

Privacy policy

1. DEFINITION OF CONCEPTS

"Law" means the Federal Law of the Russian Federation "On Personal Data" with all amendments and additions, as well as other legislative acts of the Russian Federation.

"Site" means an information unit on the Internet, a resource of web pages (documents) that are united by a common theme and are connected to each other by links. It is registered in Right-holder's name and is necessarily bound to a specific domain that is his address. This Policy is designed for the following site: mosnebo-restoran.ru

"Personal Data" means combination of personal data and/or non-personalized information about the User given by himself to the Right-holder and/or automatically collected by the Right-holder and/or third parties.

"Policy" means this Website Privacy Policy (with all existing additions and modifications).

"User" means a legal entity or natural person who uses the Site and/or has accessed it from any device.

"User Agreement" means the agreement concluded between the Right-holder and the User regarding the order, rules and peculiarities of the Site use. The User accedes to such agreement and has no right to make and/or require any changes or additions to it. The User may familiarize himself with the terms of the User Agreement at the following link: <https://mosnebo-restoran.ru/mosnebo-client.pdf>

"Right-holder" means the following person in whose name the Site is registered:

LLC "Moskovskoye Nebo"

129223, Moscow city, prospect Mira, dom 119, stroyeniye 422

banket.mosnebo@gmail.com

8 (495) 748-61-01

TIN 7708359858

KПП 771701001

PSRN 1197746569932

"Cookie Files" mean small files sent by any site and placed on computers, smartphones, tablets, watches and other mobile devices of the User, in order to improve the performance of sites, as well as the quality of content placed in them.

2. RELATIONS SUBJECT TO THE POLICY

General Provisions

This Policy is used and applied exclusively to Personal Data received from the User in connection with his use of the Site.

The provisions of this Policy are aimed at:

(1) determining the kind and types of received Personal Data, directions and purposes of using (processing) Personal Data, as well as sources of obtaining such Personal Data; and

(2) determination of the User's rights with regard to protection of confidentiality of Personal Data transferred by him; and

(3) identification of persons responsible for processing and storage of Personal Data, as well as third parties to whom such data is disclosed (in whole or in part).

The rules of this Policy shall not be applied in case of processing Personal Data by third parties, when they are voluntarily provided by the User.

By using the Site, the User agrees to the terms of this Policy and gives his consent to the Right-holder to collect, process, hold and store Personal Data in the order and under the conditions foreseen for this Policy.

If the User does not agree with the terms of the Policy and/or certain terms of the Policy are not clear to him, then the User ought to immediately cease using the Site

User's Rights for Personal Data Protection

Because of the provision of Personal Data, the User automatically gets the following rights to:

- (1) obtain data relating to their processing (the basis and purpose of such processing, the methods of processing used, information about persons who have access to them or to whom they can be disclosed under a contract or the Law)
- (2) obtain location and identification data of persons processing Personal Data.
- (3) receive data on the terms of storage of Personal Data.
- (4) receive data about carried out or intended cross-border transfer of Personal Data.
- (5) obtain information on the location and identification data of persons performing Personal Data storage.
- (6) appeal against the actions or inactions of the Right-holder to the authorized body for the protection of the rights of personal data subjects or in court.
- (7) receive compensation for losses and/or for non-pecuniary damage, in court proceedings, caused as a result of violations by the Right-holder and/or third parties of the User's rights for safety and protection of his Personal Data.
- (8) exercise other rights in the field of personal data protection stipulated by the Law or the provisions of this Policy.

3. LIST OF PERSONAL DATA COLLECTED

Non-personalized user information

In connection with the use of the Site, the Right-holder may automatically collect and process the following non-personalized information about the User:

- (1) traffic information, possible number of clicks, logs and other data.
- (2) device information (identification number of device from which the login is performed, operating system, platform, browser type and other browser information, IP address).

Personal Information about Users

The User shall provide to the Right-holder about himself the following personal data:

- (1) e-mail address.
- (2) mobile number.
- (3) data on orders made by User and/or services received/paid through the Site.
- (4) data on all publications made by the User on the Site, including, but not limited to, comments, assessments, reviews, publication of reports, videos and photos, likes, ratings and/or any other forms of activity available to the User on the Site, and/or content being created.
- (5) following data:
 - *address for delivery of the goods.*
 - *e-mail address to deliver the check.*
- (6) data and information obtained as a result of combining certain Personal Data of a particular User, as well as data and information about the User received from third parties (partners, marketers, researchers).

The User is the only responsible person for the completeness of personal (personal) data provided and is obliged to make their timely change (updating, verification, correction) on a regular basis.

The Right-holder assumes that all personal (personal) data provided by the User are reliable, and that the User keeps such information up-to-date.

Use of Captcha

There is Captcha integrated into the Site, which is a form of Cookie Files, the purpose of which in this case is (1) to protect the User from possible spam coming from third parties on the Internet, as well as from other irrelevant and/or prohibited content, and (2) to identify the User in order to distinguish him from bots/robots, and (3) to improve the User's possibility to use the content of the Site.

