

AfrikaBurn GDPR/POPI Privacy and Data Protection Policy

1. INTRODUCTION

- a. Welcome to **Afrika Burns Creative Projects (“AfrikaBurn”)**’s (registration # 2007/020812/08) Privacy Policy. Please note that AfrikaBurn is a private, limited liability company duly registered in accordance with the laws of, and operating in, the Republic of South Africa.
- b. AfrikaBurn respects your privacy and is committed to protecting your personal data if you are utilising our online services, general services or Websites. This Privacy Policy will inform you as to how we look after and process your personal data when you provide it to us or when it is collected from you, for example by virtue of your attendance at our events, the use of our various services or when you visit our Websites (regardless of where you visit them from), and tell you about your privacy rights and how the law protects you.
- c. Please ensure that you read all the provisions below, and our other [Rules](#) and [Policies](#) to understand all of your, and our, rights and duties.
- d. Please use the following links to jump to the relevant sections described herein:

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2. [**THE DATA WE COLLECT ABOUT YOU**](#)
3. [**HOW IS YOUR PERSONAL DATA COLLECTED?**](#)
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2. IMPORTANT INFORMATION AND WHO WE ARE

- a. **Purpose of this Privacy Policy**
 - i. This Privacy Policy aims to give you information on how AfrikaBurn collects and processes your personal data through any form of your engagement with AfrikaBurn such as your use of our online services, general services or Websites, including any data you may provide through the any of our online platforms or gateways (collectively, “**Websites**”) or provide to us generally, in any way whatsoever (such as when attending events, registering projects, purchasing event tickets or signing up for newsletters).
 - ii. Our Site is not directed to children generally, including children under the age of eighteen (18). We do not knowingly collect personal information from persons under the age of eighteen (18) without verifiable parental consent. If we learn that a child under the age of eighteen (18) has submitted personally identifiable information online without parental consent, we will take all reasonable measures to delete such information from our databases and to not use such information for any purpose (except where necessary to protect the safety of the child or others as required or allowed by law). If you become aware of any personally identifiable information we have collected from children under eighteen (18), please contact us at data@afrikaburn.com.
 - iii. It is important that you read this Privacy Policy together with any other privacy policy or fair processing notice we may provide on specific occasions when we are collecting or processing personal data about you so that you are fully aware of how and why we are using your data. This Privacy Policy supplements

the other notices and is not intended to override them.

b. Controller

- i. AfrikaBurn is the data controller and is responsible for your personal data (collectively referred to as AfrikaBurn “we”, “us” or “our” in this Privacy Policy). The terms “user”, “you” and “your” are used interchangeably in these terms and refer to all persons accessing the Websites or engaging with AfrikaBurn for any reason whatsoever.
- ii. We have appointed a data protection officer (“DPO”) who is responsible for overseeing questions in relation to this Privacy Policy. If you have any questions about this Privacy Policy, including any requests to exercise your legal rights, please contact the DPO using the details set out below.

c. Our Contact Details

- i. Our full details are:
 - Full name of legal entity: Afrika Burns Creative Projects
 - Name or title of DPO: Lorraine Tanner
 - Email address: data@afrikaburn.com
 - Postal address: P.O. Box 191, Observatory, Cape Town, 7935
 - Telephone number: +27 (0) 21 447 4010
- ii. You have the right to make a complaint at any time to your territories’ specific information regulator’s office (such as the Information Commissioner’s Office, the UK supervisory authority for data protection issues (www.ico.org.uk) or the Information Regulator of South Africa (www.justice.gov.za/inforeg/)). We would, however, appreciate the chance to deal with your concerns before you approach any such regulator, so please contact us in the first instance.

d. Changes to the Privacy Policy and your Duty to Inform us of Changes

- i. This Privacy Policy version was last updated on July 1st 2021 and historic versions are archived and can be obtained by contacting us.
- ii. It is important that the personal data we hold about you is accurate and current. Please keep us informed if your personal data changes during your relationship with us.

e. Third-Party Links

- i. Our Websites may include links to third-party websites, plug-ins and applications. Clicking on those links or enabling those connections may allow third parties to collect or share data about you. We do not control these third-party websites and are not responsible for their privacy statements or terms. When you leave our Websites or engage with such third-parties, we encourage you to read the distinct privacy policy of every third-party you engage with.

