

# Privacy Policy

Last Updated: October 2015

At MYXPLORE, we take privacy very seriously. We've updated our privacy policy (Policy) to ensure that we communicate to you, in the clearest way possible, how we treat personal information. We encourage you to read this Policy carefully. It will help you make informed decisions about sharing your personal information with us.

The defined terms in this Policy have the same meaning as in our [Terms of Use](#), which you should read together with this Policy. By accessing our Website and using our Service, You consent to the terms of this Policy and agree to be bound by it and our Terms of Use.

## MYXPLORE collects your personal information

MYXPLORE is an online ecosystem that lets you login, anytime, anywhere on your Mac, PC, tablet or phone to get a real-time view of your childcare service. It's a complete childcare platform that's simple, smart and occasionally magical.

The Service involves the storage of Data about a company or individual. That Data can include personal information. "Personal information" (being information about a person from which their identity is apparent or can reasonably be determined). This information can include names, dates of birth, email addresses, home and work addresses, telephone numbers, bank account details, videos, and photographs. It can also include such information (where applicable) about a child. We will collect such information by lawful and fair means and not in an unreasonably intrusive way. MYXPLORE may collect personal information directly from you when you:

- register to use the Service,
- use the Service,
- post to the MYXPLORE Community forum or on our blog,
- contact the MYXPLORE support team, and
- visit our Website and Application.

You can always choose not to provide your personal information to MYXPLORE, but it may mean that we are unable to provide you with the Service.

## MYXPLORE may receive personal information from you about others

Through Your use of the Service, MYXPLORE may also collect information from you about someone else. If You provide MYXPLORE with personal information about someone else, You must ensure that You are authorised to disclose that information to MYXPLORE and that, without MYXPLORE taking any further steps required by applicable data protection or privacy laws, MYXPLORE may collect, use and disclose such information for the purposes described in this Policy.

This means that You must take reasonable steps to ensure the individual concerned is aware of and/or consents to the various matters detailed in this Policy, including the fact that their personal information is being collected, the purposes for which that information is being collected, the intended recipients of that information, the individual's right to obtain access to that information, MYXPLORE's identity, and how to contact MYXPLORE.

Where requested to do so by MYXPLORE, You must also assist MYXPLORE with any requests by the individual to access or update the personal information you have collected from them and entered into the Service.

## MYXPLORE collects, holds, and uses your personal information for limited purposes

MYXPLORE collects your personal information so that we can provide you with the Service and any related services you may request. In doing so, MYXPLORE may use the personal information we have collected from you for purposes related to the Services including to:

- verify Your identity,
- administer the Service,
- notify You of new or changed services offered in relation to the Service,
- carry out marketing or training relating to the Service,
- assist with the resolution of technical support issues or other issues relating to the Service,
- comply with laws and regulations in applicable jurisdictions, and
- communicate with You.

By using the Service, You consent to your personal information being collected, held and used in this way and for any other use you authorise. MYXPLORE will only use your personal information for the purposes described in this Policy or with your express permission.

It is your responsibility to keep your password to the Service safe. You should notify us as soon as possible if you become aware of any misuse of your password, and immediately change your password within the Service or via the “Forgotten Password” process.

## MYXPLORE can aggregate your non-personally identifiable data

By using the Service, You agree that MYXPLORE can access, aggregate and use non-personally identifiable data MYXPLORE has collected from you. This data will in no way identify you or any other individual.

MYXPLORE may use this aggregated non-personally identifiable data to:

- assist us to better understand how our customers are using the Service,
- provide our customers with further information regarding the uses and benefits of the Service,
- otherwise to improve the Service.

## MYXPLORE holds your personal information on servers located in the Australia.

All Data, including personal and non-personal information, that is entered into the Service by you, or automatically imported on your instruction, is transferred to MYXPLORE’s servers as a function of transmission across the Internet. By using the Service, You consent to your personal information being transferred to our servers as set out in this Policy.

Currently our servers are located in Australia primarily by AWS (AMAZON WEB SERVICES), and Your personal information will be routed through, and stored on, those servers as part of the Service. If the location of our servers change in the future, we will update this Policy. You should review our Policy regularly to keep informed of any updates.

By providing your personal information to MYXPLORE, You consent to MYXPLORE storing your personal information on servers hosted in Australia. While your personal information will be stored on servers located in the Australia it will remain within MYXPLORE’s effective control at all times. The server host’s role is limited to providing a hosting and storage service to MYXPLORE, and we’ve taken steps to ensure that our server hosts do not have access to, and use the necessary level of protection for, your personal information.

If you do not want your personal information to be transferred to a server located in the Australia, You should not provide MYXPLORE with Your personal information or use the Service.

## MYXPLORE takes steps to protect your personal information

MYXPLORE is committed to protecting the security of your personal information and we take all reasonable precautions to protect it from unauthorised access, modification or disclosure. Your personal information is stored on secure servers that have SSL Certificates issued by leading certificate authorities DigiCert, and all Data transferred between You and the Service is encrypted.

