

# PRIVACY POLICY

This Privacy Policy was updated on 1 December 2020

Blue Star Group (New Zealand) Limited (referred to in this Privacy Policy as “BLUE STAR”, “we”, “us” or “our”) is committed to protecting your Personal Information and ensuring compliance with New Zealand’s Privacy Act. Our Privacy Policy applies to anyone who visits our Website, buys and uses our Products or Services, or interacts with us.

## 1. YOUR AUTHORISATION

- 1.1 Please read our Privacy Policy carefully. It contains important information about how we will collect, use, disclose, store and protect your Personal Information and the purposes for which your Personal Information will be used and disclosed. Your Personal Information will only be used for the purpose for which it was collected in accordance with this Privacy Policy. We will not keep your personal information your Personal Information for longer than it is required to fulfil the purpose for which it was collected.
- 1.2 You accept this Privacy Policy, and authorise the collection, use, disclosure, storage and retention of your Personal Information by BLUE STAR as described in this Privacy Policy when you access, browse, view or use our Site or otherwise provide us with any of your personal information. If you no longer agree with our Privacy Policy or no longer wish for us to continue collecting your Personal Information, then you should immediately stop visiting our Website, buying our Products or Services, or interacting with us. Please be aware that we may still need to continue using your Personal Information to carry out any remaining Services or fulfil any remaining Product orders to you, as required.

## 2. WHO IS COLLECTING YOUR PERSONAL INFORMATION

BLUE STAR (company number 1120709) is the New Zealand agency that will be collecting, using, disclosing, storing and processing your Personal Information. If you have any questions regarding our Privacy Policy or wish to access or amend the Personal Information that we hold, you can contact our Privacy Officer at any time at [privacy@bluestar.co.nz](mailto:privacy@bluestar.co.nz).

## 3. PERSONAL INFORMATION WE COLLECT

- 3.1 We may collect from you the following Personal Information:
  - (a) **Name and contact details:** Your name, email address, postal address, phone number and other similar contact information;
  - (b) **Credentials:** passwords, password hints, and similar security information used for authentication and account access and any information necessary to complete or fulfil our interactions with you;
  - (c) **Payment and billing information:** Information to process payments and the security information associated with your payments;
  - (d) **Interactions:** Information about your purchase and use of our Products or Services;
    - (i) Payment and account history: Information about the items you purchase and activities associated with your account;
    - (ii) Browse history: Information about the webpages you visit;
    - (iii) Device, connectivity, and configuration: Information about your device, your device configuration, and nearby networks;
    - (iv) Error reports and performance: Information about the performance of the Products and any problems you experience, including error reports;
    - (v) Troubleshooting and help: Information you provide when you contact BLUE STAR for help, and other details that help us provide support;
    - (vi) Feedback and ratings: Information you provide to us and the content of messages you send to us, such as feedback, survey data, and product reviews you write; and
  - (e) **Other information:** Any information you choose to give us.
- 3.2 When you disclose your Personal Information to us it must be accurate, complete, up-to-date and not misleading. If you give us Personal Information about someone else, then you must be authorised to do so and you must tell that person about this Privacy Policy.

## 4. HOW WE COLLECT YOUR PERSONAL INFORMATION

- 4.1 We collect your Personal information only when needed and for lawful purposes connected with our legitimate business functions, activities, and the operation of our business. You authorise the collection of your Personal Information by us when you:
  - (a) buy and/or use our Products or Services;
  - (b) access, browse, view or use our Website on your computer, mobile, tablet, or any other electronic device;
  - (c) communicate with us;
  - (d) enter into any of our offers, promotions or events; or
  - (e) otherwise provide us with any of your personal information.
- 4.2 We may collect your Personal Information directly from you, however we may also obtain information from you indirectly and automatically by collecting information about your interactions, use, and experiences with our Services and Products. The Personal Information we collect depends on the context of your interactions with BLUE STAR and the choices you make, including your privacy settings and the Products and Services you use. When you use our Website we may collect information that is sent to us by your computer, mobile device or other access device. The information that is sent to us may include your computer IP address, referral URL, geo-location and data about the web-pages that you access. We may also collect your Personal Information from publicly available sources or from Third Parties from time to time. Any information that we collect from a third party will only be for one or more of the Purposes set out in our Privacy Policy.