3. THE DATA WE COLLECT ABOUT YOU

- a. Personal data, or personal information, means any information about an individual from which that person can be identified. It does not include data where the identity has been removed (anonymous data).
- b. We may collect, use, store and transfer different kinds of personal data about you which we have grouped together as follows:
 - i. **Identity Data** including first name, maiden name, last name, ID or Passport number, country or state of your location, username or similar identifier, marital status, title, date of birth, gender, profile picture or photograph, employment information, further information submitted in job applications, applications to our committees and any other applications to our company whether for voluntary positions or paid roles.
 - ii. **Contact Data** includes billing address, delivery address, email addresses, website address, social media profiles, and telephone numbers;
 - iii. **Financial Data** including bank account details, images of bank statements or payslips, project financial records, and payment card details;
 - iv. **Transaction Data** includes details about payments and donations to and from you and other details of products and services you have obtained from us.
 - v. **Technical Data** including internet protocol address/es, your login data, browser type and version, time zone setting and location, browser plug-in types and versions, operating system and platform and other technology on the devices you use to access the Websites;
 - vi. **Profile Data** including your username and password, your interests, preferences, previously attended events, attendance at other regional burn events in the Burning Man network, feedback and survey responses;
 - vii. **Usage Data** including information about how you use our Websites and services;

- viii. **Marketing and Communications Data** including your preferences in receiving marketing and information from us and our third parties, and your communication preferences;
 - ix. **Application Data and Intellectual Property** including architectural diagrams, 3D models, written content for our blog or newsletter, project concepts and information, digital project models, physical project models, donated artworks, photographs displayed on our gallery website, messages sent using our Websites, and information shared within your Collective's social space on our Websites; and
 - x. **Medical or Psychiatric Information** including information explicitly provided by you to our medical team, Sanctuary team, or any voluntary medical information provided during the ticket purchase process.
- c. We also collect, use and share **Aggregated Data** such as statistical or demographic data for any purpose. Aggregated Data may be derived from your personal data but is not considered personal data in law as this data does **not** directly or indirectly reveal your identity. For example, we may aggregate your Usage Data to calculate the percentage of users accessing a specific Website feature. However, if we combine or connect Aggregated Data with your personal data so that it can directly or indirectly identify you, we treat the combined data as personal data which will be used in accordance with this Privacy Policy.
 - d. We do **not** collect any **Special Categories of Personal Data** about you (this includes details about your race or ethnicity, religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union membership, or information about your genetic and biometric data). Nor do we collect any information about criminal convictions and offences.
 - e. Where we need to collect personal data by law, or under the terms of a contract we have with you and you fail to provide that data when requested, we may not be able to perform the contract we have or are trying to enter into with you (for example, to provide you with services or access to event ticketing). In this case, we may have to cancel Website-access or service you have with us but we will notify you if this is the case at the time.

