

# Spiromagic app approval Privacy Policy

## Privacy policy

This Privacy Policy applies to visitors to and Users of all the services rendered by Spiromagic Aps (Spiromagic), its subsidiaries and affiliates via [www.spiromagic.dk](http://www.spiromagic.dk) or the necessary software applications ("Software") used in connection with the Services to Users ("User" or "you") of the Services. The Privacy Policy is incorporated into, and is subject to the Terms. As such, it may be revised from time to time. At any time, the then-current version of the Terms can be found on the Site at [www.spiromagic.dk/terms](http://www.spiromagic.dk/terms).

Spiromagic is among other regulation subject to the Danish Act on Processing of Personal Data. The Act adopts the European Union Directive 95/46/EC on the Protection of Individuals with regard to the processing and free movement of personal data. In this Privacy Policy personal data is referred to as personal information. All personal information are managed and controlled by Spiromagic ApS, Generatorvej 8B, 2860 Søborg, Denmark.

BY USING THE SITE AND SERVICES, YOU AGREE TO THE PRIVACY POLICY AND ALL REVISIONS THEREOF. IF YOU DO NOT AGREE – DO NOT USE THE SITE OR SERVICES.

## We respect your privacy.

We respect your privacy and integrity and we do our best to protect your personal information when collecting, storing and using your personal information according to our Terms and this Privacy Policy.

## Collecting personal information

In order for us to provide you the Services of Spiromagic we ask for your personal information when you sign up. Such personal information may include your name, email address, postal code, date of birth, gender, sports interests, height, weight, profile picture, health (regarding asthma or KOL), medication, etc. ("personal information" or "User Data"). If you choose to sign up via an external sign up feature made available by Spiromagic, some of the listed personal information will be transferred to Spiromagic from your designated sign up account. If you subscribe to additional Services subject to charges, Spiromagic will also require credit card or PayPal information from you.

When you use the Services additional personal information may automatically or voluntarily be collected from you. Such personal information may include information on such as location information (GPS-data) and other exercise and performance information, e.g. time, speed, time spent on your activity, cadence, heart rate etc. Some information is dependent on your devices and may require additional hardware. Further personal information related to you may be collected from User Generated Content either generated by you or by other Users.

We encourage you to at all times keep your personal information updated.

If you provide us with personal information on a third party, for instance if you invite your friends to join you on the Spiromagic community, we will only use such third-party data for the specific purpose (delivering the invitation). We will not contact the third party further unless the third party contacts us.

### **What's the purpose of collecting personal information?**

The information you provide to us will be used to respond to inquiries, notify you of promotions and announcements.

- We use your collected information to improve our website content, product offerings and service specifically for you.
- We use your collected information to service your account with us, including but not limited to investigating problems, resolving disputes and enforcing agreements with us. Spiromagic does not sell or copy your personalized information to third parties, unless stated at the time of collection.
- However Spiromagic anonymize your individual data and makes a copy of the anonymized data for future statistical and other purposes, like calculating new flow/volume normal curves for specific groups with uniform characteristics.

### **Sharing personal Information and User Generated Content**

You consent to sharing to the Spiromagic Community

You agree and acknowledge, that we may disclose to and make publicly available on the Site or via the Services your User Generated Content, including the personal information related thereto. However, personal information such as your weight, e-mail, password to the Site, phone number and any payment information will per default not be disclosed or made publicly available by Spiromagic. Any posting and/or auto-posting of your activities and other User Generated Content to connected partners requires your active consent.

#### Changing your account settings

By default, your privacy settings are set as specified in the illustration below. Please note that the default settings for all users include public real-time tracking of using Spiromagic Services. By using the Services without changing these default settings, you explicitly consent to this sharing and use of the Services is, as always, at your own risk.

Default Privacy Settings for users signing up.

#### **Account**

Name: Only Me

E-mail: Only Me

Subscription: Only Me

Password: Only Me

#### **Profile**

Date of Birth: Only Me

Sex: Only Me

Height: Only Me

Weight: Only Me

Goals: Only Me

**Spirometer**

Spirometer: Only Me

Mouthpiece: Only Me

**Measurements**

Voice assistance: Only me

Sound effects: Only me

**Sharing**

Share with: Only me

Provider: Only me

Who can see your measurement data: You can always change the privacy setting by clicking the account/profile button in the app.

Future uses of Spiromagic are visible to: Only the owner of the license and the people/social networks and providers that have been granted an access to the information by the owner.

You can choose to apply the chosen settings to all historic workouts as well.

