

PRIVACY POLICY

This policy (together with Our terms of use http://www.eversholtrail.co.uk/downloads/Ts_and-Cs.pdf and any other documents referred to on it) sets out the basis on which any personal data We collect from you, or that you provide to Us, will be processed by Us. Please read the following carefully to understand Our views and practices regarding your personal data and how We will treat it.

For the purpose of the Data Protection Act 1998 (the "Act"), the data controller is Eversholt Rail (UK) Limited, 210 Pentonville Road, London, N1 9JY, United Kingdom.

1. INFORMATION WE MAY COLLECT FROM YOU

1.1 We may collect and process the following data about you:

- a) Information that you provide by filling in forms on Our Site including your name, your email address and the time and date of your visit. This includes information provided when requesting further service or downloads. We may also ask you for information when you report a problem with Our Site.
- b) If you contact Us, We may keep a record of that correspondence.
- c) Details of your visits to Our Site including, but not limited to, traffic data, location data, weblogs and other communication data, whether this is required for Our own purposes or otherwise and the resources that you access.

2. IP ADDRESSES AND COOKIES

2.1 We may collect information about your computer, including where available your IP address, operating system and browser type, for system administration and to report aggregate information to any member of Our group, which means Our subsidiaries, Our ultimate holding company and its subsidiaries, as defined in section 1159 of the UK Companies Act 2006. This is statistical data about Our users' browsing actions and patterns, and does not identify any individual.

2.2 For the same reason, We may obtain information about your general internet usage by using a cookie file which is stored on the hard drive of your computer. Cookies contain information that is transferred to your computer's hard drive. They help Us to improve Our Site and to deliver a better and more personalised service. They enable Us:

- a) To speed up your use of Our Site.

- b) To store information about your preferences, and so allow Us to customise Our Site according to your individual interests.
- c) To estimate Our customer base and usage pattern.
- d) To recognise you when you return to Our Site.

2.3 By agreeing to Our terms of use http://www.eversholtrail.co.uk/downloads/Ts_and_Cs.pdf and to this Privacy Policy, you agree to the use by Us of cookies. If you do not wish to agree to the use of cookies, please do not use Our Site. Alternatively, you may refuse to accept cookies by activating the setting on your browser which allows you to refuse the setting of cookies. However, if you select this setting you may be unable to access certain parts of Our Site. Unless you have adjusted your browser setting so that it will refuse cookies, Our system will issue cookies when you log on to Our Site.

3. WHERE WE STORE YOUR PERSONAL DATA

- 3.1 The data (including personal data) that We , or a third party who works for Us or for one of Our Suppliers, collect from you may be transferred to, and stored at, a destination outside the European Economic Area ("**EEA**"). It may also be processed by staff operating outside the EEA who work for Us or for one of Our suppliers. Such staff may be engaged in, among other things the provision of support services. By submitting your personal data, you agree to this transfer, storing or processing. We will take all steps reasonably necessary to ensure that your data is treated securely and in accordance with this privacy policy.
- 3.2 All information you provide to Us is stored on Our secure servers. If We have given you a password which enables you to access certain parts of Our Site, you are responsible for keeping this password confidential. We ask you not to share a password with anyone.
- 3.3 Unfortunately, the transmission of information via the internet is not completely secure. Although We will do Our best to protect your personal data, We cannot guarantee the security of your data transmitted to Our Site nor can we guarantee that the data you supply will not be intercepted while being transmitted to Us over the internet; any transmission is at your own risk. Once We have received your data, We will use procedures and security features to try to prevent unauthorised access.

4. USES MADE OF THE INFORMATION

- 4.1 We use information held about you in the following ways:

- a) To ensure that content from Our Site is presented in the most effective manner for you and for your computer.
- b) For the purposes of compiling statistics.

If you do not want Us to use your data in this way, please do not use Our Site.

5. DISCLOSURE OF YOUR INFORMATION

5.1 We may disclose your personal information to any member of Our group, which means Our subsidiaries, Our ultimate holding company and its subsidiaries, as defined in section 1159 of the UK Companies Act 2006.

5.2 We may disclose your personal information to third parties:

- a) in the event that We sell or buy any business or assets, in which case We may disclose your personal data to the prospective seller, buyer or assignee of such business or assets; and/or
- b) if any affiliate of Eversholt Rail (UK) Limited or substantially all of any such affiliates' assets are acquired by a third party, in which case personal data held by it about its users will be one of the transferred assets; and/or
- c) if any person provides services to Us relating to Our publications or Our Site, including hosting service providers, marketing service providers and software support providers; and/or
- d) if We are under a duty to disclose or share your personal data in order to comply with any legal obligation, or in order to enforce or apply Our terms of use http://www.eversholttrail.co.uk/downloads/Ts_and_Cs.pdf and other agreements; or to protect the rights, property, or safety of Eversholt Rail (UK) Limited, Our customers, or others.

6. YOUR RIGHTS

6.1 You have the right to ask Us not to process your personal data for marketing purposes. We will usually inform you (before collecting your data) if We intend to use your data for such purposes or if We intend to disclose your information to any third party for such purposes. You can exercise your right to prevent such processing by checking certain boxes on the forms We use to collect your data. However, We may provide marketing companies with aggregate anonymised information about users of Our Site.

6.2 Our Site may, from time to time, contain links to and from the websites of Our partner networks, and affiliates. If you follow a link to any of these websites, please note that these websites have their own privacy policies and that We do not accept any responsibility or liability for these policies. Please check these policies before you submit any personal data to these websites.

7. CHANGES TO OUR PRIVACY POLICY

7.1 Any changes We may make to Our privacy policy in the future will be posted on this page. You are expected to check this page from time to time to take notice of any changes We make, as they are legally binding on you. Some of the provisions contained in this Privacy Policy may also be superseded by provisions or notices published elsewhere on Our Site.

8. CONTACT

8.1 Questions, comments and requests regarding this privacy policy should be addressed to wendy.filer@eversholtrail.co.uk.