4. HOW IS YOUR PERSONAL DATA COLLECTED?

- a. We use different methods to collect data from and about you including through:
 - i. **Direct interactions:** You may give us your Identity, Contact and Financial Data by filling in Website forms or by corresponding with us by post, phone, email or otherwise. This includes personal data you provide when you:
 - a. use our Websites;
 - b. create an account or register on our Websites;
 - c. subscribe to our services or any publications;
 - d. apply for volunteer or paid positions;
 - e. become a paid employee at AfrikaBurn;
 - f. apply for media or press accreditation;
 - g. utilise our airport and airport fee booking systems;
 - h. contact us for support;
 - i. utilise our Lost and Found volunteer services;
 - j. are involved in a STAR (Sexual Trauma, Assault and Rape) incident;
 - k. provide us with diagrams or 3D models during structural safety sign-off;
 - l. submit content to our newsletter or blog;
 - m. register a project (such as Theme Camps, Mutant Vehicles, Artworks, Performances, etc.);
 - n. supply digital or physical project models;
 - o. donate towards AfrikaBurn;
 - p. provide concepts for the Clan build or the Theme Proposal Process;
 - q. provide content for screening at any AfrikaBurn event;
 - r. submit photographs to our Websites;
 - s. provide additional information during the ticket purchase process;
 - t. provide additional information in person to an official AfrikaBurn organisation representative at any AfrikaBurn event;
 - u. apply for a grant through AfrikaBurn;
 - v. apply for discounted and reduced price tickets for AfrikaBurn events;
 - w. lose a child at any AfrikaBurn event;
 - x. utilise any of AfrikaBurn's medical or psychological services at an AfrikaBurn event;
 - y. provide voluntary medical information during the ticket purchase or registration process;
 - z. purchase a ticket for AfrikaBurn;

- aa. book one of AfrikaBurn's properties or spaces;
 - bb. apply for a quote from The Department of Stuff;
 - cc. bid on auctions at our Kuns For Kuns Auction House;
 - dd. register as a supplier at any AfrikaBurn event;
 - ee. fill out any guest books at AfrikaBurn's properties or spaces;
 - ff. engage with the VOC (Venue Operations Control) at any AfrikaBurn event;
 - gg. participate in one of the AfrikaBurn organisation-led activities during any AfrikaBurn event;
 - hh. apply for a Work Access Pass for early entry to any AfrikaBurn event;
 - ii. utilise the social and shared Collective spaces on the Tribe Website;
 - jj. make a POPIA request;
 - kk. request marketing or information to be sent to you;
 - ll. attend any AfrikaBurn event; or
 - mm. give us some feedback.
- ii. **Automated technologies or interactions:** As you interact with our Websites, we may automatically collect Technical Data about your equipment, browsing actions and patterns. We collect this personal data by using cookies, server logs and other similar technologies. We may also receive Technical Data about you if you visit other Websites employing our cookies. Please see our [cookie provisions](#) for further details.
 - iii. **Third parties or publicly available sources:** We may receive personal data about you from various third parties and public sources as set out below
 - a. Technical Data from the following parties:
 - i. analytics such as Google Analytics based in the United States;
 - ii. CAPTCHA and login security providers such as reCAPTCHA based in the United States; and
 - iii. search information providers such as Google Search Console based in the United States;
 - b. Contact, Financial and Transaction Data from providers of technical, payment and delivery services such as PayFast or Quicket, both based in South Africa; and
 - c. Management of volunteer or paid roles and information using freely available tools such as SignUp Genius based in the United States or ActiveCollab based in the United States and Serbia.

5. HOW WE USE YOUR PERSONAL DATA

- a. We will only use your personal data when the law allows us to and for legitimate reasons, which you hereby expressly understand and consent to. Most commonly, we will use your personal data in the following circumstances:
 - i. Where we need to perform on the contract we are about to enter into or have entered into with you;
 - ii. Where it is necessary for our legitimate interests (or those of a third party) and your interests and fundamental rights do not override those interests; and/or
 - iii. Where we need to comply with a legal or regulatory obligation.
- b. Purposes for which we will use your personal data:
 - i. We have set out below, in a table format, a description of all the ways we plan to use your personal data, and which of the legal bases we rely on to do so. We have also identified what our legitimate interests are where appropriate.
 - ii. Note that we may process your personal data for more than one lawful ground depending on the specific purpose for which we are using your data. Please contact us at if you need details about the specific legal ground we are relying on to process your personal data where more than one ground has been set out in the table below.

