

PRIVACY POLICY

Welcome to South West Restaurants Limited's Privacy Policy. South West Restaurants Limited (“we” or “us” or “our”) are committed to ensuring your privacy is protected. This Privacy Policy sets out details of the information that we may collect from you and how we may use that information. Please take your time to read this Privacy Policy carefully. When using our website, this Privacy Policy should be read alongside the Website Terms of Use.

This Privacy Policy describes how we collect and process data about individuals.

This Privacy Policy applies to:

- your use of our site <https://hubbox.co.uk> (“our site”);
- information you provide when placing bookings and purchasing food and drink from us;
- communications with us (by phone, e-mail, in our restaurants or otherwise); and
- information you provide to us via social media accounts.

and sets out the basis on which any personal data we collect from you or that you provide to us (whether as an individual or an individual acting on behalf of an organisation), will be processed by us.

Your acceptance of this Privacy Policy is deemed to occur upon your first use of our site. If you do not accept and agree with this Privacy Policy, you must stop using our site immediately.

PERSONAL DATA

You may be asked to provide personal data whilst you are in contact with us. Personal data is information that can be used to identify or contact you. You do not have to provide the personal data that we request, however, if you choose not to, we may not be able to provide you with the services that you have requested.

If we combine personal data with non-personal data, the combined information will be treated as personal data for as long as it remains combined. Personal data does not include data where the identity has been removed (anonymous data).

ABOUT US (CONTROLLER)

For the purpose of the General Data Protection Regulation ((EU) 2016/679) and any national implementing laws, regulations and secondary legislation (including the Data Protection Act 2018) (the “**Legislation**”), the data controller is South West Restaurants Limited, a company registered in England and Wales with company number 15796767 whose registered office address is 14 High Cross, Truro, England, TR1 2AJ.

Our Data Protection Officer can be contacted by emailing dpo@hubbox.co.uk and marking it for the attention of the DPO, as further detailed below.

WHAT INFORMATION WE COLLECT AND WHEN

We only collect information that we know we will genuinely use and in accordance with the Legislation.

We may collect, use, store and transfer different kinds of personal data about you which we have grouped together follows:

- **Identity Data** includes first name, last name and date of birth. The identity data may be processed for the **purpose** of [setting up your online account], processing your booking, processing and delivering your online order, fulfilling your restaurant order, managing our relationship with you (including notifying you about changes to our Privacy Policy and asking you to [leave a review or complete a survey]), enabling you to [enter a competition or complete a survey], administering and protecting our business and site (including troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting of data). The **legal basis** for this processing is the performance of a contract and/or taking steps, at your request, to enter into such a contract and our legitimate interests (namely to recover debts due, keep our records updated, to study how our site is used, for the running of our business, provision of administration and IT services, network security).

- **Contact Data** includes billing address, delivery address, email address and telephone numbers. The contact data may be processed for the **purpose** of [setting up your online account], processing your booking, processing and delivering your online order, fulfilling your restaurant order, managing our relationship with you (including notifying you about changes to our Privacy Policy and asking you to [leave a review or complete a survey]), enabling you to [enter a competition or complete a survey], administering and protecting our business and site (including troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting of data). The **legal basis** for this processing is the performance of a contract and/or taking steps, at your request, to enter into such a contract and our legitimate interests (namely to recover debts due, keep our records updated, to study how our site is used, for the running of our business, provision of administration and IT services, network security).

- **Financial Data** includes bank account, payment card details (type, number, name on card, expiry date and CCV code). The financial data may be processed for the **purposes** of reserving your booking, processing and delivering your online order, fulfilling your restaurant order (namely managing payments and charges and collecting monies). The **legal basis** for this processing is the performance of a contract and our legitimate interests (namely to recover debts due).

- **Transaction Data** includes details about payments to and from you and other details of the food, drink and products you have purchased from us. The transaction data may be processed for the **purpose** of processing your booking, processing and delivering your online order and fulfilling your restaurant order. The **legal basis** for this processing is the performance of a contract and our legitimate interests (namely our interest in the proper administration of our site and business).

