



PRIVACY STATEMENT WEBSITE USERS

1. Introduction

- 1.1 African Rainbow Minerals Limited (ARM) processes (collects; uses; handles) the Personal Information relating to all existing and potential stakeholders. The Processing of such information is done in accordance with the obligations that are set out in the Protection of Personal Information Act No 4 of 2013 (POPIA) aimed at giving effect to the constitutional right to privacy and ensuring that organisations like ARM processes Personal Information in a fair, responsible and secure manner.
- 1.2 This Privacy Statement applies to data provided by you and collected by us through our engagements. In general, you are able to visit our Websites without revealing who you are, or any information about yourself. There may be times when you submit your Personal Information to us voluntarily through an email or when responding to an invitation to attend an event hosted by ARM. Our web servers will collect information (standard information that your browser sends to every Website visited) for statistical purposes; to improve our Websites and services, and for the preparation of events.
- 1.3 Please note that our Websites are not intended for children and we do not knowingly collect any Personal Information relating to children.

1.4 On our Website, you may find external links to third parties Websites. It should however be noted that this Privacy Statement does not apply when you visit those third-party Websites, you will need to check their Privacy Statements first before giving out your Personal Information to them.

2. Definition

"Consent" means any voluntary, specific and informed expression of will in terms of which permission is given for the Processing of Personal Information;

"Data Subject" means the person to whom Personal Information relates;

"De-identify" in relation to Personal Information of a Data Subject, means to delete any information that:

- a) identifies the data subject;
- b) can be used or manipulated by a reasonably foreseeable method to identify the data subject;
or
- c) can be linked by a reasonably foreseeable method to other information that identifies the data subject, and "de-identified" has a corresponding meaning;

"Operator" means a person who processes Personal Information for a Responsible Party in terms of a contract or mandate, without coming under the direct authority of that party;

"Personal Information" means information relating to an identifiable, living, natural person, and where it is applicable, an identifiable, existing juristic person, including, but not limited to—

- a) information relating to the race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well-being, disability, religion, conscience, belief, culture, language and birth of the person;
- b) information relating to the education or the medical, financial, criminal or employment history of the person;
- c) any identifying number, symbol, e-mail address, physical address, telephone number, location information, online identifier or other particular assignments to the person;
- d) the biometric information of the person;
- e) the personal opinions, views or preferences of the person;

- f) correspondence sent by the person that is implicitly or explicitly of a private or confidential nature or further correspondence that would reveal the contents of the original correspondence;
- g) the views or opinions of another individual about the person; and
- h) the name of the person if it appears with other Personal Information relating to the person or if the disclosure of the name itself would reveal information about the person;

"Processing" means any operation or activity or any set of operations, whether or not by automatic means, concerning Personal Information, including—

- a) the collection, receipt, recording, organisation, collation, storage, updating or modification, retrieval, alteration, consultation or use;
- b) dissemination by means of transmission, distribution or making available in any other form; or
- c) merging, linking, as well as restriction, degradation, erasure or destruction of information.

"Record" means any recorded information in terms of the POPIA regardless of form or medium, in the possession or under the control of a Responsible Party; whether or not it was created by a Responsible Party; and regardless of when it came into existence;

"Responsible Party" means the party who determines the purpose of and means for Processing Personal Information. In this statement ARM is a Responsible Party

3. Collection and Use of Personal Information

3.1. ARM maintains a contact database of existing and potential stakeholders for communication purposes with stakeholders and interested parties allowing us to store information to contact stakeholders regarding our business as and when required. The database is also be used for relationship management, market analysis information sharing between the Company and contacts. We profile stakeholders using publicly available information to understand who our stakeholders are and this allows us to effectively and efficiently communicate with stakeholders. We organise corporate events and business activities to manage our relationships with our stakeholders.

3.2 The Company considers that it has a legitimate interest in managing and operating its business. This includes undertaking promotional and lobbying activities, managing its

relationships with external stakeholders, organising corporate events, trips and business activities and monitoring its reputation in the media.

3.3. Our website uses cookies. We use cookies to provide necessary site functionality. Cookies are small data files that are saved on your computer or devices which record your navigation of a website so that when you revisit that website, it can present tailored options based on the information stored about your last visit. ARM uses Cookies which make it easier for you to use our website. These cookies are used to remember the content you previously viewed on this website or the email address and password you provided when registering during an earlier visit to this website. Using cookies, therefore, may allow us to serve you content tailored to your interests and save you the time of having to re-register or re-enter information when you re-visit this and may also be used to provide services you have requested.

3.3.1 While you are visiting our websites, we may collect standard information that your browser sends to every webpage you visited on our website for statistical purposes. These include the number of visits made; the address of the pages visited on our website (URL); your IP address; the name and version of your web browser.