PURPOSE/ACTIVITY	TYPE OF DATA	LAWFUL BASIS FOR PROCESSING INCLUDING BASIS OF LEGITIMATE INTEREST
To register you as a new Website user or participant in any AfrikaBurn event	(a) Identity (b) Contact (c) Profile	Performance of a contract with you
<p>To process and service your payment and/or ticketing activities for any AfrikaBurn event</p> <p>To manage payments, fees and charges</p> <p>To collect and recover money owed to us</p> <p>To enable you to rent or hire equipment from AfrikaBurn</p> <p>To enable you to book or rent property from AfrikaBurn</p> <p>To enable you to bid on or purchase items from our Kuns For Kuns Auction House</p>	(a) Identity (b) Contact (c) Financial (d) Transaction (e) Marketing and Communications	(a) Performance of a contract with you (b) Necessary for our legitimate interests (to recover debts due to us)
To manage our relationship with you which may include notifying you about changes to our terms or Privacy Policy and/or asking you to leave a review or take a survey	(a) Identity (b) Contact (c) Profile (d) Marketing and Communications	(a) Performance of a contract with you (b) Necessary to comply with a legal obligation (c) Necessary for our legitimate interests (to keep our records updated and to study how participants use our products/services/experiences)
<p>To enable you to partake in an event or complete a survey</p> <p>To provide support during the registration and ticket purchase experience</p>	(a) Identity (b) Contact (c) Profile (d) Usage (e) Marketing and	(a) Performance of a contract with you (b) Necessary for our legitimate interests (to study how participants use our products/services/experiences and support them in doing so)

	Communications	
To administer and protect our organisation and Websites (including troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting of data)	(a) Identity (b) Contact (c) Technical	(a) Necessary for our legitimate interests (for running our organisation, provision of administration and IT services, network security, to prevent fraud and in the context of a business reorganisation or group restructuring exercise) (b) Necessary to comply with a legal obligation
To deliver relevant website content to you and measure or understand the effectiveness of the communications we serve to you	(a) Identity (b) Contact (c) Profile (d) Usage (e) Marketing and Communications (f) Technical	Necessary for our legitimate interests (to study how customers use our products/services/experiences, to develop them, and to inform our communications strategy)
To use data analytics to improve our Websites, services, communications, relationships with participants and experiences	(a) Technical (b) Usage	Necessary for our legitimate interests (to define types of participants for our projects and programmes, to keep our Websites updated and relevant, to develop the organisation and to inform our communications strategy)
To make suggestions and recommendations to you about events or services that may be of interest to you	(a) Identity (b) Contact (c) Technical (d) Usage (e) Profile	Necessary for our legitimate interests (to develop our products/services/experiences and organisation)
To enable you to apply for volunteer or paid roles in the AfrikaBurn organisation	(a) Identity (b) Contact (c) Financial (d) Application and Intellectual Property	(a) Performance of a contract with you (b) Necessary for our legitimate interests (to employ you or enable you as a volunteer)

	<p>(e) Profile</p> <p>(f) Marketing and Communications</p>	
<p>To enable you to register as a photography or media representative at any AfrikaBurn event</p> <p>To enable you and the organisation to display images of our events and participants on our Gallery websites and in our communications materials</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Profile</p> <p>(d) Marketing and Communications</p> <p>(e) Application and Intellectual Property</p>	<p>(a) Performance of a contract with you</p> <p>(b) Necessary for our legitimate interests (to protect both the images of our participants and the AfrikaBurn organisation)</p>
<p>To enable you to utilise our Airport, as well as book landings and ensure airspace is safely monitored</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Transaction</p> <p>(d) Profile</p> <p>(e) Marketing and Communications</p>	<p>(a) Performance of a contract with you</p> <p>(b) Necessary to comply with a legal obligation</p> <p>(c) Necessary for our legitimate interests (ensure a safe and accessible Airport)</p>
<p>To enable you to recover personal items misplaced at any AfrikaBurn event</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Profile</p>	<p>Necessary for our legitimate interests (to protect our participants valuables and personal belongings, and return them)</p>
<p>To support you and gather information to protect you during a STAR incident at any AfrikaBurn event</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Profile</p> <p>(d) Medical or psychiatric</p>	<p>(a) Necessary to comply with a legal obligation</p> <p>(b) Necessary for our legitimate interests (to protect and support our participants)</p>
<p>To enable you to register creative projects to be manifested at our events</p> <p>To promote your creative projects to the wider community</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Profile</p>	<p>(a) Necessary to comply with a legal obligation</p> <p>(b) Necessary for our legitimate interests (to enable participants to create art – and other amazing things, and to communicate them with</p>