- **Technical Data** includes internet protocol (IP) address, 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 this site, full Uniform Resource Locators (URL), clickstream to, through and from our site (including date and time), products you viewed or searched for, page response times, download errors, length of visits to certain pages, page interaction information (such as scrolling, clicks, and mouse-overs), methods used to browse away from the page, and any phone number used to call our customer service number. The technical data may be processed for the **purpose** of administering and protecting our business and site (including troubleshooting, data analysis,

testing, system maintenance, support, reporting and hosting of data) and to deliver relevant website content. The **legal basis** for this processing is our legitimate interests (namely to grow our business and to inform our marketing strategy).

- **Profile Data** includes your email and password, purchases or orders made by you, your interests, preferences, feedback and survey responses. The profile data may be processed for the **purpose** of managing our relationship with you (including notifying you about changes to our Privacy Policy and asking you to [leave a review or complete a survey]), enabling you to [enter a competition or complete a survey], to make suggestions and recommendations to you about food, drink, products and services that may be of interest to you. The **legal basis** for this processing is the performance of a contract and our legitimate interests (namely to keep our records updated, to study how our site is used and to grow our business and to inform our marketing strategy).

- **Usage Data** includes information about how you use our site, order food, drink, products and services from us. This usage data may be processed for the **purposes** of enabling you to [enter a competition or complete a survey], to deliver relevant website content and advertisements to you and measure or understand the effectiveness of the advertising we serve to you, to use data analytics to improve our site, marketing, customer relationships and experiences and to make suggestions and recommendations to you about food, drink, products and services that may be of interest to you. The **legal basis** for this processing is the performance of a contract and our legitimate interests (namely to study how our site is used and to grow our business and to keep our site updated and relevant).

- **Marketing and Communications Data** includes your preferences in receiving marketing from us and our third parties and your communication preferences. The marketing and communications data may be processed for the purposes of sending you notifications and/or newsletters. The **legal basis** for this processing is consent.

- **Image Data** includes photographs and films taken at our restaurants which may occur whilst you are at the premises. This image data may be processed for the **purposes** of developing and improving our marketing materials. The **legal basis** for this processing is consent (the site will display a prominent poster to confirm that filming and photos will be taken in the restaurant).

In addition to the specific purposes for which we may process your personal data set above, we may also process any of your personal data where such processing is necessary for compliance with a legal obligation to which we are subject, or in order to protect your vital interests or the vital interests of another natural person. 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 notice.

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, information about your health and genetic and biometric data). Nor do we collect any information about criminal convictions and offences.

We may also provide you with information about offers and services that are similar to those that you have already received or we feel may interest you. If you:

- **have already concluded a contract with us**, we will only contact you by electronic means (e-mail or text) with information about offers and services similar to those which were the subject of a previous contract. If you do not want to be on our mailing list, you can opt out at any time by contacting us or unsubscribing by using the links provided in our electronic communications and at the point of providing your details.
- **are a potential new customer (e.g. enquiring about food, drinks, products or services)**, we will contact you by electronic means only if you have provided your explicit consent to this. If you are happy for us to use your personal data in this way, please tick the relevant box situated on the website page on which we collect your details. Again, if you do not want us to use your data in this way, you can opt out at any time by contacting us or unsubscribing by using the links provided in our electronic communications.

HOW IS YOUR PERSONAL DATA COLLECTED

We use different methods to collect data from and about you including through:

- **Direct interactions.** You may give us your Identity, Contact and Financial Data by filling in forms or by corresponding with us by post, phone, email or otherwise. This includes personal data you provide when you:
 - order food, drink, products and services;
 - create an account on our site;
 - subscribe to our newsletters;
 - [enter a competition, promotion or survey]; or
 - give us some feedback.
- **Automated technologies or interactions.** As you interact with our site, 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.
- **Third party or publicly available sources.** We may receive personal data about you from various third parties which include:
 - Technical Data from analytics providers such as Google based outside the EU;
 - and
 - Contact, Financial and Transaction Data from providers of technical, payment and delivery services.