3.3.2 You can remove these cookies when you have finished your session and exit the browser.

3.3.3 You can reject cookies by clicking deny on your browser or you can choose to have your computer warn you each time a cookie is being sent, or you can choose to turn off all cookies if you don't want to receive cookies that are not strictly necessary to perform basic features of our site.

4. The legal basis for collecting the Personal Information

4.1 The legal basis of the Processing of your Personal Information is necessary:

4.1.1 For achieving the purpose mentioned in 3 above;

4.1.2 To carry out actions for the conclusion or performance of a contract to which you are a party;

4.1.3 For compliance with a legal obligation imposed by the law on ARM; or

4.1.4 To protect your legitimate interest

5. Sharing of Personal Information

- 5.1 Your Personal Information may be accessed by or shared internally with other departments that will be involved in arranging events or for business purposes. Sharing of your Personal Information will be compatible with the purpose of collection and with your consent.
- 5.2 Your Personal Information may also be shared with third parties who act as an "operator".
- 5.3 ARM may be obliged to disclose your Personal Information to the extent that it is required to do so by law.

Your Personal Information will only be disclosed to these parties to the extent necessary for the provision of the required services and the third party will be obliged to use your Personal Information only for the purpose of collection. ARM will ensure that the third parties with whom your Personal Information is shared comply with POPIA.

6. Storage and Retention of Personal Information

- 6.1 ARM generally retains Personal Information for as long as it is reasonably considered necessary for achieving the purposes set out above and if it is permissible by applicable laws. Your Personal Information will be retained for as long as there are statutory retention obligations on ARM, or the information is necessary to exercise or defend against legal claims that are not yet time-barred.
- 6.2 You may request ARM to delete your Personal Information, this will be carried out unless there is a statutory obligation that requires ARM to keep your information for a specific period. We will, however, destroy or de-identify the record of your information beyond reconstruction when that period comes to an end.

7. Security of Personal Information

- 7.1 ARM is committed to protecting the confidentiality and security of your Personal Information. We have implemented generally accepted standards of technology and operational security (e.g., encryption, breach notification plan, regular audits and inspections) to protect Personal Information from loss, unauthorised access, unauthorised processing, misuse, alteration or destruction. Only authorised persons are provided access to Personal Information and such individuals have agreed to maintain the confidentiality of this information.
- 7.2 Although ARM uses appropriate security measures to protect the integrity and confidentiality of your Personal Information, the transmission of data over the internet (including by e-mail) is never completely secure. ARM endeavours to protect your Personal Information, but cannot guarantee the security of data transmitted.
- 7.3 ARM will advise you and the Information Regulator (established in terms of section 39 of the POPIA) when there's been an actual or a threat to access and process the Personal Information that is in its possession by an unauthorised party.

8. Transfer of Personal Information Outside the Republic of South Africa (RSA)

8.1 ARM may transfer your Personal Information to another country to be processed and can process information received from countries outside RSA. This includes countries that do not have laws that provide specific protection for Personal Information.

8.2 ARM may only collect your Personal Information within the RSA and transfer outside the RSA if:

8.2.1 The recipient is subject to a law, binding corporate rules or a binding agreement which upholds principles for reasonable Processing of the information that is substantially similar to the conditions contained in the POPIA and includes provisions that are substantially similar to those contained in the POPIA relating to the further transfer of Personal Information from you to third parties who are in another country;

8.2.2 You have consented to the transfer of your Personal Information to that country;

8.2.3 The transfer is necessary for the performance of a contract between you and ARM, or the implementation of pre-contractual measures taken in response to your request;

8.2.4 The transfer is necessary for the conclusion or performance of a contract concluded in your interest between ARM and a third party, or

8.2.5 The transfer is for your benefit and it is not reasonably practicable to obtain your consent to that transfer, and if it were reasonably practicable to obtain such consent, you would be likely to give it.

9. Your rights as a Data Subject

9.1 With regard to your Personal Information, Section 5 of the POPIA gives you, the Data Subject the right to:

9.1.1 Be notified when your Personal Information is being processed;

9.1.2 Object on reasonable grounds to the Processing of your Personal Information;

9.1.3 Be given the details of the Responsible Party that is in possession of your Personal Information;

9.1.4 Be notified when your Personal Information has been accessed or acquired by an unauthorised person;

- 9.1.5 Establish whether ARM holds your Personal Information and request access to that information;
- 9.1.6 Request, where necessary, the correction, destruction or deletion of your Personal Information as provided for in terms of section 24; 69(1);
- 9.1.7 Be advised of the period for which your Personal Information will be kept.
- 9.1.8 Have your Personal Information destroyed when the purpose for which it was collected is met;
- 9.1.9 Submit a complaint to the Regulator regarding an alleged interference with the protection of your Personal Information or in respect of a determination of an adjudicator as provided for in terms of the POPIA, and
- 9.1.10 Institute civil proceedings regarding the alleged interference with the protection of your Personal Information as provided for in the POPIA.