

NAUTA PRIVACY POLICY

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1. INTRODUCTION

Nauta Technologies, Inc. is committed to protecting your privacy and personal data. This Privacy Policy explains how we collect, use, disclose, and safeguard your information when you use our logistics and supply chain management services, including our Software-as-a-Service ("SaaS") offerings.

2. DEFINITIONS

For clarity and compliance with applicable data protection laws worldwide, including but not limited to the General Data Protection Regulation (GDPR), the California Consumer Privacy Act (CCPA), and various national and local data privacy regulations in territories where Nauta, its Clients, and its Client Customers operate:

a) **Applicable Data Protection Laws**: All laws and regulations relating to the processing of Personal Data and privacy applicable to Nauta, its Clients, and its Client Customers, including without limitation: The California Consumer Privacy Act (CCPA) and the California Privacy Rights Act (CPRA). The General Data Protection Regulation (GDPR) and local EU member state implementations. Local data privacy laws in Latin American territories and other jurisdictions where Nauta or its Clients process data. Other applicable international and local data protection laws in jurisdictions where Nauta, its Clients, or its Client Customers operate or process data.

b) **"Controller"**: **Under the GDPR**: The natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of personal data; **Under the CCPA/CPRA**: A "business" that determines the purposes and means of the processing of consumers' personal information. **Under other applicable data protection laws**: The entity that determines the purposes and means of the processing of personal data, as defined by the relevant legislation.

c) **"Company Data"**: Any electronic data or information provided by a Client to Nauta, or processed by Nauta in connection with the Services. This includes, but is not limited to, data that is collected, stored, transferred, processed, disclosed, or otherwise handled by Nauta. Company Data is owned by the Client and is used by Nauta solely in connection with the Services and in accordance with the Client's documented instructions. Company Data must be managed in compliance with Applicable Data Protection Laws.

d) **"Data Subject"**: The identified or identifiable natural person to whom the Personal Data relates. In the context of Nauta's services, this typically refers to individuals whose data is processed by Clients.

e) **"Data Supply Chain"**: The flow of data from Client Customers, through Clients, to Nauta for processing. This chain reflects the multi-tiered nature of data processing in Nauta's business model.

f) **"Client"**: Any entity that directly contracts with Nauta to use Nauta's services for processing data. These are typically, but not limited to, importers, exporters, logistics companies, freight forwarders, or other entities in the supply chain industry.

g) "Client Customer": refers to the customers of a Client. These are typically the original controllers of the Personal Data processed through Nauta's services. They may include, but are not limited to, shippers, consignees, or other parties involved in logistics transactions.

h) "Nauta": Refers to Nauta Technologies, Inc., the provider of AI and technology services for the logistics sector.

i) "Operational Territory": Any geographic location or jurisdiction where Nauta provides its services, where Clients operate, or where Client Customers are located and their data is processed. This may include, but is not limited to, the United States, European Union member states, and countries in Latin America and other regions.

j) "Processor": A natural or legal person, public authority, agency or other body which processes personal data on behalf of the controller. In the context of Nauta's services, Clients are typically processors, and Nauta itself is a sub-processor.

k) "'Personal Data": Any information relating to an identified or identifiable natural person ('data subject'); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

l)"Processing": Any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

m) "Sub-processor": An entity engaged by a Processor to assist in fulfilling data processing obligations on behalf of the Controller. In the context of Nauta's services, Nauta may act as a Sub-processor when it processes Personal Data on behalf of its Clients (acting as Processors) who in turn process data on behalf of their Client Customers (acting as Controllers)

3. COMPANY DATA AND PERSONAL DATA DISTINCTION

This Privacy Policy primarily addresses the processing of Personal Data as defined by Applicable Data Protection Laws. Nauta, acting as either a Processor or Sub-processor, handles Company Data provided by Clients or Client Customers in the course of delivering its AI and technology services for the logistics sector.