## 5. HOW WE WILL USE AND DISCLOSE YOUR PERSONAL INFORMATION

- 5.1 You authorise BLUE STAR to use and disclose your Personal Information for the following Purposes:
  - (a) **to provide you with our Services and Products, including to:**
    - (i) communicate with you, such as sending you promotional emails about new services, special offers, promotions or information about our Services and Products (except if you have told us that you do not want to receive emails from us that promote our products and services);
    - (ii) improve and develop our Services and Products;
    - (iii) respond to your queries regarding the Website, our Services or Products;
    - (iv) verify your identity when you contact us;
    - (v) to bill you and to collect money that you owe us, including authorising and processing credit card transactions or undertaking credit checks (if necessary);
    - (vi) develop new Services, Products, features and/or Content,
  - (b) to run and maintain our Website, Services and Products, such as ensuring our Website and network system are secure;
  - (c) for our internal record keeping purposes;
  - (d) to allow for the operation of BLUE STAR’s legitimate business activities and functions;
  - (e) the sale of all or substantially all of BLUE STAR’s business or assets;
  - (f) to comply with BLUE STAR’s legal obligations; and
  - (g) for any other purposes you authorise.
- 5.2 If you would like to stop receiving electronic communications from us, please tell us when we collect your information or contact us at any time [privacy@bluestar.co.nz](mailto:privacy@bluestar.co.nz). You may also use the ‘unsubscribe feature’ included with emails. Please allow us enough time to process your request.
- 5.3 From time to time, BLUE STAR may disclose your Personal Information to third parties, in both New Zealand and overseas, whom we engage to assist BLUE STAR in its business functions and activities. We may disclose your Personal Information to:
  - (a) our related companies in connection with the purposes set out in this Privacy Policy, particularly where our related companies use shared services (for example IT support, marketing, finance etc.);
  - (b) our service providers that we have engaged to provide a service to us in relation to the Website or any service that we have agreed to provide you;
  - (c) courts, tribunals, and regulatory authorities; and/or

- (d) any other person or organisation that you have authorised us to disclose your information to.
  - 5.4 We will require our third party service providers to comply with the terms of our Privacy Policy and to protect your Personal Information in a way that, overall, provides comparable safeguards to those required under New Zealand’s Privacy Act.
  - 5.5 In some cases, we may remove personal identifiers from your Personal Information and maintain it in an aggregate form. We may combine this information with other information that we hold to produce anonymous, aggregated statistical information, which is helpful to us in improving our Products and Services. Once your Personal Information is anonymised, it may no longer be capable of identifying, or being re-linked, to you.
- ## 6. COOKIES
- 6.1 Our website uses technology called “cookies” which help us to provide you with a better experience during your use of our Website. Cookies are small text files placed on your computer, mobile, tablet, or any other electronic device to store data that can be recalled by a web server in the domain that placed the cookie. This data often consists of a string of numbers and letters that uniquely identifies your computer, but it can contain other information as well. Some cookies are placed by third parties acting on our behalf. We may use cookies and similar technologies to store and honour your preferences and settings, enable you to sign-in, provide interest-based advertising, analyse how our Products perform, and fulfil other legitimate purposes described in clause 3.
  - 6.2 BLUE STAR may use Cookies and similar technologies for several purposes, depending on the context, Product or Service including:
    - (a) to help us understand your preferences based on previous or current site activity, which enables us to tailor our Product and Service offerings to you;
    - (b) to help us compile aggregate data about site traffic and site interaction so that we can offer you a better user experience;
    - (c) to authenticate you when you use our Services;
    - (d) to process information that helps us secure our Services, as well as detect fraud.
  - 6.3 To enable some of the features and functionality of our Website, Products and Services, you may need to permit BLUE STAR to place cookies on your device. If you choose not to, then those features and functionality will not be available to you. You can remove or block cookies by using the settings in your browser but it may affect your ability to use our Website, Products or Services.

## 7. THIRD PARTY LINKS

Occasionally, at our discretion, we may include or offer third party products or services on our Website, or through our Products or Services. These third-party sites have separate and independent privacy policies. We therefore have no responsibility or liability for the content and activities of these linked sites. Nonetheless, we seek to protect the integrity of our Website, Products and Services and welcome any feedback about these third-party sites.

