



**Kem Masinbo-Amobi – Notary Public  
T/A KMA (NORTH) LTD**

**DATA PROTECTION PRIVACY NOTICE**

1. The business of Kem Masinbo-Amobi (T/A) **KMA (North) Limited – Notary Public of Pishon Gold House 12 Old Foundry Road Ipswich Suffolk IP4 2AS** (“**Business**”, “**I**”, “**me**”). The Business is registered with the Information Commissioner’s Office (“**ICO**”) under number **ZB308108**.
2. If you have any questions about this privacy notice (“**Notice**”), please contact me by email at [Kem@kmasolicitors.co.uk](mailto:Kem@kmasolicitors.co.uk).
3. The Business will process your and third parties’ data, as further explained below while providing you with notarial and associated services (“**Services**”).
4. I will let you know, by posting on my website or otherwise if I make any changes to this Notice from time to time. Your continued use of the Services after notifying such changes will amount to your acknowledgement of the amended Notice.
5. **PLEASE NOTE:** You shall and you hereby agree to indemnify the Business and its affiliates and their officers, employees, agents and subcontractors (each an “**Indemnified Party**”) from and against any claims, losses, demands, actions, liabilities, fines, penalties, reasonable expenses, damages and settlement amounts (including reasonable legal fees and costs) incurred by any Indemnified Party arising out of or in connection with any breach by you of the warranties included in paragraphs 8 & 9.

**What is Personal Data?**

6. “**Personal data**” means any information relating to an identified or identifiable natural person, known as ‘**data subject**’, who can be identified directly or indirectly; it may include name, address, email address, phone number, IP address, location data, cookies and similar information. It may also include “**special categories of personal data**” such as racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data to uniquely identify a data subject, data concerning health or data concerning a natural person’s sex life or sexual orientation.
7. The Business may process personal data and special categories of personal data which you provide in connection with the Services about yourself and other data subjects, e.g. individuals whose details are included in any materials provided by you to the Business. The Business may obtain information about you and other data subjects from third-party service providers, such as due diligence platforms. If you use my online Services, the Business may collect information about your devices including clickstream data.
8. The provision of certain personal data is mandatory for the Business to comply with mandatory client due diligence requirements and consequently to provide the Services. You warrant continuously that such personal data is accurate, complete and up to date. Failure to comply may result in documents being rejected by the relevant certification authorities, held invalid in the destination country or other difficulties in completing the Services.
9. Concerning the personal data of data subjects you warrant to the Business continuously that:

- 9.a. Where applicable, you are authorised to share such personal data with the Business in connection with the Services and wherever another data subject is referred to, you have obtained the explicit and demonstrable consent from all relevant data subjects to the inclusion and use of any personal data concerning them.
- 9.b. to the extent this is required in connection with the Services, such personal data is accurate, complete and up to date; and
- 9.c. either you provide your explicit consent and warrant that each data subject has provided explicit consent for the transfer of personal data to foreign organisations in connection with the Services as set out in paragraph 17, or that an alternative legal gateway for such transfer (such as transfer necessary for the conclusion or performance of a contract concluded in the interest of the data subject) has been satisfied.

### How do I use your data?

10. The Business will only process personal data, under applicable law, for the following purposes:
  - (a) **responding to your queries, requests and other communications.**
  - (b) **providing the Services**, including, where applicable, procuring acts from foreign organisations.
  - (c) **enabling suppliers and service providers to carry out certain functions on behalf of the Business to provide the Services**, including web hosting, data storage, identity verification, technical, logistical, courier or other functions, as applicable.
  - (d) **allowing you to use features on my website** when you choose to do so.
  - (e) **ensuring the security of the Business and preventing or detecting fraud.**
  - (f) **administering my Business**, including complaints resolution, troubleshooting of my website, data analysis, testing of new features, research, statistical and survey purposes.
  - (g) **developing and improving my Services.**
  - (h) **complying with applicable law**, including Notary Practice Rules, guidelines and regulations or in response to a lawful request from a court or regulatory body.

The legal basis for my processing of personal data for the purposes described above will typically include:

- processing necessary to fulfil a **contract** that I have in place with you or other data subjects, such as processing for the purposes set out in paragraphs 2, 2, (c) and (d);
- your **consent**, such as.
- processing necessary for my or a third party's **legitimate interests**, such as processing for the purposes set out in paragraphs 2, (b), (c), 2, 2 and 2, which is carried out based on the legitimate interests of the Business to ensure that Services are properly provided, the security of the Business and its clients and the proper administration of the Business; and
- processing necessary for compliance with a **legal obligation** to which I am subject, such as processing for the purposes set out in paragraph 2 and
- any other applicable legal grounds for processing from time to time.

### Cookie statement

#### What exactly are cookies?

10. To collect the information including personal data as described in this Notice, I may use cookies and similar technology on my website. A cookie is a small piece of information which is sent to your browser and stored on your computer's hard drive, mobile phone or other device. You can set your browser to notify you when you receive a cookie. This enables you to decide if you want to accept it or not. However, some of the Services offered through my website may not function properly if your cookies are disabled.
11. Cookies can be first-party or third-party cookies.
  - First-party cookies – cookies that the website you are visiting places on your device.

- Third-party cookies – cookies placed on your device through the website but by third parties, such as Google.

