

PRIVACY POLICY – CLIO CIRCLE

This privacy policy shall be subject to the highest standards of data protection according to the legal regulations set forth in the General Data Protection Regulation (GDPR) and in accordance with other principles enshrined in the Federal Laws of the United States of America. Likewise, this document establishes the measures, procedures and purposes for the effective treatment of the Database of Students that are transmitted by the Education Institution. Clio Circle as "Processor" of Data Processing is responsible for preserving the security and confidentiality of the information through the Software.

Clio Circle offers a Software to educational institutions in which they can have an organized DataBase on Student behavior, the socio-emotional profile of Students, and the identification of problems related to violence or bullying with the purpose that schools can have sufficient resources to enable them to act against situations of school violence for the implementation of mechanisms or solution routes.

Education Institute will be "Controller" of the processing of personal and sensitive data stored in the Database. Consequently, Education Institute will have the duty to ensure the security and confidentiality of the Personal Data and/or Sensitive Data of the Students, as well as to guarantee the veracity and transparency of the information.

I. RULES OF INTERPRETATION OF THE PRIVACY POLICY

- 1.1. For the interpretation of this Privacy Policy, terms with initial capital letters shall have the meaning assigned to them below.
- 1.2. Terms that are not expressly defined shall be understood in the sense attributed to them with the corresponding technical language or, failing that, in their natural and obvious sense.
- 1.3. If the expression "including" is used, it shall be understood as "including without limitation", unless the text establishes it in an exhaustive manner.
- 1.4. References to applicable laws or legal provisions include all legal provisions added, extended, consolidated, modified or replaced.

II. DEFINITIONS

- 2.1. "Clio Circle": is the Processor of the Processing Personal Data and/or Sensitive Data on behalf of the Controller. The data will be made available to the Educational Institution through the Software (owned by Clio Circle) for the purpose of presenting statistics/metrics on Student behavior, identification of socio-emotional profiles, among others.
- 2.2. "Consent": of the data subject means any freely given, specific, informed and unambiguous indication of the data subject's wishes by which he or she, by a statement or by a clear affirmative action, signifies agreement to the processing of personal data relating to him or her.
- 2.3. "Controller": shall mean the natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the others, determines the purposes and means of the Processing of Personal Data.
- 2.4. "DataBase": Organized set of personal data that is subject to Processing both by the Education Institute and by Clio Circle through its Software.
- 2.5. "Software": is the program that Clio Circle offers to the Education Institute with the purpose of visualizing metrics related to student behavior, identification of school violence problems, identification of socio-emotional profiles of students, so that the Educational Institutions can adopt psycho-pedagogical plans and practical solutions to bullying.
- 2.6. "Student(s)": are the children who are linked to the Education Institute and whose Personal Data are processed by the Data Processor (on behalf of the Data Controller).

- 2.7. **“Education Institute”**: is the Controller of the Processing of personal/sensitive data, determines the purposes and means of processing. The data will be made available through the Software (owned by Clio Circle) in order to present statistics / metrics on student behavior, identification of socio-emotional profiles, among others.
- 2.8. **“GDPR”**: means regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC.
- 2.9. **“Personal Data”**: means any information relating to an identified or identifiable natural person; an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.
- 2.10. **“Processing”**: means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.
- 2.11. **“Legal Representative of Students”**: is the natural person who exercises parental authority over the Student and who has accepted the privacy policy of the Education Institute.

III. DATA PROCESSING PRINCIPLES

Clio Circle as Processor of the Processing of Personal Data and/or Sensitive Data associated to the Students. Therefore will have the obligation to store, collect and verify the integrity of the Database Transmitted by Education Institute, in accordance with the purposes established in this Privacy Policy.