<p>To enable you to participate in the Clan and Theme conceptualisation and creation stages</p>	<p>(d) Marketing and Communications</p> <p>(e) Application and Intellectual Property</p>	<p>the community)</p>
<p>To enable you to register for project grants (creative or otherwise)</p> <p>To enable you to register for access grants</p> <p>To enable you to register for reduced price tickets</p> <p>To enable you to register for any other grants from AfrikaBurn</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Financial</p> <p>(d) Transaction</p> <p>(e) Profile</p> <p>(f) Marketing and Communications</p> <p>(g) Application and Intellectual Property</p>	<p>(a) Performance of a contract with you</p> <p>(b) Necessary for our legitimate interests (to enable people to attend AfrikaBurn events, as well as create art)</p>
<p>To enable you to communicate with the wider community</p> <p>To enable you to contribute creatively to our communications</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Application and Intellectual Property</p>	<p>Necessary for our legitimate interests (to enable the AfrikaBurn community to communicate)</p>
<p>To accept and manage your financial donations to AfrikaBurn</p> <p>To accept and manage your donations of artworks or projects to AfrikaBurn (both physical and digital)</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Financial</p> <p>(d) Transaction</p> <p>(e) Profile</p> <p>(f) Marketing and Communications</p> <p>(g) Application and Intellectual Property</p>	<p>(a) Performance of a contract with you</p> <p>(b) Necessary for our legitimate interests (accept donations of any form to the AfrikaBurn organisation)</p>
<p>To ensure the safety of children at any AfrikaBurn event</p>	<p>(a) Identity</p> <p>(b) Contact</p> <p>(c) Profile</p>	<p>Necessary to comply with a legal obligation</p>

To provide services that aid and support your physical and mental safety and wellbeing at any AfrikaBurn event	(a) Identity (b) Contact (c) Profile (d) Medical or Psychiatric	(a) Necessary to comply with a legal obligation (b) Necessary for our legitimate interests (ensure our events are safe and accessible)
To enable you to become a registered supplier in order to provide services at any AfrikaBurn event	(a) Identity (b) Contact (c) Financial (d) Transaction (e) Profile (f) Marketing and Communications	(a) Performance of a contract with you (b) Necessary to comply with a legal obligation (c) Necessary for our legitimate interests (performance of a contract with our participants, maintaining a safe and accessible list of suppliers for our events and community)

c. Marketing and Communications

- i. We strive to provide you with choices regarding certain personal data uses, particularly around marketing and communications. To manifest your rights attached to any marketing sent to you, please use the in-built prompts provided on those communications, or contact us.

d. Promotional Offers from us

- i. We may use your Identity, Contact, Technical, Usage and Profile Data to form a view on what we think you may want or need, or what may be of interest to you. This is how we decide which events, services and offers may be relevant for you (we call this marketing although it is more about enabling your participation in events you want to participate in).
- ii. You will receive marketing communications from us if you have requested information from us, have participated in any service or event with us or if you provided us with your details when registering for a promotion, event or ticketing and, in each case, you have not opted-out of receiving that marketing.

e. Third-Party Marketing

- i. Although incredibly unlikely, we will get your express opt-in consent before we share your personal data with any company outside the AfrikaBurn group of companies for marketing purposes.