## 8. HOW BLUE STAR STORES AND PROTECTS YOUR PERSONAL INFORMATION

BLUE STAR will ensure that your Personal Information is protected, by such security safeguards as are reasonable in the circumstances to take, against unauthorised access, use, modification, disclosure, and loss. BLUE STAR will take reasonable steps to ensure that our third parties whom we disclose or transfer your Personal Information to also take reasonable steps to protect your Personal Information in accordance with this Privacy Policy and the Privacy Act. We do not make any warranties in relation to the security of any information you disclose or transmit to us and we are not responsible for the theft, destruction, or inadvertent disclosure of your personal information where our security measures have been breached.

## 9. REQUEST ACCESS TO YOUR PERSONAL INFORMATION

You have the right to request access to Personal Information that BLUE STAR holds about you. If BLUE STAR does not give you access to the Personal Information that you have requested, then BLUE STAR will let you know the legal reasons for not disclosing your Personal Information. If you are not happy with the legal reasons provided, then you have the right to complain to the New Zealand Privacy Commissioner: [www.privacy.org.nz/your-rights/how-to-complain/](http://www.privacy.org.nz/your-rights/how-to-complain/).

## 10. REQUEST CORRECTION OF YOUR PERSONAL INFORMATION

You have the right to request correction of the Personal Information that BLUE STAR holds about you. BLUE STAR will correct your Personal Information if it is necessary to ensure that your Personal Information is accurate, up to date, complete and not misleading. If BLUE STAR decides that it is unnecessary to correct your Personal Information, BLUE STAR will let you know the legal reasons for its decision. If you are not happy with those reasons, then you have the right to complain to the New Zealand Privacy Commissioner: [www.privacy.org.nz/your-rights/how-to-complain/](http://www.privacy.org.nz/your-rights/how-to-complain/).

## 11. PRIVACY COMPLAINTS

If you think that your privacy rights have been breached, you can make a written complaint to BLUE STAR’s Privacy Officer by email ([privacy@bluestar.co.nz](mailto:privacy@bluestar.co.nz)), or otherwise contact the NZ Privacy Commissioner at <https://www.privacy.org.nz/your-rights/making-a-complaint/complaint-form/>.

## 12. PRIVACY POLICY CHANGES

We may from time to time change our Privacy Policy. These changes may reflect, among other things, changes in applicable laws or regulations, changes to our data collection practices, and/or changes to our business, Services or Products. We will post any updated policies on our Website. The updated Privacy Policy will take effect 14 days after the date it is posted. If you continue to use our Products or Services, or continue to visit our Website or interact with us after the updated Privacy Policy comes into effect, then you consent to the updated Privacy Policy. We encourage you to review our Privacy Policy periodically for any changes. If you don’t agree with the changes to the Privacy Policy, then you should not give your consent and cease using our Products and Services or not visit our Website.

## 13. RESIDENTS OUTSIDE OF NEW ZEALAND

Our Website can be accessed by people all over the world, in different countries with different laws. Other jurisdictions have different laws regarding the storage and use of your personal information. By visiting our Website and providing us with your personal information, you acknowledge and agree that your personal information may be processed for the purposes set out in this Privacy Policy and otherwise in accordance with New Zealand law.

## 14. DEFINITIONS

“**Content**” means all content delivered via the Website, Products and Services including all text, software, hardware, scripts, graphics, photos, sounds, music, videos, audio-visual works or combinations of works, live streaming, interactive features and other materials; “**including**” means “**including without limitation**”;

“**Personal Information**” means any information that can be used to directly or indirectly to identify an individual, and includes Sensitive Information, and references to “**your Personal Information**” also includes any Personal Information that you provide to BLUE STAR about someone else;

“**Privacy Act**” means the Privacy Act 1993 and the Privacy Act 2020 and any amending or substituting legislation;

“**Products**” means any product supplied to you by BLUE STAR;

“**Purposes**” means the purposes for which your Personal Information is used and disclosed as specified in this Privacy Policy;

“**Services**” means any services provided to you by BLUE STAR; and

“**Website**” means the website operated by BLUE STAR from time to time.