Login to the site allows Captcha to automatically access and collect the following information:

- (1) Cookie files installed in the browser within the last 6 (six) months; and/or
- (2) number of clicks performed by the User; and/or

- (3) information about web page stylization; and/or
- (4) language setting of the browser, and/or
- (5) plugins installed in the User's browser; and/or
- (6) all Javascript objects.

Transaction Progress Information

The User through the Site may pay for goods or services by entering payment card information and identification data of the card owner into a special field. The User can execute payment in the following way:

- via credit card.
- and in the following way: payment in cash upon self-call to the specified address.
- Collection and processing of data about the User in this case is carried out solely for the purposes of payment, prevention of fraud, as well as compliance with other requirements of the Law.

The User shall consent to the access and collection by the Right-holder and the relevant payment system or banking institution, through which payment is made, to such Personal Data, and agree to the privacy policy of the relevant payment system or banking institution.

Using Cookie Files

The Site uses certain Cookies to store the IP address, preferences of Users or the type of device used for the purpose of (1) maintaining statistics of visits and traffic of the site, and (2) personalizing data displayed on the User's screen, and (3) storing data necessary for identifying the User, including when accessing from different devices, and (4) advertising in accordance with the interests and preferences of the User. The Site may use both its own Cookies owned by the Right-holder and Third Party Cookies.

The list of Cookies used, how they interact with the User's device, and the type and volume of Personal Data received, is regulated by a separate Cookies Privacy Policy, which can be found at the following link: <https://capone.cafe/cookie/>.

4. PURPOSES OF COLLECTING AND PROCESSING PERSONAL DATA

Defining Processing Targets

Personal Data shall be collected and processed for the following purposes:

- (1) to analyse the behaviour of the User, as well as to identify the preferences of the User for a certain type of content.
- (2) for prompt and correct operation of the Site, improvement of its functionality and content.
- (3) to identify the User.
- (4) to send personalized advertising and marketing materials to the specified email address and/or mobile phone of the User.
- (5) to comply with the requirements of the Law.
- (6) to track orders made by the User through the Site
- (7) for technical support of the Site, identification of problems in its operation and their resolution.
- (8) to maintain communication with the User (communication).
- (9) to fulfil other obligations of the Right-holder that have arisen to the User.
- (10) for statistical research.

(11) for any other purposes, subject to separate consent from the User.

Processing of Personal Data is carried out on the basis of principles (1) of legality of purposes and methods of processing; and (2) integrity; and (3) the compliance of the purposes of processing Personal Data with the purposes predetermined and declared in the collection of such Personal Data; and (4) conformity of the scope and nature of the processed Personal Data with the stated purposes of their processing.

Personal Data Processing Terms

Processing of Personal Data shall be performed in the following cases: (1) obtaining consent from the User; or (2) the achievement by the Right-holder of the objectives set forth in the international treaty or the Law; or (3) providing the User with his Personal Data to an unlimited circle of persons; or (4) fulfilling the Right-holder other obligations towards the User, including, but not limited to, providing certain content to the User; or (5) saving the life or health of the User when consent to the processing of his Personal Data cannot be obtained in advance.

In case of depersonalization of Personal Data, which does not allow directly or indirectly determining the User, subsequent use and disclosure of such data to third parties is allowed and the rules of this Policy no longer apply to them.

The Right-holder shall take all possible measures to protect the confidentiality of the received Personal Data, except when the User has made such data publicly available.

Personal Data shall be processed using automation tools and without such automation tools.

5. ACCESS OF THIRD PARTIES TO PERSONAL DATA

Use of Re-marketing Services.

Rightholder shall use re-marketing to advertise to the User the content of the Site on other sites visited by the User.

Re-marketing services are provided to the Right-holder through the Facebook platform. Facebook collects and processes non-personalized data that cannot directly establish or identify the User. The information collected may typically include (1) content viewed by the User, (2) the date and time the User viewed the content, (3) geolocation data. Collection and processing of such non-personalized information allows providing the User with more targeted advertising or marketing content. By using the Site, the User agrees with the Privacy Policy for Facebook, as well as automatically installing the corresponding Cookies Files on the User's device.

The user has the right to refuse such advertising at any time by changing the corresponding browser settings.

Using Analytical Platforms

The Right-holder uses the Yandex analytical platform to (1) monitor the frequency of visits to the site by Users; and (2) tracking the User's use of the Site and/or its content; and (3) identifying the kind and type of content which is popular among Users; and (4) determining the location of the User. The User also agrees to the Right-holder to use the information received about the User from Yandex.

For these purposes, the Yandex analytical platform can collect data on the IP address, geolocation, behaviour of the User, as well as his/her preferences and interest with regard to certain content.

The Yandex Analytics Platform accesses the Personal Data in order to provide the Right-holder with an understanding of how effectively his Site works, what content is popular, how effective it is to place one or another advertising in it, as well as for the purpose of developing and/or improving the existing marketing strategy of the Right-holder.