3.1 TREATMENT OF COMPANY DATA

Company Data, to the extent it does not contain Personal Data, is generally not subject to data protection laws such as the GDPR. Nevertheless, Nauta applies appropriate security measures to all data as outlined in our Terms of Service and applicable data processing agreements.

3.2 PERSONAL DATA WITHIN COMPANY DATA

Where Company Data includes Personal Data (for example, information about individual employees, customers, or other Data Subjects associated with Client Customers), such Personal Data is treated in accordance with this Privacy Policy and Applicable Data Protection Laws across all Operational Territories.

3.3 DATA SUPPLY CHAIN

The Data Supply Chain in Nauta's model can vary depending on whether Nauta acts as a Processor or Sub-processor:

a) When Nauta acts as a Processor: i) Client Customers (Controllers) provide data directly to Nauta for processing. ii) Client Customers are responsible for ensuring they have the necessary rights and consents to allow processing of Personal Data by Nauta. iii) Nauta is directly responsible for complying with Applicable Data Protection Laws in its processing activities.

- b) When Nauta acts as a Sub-processor: i) The data flow typically goes from Client Customers (Controllers) through Clients (Processors) to Nauta (Sub-processor). ii) Client Customers are responsible for ensuring they have the necessary rights and consents to allow processing of Personal Data by Clients and, by extension, Nauta. iii) Clients, as direct Processors of Client Customer data, are responsible for ensuring they have the necessary rights and permissions to provide Nauta with any Personal Data included in their Company Data. They must ensure that such data has been collected and processed in compliance with Applicable Data Protection Laws in all relevant Operational Territories before sharing it with Nauta. iv) Nauta, as a Sub-processor, relies on the assurances of its Clients regarding the lawful collection and processing of data but also implements its own safeguards and compliance measures.

3.4 CROSS-JURISDICTIONAL DATA FLOWS

Given the global nature of logistics operations, data flows may cross multiple jurisdictions. Nauta is committed to maintaining compliance with Applicable Data Protection Laws across all Operational Territories involved in the Data Supply Chain, regardless of its role as Processor or Sub-processor.

3.5 NAUTA'S RESPONSIBILITIES

Whether acting as a Processor or Sub-processor, Nauta implements appropriate technical and organizational measures to ensure a level of security appropriate to the risk, complies with the instructions of Controllers (either Client Customers or Clients, as applicable), and assists in fulfilling data protection obligations under Applicable Data Protection Laws.

4. DATA PROCESSING

4.1 Types of Personal Data Processed

Nauta, acting as either a processor or sub-processor in the Data Supply Chain, may process the following categories of Personal Data:

a) Identity and Contact Information: Names, addresses, email addresses, phone numbers, government-issued identification numbers. b) Professional Information: Job titles, company affiliations, business addresses. c) Logistics Data: Sender and recipient details, shipment contents, customs declarations, tracking numbers. d) Financial Information: Payment details, bank account information, credit ratings. e) Technical Data: IP addresses, login data, browser types and versions, time zone settings and locations, browser plug-in types and versions, operating systems and platforms, and other technology on devices used to access our services. f) Usage Data: Information about how our services, AI tools, and platforms are used. g) Marketing and Communications Data: Preferences in receiving marketing from us and our third parties, and communication preferences.

4.2 Purposes of Processing

Nauta processes Personal Data for the following purposes:

Company Data, including data obtained through third-party APIs and integrations, is processed solely to provide and optimize our services. This data is used exclusively for delivering logistics and supply chain management services, including operational visibility, process optimization, and business analytics specific to each Client.

a) Service Provision and Contract Performance:

- Facilitating logistics operations through our technology solutions and services.
- Enhancing shipment tracking and visibility through our technology.
- Assisting in coordination with port operators, customs authorities, and other stakeholders.
- Processing and documenting transactions related to our technology services.
- Generating and managing digital documentation through our platforms.
- Processing operational data to provide visibility and insights to Clients.
- Analyzing transaction patterns to optimize specific business processes.
- Implement AI processes to improve service contextualization and deliver enhanced value to our clients.

