

## GENII ANALYTICS (PTY) LTD – SECURITY AND PRIVACY POLICY – POPIA COMPLIANCE

### 1. OVERVIEW

The right to privacy is an integral human right recognised and protected in the South African Constitution and in the Protection of Personal Information Act 4 of 2013 (“POPIA”). POPIA aims to promote the protection of privacy through providing guiding principles that are intended to be applied to the processing of personal information in a context-sensitive manner.

Genii (PTY) LTD (“Genii” or “the company”), through a team of well trained and competent professionals, is involved in the collection, use and disclosure of certain aspects of the personal information of employees, clients and other stakeholders.

A person’s right to privacy entails having control over his or her personal information and being able to conduct his or her affairs relatively free from unwanted intrusions. Given the importance of privacy, Genii is committed to effectively managing personal information in accordance with POPIA’s provisions including internationally accepted data privacy principles without replacing the existing national laws.

To improve the security and confidentiality of information, Genii Analytics has adopted best practices in the protection and safeguarding of all confidential, personal and/or privileged information at the Genii Insights Hub as well as remote workstations.

This ensures that all sensitive and confidential information, whether it be on paper, a storage device, or a hardware device, is handled with the necessary security. This policy aims to mitigate the risk of unauthorized access, use, distribution, loss of, and damage to information during and outside of normal business hours.

### 2. DEFINITIONS

**Personal Information** is any information that can be used to reveal a person’s identity. Personal information relates to an identifiable, living, natural person, and where applicable, an identifiable, existing juristic person (such as a company), including, but not limited to information concerning:

- a) race, gender, sex, pregnancy, marital status, national or ethnic origin, colour, sexual orientation, age, physical or mental health, disability, religion, conscience, belief, culture, language and birth of a person;
- b) information relating to the education or the medical, financial, criminal or employment history of the person;
- c) any identifying number, symbol, email address, physical address, telephone number, location information, online identifier or other particular assignment 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;
- 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.

**Data Subject** refers to the natural or juristic person to whom personal information relates, such as an employee, a client or a company that supplies the company with products or services.

**Responsible Party** is the entity that needs the personal information for a particular reason and determines the purpose of and means for processing the personal information. In this case, the company is the responsible party.

**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. For example, a third-party service provider that has contracted with the company to shred documents containing personal information. When dealing with an operator, it is considered good practice for a responsible party to include an indemnity clause.

**Information Officer** is responsible for ensuring the company's compliance with POPIA. Where no Information Officer is appointed, the head of the company will be responsible for performing the Information Officer's duties. Once appointed, the Information Officer must be registered with the Information Regulator established under POPIA prior to performing his or her duties. Deputy Information Officers can also be appointed to assist the Information Officer.

**Processing** is the act of processing information including any activity or any set of operations, whether or not by automatic means, concerning personal information and includes:

- a) the collection, receipt, recording, 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 any restriction, degradation, erasure or destruction of information.

**Record:** Means any recorded information, regardless of form or medium, including:

- a) Writing on any material;
- b) Information produced, recorded or stored by means of any tape-recorder, computer equipment, whether hardware or software or both, or other device, and any material subsequently derived from information so produced, recorded or stored;
- c) Label, marking or other writing that identifies or describes anything of which it forms part, or to which it is attached by any means;
- d) Book, map, plan, graph or drawing;
- e) Photograph, film, negative, tape or other device in which one or more visual images are embodied to be capable, with or without the aid of some other equipment, of being reproduced.

**Filing System** means any structured set of personal information, whether centralised, decentralised or dispersed on a functional or geographical basis, which is accessible according to specific criteria.

**Unique Identifier** means any identifier that is assigned to a data subject and is used by a responsible party for the purposes of the operations of that responsible party and that uniquely identifies that data subject in relation to that responsible party.

**De-Identify** means to delete any information that identifies a data subject, or which can be used by a reasonably foreseeable method to identify, or when linked to other information, that identifies the data subject.

**Re-Identify** in relation to personal information of a data subject, means to resurrect any information that has been de-identified that identifies the data subject, or can be used or manipulated by a reasonably foreseeable method to identify the data subject.

**Consent** means any voluntary, specific and informed expression of will in terms of which permission is given for the processing of personal information.

**Direct Marketing** means to approach a data subject, either in person or by mail or electronic communication, for the direct or indirect purpose of:

- a) Promoting or offering to supply, in the ordinary course of business, any goods or services to the data subject; or
- b) Requesting the data subject to donate any kind for any reason.