You can change you disclosure settings by changing the account privacy settings via the Software. Further, you can modify or delete your personal information or close your account via your account settings. However, you understand and agree that some of your User Generated Content, which is displayed outside your profile, in activity feeds, in other parts of the Services, or on other platforms (e.g., Facebook, Twitter etc.), may continue to appear on the Services or on other platforms even after your User Generated Content is removed or your account is terminated. Further the removed User Generated Content may persist in backup copies for up to three months (but will not be available to others). Account deletion shall not limit Spiromagic's right to store information if required by law, for administrative purposes, court order or similar.

Transfer of personal information is subject to your consent

We will only with your consent disclose and share your identifiable personal information with business partners, third parties or other individuals outside of the Spiromagic community.

However, we may need to transfer your personal information to our service providers in order to perform the Services to you and conduct our business; for example the handling of credit card processing, shipping, data management, email distribution, market research, information analysis, and promotions management etc. The transfer will be secure and the data recipient shall accrue no proprietary rights to your personal information outside the purpose of the transfer.

Further, disclosure of your information may occur when it is required to comply with law, court order or similar.

#### Transfer of de-identifiable personal information

We may share aggregated or in other ways de-identifiable personal information publicly and with our business partners, e.g. advertisers, universities, media or connected sites. By using the Service you explicitly consent to the sharing of de-identifiable personal information like age, gender and precise location data with our partners.

#### Business transfer

Your personal information may be transferred if Spiromagic is involved in a merger, acquisition or asset sale in whole or in part. However, besides from the actual transfer of ownership, we will continue to ensure the confidentiality of any personal information. In case of the aforementioned transactions occurs we will provide notice to the affected users.

#### Newsletter

We encourage you to be on our e-mailing list in order to receive electronic information, news and updates on our services.

We will only send you emails about product and feature updates, company news, featured challenges, other Spiromagic news and/or offers from selected business partners, if you have accepted to receive such.

To later unsubscribe and stop receiving such communication, please change your settings (go to Settings and then Account) or follow the instructions in the email. Should you wish to unsubscribe, you can either unsubscribe specific types of email newsletters or unsubscribe all email newsletters.

Please note that irrespective of your settings, Spiromagic is entitled to send notifications to you pertaining the performance of the Services, e.g. revisions of Terms or other formal communication.

#### Email and mobile notifications

Email and mobile notifications contain information about activity related to your personal profile on Spiromagic, e.g., when someone wants to be friends with you on Spiromagic.

You can unsubscribe some or all email or mobile notifications any time at [www.spiromagic.dk](http://www.spiromagic.dk). Log in to your account and go to Settings and Notifications to change your notification settings.

#### Children

Subject to Spiromagic's Age Restrictions for use of the Services in the Terms we encourage parents and legal guardians to participate in and advise their children on their use of online activities and Spiromagic Services. We encourage children to get their parents and/or guardian's permission before disclosing any information to an online media.

#### Links to third parties

Spiromagic, Users in User Generated Content, third party service providers and advertisers may provide links to other Internet sites and / or other resources. Since we have no control over such sites and resources, we are not responsible nor liable for the availability, content, advertising, products, services or

other materials on or available from such sites or resources. Please note that these third-party websites may have their own privacy policy.

#### Automatically collected data

When you visit the Site, we automatically collect data about your visit. This includes your IP address, webpages you view and the order hereof, duration of your visit, website or search engine you came from, keyword(s) you entered in the search engine on the Site, your operating system as well as your browser type and version, your screen resolution and the number of colors used by your device, if your device supports JavaScript and Flash.

This information can be combined with information you have provided to us (for instance by registering), and will enable us to analyze and customize our services to you.

#### Cookies

Spiromagic's Cookies Policy ([link](#)) is by reference an incorporated part of these Terms and this Privacy Policy.

#### Data Protection and Datacontroller

In order to protect your personal data and all other information we have stored, we and our data center service providers have implemented various security measures whereby your personal data is stored in a secure environment and treated confidentially and personal data is only accessible by a limited number of employees at Spiromagic, who all have special access rights and are required to keep the information confidential.

#### Right of access to data

All personal information and User Generated Content are stored and processed by Spiromagic on servers located within the European Union. The personal information processed on you is accessible on your account via the Site or the Software. You may contact us at [www.spiromagic.dk](http://www.spiromagic.dk) or [info@spiromagic.dk](mailto:info@spiromagic.dk) to get information on what personal information are processed in relation to you and if relevant have them erased or rectified.

#### Contact Us

Should you have questions and comments on the Terms, Privacy Policy or other topics please send them to: [info@spiromagic.dk](mailto:info@spiromagic.dk)

#### Privacy Policy Changes

We are entitled to revise the Privacy Policy at any time. We will inform you hereof by mail, on the Site, via the Services and or by other means deemed appropriate and adequate by Spiromagic.