b) Legal and Regulatory Compliance:

- Assisting in fulfillment of customs declaration requirements.
- Supporting adherence to international trade regulations and sanctions lists.
- Facilitating compliance with anti-money laundering (AML) and know your customer (KYC) obligations.
- Maintaining required business records.

c) Legitimate Business Interests:

- Improving our technology services and developing new products.
- Conducting data analysis and market research to enhance our solutions.
- Preventing fraud and enhancing security of our operations.
- Managing our business relationships with partners and service providers.

d) Marketing and Communications:

- Sending relevant product updates and industry news (subject to consent where required).
- Inviting Clients to events or webinars related to logistics and supply chain management

4.2.1 Use of Third-Party Platforms and API Integrations

Nauta may access third-party platforms and APIs, such as productivity and communication tools, solely to support specific user-requested features or to enable internal operational workflows. Any such integrations, including those with providers like Google Workspace, are limited in scope, used exclusively for internal functionality, and comply with applicable provider terms, including data use restrictions. Nauta does not use data from these integrations to train generalized AI or ML models, nor is such data shared with unrelated third-party tools.

4.3 Legal Bases for Processing

Nauta processes Personal Data based on the following legal bases, depending on our role as Processor or Sub-processor:

a) Contract Performance: Processing necessary to fulfill contractual obligations or to take steps at the request of the Data Subject before entering into a contract. b) Legal Obligation: Processing required by law, including keeping records for tax purposes or complying with customs regulations. c) Legitimate Interests: Processing based on the legitimate business interests of Nauta, our Clients, or Client Customers, provided these interests are not overridden by the rights and freedoms of data subjects. d) Consent: Where required, processing based on the explicit consent obtained from individual data subjects.

When acting as a Sub-processor, Nauta relies on the legal bases established by Clients with their Client Customers.

5. DATA SUBJECT RIGHTS

Nauta, whether acting as a Processor or Sub-processor in the Data Supply Chain, is committed to supporting the fulfillment of data subject rights under Applicable Data Protection Laws across all Operational Territories.

The following rights may be available to Data Subjects, depending on the Applicable Data Protection Laws:

a) Right to Access: Data Subjects may have the right to request a copy of their Personal Data. b) Right to Rectification: Data Subjects may have the right to request correction of any inaccurate or incomplete Personal Data. c) Right to Erasure: In certain circumstances, Data Subjects may have the right to request erasure of their Personal Data. d) Right to Restrict Processing: In certain circumstances, Data Subjects may have the right to request restriction of Processing of their Personal Data. e) Right to Data Portability: Data Subjects may have the right to request transfer of their Personal Data to another organization or directly to them, under certain conditions. f) Right to Object: Data Subjects may have the right to object to Processing of their Personal Data for direct marketing purposes or based on legitimate interests. g) Rights Related to Automated Decision Making: Data Subjects may have the right not to be subject to decisions based solely on automated Processing, including profiling, which produces legal effects or similarly significantly affects them.

5.2 Exercising Data Subject Rights

To exercise any of these rights:

5.2.1 When Nauta acts as a Processor, Data Subjects may contact us directly at dpo@getnauta.com.

5.2.2 When Nauta acts as a Sub-processor, Client Customers and individual Data Subjects should primarily contact the Client (Data Processor) with whom they have a direct relationship.

5.2.3 Nauta will respond to requests within the timeframes required by Applicable Data Protection Laws (e.g., one month under GDPR).

5.2.4 Verification of the identity of the Data Subject may be required to ensure the security and privacy of Personal Data.

5.3 Limitations

Nauta notes that some rights may be limited based on the legal basis for Processing, the nature of the data, or legal requirements. Any such limitations will be communicated to the Data Subject.

5.4 Contact for Data Subject Rights

For matters relating to Data Subject rights, Nauta can be reached at dpo@getnauta.com. We will address requests directly when acting as a processor, and coordinate with our Clients when acting as a sub-processor.