**Biometrics** means a technique of personal identification that is based on physical, physiological or behavioural characterisation including blood typing, fingerprinting, DNA analysis, retinal scanning and voice recognition.

### 3. PURPOSE

The purpose of this policy is to protect the company from the compliance risks associated with the protection of personal information which includes:

- a) **Breaches of confidentiality** - for instance, the company could suffer loss in revenue where it is found that the personal information of data subjects has been shared or disclosed inappropriately.
- b) **Failing to offer choice** - for instance, all data subjects should be free to choose how and for what purpose the company uses information relating to them.
- c) **Reputational damage** - for instance, the company could suffer a decline in shareholder value following an adverse event such as a computer hacker deleting the personal information held by the company.

This policy demonstrates the company's commitment to protecting the privacy rights of data subjects in the following manner:

- a) Through stating desired behaviour and directing compliance with the provisions of POPIA and best practice.
- b) By cultivating a company culture that recognises privacy as a valuable human right.
- c) By developing and implementing internal controls for the purpose of managing the compliance risk associated with the protection of personal information.
- d) By creating business practices that will provide reasonable assurance that the rights of data subjects are protected and balanced with the legitimate business needs of the company.
- e) By assigning specific duties and responsibilities to control owners, including the appointment of an Information Officer and where necessary, Deputy Information Officers in order to protect the interests of the company and data subjects.
- f) By raising awareness through training and providing guidance to individuals who process personal information so that they can act confidently and consistently.

### 4. POLICY APPLICATION

This policy and its guiding principles apply to:

- a) The company's Board of Directors
- b) All employees and agents
- c) All contractors, suppliers and other persons acting on behalf of the company.

The policy's guiding principles find application in all situations and must be read in conjunction with POPIA, as required by the Promotion of Access to Information Act (Act No 2 of 2000).

The legal duty to comply with POPIA's provisions is activated in any situation where there is:

- A processing of.....
- .....personal information.....
- .....entered into a record.....
- .....by or for a responsible person.....
- .....who is domiciled in South Africa.

POPIA does not apply in situations where the processing of personal information:

- is concluded in the course of purely personal or household activities, or
- where the personal information has been de-identified.

## 5. RIGHTS OF DATA SUBJECTS

Where appropriate, the company will ensure that its employees, service providers and clients are made aware of the rights conferred upon them as data subjects. The company will ensure that it gives effect to the following seven rights:

### a. The Right to Access Personal Information

The company recognises that a data subject has the right to establish whether the company holds personal information related to him, her or it including the right to request access to that personal information.

### b. The Right to Object to the Processing of Personal Information

The data subject has the right, on reasonable grounds, to object to the processing of his, her or its personal information.

In such circumstances, the company will give due consideration to the request and the requirements of POPIA. The company may cease to use or disclose the data subject's personal information and may, subject to any statutory and contractual record keeping requirements, also approve the destruction of the personal information.

### c. The Right to Object to Direct Marketing

The data subject has the right to object to the processing of his, her or its personal information for purposes of direct marketing by means of unsolicited electronic communications.

### d. The Right to have Personal Information Corrected or Deleted

The data subject has the right to request, where necessary, that his, her or its personal information be corrected or deleted where the company is no longer authorised to retain the personal information.

e. The Right to Complain to the Information Regulator

The data subject has the right to submit a complaint to the Information Regulator regarding an alleged infringement of any of the rights protected under POPIA and to institute civil proceedings regarding the alleged non-compliance with the protection of his, her or its personal information.

f. The Right to be Informed.

The data subject has the right to be notified that his, her or its personal information is being collected by the company.

The data subject also has the right to be notified in any situation where the company has reasonable grounds to believe that the personal information of the data subject has been accessed or acquired by an unauthorised person.

## 6. GENERAL GUIDING PRINCIPLES

All employees and persons acting on behalf of the company will always be subject to, and act in accordance with, the following guiding principles:

a. Accountability

Failing to comply with POPIA could potentially damage the company's reputation or expose the company to a civil claim for damages. The protection of personal information is therefore everybody's responsibility.

The company will ensure that the provisions of POPIA and the guiding principles outlined in this policy are complied with through the encouragement of desired behaviour.

