MarketVision Supplemental Privacy Notice for Citizens of Australia

# YOUR PRIVACY RIGHTS UNDER THE AUSTRALIA PRIVACY ACT

MarketVision Consulting Group, LLC ("MarketVision", "we", "our" or "us") provides this *Supplemental Privacy Notice* to citizens of Australia (“you”, “your” or “individuals”). You have certain data privacy rights, as defined in the Australian Privacy Act of 1988 ("Australian Privacy Act"). Your privacy rights relative to your relationship with MarketVision may vary depending on circumstances, as described below.

If you are interested in reading MarketVision’s *Privacy Notice*, please follow this link.

## Privacy Rights for Individuals Communicating with MarketVision Directly

If you are an Australian citizen, please note that MarketVision may be subject to the Australian Privacy Principles (APPs) defined in the Australian Privacy Act.

The following are specific points you should know:

* *We require our subcontractors to undertake a similar obligation.*
* *We will not use or disclose your personal information for our direct marketing purposes unless:*
  + *You have consented (opted-in) to receive direct marketing*
  + *You would reasonably expect us to use your personal information for marketing; or*
  + *We believe you may be interested in the marketing material, but it is impractical for us to obtain your consent.*

You may opt-out of any marketing materials we send you through an unsubscribe mechanism or by contacting us using the information in the [*How to Contact Us*](#_bookmark0) section below. If you have requested not to receive further direct marketing messages, we may continue to provide you with messages that are not regarded as “direct marketing” under the Australian Privacy Act, including changes to our terms and other information related to your account.

Our computer servers are located in the United States. In addition, we or our third party service providers may use “cloud” technology to store or process personal information, which may result in storage of data outside Australia. It is not practicable for us to specify in advance which country will

have jurisdiction over this type of offshore activity. Our third party service providers, however, are required to comply with the Australian Privacy Act in relation to the transfer or storage of personal information overseas.

If you believe the personal information that we hold about you is inaccurate, out of date, incomplete, irrelevant, or misleading, please contact us using the information in the [*How to Contact Us*](#_bookmark0) section below. We will take reasonable steps, consistent with our obligations under the Australian Privacy Act, to correct that information upon your request.

## Privacy Rights for Our Clients’ Customers

MarketVision provides cloud-based software platforms for the direct sales industry. Our clients typically customize these platforms (called “client instances”) to meet their branding standards. As such, end users of these platforms (that is, our clients’ customers) may not be aware of the relationship between MarketVision and its clients.

When using our software platforms to digitally communicate or transact business with our clients, end users may disclose their personal information to our clients. In response, our clients may collect, process, share, transfer and store such personal information for their legitimate business purposes.

Since MarketVision provides the platform and back-office processing capabilities for most client instances of the hosted software platform, we share regulatory compliance obligations for data protection. Thus, MarketVision acts as a business “entity” with an “Australian link,” acting on behalf of other business entities (our clients), per the meaning of these terms defined in the Australian Privacy Act. In this capacity, MarketVision’s legal obligation is to *enable* our clients’ compliance with Australian law. Our clients – as businesses – *are directly responsible* for administering the privacy rights of their customers.

***If you are a customer of a MarketVision client, we ask that you communicate with this client directly when you wish to exercise your privacy rights under the Australian Privacy Act.***

# How to Lodge a Complaint Under the Australia Privacy Act

If you are an Australian resident and have a complaint about a privacy matter, please contact us by using the information in the [*How to Contact Us*](#_bookmark0) section below. If your complaint is not resolved to your satisfaction, you can contact the Office of the Australian Information Commissioner (OAIC) at this link: [https://www.oaic.gov.au/privacy/privacy-complaints/.](https://www.oaic.gov.au/privacy/privacy-complaints/)

# HOW TO CONTACT US

If you have questions or concerns, you may contact MarketVision directly via post, phone or email:

MarketVision Consulting Group, LLC

901 Sam Rayburn Hwy

Melissa, TX 75454 USA

952.400.6330

privacy@marketvision.com

If you request to opt-out of our marketing communications or those of our partners, there may be a 30-day period before such opt-out will take effect.

UPDATES TO THIS *SUPPLEMENTAL PRIVACY NOTICE*

MarketVision created this *Supplemental Privacy Notice* on January 1, 2022 We reserve the right, at our discretion, to change, modify, add, or remove portions of this *Supplemental Privacy Notice* at any time. Your continued use of the Site following reasonable notice of such modifications constitutes your acceptance of any changes to this *Supplemental Privacy Notice*.