6. SPECIAL CATEGORIES OF DATA AND DATA OF MINORS

6.1 Special Categories of Personal Data

Nauta, acting as either a Processor or Sub-processor in the Data Supply Chain, may process special categories of Personal Data provided by Clients or Client Customers. This may include data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade union membership, health data, or data concerning a person's sex life or sexual orientation. Such processing occurs only in limited circumstances:

a) When necessary for specific AI applications in logistics, such as handling certain types of shipments (e.g., medical supplies) where such data is required for customs clearance or regulatory compliance. b) To assist in complying with legal obligations in the field of employment and social security law. c) To protect the vital interests of the Data Subject or of another natural person where the Data Subject is physically or legally incapable of giving consent.

Any processing of special categories of Personal Data by Nauta is conducted with heightened security measures and strictly on a need-to-know basis, in compliance with Applicable Data Protection Laws across all relevant Operational Territories.

6.2 Data of Minors

Nauta's services are not intended for use by or related to minors under the age of 16. However, in our role as a Processor or Sub-processor, we may process data relating to minors as part of the Company Data provided. In such cases:

a) When acting as a Processor, we ensure appropriate parental or guardian consent has been obtained for the processing of minors' data, as required by Applicable Data Protection Laws. b) When acting as a Sub-processor, we rely on Clients to ensure they have obtained appropriate parental or guardian consent for the processing of minors' data. c) We implement additional safeguards to protect the privacy and security of any data relating to minors that we may process. d) If we become aware that we have processed Personal Data of a minor without appropriate consent, we will promptly notify the relevant Client or Client Customer and take steps to delete such information, unless retention is required by law.

When Nauta acts as a Processor, we are directly responsible for ensuring compliance with all relevant laws and regulations regarding the collection and processing of minors' data. When acting as a Sub-processor, Clients are responsible for this compliance before sharing such data with Nauta.

7. DATA SECURITY AND PROTECTION

Nauta, whether acting as a Processor or Sub-processor, implements and maintains appropriate technical and organizational measures to ensure a level of security appropriate to the risk associated with processing Personal Data. Our security measures consider the state of the art, implementation costs, and the nature, scope, context, and purposes of processing, as well as the risk to the rights and freedoms of Data Subjects.

Our data security measures include, but are not limited to:

- a) Encryption of data in transit and at rest
- b) Regular security assessments and penetration testing
- c) Access controls and authentication mechanisms
- d) Employee training on data protection and security
- e) Incident response and business continuity plans
- f) Physical security measures for our facilities

We regularly review and update these security measures to ensure ongoing confidentiality, integrity, availability, and resilience of our processing systems and services across all Operational Territories.

8. DATA SHARING AND DISCLOSURE

Nauta may share Personal Data with the following categories of recipients:

- a) Other entities within the Nauta group of companies
- b) Subcontractors and service providers (e.g., IT service providers, cloud storage providers)
- c) Shipping partners and carriers
- d) Customs and regulatory authorities
- e) Financial institutions and payment processors
- f) Professional advisers (e.g., lawyers, auditors)
- g) Law enforcement agencies, courts, or other public authorities where required by law

We share data only to the extent necessary to provide our services, comply with legal obligations, or pursue legitimate business interests. When we engage third-party processors or sub-processors, we enter into data processing agreements that require them to process Personal Data only on our instructions and in compliance with Applicable Data Protection Laws.

9. INTERNATIONAL DATA TRANSFERS

Given the global nature of our operations, Nauta may transfer Personal Data across Operational Territories, including countries outside the jurisdictions where the data was originally collected. For clarity and compliance with applicable data protection laws worldwide, including but not limited to the General Data Protection Regulation (GDPR), the California Consumer Privacy Act (CCPA), and several other Applicable Data Protection Laws, we ensure a similar degree of protection by implementing at least one of the following safeguards:

- a) We only transfer Personal Data to countries deemed to provide an adequate level of protection for personal data by the relevant regulatory authorities.
- b) We may use specific contracts approved by the relevant regulatory authorities which give Personal Data the same protection it has in its original jurisdiction.
- c) For providers based in certain countries, we may transfer data if they are part of recognized frameworks or mechanisms that ensure data protection compliant with Applicable Data Protection Laws.