However, the company will take appropriate actions, which may include disciplinary action, against those individuals who through their intentional or negligent actions and/or omissions fail to comply with the principles and responsibilities outlined in this policy.

b. Processing Limitation

The company will ensure that personal information under its control is processed:

- in a fair, lawful and non-excessive manner, and
- only with the informed consent of the data subject, and
- only for a specifically defined purpose.

The company will inform the data subject of the reasons for collecting his, her or its personal information and obtain written consent prior to processing personal information.

Alternatively, where services or transactions are concluded over the telephone or electronic video feed, the company will maintain a voice recording of the stated purpose for collecting the personal information followed by the data subject's subsequent consent.

The company will under no circumstances distribute or share personal information that has not been de-identified between separate legal entities, associated companies or with any individuals that are not directly involved with facilitating the purpose for which the information was originally collected.

Where applicable, the data subject must be informed of the possibility that their personal information will be shared with other aspects of the company's business and be provided with the reasons for doing so.

c. Purpose Specification

All departments must be informed by the principle of transparency.

The company will process personal information only for specific, explicitly defined and legitimate reasons. The company will inform data subjects of these reasons prior to collecting or recording the data subject's personal information.

d. Further Processing Limitation

Personal information will not be processed for a secondary purpose unless that processing is compatible with the original purpose.

Therefore, where the company seeks to process personal information it holds for a purpose other than the original purpose for which it was originally collected, and where this secondary purpose is not compatible with the original purpose, the company will first obtain additional consent from the data subject.

e. Information Quality

The company will take reasonable steps to ensure that all personal information collected is complete, accurate and not misleading.

The more important it is that the personal information be accurate (for example, the beneficiary details of a life insurance policy are of the utmost importance), the greater the effort the company will put into ensuring its accuracy.

Where personal information is collected or received from third parties, the company will take reasonable steps to confirm that the information is correct by verifying the accuracy of the information directly with the data subject or by way of independent sources.

f. Open Communication

The company will take reasonable steps to ensure that data subjects are notified (are always aware) that their personal information is being collected including the purpose for which it is being collected and processed.

The company will ensure that it establishes and maintains a "contact us" facility, for instance via its website or through an electronic helpdesk, for data subjects who want to:

- Enquire whether the company holds related personal information, or
- Request access to related personal information, or
- Request the company to update or correct related personal information, or
- Make a complaint concerning the processing of personal information.

g. Security Safeguards

The company will manage the security of its filing system to ensure that personal information is adequately protected. To this end, security controls will be implemented in order to minimise the risk of loss, unauthorised access, disclosure, interference, modification or destruction.

Security measures also need to be applied in a context-sensitive manner. For example, the more sensitive the personal information, such as medical information or credit card details, the greater the security required.

The company will continuously review its security controls which will include regular testing of protocols and measures put in place to combat cyber-attacks on the company's IT network.

The company will ensure that all paper and electronic records comprising personal information are securely stored and made accessible only to authorised individuals.

All new employees will be required to sign employment contracts containing contractual terms for the use and storage of employee information. Confidentiality clauses will also be included to reduce the risk of unauthorised disclosures of personal information for which the company is responsible.

All existing employees will, after the required consultation process has been followed, be required to sign an addendum to their employment agreement containing the relevant consent and confidentiality clauses.

The company's operators and third-party service providers will be required to enter into service level agreements with the company where both parties pledge their mutual commitment to POPIA and the lawful processing of any personal information pursuant to the agreement.

#### h. Data Subject Participation

A data subject may request the correction or deletion of his, her or its personal information held by the company.

The company will ensure that it provides a facility for data subjects who want to request the correction or deletion of their personal information.

Where applicable, the company will include a link to unsubscribe from any of its electronic newsletters or related marketing activities.

### 7. INFORMATION OFFICERS

The company will appoint an Information Officer and where necessary, a Deputy Information Officer to assist the Information Officer.

The company's Information Officer is responsible for ensuring compliance with POPIA.

There are no legal requirements under POPIA for a company to appoint an Information Officer. Appointing an Information Officer is however, considered to be a good business practice, particularly within larger companies. Where no Information Officer is appointed, the head of the company will assume the role of the Information Officer.

Consideration will be given on an annual basis to the re-appointment or replacement of the Information Officer and the reappointment or replacement of any Deputy Information Officers.

Once appointed, the company will register the Information Officer with the Information Regulator established under POPIA prior to performing his or her duties.