- 3.1. Principle of Transparency**: The right of the Student to obtain from the Controller or the Processor, at any time and without restriction, information about the existence of data through.
- 3.2. Principle of truthfulness**: The information subject to Processing must be truthful, complete, accurate, updated, verifiable and understandable. The Processing of partial, incomplete, fractioned or misleading data is prohibited.
- 3.3. Principle of Security**: Processed in such a way as to ensure appropriate security of the Personal Data, including protection against unauthorized or unlawful processing and against accidental loss, destruction or damage, by implementing appropriate technical or organizational appropriate technical or organizational measures
- 3.4. Principle of Confidentiality**: The Processor is obliged to guarantee the confidentiality of the Students information, even after the end of its relationship with any of the tasks that comprise the Processing. Subsequently, the Processor must delete all the information it holds by virtue of the relationship with the Controller.

IV.OBJECT

The purpose of the Privacy Policy is to regulate the terms and conditions under which Clio Circle, as data Processor, carries out the use, handling and storage of Students' Personal Data and/or Sensitive Data through the Software.

V. PRUPOSES

The Processing of Personal Data associated with Students will be subject to the following purposes:

- 5.1. Perform the process of creating each Student profile in Clio Circle Software. For the registration process the following Student data is included: name, gender, date of birth, home address.
- 5.2. In the Student App you will find three (3) sections related to (i) Emotional Testing, (ii) Report Bullying and (iii) Measure School Climate.
- 5.3. In the Clio Circle Software, students must fill out an emotional test in which a series of questions will be asked to evaluate personal components in the school environment.
- 5.4. Clio Circle will offer through its platform a space for students to write an event that is related to the school environment.
- 5.5. In the Clio Circle platform, the Education Institute will be able to visualize metrics and/or statistics related to the information reported by the Students, as well as a complete access to the Students' profiles (emotional skills, improvements, progress in coexistence behaviors, tests, etc.).
- 5.6. After delivering the metrics and statistics information to the Education Institute, reports of bullying cases, creation of profiles of each Student, Clio Circle will proceed to implement a "PIBS methodology" (Positive Behavioral Intervention & Support) in order to design strategy plans to take measures to mitigate bullying situations.

VI. SCOPE OF APPLICATION

The guidelines, criteria and directives established in the Privacy Policy shall be applicable to the Database of which the Education Institute acts as the Responsible for the Processing of Personal Data. These shall be complied with by the Education Institute and by Clio Circle as Data Controller of the Personal Data.

The Controller and the Processor shall comply with the obligations under the European Union's General Data Protection Regulation (GDPR), the California Consumer Privacy Act of 2018 (Title 1.81.5 of the Civil Code of the State of California), and any relevant rules that amend, regulate, supplement or replace existing laws regarding the protection of personal data, subsequent to the issuance of this Privacy Policy.

VII. CONSENT

The Consent granted by the Legal Representatives of the Students for the processing of Personal Data shall be collected by any of the means authorized by them and, in any case, under schemes that allow guaranteeing their subsequent consultation. Authorizations will be granted by the Legal Representatives of the Students to the Educational Institution, or whoever it designates, and, in such case, it will be understood that the Legal Representative of the Students guarantees that they have been made aware of the Privacy Policy of the Education Institute.

The Legal Representative of the Students may at any time request to the Education Institute, as Data Controller, the deletion of their personal data and/or revoke the Authorization granted for the Processing of the same by filing a claim.

However, we warn that the request for deletion of information and / or revocation of the authorization will not proceed when as Legal Representative of the Students has a legal or contractual duty under which it must remain in the database of the Education Institute.

VIII. REVOCATION OF CONSENT

The Legal Representative of the Students may at any time request to the Education Institute, as Controller, the deletion of their Personal Data and/or revoke the Consent granted for the Processing of the same by filing a claim.

However, we warn that the request for deletion of information and/or revocation of the Consent will not proceed when as Legal Representative of the Students has a legal or contractual duty under which it must remain in the DataBase of the Education Institute.