We have implemented appropriate technical and organizational measures to ensure a level of security appropriate to the risk involved in such transfers, regardless of our role as Processor or Sub-processor.

10. COOKIES AND SIMILAR TECHNOLOGIES

Nauta uses cookies and similar tracking technologies to enhance user experience and collect information about how our website and services are used. We categorize our cookies as follows:

- a) Strictly Necessary Cookies: Essential for the operation of our website and services.
- b) Analytical/Performance Cookies: Allow us to recognize and count the number of visitors and analyze website usage.
- c) Functionality Cookies: Used to recognize users when they return to our website.
- d) Targeting Cookies: Record user visits to our website, pages visited, and links followed.

We may allow third-party service providers to place cookies on our website for analytics, advertising, and functionality purposes. These providers are subject to their own privacy policies.

Users can set their browsers to refuse all or some browser cookies or to alert them when websites set or access cookies. However, if users disable or refuse cookies, some parts of our website may become inaccessible or not function properly.

11. CHANGES TO THIS PRIVACY POLICY

We may update this privacy policy to reflect changes in our practices or for legal, operational, or regulatory reasons. When we make material changes, we will notify users through our website or direct communication. We encourage users to review this policy periodically to stay informed about how we protect their Personal Data across our Operational Territories.

The date of the last update will be clearly indicated at the beginning of the policy. By continuing to use our services after changes take effect, users agree to be bound by the revised policy.

12. API ACCESS AND USE

Nauta provides access to its application programming interface (API) as part of the Services. The API is hosted by Nauta and accessed through the Services. Use of the API is subject to this Privacy Policy and our Terms of Service. The API and its functionality are only available through the Services and not separately. Users may not access or use, or attempt to access or use, the API separately from the Services.

13. COMPANY REPRESENTATIONS AND WARRANTIES

Our Clients and Client Customers (as applicable) represent, warrant, and covenant that:

a) They possess the necessary rights and consents to grant Nauta the rights set forth in our Agreement with respect to the Company Data. b) Neither the Company Data nor the use of any Company Data infringes, misappropriates, or violates any rights of any user or third party. c) All Company Data has been collected, stored, transferred, processed, disclosed, and otherwise handled in accordance with all Applicable Data Protection Laws across relevant Operational Territories.

Clients and Client Customers shall ensure they have a valid legal basis for processing Personal Data, including obtaining any necessary consent from Data Subjects, and shall provide Data Subjects with all necessary information regarding the processing of their Personal Data, in accordance with Applicable Data Protection Laws.

14. NAUTA ANALYTIC DATA

Nauta may monitor, collect, use, and store anonymous and aggregate statistics regarding use of the Services and/or any individuals/entities that interact with the Services (collectively, "Nauta Analytic Data"), provided that such Nauta Analytic Data does not include any Personal Data or allow for the re-identification of any individual.

15. CONTACT INFORMATION

For privacy-related inquiries, please contact our Data Protection Officer:

Email: dpo@getnauta.com

For general inquiries about our privacy practices or to exercise your data protection rights, please contact:

Email: dpo@getnauta.com

16. GOVERNING LAW

This Privacy Policy will be governed by and construed in accordance with the laws of the State of New York applicable to agreements made and to be entirely performed within the State of New York, without resorting to its conflict of law provisions. However, this choice of law does not override the data protection rights of Data Subjects under Applicable Data Protection Laws in their respective Operational Territories.

By using our services, you acknowledge that you have read and understood this Privacy Policy. Where we rely on your consent to process your Personal Data, we will seek such consent separately and explicitly, in accordance with Applicable Data Protection Laws.