### 8. SPECIFIC DUTIES AND RESPONSIBILITIES

#### a. The Governing Body (Board/EXCO)

The Board is ultimately accountable for ensuring that the company meets its legal obligations in terms of POPIA. The Board may however delegate some of its responsibilities in terms of POPIA to management or other capable individuals. The Board is responsible for ensuring that:

- The Information Officer, and where necessary, a Deputy Information Officer is appointed.
- All persons responsible for the processing of personal information on behalf of the company:

- are appropriately trained and supervised to do so,
- understand that they are contractually obligated to protect the personal information they encounter, and
- are aware that a wilful or negligent breach of this policy's processes and procedures may lead to disciplinary action being taken against them.
- Data subjects who want to make enquires about their personal information are made aware of the procedure that needs to be followed should they wish to do so.
- The scheduling of a periodic POPI Audit in order to accurately assess and review the ways in which the company collects, holds, uses, shares, discloses, destroys and processes personal information.

b. Information Officer

The company's Information Officer is responsible for:

- Taking steps to ensure the company's reasonable compliance with the provision of POPIA.
- Keeping the Board updated about the company's information protection responsibilities under POPIA. For instance, in the case of a security breach, the Information Officer must inform and advise the Board of their obligations pursuant to POPIA.
- Continually analysing privacy regulations and aligning them with the company's personal information processing procedures. This will include reviewing the company's information protection procedures and related policies.
- Ensuring that POPI Audits are scheduled and conducted on a regular basis.
- Ensuring that the company makes it convenient for data subjects who want to update their personal information or submit POPI related complaints to the company. For instance, maintaining a "contact us" facility on the company's website.
- Approving any contracts entered with operators, employees, clients and other third parties which may have an impact on the personal information held by the company. This will include overseeing the amendment of the company's employment contracts and other service level agreements.
- Encouraging compliance with the conditions required for the lawful processing of personal information.
- Ensuring that employees and other persons acting on behalf of the company are fully aware of the risks associated with the processing of personal information and that they remain informed about the company's security controls.
- Organising and overseeing the awareness training of employees and other individuals involved in the processing of personal information on behalf of the company.
- Addressing employees' POPIA related questions.
- Addressing all POPIA related requests and complaints made by the company's data subjects.



- Working with the Information Regulator in relation to any ongoing investigations. The Information Officers will therefore act as the contact point for the Information Regulator authority on issues relating to the processing of personal information and will consult with the Information Regulator where appropriate, regarding any other matter.

c. IT Manager

The company's IT Manager is responsible for:

- Ensuring that the company's IT infrastructure, filing systems and any other devices used for processing personal information meet acceptable security standards.
- Ensuring that all electronically held personal information is kept only on designated drives and servers and uploaded only to approved cloud computing services.
- Ensuring that servers containing personal information are sited in a secure location, away from the general office space.
- Ensuring that all electronically stored personal information is backed-up and tested on a regular basis.
- Ensuring that all back-ups containing personal information are protected from unauthorised access, accidental deletion and malicious shacking attempts.
- Ensuring that personal information being transferred electronically is encrypted.
- Ensuring that all servers and computers containing personal information are protected by a firewall and the latest security software.
- Performing regular IT audits to ensure that the security of the company's hardware and software systems are functioning properly.
- Performing regular IT audits to verify whether electronically stored personal information has been accessed or acquired by any unauthorised persons.
- Performing a proper due diligence review prior to contracting with operators or any other third-party service providers to process personal information on the company's behalf. For instance, cloud computing services.

d. Marketing & Communication Manager

The company's Marketing and Communication Manager is responsible for:

- Approving and maintaining the protection of personal information statements and disclaimers that are displayed on the company's website, including those attached to communications such as emails and electronic newsletters.
- Addressing any personal information protection queries from journalists or media outlets such as newspapers.
- Where necessary, working with persons acting on behalf of the company to ensure that any outsourced marketing initiatives comply with POPIA.

e. Employees and other Persons acting on behalf of the Company

Employees and other persons acting on behalf of the company will, during the course of the performance of their services, gain access to and become acquainted with the personal information of certain clients, suppliers and other employees.

Employees and other persons acting on behalf of the company are required to treat personal information as a confidential business asset and to respect the privacy of data subjects.

Employees and other persons acting on behalf of the company may not directly or indirectly, utilise, disclose or make public in any manner to any person or third party, either within the company or externally, any personal information, unless such information is already publicly known, or the disclosure is necessary in order for the employee or person to perform his or her duties.