We may receive information about you if you use any of the other websites we operate or the other services we provide. In this case we will have informed you when we collected that data if we intend to share those data internally and combine it with data collected on this site. We will also have told you for what purpose we will share and combine your data.

CHANGE OF PURPOSE

We will ask for your consent before using personal data for a purpose other than those set out in this Privacy Policy, unless we reasonably consider that we need to use it for another reason and

that reason is compatible with the original purpose. If you would like further information on purpose compatibility, please contact us.

COOKIES

Similar to other commercial websites, our site uses a technology called “cookies” and web server logs to collect information about how our site is used. A cookie is a very small text document, which often includes an anonymous unique identifier. When you visit a website, that site’s computer asks your computer for permission to store this file in a part of your hard drive specifically designated for cookies.

Information gathered through cookies and web server logs may include the date and time of visits, the pages viewed, time spent at our site, and the sites visited just before and just after our site. Cookies, in conjunction with our web server’s log files, allow us to calculate the aggregate number of people visiting our site and which parts of the site are most popular. This helps us gather feedback so that we can improve our site and better serve our customers. Cookies do not allow us to gather any personal information about you and we do not generally store any personal information that you provided to us in your cookies.

We use ‘session’ cookies which enable you to carry information across pages of the site and avoid having to re-enter information. Session cookies enable us to compile statistics that help us to understand how the site is being used and to improve its structure. We also use ‘persistent’ cookies which remain in the cookies file of your browser for longer and help us to recognise you as a unique visitor to the site, tailoring the content of certain areas of the site to offer you content that match your preferred interests.

You can refuse to accept cookies by activating the setting on your browser which allows you to refuse the setting of cookies. However, if you select this setting you may be unable to access certain parts of the site.

WHO WE MAY SHARE YOUR INFORMATION WITH

If we form a group of companies, we may share your information with any member of our group, which means our subsidiaries, our ultimate holding company and its subsidiaries, as defined in section 1159 of the UK Companies Act 2006.

We are working closely with third parties (including, for example, business partners, subcontractors in technical, payment and delivery services, advertising networks, analytics providers, search information providers, credit reference agencies).

Selected third parties including:

- business partners, suppliers and sub-contractors for the performance of any contract we enter into with them;
- advertisers and advertising networks that require the data to select and serve relevant adverts to you and others. We may make use of the personal data we have collected from you to enable us to display relevant advertisements Search engine providers assist us in the improvement and optimisation of our site through the use of analytics. You can contact our DPO at dpo@hubbox.co.uk at any time to opt out of this type of lookalike advertising.

We will disclose your personal information to third parties:

- where we have your consent to do so;
- to provide and/or improve our services;
- In the event that we sell or buy any business or assets, in which case we may be required to disclose your personal data to the prospective seller or buyer of such business or assets;
- If South West Restaurants Limited or substantially all of its assets are acquired by a third party, in which case personal data held by it about its customers will be one of the transferred assets;
- If we are under a duty to disclose or share your personal data in order to comply with any legal obligation, or in order to enforce or apply our terms of use and other agreements; or to protect the rights, property, or safety of our customers, or others. This includes exchanging information with other companies, organisations and law enforcement agencies for the purposes of fraud protection, prevention or detection and credit risk reduction.

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.

Our site may, from time to time, contain links to and from the sites of our partner networks, advertisers and affiliates. If you follow a link to any of these sites, please note that these sites have their own privacy policies and that we do not accept any responsibility or liability for these policies. Please check these policies before you submit any personal data to these sites.

WHERE WE STORE YOUR PERSONAL DATA

Some of the third parties which we work closely with are based outside of the European Economic Area (“**EEA**”) so their processing of your personal data will involve a transfer of data outside of the EEA.

Whenever we transfer your personal data out of the EEA, we ensure a similar degree of protection is afforded to it by ensuring at least one of the following safeguards is implemented:

- 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;
- 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.

Please contact us if you want further information on the specific mechanism used by us when transferring your personal data out of the EEA.