However, the Internet is not in itself a secure environment and we cannot give an absolute assurance that your information will be secure at all times. Transmission of personal information over the Internet is at your own risk and you should only enter, or instruct the entering of, personal information to the Service within a secure environment.

We will advise you at the first reasonable opportunity upon discovering or being advised of a security breach where your personal information is lost, stolen, accessed, used, disclosed, copied, modified, or disposed of by any unauthorised persons or in any unauthorised manner.

## MYXPLORE only discloses Your Personal Information in limited circumstances

MYXPLORE will only disclose the personal information you have provided to us to entities outside the MYXPLORE group of companies if it is necessary and appropriate to facilitate the purpose for which your personal information was collected pursuant to this Policy, including the provision of the Service.

MYXPLORE will not otherwise disclose your personal information to a third party unless you have provided your express consent. However, you should be aware that MYXPLORE may be required to disclose your personal information without your consent in order to comply with any court orders, subpoenas, or other legal process or investigation including by tax authorities, if such disclosure is required by law. Where possible and appropriate, we will notify you if we are required by law to disclose Your personal information.

The third parties who host our servers do not control, and are not permitted to access or use your personal information except for the limited purpose of storing the information. This means

that, for the purposes of Australian privacy legislation and Australian users of the Service, MYXPLORE does not currently “disclose” personal information to third parties located overseas.

## MYXPLORE does not store your credit card details

If you choose to pay for the Service by credit card, your credit card details are not stored by the Service and cannot be accessed by MYXPLORE staff. Your credit card details are encrypted and securely stored by Mint (Aust) Pty Ltd to enable MYXPLORE to automatically bill your credit card on a recurring basis. You should review Mint (Aust) Pty Ltd Privacy Policy to ensure you are happy with it.

## You may request access to your personal information

It is your responsibility to ensure that the personal information you provide to us is accurate, complete and up-to-date. You may request access to the information we hold about you, or request that we update or correct any personal information we hold about you, by setting out your request in writing and sending it to us at [privacy@MYXPLORE.com](mailto:privacy@MYXPLORE.com).

MYXPLORE will process your request as soon as reasonably practicable, provided we are not otherwise prevented from doing so on legal grounds. If we are unable to meet your request, we will let you know why. For example, it may be necessary for us to deny your request if it would have an unreasonable impact on the privacy or affairs of other individuals, or if it is not reasonable and practicable for us to process your request in the manner you have requested. In some circumstances, it may be necessary for us to seek to arrange access to your personal information through a mutually agreed intermediary (for example, the Subscriber).

We'll only keep your personal information for as long as we require it for the purposes of providing you with the Service. However, we may also be required to keep some of your personal information for specified periods of time, for example under certain laws relating to corporations, money laundering, and financial reporting legislation.

## MYXPLORE uses cookies

In providing the Service, MYXPLORE utilises "cookies". A cookie is a small text file that is stored on your computer for record-keeping purposes. A cookie does not identify you personally or contain any other information about you but it does identify Your computer.

We and some of our affiliates and third-party service providers may use a combination of “persistent cookies” (cookies that remain on Your hard drive for an extended period of time) and “session ID cookies” (cookies that expire when You close Your browser) on the Website to, for example, track overall site usage, and track and report on Your use and interaction with ad impressions and ad services.

You can set your browser to notify you when you receive a cookie so that you will have an opportunity to either accept or reject it in each instance. However, you should note that refusing cookies may have a negative impact on the functionality and usability of the Website.

We do not respond to or honour “Do Not Track” requests at this time.

## You can opt-out of any email communications

MYXPLORE sends billing information, product information, Service updates and Service notifications to you via email. Our emails will contain clear and obvious instructions describing how you can choose to be removed from any mailing list not essential to the Service. MYXPLORE will remove you at your request.

## You are responsible for transfer of your data to third-party applications

The Service may allow you, the Subscriber, or another Invited User within the relevant subscription to the Service to transfer Data, including your personal information, electronically to and from third-party applications. MYXPLORE has no control over, and takes no responsibility for, the privacy practices or content of these applications. You are responsible for checking the privacy policy of any such applications so that you can be informed of how they will handle personal information.

## MYXPLORE has a privacy complaints process

If you wish to complain about how we have handled your personal information, please provide our Privacy Officer with full details of your complaint and any supporting documentation:

- by e-mail at [privacy@MYXPLORE.com](mailto:privacy@MYXPLORE.com), or
- by letter to The Privacy Officer, MYXPLORE PTY LTD, Level 7, 1 Collins Street Melbourne 3000.

Our Privacy Officer will endeavour to:

- provide an initial response to Your query or complaint within 10 business days, and
- investigate and attempt to resolve Your query or complaint within 30 business days or such longer period as is necessary and notified to you by our Privacy Officer.

MYXPLORES reserves the right to change this Policy at any time, and any amended Policy is effective upon posting to this Website. MYXPLORES will make every effort to communicate any significant changes to you via email or notification via the Service. Your continued use of the Service will be deemed acceptance of any amended Policy.