Employees and other persons acting on behalf of the company must request assistance from their line manager or the Information Officer if they are unsure about any aspect related to the protection of a data subject's personal information.

Employees and other persons acting on behalf of the company will only process personal information where:

- The data subject, or a competent person where the data subject is a child, consents to the processing; or
- The processing is necessary to carry out actions for the conclusion or performance of a contract to which the data subject is a party; or
- The processing complies with an obligation imposed by law on the responsible party; or
- The processing protects a legitimate interest of the data subject; or
- The processing is necessary for pursuing the legitimate interests of the company or of a third party to whom the information is supplied.

Furthermore, personal information will only be processed where the data subject:

- Clearly understands why and for what purpose his, her or its personal information is being collected; and
- Has granted the company with explicit written or verbally recorded consent to process his, her or its personal information.

Employees and other persons acting on behalf of the company will consequently, prior to processing any personal information, obtain a specific and informed expression of will from the data subject, in terms of which permission is given for the processing of personal information.

Informed consent is therefore when the data subject clearly understands for what purpose his, her or its personal information is needed and who it will be shared with.

Consent can be obtained in written form which includes any appropriate electronic medium that is accurately and readily reducible to printed form. Alternatively, the company will keep a voice recording of the data subject's consent in instances where transactions are concluded telephonically or via electronic video feed.

Consent to process a data subject's personal information will be obtained directly from the data subject, except where:

- the personal information has been made public, or
- where valid consent has been given to a third party, or
- the information is necessary for effective law enforcement.

Employees and other persons acting on behalf of the company will under no circumstances:

- Process or have access to personal information where such processing or access is not a requirement to perform their respective work-related tasks or duties.
- Save copies of personal information directly to their own private computers, laptops or other mobile devices like tablets or smart phones. All personal information must be accessed and updated from the company's central database or a dedicated server.
- Share personal information informally. Where access to personal information is required, this may be requested from the relevant line manager or the Information Officer.
- Transfer personal information outside of South Africa without the express permission from the Information Officer.

Employees and other persons acting on behalf of the company are responsible for:

- Keeping all personal information that they encounter secure, by taking sensible precautions and following the guidelines outlined within this policy.
- Ensuring that personal information is held in as few places as is necessary. No unnecessary additional records, filing systems and data sets should therefore be created.
- Ensuring that personal information is encrypted prior to sending or sharing the information electronically. The IT Manager will assist employees and where required, other persons acting on behalf of the company, with the sending or sharing of personal information to or with authorised external persons.
- Ensuring that all computers, laptops and devices such as tablets, flash drives and smartphones that store personal information are password protected and never left unattended. Passwords must be changed regularly and may not be shared with unauthorised persons.
- Ensuring that their computer screens and other devices are switched off or locked when not in use or when away from their desks.
- Ensuring that where personal information is stored on removable storage medias such as external drives, CDs or DVDs that these are kept locked away securely when not being used.

- Ensuring that where personal information is stored on paper, that such hard copy records are kept in a secure place where unauthorised people cannot access it. For instance, in a locked drawer of a filing cabinet.
- Ensuring that where personal information has been printed out, that the paper printouts are not left unattended where unauthorised individuals could see or copy them. For instance, close to the printer.
- Taking reasonable steps to ensure that personal information is kept accurate and up to date. For instance, confirming a data subject's contact details when the client phones or communicates via email. Where a data subject's information is found to be out of date, authorisation must first be obtained from the relevant line manager or the Information Officer to update the information accordingly.
- Taking reasonable steps to ensure that personal information is stored only for as long as it is needed or required in terms of the purpose for which it was originally collected. Where personal information is no longer required, authorisation must first be obtained from the relevant line manager or the Information Officer to delete or dispose of the personal information in the appropriate manner.
- Undergoing POPI Awareness training from time to time.

Where an employee, or a person acting on behalf of the company, becomes aware or suspicious of any security breach such as the unauthorised access, interference, modification, destruction or the unsanctioned disclosure of personal information, he or she must immediately report this event or suspicion to the Information Officer or the Deputy Information Officer.