f. Opting Out

- i. You can ask us or third parties to stop sending you marketing messages at any time by logging into the Website and checking or unchecking relevant boxes to adjust your marketing preferences or by following the opt-out links on any marketing message sent to you or by contacting us at any time.
- ii. Where you opt out of receiving these marketing messages, this will not apply to personal data provided to us as a result of your use of the Websites, our services, or your participation in any AfrikaBurn event.

g. Change of purpose

- i. We will only use your personal data for the purposes for which we collected it, unless we reasonably consider that we need to use it for another reason and that reason is compatible with the original purpose. If you wish to get an explanation as to how the processing for the new purpose is compatible with the original purpose, please contact us.
- ii. If we need to use your personal data for an unrelated purpose, we will notify you and we will explain the legal basis which allows us to do so.

- iii. Please note that we may process your personal data without your knowledge or consent, in compliance with the above rules, where this is required or permitted by law.

6. DISCLOSURES OF YOUR PERSONAL DATA

- a. We may have to share your personal data with the parties set out below for the purposes set out in the table above.
 - i. Internal Third Parties as set out in the [Glossary](#);
 - ii. External Third Parties as set out in the [Glossary](#);
 - iii. Specific third parties listed in the table above; and/or
 - iv. Third parties to whom we may choose to sell, transfer, or merge parts of our business or our assets. Alternatively, we may seek to acquire other businesses or merge with them. If a change happens to our business, then the new owners may use your personal data in the same way as set out in this Privacy Policy.
- b. We require all third parties to respect the security of your personal data and to treat it in accordance with the law. We do not allow our third-party service providers to use your personal data for their own purposes and only permit them to process your personal data for specified purposes and in accordance with our instructions and standards.

7. INTERNATIONAL TRANSFERS

- a. We share your personal data within the AfrikaBurn group of companies. This will involve transferring your data outside of the Republic of South Africa and the European Economic Area, and specifically, to the Republic of South Africa, the European Union, and the United States.
- b. Whenever we transfer your personal data out of the Republic of South Africa and the European Economic Area, we ensure a similar degree of protection is afforded to it by ensuring at least one of the following safeguards is implemented:
 - i. We will only transfer your personal data to countries that have been deemed to provide an adequate level of protection for personal data by the European Commission.
 - ii. Where we use certain service providers, we may use specific contracts approved by the European Commission which give personal data the same protection it has in Europe.
 - iii. Where we use providers based in the US, we may transfer data to them if they are part of the Privacy Shield which requires them to provide similar protection to personal data shared between South Africa, Europe and the US.
- c. Please contact us if you want further information on the specific mechanism used by us when transferring your personal data out of the Republic of South Africa and the European Economic Area.

8. DATA SECURITY

- a. We have put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.
- b. We have put in place procedures to deal with any suspected personal data breach and will notify you and any applicable regulator of a breach where we are legally required to do so.

9. DATA RETENTION

- a. We will only retain your personal data for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements.
- b. To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal requirements.
- c. Details of retention periods for different aspects of your personal data are available from us by contacting us.
- d. In some circumstances you can ask us to delete your data; see below for further information.
- e. In some circumstances we may anonymise your personal data (so that it can no longer be associated with you) for research or statistical purposes in which case we may use this information indefinitely without further notice to you.

10. YOUR LEGAL RIGHTS

- a. Under certain circumstances, you have rights under data protection laws in relation to your personal data. Please contact us to find out more about, or manifest, these rights:
 - i. Request access to your personal data;
 - ii. Request correction of your personal data;
 - iii. Request erasure of your personal data;
 - iv. Object to processing of your personal data;
 - v. Request restriction of processing your personal data;
 - vi. Request transfer of your personal data; and/or
 - vii. Right to withdraw consent.
- b. **No fee usually required**
 - i. You will not have to pay a fee to access your personal data (or to exercise any of the other rights). However, we may charge a reasonable fee if your request is clearly unfounded, repetitive or excessive. Alternatively, we may refuse to comply with your request in these circumstances. In addition, where physical copies of materials are requested, we will charge a reasonable fee for the provision of your data in hardcopy.
- c. **What we may need from you**
 - i. We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal data (or to exercise any of your other rights). This is a security measure to ensure that personal data is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.
- d. **Time limit to respond**
 - i. We try to respond to all legitimate requests within one month. Occasionally it may take us longer than a month if your request is particularly complex or you have made a number of requests. In this case, we will notify you and keep you updated.