From the moment of using the Site, the User agrees with the Privacy Policy of Yandex, as well as with automatic installation of the corresponding Cookie Files on the User's device.

6. ADVERTIZING

Advertise on the Site

Right-holder does not advertise on the Site.

Sending of Advertising Materials

User agrees with the right of Right-holder to send personalized advertising and marketing materials to the provided email address and/or mobile phone.

User has the right to refuse to receive such promotional and marketing materials at any time by following these steps:

write a letter refusing to receive promotional materials for e-mail ottepel1956@mail.ru

Please draw attention that in case of refusal to receive advertising and marketing materials, the User may continue to receive some notices from the Right-holder related to the procedure for using the Site and/or its content

7. SENDING COMPLAINTS AND REQUESTS TO THE RIGHT-HOLDER.

Request to Stop Processing Personal Data

Each User shall have the right to express his objection to the Right-holder against processing and/or storage of his Personal Data. Such an objection may be expressed as follows:

To write a letter demanding termination of processing of his personal (personal) data by e-mail banket.mosnebo@gmail.com

Request for Information on Personal data

If the User has arising questions regarding the application or use of this Policy, the procedure and/or method of processing Personal Data, the User may ask such a question as follows:

To write a letter to an email banket.mosnebo@gmail.com

Change (update, supplement, proofreading) or delete of Personal Data

The User may at any time modify or delete the Personal Data by means of sending a special request to the Right-holder to the following address:

banket.mosnebo@gmail.com

The Right-holder shall have the right to refuse to modify or delete the Personal Data if such actions result in (1) violation of the rules of this Policy; or (2) breach of the Law; or (3) the nature of the Personal Data is an evidence in any litigation arising between the Right-holder and the User.

In case of deletion of Personal Data about the User, all publications made by such User (comments, assessments, reviews, publication of reports, video and photos, tagging, ratings) and/or any other forms of activity available to the User on the Site shall also be automatically deleted.

8. TERMS AND PROCEDURE FOR STORING PERSONAL DATA

Storage is carried out by third parties on behalf of the Right-holder. The User shall consent to the storage of his Personal Data by third parties on behalf of the Right-holder, provided that such third parties preserve the confidentiality of the received Personal Data. The functions of Information storage are assigned to the following person: LLC "TIMEWEB," LLC "YANDEX" (hereinafter "Keeper"). Personal Data shall be stored in the territory of the Russian Federation.

Storage shall be carried out for the entire period necessary to achieve the stated goals of Personal Data processing,

The Right-holder undertakes to destroy or impersonate the Personal Data immediately after reaching the goals of processing.

9. ACCESS OF MINORS TO THE WEBSITE

The site can be used by persons under the age of 18 years.

The Site collects personal data about Users, therefore the use of this Site by underage Users is allowed only if prior consent is obtained from their legal representative (guardian) to process Personal Data. Such consent shall be granted in the following manner:

sending the passport scan of the legal representative to the e-mail: [banket.mosnebo @ gmail.com](mailto:banket.mosnebo@gmail.com)

If a minor User cannot provide consent to processing his Personal Data from a legal representative (guardian), in such case such User is due to immediately cease using the Site.

10. PROCEDURE FOR PROTECTION OF PERSONAL DATA

Protecting the privacy of Personal Data is a primary and important task for the Right-holder. The Right-holder adheres to all required international standards, rules and recommendations for the protection of Personal Data

Right-holder has introduced a number of technical and organizational methods aimed at protecting Personal Data from disclosure or unauthorized access to them by third parties. To ensure the security and confidentiality of the received Personal Data, the Right-holder shall use the following means of protection:

- (1) SSL (Security Sockets Layer) report.
- (2) automatically saving data.

11. FINAL PROVISIONS

Policy Text Accessibility for Review.

Users can familiarize themselves with the terms of this Policy at the following link: mosnebo-restoran.ru

This edition of the Policy is valid from August 27, 2020.

Policy Change and Supplement

This Policy may be modified from time to time. The Right-holder shall not shoulder whatever responsibility to the User for changing the terms of this Policy without the permission and/or consent of the User.

The User shall, on a regular basis, check by himself the provisions of this Policy for possible changes or additions.

Applicable Law

This Policy is worked out in accordance with the current legislation on the protection of personal data of the Russian Federation, in particular, with the norms of the Federal Law of July 27, 2006 No. 152-FZ "On Personal Data" (with all additions and amendments), Federal Law of July 21, 2014 No. 242-FZ "On Amending Certain Legislative Acts of the Russian Federation in terms of clarifying the procedure for processing personal data in information and telecommunication networks" (with all additions and amendments).

Public Information

The User has the right to publish and post any content at his own discretion and in any of the available forms (photo, video, comment, article, assessment, blog, etc.) on the Site. Such publications and content are publicly accessible to other users, so that the Right-holder does not assume any obligation to protect Personal Data that may be made public or published as part of such publication and/or content.