## 9. POPI AUDIT

The company's Information Officer will schedule periodic POPI Audits. The purpose of a POPI audit is to:

- Identify the processes used to collect, record, store, disseminate and destroy personal information.
- Determine the flow of personal information throughout the company. For instance, the company's various business units and other associated companies.
- Redefine the purpose for gathering and processing personal information.
- Ensure that the processing parameters are still adequately limited.
- Ensure that new data subjects are made aware of the processing of their personal information.
- Re-establish the rationale for any further processing where information is received via a third party.
- Verify the quality and security of personal information.
- Monitor the level of compliance with POPIA and this policy.
- Monitor the effectiveness of internal controls established to manage the company's POPI related compliance risk.

In performing the POPI Audit, Information Officers will liaise with line managers in order to identify areas within in the company's operation that are most vulnerable or susceptible to the unlawful processing of personal information.

Information Officers will be permitted direct access to and have demonstrable support from line managers and the company's Board in performing their duties.

## 10. REQUEST TO ACCESS PERSONAL INFORMATION PROCEDURE

Data subjects have the right to:

- Request what personal information the company holds about them and why.
- Request access to their personal information.
- Be informed how to keep their personal information up to date.

Access to information requests can be made by email, addressed to the Information Officer. The Information Officer will provide the data subject with a "Personal Information Request Form".

Once the completed form has been received, the Information Officer will verify the identity of the data subject prior to handing over any personal information. All requests will be processed and considered against the company's PAIA Policy. The Information Officer will process all requests within a reasonable time.

## 11. POPI COMPLAINTS PROCEDURE

Data subjects have the right to complain in instances where any of their rights under POPIA have been infringed upon. The company takes all complaints very seriously and will address all POPI related complaints in accordance with the following procedure:

- POPI complaints must be submitted to the company in writing. Where so required, the Information Officer will provide the data subject with a "POPI Complaint Form".
- Where the complaint has been received by any person other than the Information Officer, that person will ensure that the full details of the complaint reach the Information Officer within 1 working day.
- The Information Officer will provide the complainant with a written acknowledgement of receipt of the complaint within 2 working days.
- The Information Officer will carefully consider the complaint and address the complainant's concerns in an amicable manner. In considering the complaint, the Information Officer will endeavor to resolve the complaint in a fair manner and in accordance with the principles outlined in POPIA.
- The Information Officer must also determine whether the complaint relates to an error or breach of confidentiality that has occurred and which may have a wider impact on the company's data subjects.
- Where the Information Officer has reason to believe that the personal information of data subjects has been accessed or acquired by an unauthorised person, the Information Officer will consult with the company's governing body (Board/EXCO) where after the affected data subjects and the Information Regulator will be informed of this breach.

- The Information Officer will revert to the complainant with a proposed solution with the option of escalating the complaint to the company's governing body (Board/EXCO) within 7 working days of receipt of the complaint. In all instances, the company will provide reasons for any decisions taken and communicate any anticipated deviation from the specified timelines.
- The Information Officer's response to the data subject may comprise any of the following:
  - A suggested remedy for the complaint,
  - A dismissal of the complaint and the reasons as to why it was dismissed,
  - An apology (if applicable) and any disciplinary action that has been taken against any employees involved.
- Where the data subject is not satisfied with the Information Officer's suggested remedies, the data subject has the right to complain to the Information Regulator.
- The Information Officer will review the complaints process to assess the effectiveness of the procedure on a periodic basis and to improve the procedure where it is found wanting. The reason for any complaints will also be reviewed to ensure the avoidance of occurrences giving rise to POPI related complaints.

## 12. DISCIPLINARY ACTION

Where a POPI complaint or a POPI infringement investigation has been finalised, the company may recommend any appropriate administrative, legal and/or disciplinary action to be taken against any employee reasonably suspected of being implicated in any non-compliant activity outlined within this policy.

In the case of ignorance or minor negligence, the company will undertake to provide further awareness training to the employee. Any gross negligence or the willful mismanagement of personal information, will be considered a serious form of misconduct for which the company may summarily dismiss the employee. Disciplinary procedures will commence where there is enough evidence to support an employee's gross negligence. Examples of immediate actions that may be taken subsequent to an investigation include:

- A recommendation to commence with disciplinary action.
- A referral to appropriate law enforcement agencies for criminal investigation.
- Recovery of funds and assets in order to limit any prejudice or damages caused.

## 13. ADHERENCE TO THIS POLICY

All the stakeholders of the company must adhere to this Policy.

## 14. AMENDMENT TO THE POLICY

This Policy can be changed, modified, revised or can be rescinded completely by the company at any time with appropriate approvals.