Where we have given you (or where you have chosen) a password which enables you to access certain parts of our site, you are responsible for keeping this password confidential. We ask you not to share a password with anyone.

YOUR RIGHTS

Under the Legislation, in certain circumstances you have the following rights in relation to your personal data:

- **Right to access.** You have the right to request access to information held about you. We will provide you with a copy of your personal data held by us free of charge (providing your request is not excessive or for multiple copies, in which case we may charge a reasonable fee to cover our costs) and certain information about the processing of your personal data

and the source of such data (if not directly collected from you by us). You also have the right to request that your personal data is transferred to a third party.

- **Right to object to data processing.** You may withdraw your consent to the processing of your personal data at any time by contacting us or ticking a box to opt out of receiving marketing materials. Upon receipt of your notification, we shall promptly stop any processing of your personal data and (if requested by you) erase such information if we are not required to retain it for legitimate business or legal purposes.

- **Right to restrict processing.** You may ask us to suspend the processing of your personal data in the following circumstances:

- if you do not think your personal data is accurate;
- where we are found to be processing unlawfully but you do not want us to erase your personal data;
- where you need us to continue holding your personal data to establish, exercise or defend legal claims; or
- you have objected to our use of your personal data but we need to verify whether
- we have overriding legitimate grounds to use it.

- **Right of rectification and right of erasure.** You have the right to request that we correct or erase any inaccuracies in your personal data if such information would be incomplete, inaccurate or processed unlawfully.

Where we are relying on consent to process your personal data, you may withdraw consent at any time. 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 services to you. We will advise you if this is the case at the time you withdraw your consent.

You can also exercise these rights at any time by contacting us at dpo@hubbox.co.uk. We may reject requests that are unreasonable or require disproportionate effort (for example, such a request would result in a fundamental change to our existing practice) or risk the privacy of others.

KEEPING YOUR DATA SECURE

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 your collected data. We take security measures to protect your information including:

- limiting access to our buildings to those that we believe are entitled to be there (by use of passes, key card access and other related technologies);
- implementing access controls to our information technology;
- we use appropriate procedures and technical security measures (including strict encryption, anonymisation and archiving techniques) to safeguard your information across all our computer systems, networks, websites, mobile apps, offices and stores; and
- carrying out appropriate risk-based diligence and penetration testing on third party processors. All information you provide to us is stored on our secure servers. Any payment transactions will be encrypted using SSL technology.

Unfortunately, the transmission of information via the internet is not completely secure. Although

we will do our best to protect your personal data, we cannot guarantee the security of your data transmitted to our site; any transmission is at your own risk. Once we have received your information, we will use strict procedures and security features to try to prevent unauthorised access.

HOW LONG WE WILL STORE YOUR DATA

We retain a record of your personal information in order to provide you with a high quality and consistent service. We will always retain your personal information in accordance with the Legislation and never retain your information for longer than is necessary. For more information, you may contact our DPO.

We will only retain your Information for as long as is necessary for the purpose or purposes for which we have collected it. The criteria that we use to determine retention periods will be determined by the nature of the data and the purposes for which it is kept.

CHILDREN

Our websites are not designed to target children under the age of 16. We do not knowingly collect data relating to children.

CHANGES TO OUR PRIVACY POLICY AND DUTY TO INFORM US OF CHANGES

We will make changes to this Privacy Policy from time to time. Any updates to the Privacy Policy in the future will be posted on this page. Please check back to see any updates or changes to our Privacy Policy.

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.

CONTACT

Questions, comments and requests regarding this Privacy Policy are welcomed and should be addressed to dpo@hubbox.co.uk or by post to 14 High Cross, Truro, England, TR1 2AJ.

The Information Commissioner's Office ("ICO") regulates data protection and privacy matters in the UK. They make a lot of information accessible to consumers on their website and they can help you address any concerns. You can access them [here](#).

If you have any cause for complaint about our use of your personal data, please contact us using the details provided above and we will do our best to solve the problem for you. If we are unable to help, you also have the right to lodge a complaint with the ICO.

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