



The Middle Path Limited.

208/24 Garden Place, Hamilton, 3204.

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<https://middlepath.co.nz>

## The Middle Path Limited - Privacy Policy

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**Last updated:** 12 October 2022

### Introduction

The Middle Path Limited (“we,” “us” or “our”) are committed to respecting the Customer’s (“you” or “your”) privacy and ensuring the security of any personal information you provide to us.

Unless we expressly agree otherwise, any personal information you provide to us, whether via this website, related social media accounts or otherwise, will be processed by us in accordance with this policy and all applicable privacy laws, including the Privacy Act 2020 (NZ) (**Privacy Act**) and the Health Information Privacy Code 2020 (made under section 32 of the Privacy Act) (**Code**).

This policy explains:

- when we might collect personal information from you and how we might collect that information.
- how we may use your personal information.
- how we will store your personal information.
- our use of cookies and analytics tools in connection with our website.
- your rights to request access to and correction of your personal information; and
- how you can contact us if you have any other questions regarding our processing of your personal information.

In this policy:

- **applicable privacy laws** means the Privacy Act and the Code together with all other data privacy laws applicable to our processing of your personal information;
- **personal information** means identifiable information about you, for example your name, email, address, telephone number and so on. If you cannot be identified (for example, when personal information has been aggregated and anonymised) then certain parts of this policy may not apply to that information; and
- where we refer to **processing** your personal information, we mean all activities relating to our use of that personal information, from its collection through to its storage and disposal and everything in between.

We encourage you to read this policy carefully. If you have any questions, please contact us using the details set out in the “Contact us” section at the bottom of this policy.

## **When and how we may collect your personal information**

The ways we may collect your personal information can be categorised into:

- Information you provide us directly.
- Information which is collected automatically.
- Information we collect from third parties.

### *Information you provide to us directly*

The information you may provide to us may include:

- data allowing us to get in touch with you (**contact data**). This contact data may include your name, email address, telephone number, postal address, and/or communication preferences.
- information contained in or relating to any communication that you send to us or that we send to you (**communication data**). The communication data may include the communication content and metadata associated with the communication.
- information relating to transactions, including your purchases of goods and/or services, from us and/or through our website (**transaction data**). The transaction data may include your payment card details or other payment and transaction details.
- website user account data (**account data**). This account data may include your name, email address, account creation and modification dates, website settings and marketing preferences.
- data about your use of our website and services (**usage data**).

If you choose not to provide us with your personal information, then we may be unable to provide you with access to some of our services and some functions and features on our website may not be available to you.

### *Information collected automatically – use of cookies*

This website uses cookies. A cookie is a file that stores information about you and your behaviour on the internet. Cookies are created by a web server when you browse a website and are stored on your web browser. Cookies are accessed by a webserver upon entering a website. Cookies used on this website enable some of the website's essential functionality and help us provide the best possible service to you by tailoring our services to best suit your preferences

There are two types of cookies: *persistent* cookies and *session* cookies. Persistent cookies are stored on a web browser until they expire or are deleted. Session cookies expire upon the user closing their web browser.

We use cookies to:

- help us analyse the use and performance of our website and services.

- identify you as you navigate our website (for example to record items you wish to purchase in your shopping cart).
- personalise your experience by storing your preference.
- protect our user accounts and our services generally.
- tailor advertising and display advertising that will be most relevant to you.

Most internet browsers give you the option to reject all cookies, accept all cookies, erase cookies stored on your device or be notified before a cookie is stored on your device. However, if you reject or erase the cookies referred to above some functionality or features of this website may not function properly or be fully available.

Please refer to your internet browser instructions if you want to find out more about rejecting or blocking cookies.

## How we use your personal information

We will primarily use your personal information to provide you with any goods and/or services you have requested and to support our relationship with you.

We may also use your personal information:

- **communications** – to monitor, respond to and/or keep records of our e-mail communications and other correspondence with you.
- **transactions** – to provide our services, provide you with information in respect of our services, generate invoices and other payment-related documentation.
- **operations** – to operate, improve and enhance the website and our services. We may analyse the use of our website or services to ensure our website and services are provided in the most effective manner for you.
- **marketing** – if you opt-in to receive information about our promotional offers and/or newsletters from us, we may use your personal information to contact you by email and/or post with the information you have opted-in to receive.
- **customer support** – to support your use of our goods and/or services, this may include assisting with the resolution of product issues or other issues relating to the website, whether by email or otherwise.
- **record keeping and reporting** – to create and maintain our databases, back-up copies of our databases and business records generally. We may also use your personal information to produce aggregated and anonymised analytics and reports, which we may share publicly or with third parties.
- **security** – in order to detect and/or prevent any illegal activity that may threaten us, or any of our services.
- **risk management** – where necessary for the establishment, exercise, or defence of legal claims. We may also use your personal information where necessary for the purposes of obtaining or maintaining insurance, managing risks and/or obtaining professional advice; and

- **compliance** – in order to comply with any applicable laws and/or regulations or in order to protect your vital interests or the vital interests of another natural person.

## **How we may share your personal information**

We may disclose your personal information:

- to third parties who assist and enable us to use your personal information to support delivery of our services to you, these third-party service providers include:
  - other trades or services where reasonably necessary for them to provide services to you which are related to the work, we are engaged to perform for you; and
  - our professional advisors where reasonably necessary for the purposes of our business.
- to regulators, law enforcement bodies, government agencies, courts or other third parties where it is necessary to comply with any applicable law or regulation, or to exercise, establish or defend our legal rights.
- where the disclosure is otherwise required by law or in order to protect your vital interests or the vital interests of another natural person.

The third parties to whom we disclose your personal information may be located within or outside New Zealand. Where any disclosure is to an overseas third party, we will only make that disclosure in accordance with the requirements for overseas transfers of personal information as set out in the applicable privacy law.

You may request more information about the safeguards that we have put in place in respect of overseas transfers of your personal information by contacting our privacy officer using the details below.

## **How do we hold and protect your information?**

We will not keep your personal information for longer than is reasonably necessary to fulfil the purposes outlined in this policy. We are committed to keeping your personal information as safe and secure as possible and we follow generally accepted industry standards to protect the personal information submitted to us.

While we continuously implement and update our administrative, technical, and physical security measures to help protect your personal information against unauthorised access, loss, destruction, or alteration, we cannot guarantee the security of the transmission or storage of your personal information.

## **Your rights**

Under the Privacy Act and the Code, you have certain rights in connection with your personal information, including rights to request access to, and correction of, your personal information.

These rights are subject to certain limitations and exceptions set out in the Privacy Act and the Code.

If you wish to exercise any of the rights described above, please contact our privacy officer using the details below.

If you are unsatisfied with the handling of your request, you may contact the Office of the Privacy Commissioner in New Zealand for review of our handling of your request.

### **Changes to this policy**

We may need to update this policy from time to time, including when necessary to reflect changes to this website, updates to our services or to reflect any change in law.

When we update this policy, we will revise the “Last updated” at the top of this policy. Where the changes are material, we will use reasonable endeavours notify you – usually by prominently posting a notice of those changes on our website or by sending you an email.

### **Contact us**

We are The Middle Path Limited (company number 8474628), with registered address Suite 208, 24 Garden Place, Hamilton, 3204.

This website is owned and operated by The Middle Path Limited.

If you have any questions or concerns about this policy or our processing of your personal information, you can contact our privacy officer Samantha Laing by:

- email at [info@middlepath.co.nz](mailto:info@middlepath.co.nz); or
- telephone on 0800 Mid Path (643 7284)