. request us to correct or supplement any of your personal data which we will undertake as soon as practicable.
3. request the return or destruction of personal information. We will consider your request in light of any other laws or regulations prohibiting us from destroying your personal data; and
4. lodge a complaint with us.

In order to comply with any request received, we may require proof of identity.

Changes:

We may update this privacy notice from time to time in order to reflect, for example, changes to our practices or for other operational, legal, or regulatory reasons.

Promotion of Access to Information Act:

In compliance with the provisions of the *Promotion of Access to Information 2 of 2002 (PAIA)*, a copy of our manual is available for your perusal on www.thecapegallery.co.za.

Contact:

For more information about our privacy practices, if you have questions, or if you would like to lodge a complaint, please contact Ms Gail Dorje, in writing, via e-mail at gail@thecapegallery.co.za.

If you are not satisfied with our response to your complaint, you have the right to lodge your complaint with:

THE INFORMATION REGULATOR (SOUTH AFRICA) SITUATE AT: JD HOUSE, 27 STIEMENS STREET, BRAAMFONTEIN, JOHANNESBURG, 2001.

COMPLAINTS: POPIAComplaints@inforegulator.org.za
 PAIAComplaints@inforegulator.org.za

GENERAL QUERIES: enquiries@inforegulator.org.za