11. GLOSSARY

a. LAWFUL BASIS

- i. **Legitimate Interest** means the interest of our business in conducting and managing our business to enable us to give you the best service/product and the best and most secure experience. We make sure we consider and balance any potential impact on you (both positive and negative) and your rights before we process your personal data for our legitimate interests. We do not use your personal data for activities where our interests are overridden by the impact on you (unless we have your consent or are otherwise required or permitted to by law). You can obtain further information about how we assess our legitimate interests against any potential impact on you in respect of specific activities by contacting us.
- ii. **Performance of Contract** means processing your data where it is necessary for the performance of a contract to which you are a party or to take steps at your request before entering into such a contract.
- iii. **Comply with a legal or regulatory obligation** means processing your personal data where it is necessary for compliance with a legal or regulatory obligation that we are subject to.

b. THIRD PARTIES

- i. **Internal Third Parties** means other companies in the AfrikaBurn group acting as joint controllers or processors and who are based within the Republic of South Africa, the United States, and the European Union, and provide IT and system administration services and undertake leadership reporting.
- ii. **External Third Parties** means:
 - a. Service providers acting as processors based within the Republic of South Africa, the United States and the European Union, who provide IT and system administration services;
 - b. Professional advisers acting as processors or joint controllers including lawyers, bankers, auditors and insurers based within the Republic of South Africa and the European Union who provide consultancy, banking, legal, insurance and accounting services as required;
 - c. South African and European Union regulators and other authorities acting as processors or joint controllers based in the Republic of South Africa, the United Kingdom or European Union who may require reporting of processing activities in certain circumstances; and/or
 - d. Ticketing and payment gateway service providers operating exclusively within the Republic of South Africa.

c. YOUR LEGAL RIGHTS

- i. You have the right to:
 - a. **Request access** to your personal data (commonly known as a “data subject access request”). This enables you to receive a copy of the personal data we hold about you and to check that we are lawfully processing it.
 - b. **Request correction** of the personal data that we hold about you. This enables you to have any incomplete or inaccurate data we hold about you corrected, though we may need to verify the accuracy of the new data you provide to us.
 - c. **Request erasure** of your personal data. This enables you to ask us to delete or remove personal data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your personal data to comply with local law. Note, however, that we may not always be able to comply with your request of erasure for specific legal reasons which will be notified to you, if applicable, at the time of your request.
 - d. **Object to processing** of your personal data where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts on your fundamental rights and freedoms. You also have the right to object where we are processing your personal data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms.
 - e. **Request restriction of processing** of your personal data. This enables you to ask us to suspend the processing of your personal data in the following scenarios:
 - i. if you want us to establish the data’s accuracy;
 - ii. where our use of the data is unlawful but you do not want us to erase it;
 - iii. where you need us to hold the data even if we no longer require it as you need it to establish, exercise or defend legal claims; or
 - iv. you have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it.
 - f. **Request the transfer** of your personal data to you or to a third party. We will provide to you, or a third party you have chosen, your personal data in a structured, commonly used, machine-readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform on a contract with you.
 - g. **Withdraw consent at any time** where we are relying on consent to process your personal data. However, this will not affect the lawfulness of any processing carried out before you withdraw your consent. If you withdraw your consent, we may not be able to provide certain Website access or services to you. We will advise you if this is the case at the time you withdraw your consent.