IX. DUTIES OF CLIO CIRCLE.

- 9.1. The Processor must keep a record of the activities of Processing of Personal Data associated with Students.
- 9.2. Preserve the confidentiality of the Personal Data or Sensitive Data related to the Students, and this may not be disclosed to any third party but only to the personnel of the Education Institute in accordance with the purposes described in this Privacy Policy.
- 9.3. Inform the purpose of the Processing of Personal Data associated with the Students, which in any case will be solely for educational purposes and not for commercial or marketing purposes.
- 9.4. Notify the Controller without undue delay of any Personal Data security breaches of which it becomes aware.
- 9.5. The Processor shall assess the risks inherent to the Processing and implement measures to mitigate them, such as encryption. These measures must ensure an adequate level of security, including confidentiality, taking into account the state of the art. Risks arising from the Processing of personal data, such as accidental or unlawful destruction, loss or alteration of personal data transmitted, stored or otherwise processed, or unauthorized communication or access to such personal data, should be taken into account unauthorized communication or access to such data, liable in particular to cause physical, material or immaterial damages physical, material or immaterial damages.
- 9.6. Assist the Controller when necessary and at his request, in order to ensure that the obligations arising from the performance of impact assessments relating to data protection.
- 9.7. The Processor shall handle the Personal Data associated with the Student according to the instructions and guidelines of the Controller.
- 9.8. Other obligations regulated through GDPR.

X. INFORMATION SECURITY

The Processor, in compliance with the guidelines and directives expressed by the Controller, will adopt the following measures to protect the security of the Personal Data associated with the Students:

- 10.1.** It will try as far as possible to achieve the pseudonymization of Personal Data. One of the purposes of Clio Circle is to provide the Educational Institute with a series of metrics and statistics on student behavior without any third party being able to identify the individual.
- 10.2. Clio Circle has a computer system capable of guaranteeing the integrity and confidentiality of the Personal Data stored through its Software. The system has keys, passwords and other processes that mitigate the risk that third parties may infringe the Software.
- 10.3. Clio Circle has the ability to restore availability and access to personal data quickly in the event of a physical or technical incident.
- 10.4. Clio Circle has verification, evaluation and assessment processes in place to ensure the safety of treatment.
- 10.5. Clio Circle, at the request of the Controller, may modify, update or rectify the Personal Data of Students in cases where there are inconsistencies or inaccuracies.
- 10.6. Clio Circle shall assess the risks to the rights and freedoms of natural persons inherent in the processing and implement measures to mitigate them.

XI. ASSISTANCE TO THE CONTROLLER OF DATA PROCESSING

Given the nature of the Processing, the Processor shall assist the controller with appropriate technical and organizational measures, where possible, in fulfilling the obligations of the Controller to respond to requests to exercise the rights of data subjects set out in Chapter III of the GDPR.

This implies that the Processor of Processing will, as far as possible, assist the Controller of Processing in the latter's compliance:

- 11.1. of the data subject's right of access.
- 11.2. of the right of rectification.
- 11.3. the right to suppression (the "right to be forgotten").
- 11.4. of the right to limitation of processing.
- 11.5. of the notification obligation concerning the rectification or erasure of personal data or the limitation of their processing.
- 11.6. of the right not to be subject to a decision based solely on automated processing, including profiling.

XII. DELETION AND RETURN OF DATA

Upon termination of the provision of Personal Data Processing in connection with the provision of the Clio Circle, the Processor shall be obliged to delete all Personal Data processed on behalf of the Controller and certify to the Controller that it has done so, return all Personal Data to the Controller and delete existing copies.

XIII. AUDIT AND INSPECTION

The Controller will make available to the Controller of Processing all information necessary to demonstrate compliance with the obligations set forth in this Privacy Policy, more specifically with the security of Student information stored in the Clio Circle Software. You will also permit and contribute to audits, including inspections, conducted by the Controller.

XIV. TERM

The Privacy Policy will be effective from the date of its publication until the closing of the Application (Clio Circle). In the event of any modification, adjustment, supplement or update of the terms set forth herein, notice of such changes will be provided through the website <https://www.cliocircle.com/cómo-funciona-clio>.

XV. CONTACT

Any questions or additional information will be received and processed by sending them to the contact addresses schools@cliocircle.com.