

1. Interpretation and Definitions

- i. Interpretation
 - a) The words of which the initial letter is capitalized have meanings defined under the following conditions. The following definitions shall have the same meaning regardless of whether they appear in singular or in plural.
- ii. Definitions
 - a) **“Company”** (referred to as either "the Company", **"We"**, **"Us"** or **"Our"** in this Agreement) refers to Cape Thermal (Pty) Ltd, Cape Thermal (Pty) Ltd T/A ElectroFence, Cape Thermal (Pty) Ltd T/A Gelder Systems, or Cape Thermal (Pty) Ltd T/A Valley Solar, 25 Piet Fransman Street, Amandelrug, Cape Town, Western Cape, South Africa, 7580.
 - b) **“Country”** refers to: South Africa
 - c) **“Personal Data”** or **“Personal Information”** is any information that relates to an identified or identifiable individual.
 - d) **“Service Provider”** means any natural or legal person who processes the data on behalf of the Company. It refers to third-party companies or individuals employed by the Company to facilitate the Service, to provide the Service on behalf of the Company, to perform services related to the Service or to assist the Company in analysing how the Service is used.
 - e) **“You”** or **“Your”** means the individual or business accessing or using the Service, or the company, or other legal entity on behalf of which such individual is accessing or using the Service, as applicable.
 - f) **“Data Subject”** refers to any person or company whose data we directly or indirectly process.
 - g) **“Service”** refers to any product supplied, or, service delivered, by the Company to you.
 - h) **“Responsible Parties”** refers to the Company or Service Providers who handle your personal information in order for us to deliver services to you.
 - i) **“Data Officer”** or **“Information Officer”** refers to a company staff member tasked with all matters relating to the storage, distribution, or use of personal information.
 - j) **“POPI”** refers to the Protection of Personal Information Act.

2. Processing of Personal Information

- i. Every time we use, capture, or disperse information about you, we are processing your personal information.
- ii. We are required to comply with the laws of the Republic of South Africa. Including, but not limited to, POPIA related legislation.
- iii. In order for us to deliver services to you, we need to process your personal information.
- iv. Without your express consent, we will not be able to process your request or provide you with services.
- v. The Responsible Parties shall not store or use your personal information for the purposes of marketing.

3. Responsible Parties Requesting Consent

- i. We understand that: According to POPIA, we need to appoint a Data Officer who will serve as a primary point of contact for queries relating to your personal data.
- ii. We understand that: According to POPIA, our service providers are also deemed to be responsible parties.
- iii. The Responsible parties are, in some instances, located outside of the Country.
- iv. To request a detailed list of the Responsible Parties requesting consent, please email the following to popi@capethermal.com:
 - a) You
 - 1. Your first name
 - 2. Your middle name
 - 3. Your last name

<i>Your Signature</i>	
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- 4. Your email address
- 5. Your cell phone number
- b) Your Company, if applicable
 - 1. The legal name of your company
 - 2. The trading name of your company

4. Our Commitment to Protecting Your Personal Information

- i. The Responsible Parties mentioned in section (3) above are committed to protecting your privacy and recognise that;
- ii. that Responsible Parties are required to comply with statutory requirements in collecting, processing, and distributing of personal information, and
- iii. That The Constitution of the Republic of South Africa provides that you have the right privacy, and
- iv. That the POPI Act 4 of 2013 includes your right to protection against the unlawful collection, retention, dissemination, and use of your personal information, and
- v. That the Responsible Parties are required to take reasonably practicable steps to ensure that You are made aware of the Personal Information being collected.

5. Your Personal Information: What We Collect, How We Collect it, and What We do with it

- i. Types of information We may collect in order to provide Services to You, or to honour warranties on products supplied to You, or to communicate with You, or as is required for regulatory purposes;
 - a) Your full name
 - b) Your ID number
 - c) Your telephone and cell phone number
 - d) Your email address
 - e) Your municipal accounts
 - f) Your company name, both registered and trading
 - g) Your Identity or company registration documents
 - h) Your physical address
 - i) You Usernames and Passwords for systems related to our services
 - j) Your bank account deposit information
- ii. The Personal Information We collect is voluntarily provided to us by the Data Subject.
- iii. The provision of certain Services by the Responsible Parties may, in some instances, be subject to the mandatory collection of Personal Information.
- iv. According to POPIA, The Responsible Parties are not permitted to hold the Personal Information of any Data Subject without their consent and The Responsible Parties are required by law to delete all Personal Information where consent has not been granted.
- v. The contents of the Protection of Personal Information Act 4 of 2013 can be found on this website:
<https://bepopiacompliant.co.za/popia/act/index.php>
- vi. Complaints regarding the use of Personal Information may be directed to the information regulator;
 - a) JD House, 27 Stiemens Street, Braamfontein, Johannesburg, Gauteng, South Africa, 2017
 - b) P.O Box 31533, Braamfontein, Johannesburg, Gauteng, South Africa, 2017
 - c) Should we unnecessarily deny Your Personal Information requests, or not respond to such requests, or if You feel that Your rights have been violated, You can email the information regulator at: PAIAComplaints@inforegulator.org.za
- vii. With the exception of Personal Information processed for regulatory purposes, You have the right to consent to the Personal Data
- viii. Your Rights to Access and Amend Your Personal Information

<i>Your Signature</i>	
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- a) You have the right to access Your Personal Information held by the Responsible Parties. You have the right to request your Personal Data at any time and We have to provide it to you within 72-hours.
- b) You also have the right to have Your Personal Information updated or deleted.
- ix. You have the right to object to the use of your Personal Data and Your objection will lead to the complete deletion of Your Personal Information from the systems of the Responsible Parties. However, the Responsible Parties may not be able to provide You with certain Services as a result.
- x. We communicate with You on a service level. Please indicate which communication methods we can use to contact you by marking one or more options with a "X";

Telephonically: Landline	<input type="checkbox"/>
Telephonically: Cellphone	<input type="checkbox"/>
Email	<input type="checkbox"/>
WhatsApp	<input type="checkbox"/>

- i. Please indicate which communication methods we can use to contact you for marketing by marking one or more options with a "X";

Telephonically: Landline	<input type="checkbox"/>
Telephonically: Cellphone	<input type="checkbox"/>
Email	<input type="checkbox"/>
WhatsApp	<input type="checkbox"/>

6. Acceptance

- i. I, _____, with the ID number _____ herewith give my consent to the parties mentioned as per the agreement above.
- ii. Signed at _____ on this _____ day of _____ 20____

<i>Your Signature</i>	<input style="width: 100px; height: 30px;" type="text"/>
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