The cookies placed on my website

12. I use the following cookies on my website:

- Strictly necessary cookies. These cookies are essential to enable you to move around my website and use its features. Without these cookies, the Services you have asked for cannot be provided. They are deleted when you close the browser. These are first-party cookies.
- Performance cookies. These cookies collect information in an anonymous form about how visitors use my website. They allow me to recognise and count the number of visitors and to see how visitors move around the website when they are using it and the approximate regions that they are visiting from. These are first-party cookies.
- Functionality cookies. These cookies allow my website to remember choices you make (such as your username, language or the region you are in, if applicable) and provide enhanced, more personal features. These cookies can also be used to remember changes you have made to text size, fonts and other parts of web pages that you can customise. The information these cookies collect may be anonymised and they cannot track your browsing activity on other websites. These are first-party cookies.

13. I may combine information from these types of cookies and technologies with information about you from other sources.

**Cookie consent and opting out.**

14. I assume that you are happy for me to place cookies on your device. Most Internet browsers automatically accept cookies. However, if you, or another user of your device, wish to withdraw your consent at any time, you can accept or decline cookies by modifying your browser settings. If you choose to decline cookies, you may not be able to fully experience the interactive features of my website, my platforms and Services.

**Disclosure of personal data**

15. There are circumstances where the Business may wish to disclose or is compelled to disclose your data to third parties. These scenarios include disclosure to:

- my **subsidiaries** or **associated offices**.
- my **suppliers** and **service providers** to facilitate the provision of the Services, including couriers, translators, IT consultants and legalisation and other handling agents, web hosting providers, identity verification partners (to verify your identity against public databases), consultants, for example, to protect the security or integrity of my business, including my databases and systems and for business continuity reasons.
- **public authorities** to carry out acts which are necessary in connection with the Services, such as the Foreign Office.
- **foreign organisations** to carry out acts which are necessary in connection with the Services, such as Embassies, Consulates and High Commissions.
- **professional organisations** exercising certain public, governance and archiving functions concerning the notaries profession, such as Chambers of Commerce, The Notaries Society and the Faculty Office.
- **successor or partner legal entities**, on a temporary or permanent basis, for a joint venture, collaboration, financing, sale, merger, reorganisation, change of legal form, dissolution or similar event relating to a Business. In the case of a merger or sale, your data will be permanently transferred to a successor company.
- **public authorities** where I am required by law to do so; and
- **any other third party** to where you have provided your consent.

**International transfer of your personal data**

16. We may transfer your data to a third party in countries outside the country in which it was originally collected for further processing under the purposes set out above. Your data may be transferred to foreign organisations such as foreign Embassies located in the UK or abroad. Such organisations will process personal data by the laws to which they are subject and international treaties over which the Business has no control.
17. If the Business transfers personal data to private organisations abroad, such as subcontractors, it will, as required by applicable law, ensure that your privacy rights are adequately protected by appropriate technical, organisational, contractual or other lawful means. You may contact me for a copy of such safeguards in these circumstances.

### **Retention of personal data**

18. Your data will be retained for as long as is reasonably necessary for the purposes listed above or as required by the law. For example, the Notaries Practice Rules require that notarial acts in the public form shall be preserved permanently. Records of acts not in public form shall be preserved for a minimum period of 12 years. Please contact me for further details of applicable retention periods. Personal data may for reasons of security and convenience be stored on remote data facilities but in an encrypted form.

### **Security of personal data**

19. The Business will implement technical and organisational security measures to prevent unauthorised access to your data.
20. However, please be aware that the transmission of information via the Internet is never completely secure. Whilst I can do my best to keep my systems secure, I do not have full control over all processes involved in, for example, your use of my website or sending confidential materials to me via email, and I cannot therefore guarantee the security of your information transmitted to me on the web.

### **Data subject rights**

21. Data subjects have numerous rights concerning their data. For further information about your data protection rights please visit the ICO [website](https://ico.org.uk/) (https://ico.org.uk/)
  - **Right to make a Subject Access Request (SAR).** Data subjects may request in writing copies of their data. However, compliance with such requests is subject to certain limitations and exemptions and the rights of other data subjects. Each request should make clear that a SAR is being made. You may also be required to submit proof of your identity and payment, where applicable.
  - **Right to rectification.** Data subjects may request that I rectify any inaccurate or incomplete personal data.
  - **Right to withdraw consent.** Data subjects may at any time withdraw their consent to the processing of their data carried out by the Business based on previous consent. Such withdrawal will not affect the lawfulness of processing based on previous consent.
  - **Right to object to processing, including automated processing and profiling.** The Business does not make automated decisions. The Business may use third-party due diligence platforms which provide recommendations about data subjects by automated means. I will comply with any data subject's objection to processing unless I have a compelling overriding legitimate ground for the processing, the processing is for the establishment, exercise or defence of legal claims or I have another lawful reason to refuse such request. I will comply with each valid opt-out request concerning marketing communications.
  - **Right to erasure.** Data subjects may request that I erase their data. I will comply unless there is a lawful reason for not doing so. For example, there may be an overriding legitimate ground for keeping the personal data, such as my archiving obligations that I must comply with.
  - **Restriction.** Data subjects may request that I restrict my processing of their data in various circumstances. I will comply, unless there is a lawful reason for not doing so, such as a legal obligation to continue processing your data in a certain way.
  - **Right to data portability.** In certain circumstances, data subjects may request the controller to provide a copy of their data in a structured, commonly used and machine-readable format and have it transferred to another provider of the same or similar services. To the extent such right applies to

the Services, I will comply with such transfer request. Please note that a transfer to another provider does not imply erasure of the data subject's personal data which may still be required for legitimate and lawful purposes.

- **Right to lodge a complaint with the supervisory authority.** I suggest that data subjects contact me with any questions or complaints in relation to how I process personal data. However, each data subject has the right to contact the relevant supervisory authority directly.