

REGULATIONS – DATA PROTECTION & PRIVACY POLICY

Effective dated 27th July, 2021

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REGULATIONS – DATA PROTECTION & PRIVACY POLICY

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REGULATIONS – DATA PROTECTION & PRIVACY POLICY

Article 1: Introduction:

Ichibanya India Pvt. Ltd. (“IPL”) is committed to data protection and respecting the privacy of Information Providers (as defined in Article 4). The Information Technology Act, 2000 and Information Technology (Reasonable Security Practices & Procedures and Sensitive Personal Data or Information) Rules 2011, (“Data Protection Laws”) mandate IPL to formulate and implement a privacy policy.

Article 2 : Objective :

- (a) These Regulations – Data Protection & Privacy Policy (“The Regulations”) are aimed at the safekeeping of all Data, Information, Sensitive Personal Data or Information; collected, received, stored, transferred, and/or transmitted by IPL, during the normal course of business or otherwise. These Regulations describe the views and policy of IPL for Data Protection and the way IPL and its users handle the Information.
- (b) These Regulations set forth the Data Protection Policy and, in addition to pledging to comply with laws and other norms pertaining to personal data protection, shall put in place its own rules and systems tailored to the Company's corporate philosophy and the nature of its business.

Article 3: Scope

These Regulations applies to all IPL Employees which includes officers and corporate auditors in addition to staff members including secondees to and from the Company, contract employees, and temporary employees), Contractors, vendors, interns, associates, customers and business partners who receive personal information from IPL, who have access to personal information collected or processed by IPL, or who provide information to IPL, regardless of geographic location. It serves as a guide for the Information Providers, users etc. (which may include IPL Employees, vendors, customers and/or other third parties), for the handling of Information, and use of such Data by IPL.

Article 4: Definition

- (a) **“Company”** means Ichibanya India Private Limited or “IPL”.
- (b) **“Curry House CoCo Ichibanya Loyalty Program” or “IPL Loyalty Program”** means customer loyalty program as established by IPL, for all customers who dine in or takeaway from the outlets, in accordance with the terms and conditions provided in the document dated 29th November 2023.
- (c) **“Information” and/or “Data”** means and includes any information about the business, processes, customers, IPL Human Resources, IPL Loyalty Program or third parties, including Sensitive Personal Data or Information; in any format including tangible or intangible format, including but not limited to any text, images, sound, voice, codes, computer programs, software and databases or microfilm or computer generated micro fiche.

- (d) **“IPL Human Resources”** for the limited purpose of these Regulations, means and includes employees on the payment roll of IPL, outsourced employees, contract employees, service consultant, secondee employees from the ultimate holding company, all subsidiaries and/or the affiliates thereof and any other individual who undertakes any work for or on behalf of IPL from time to time.
- (e) **“Information Provider”** may include any person or entities, who may knowingly or unknowingly, directly or indirectly, with or without any request from IPL, provide any Information or Data to IPL. Information Provider may include, without any limitation, visitors to IPL websites and Application, IPL Human Resources; vendors, consultants for service, customers visiting the outlets for takeaway or dine-in, auditors, and their employees and any third parties who have business relations with IPL or customers, visitors or guests using the IPL Loyalty Program
- (f) **“Sensitive Personal Data or Information”** of a person means such personal information which consists of information relating to:
- i. Financial Information such as Bank account information and other information such as credit card or debit card other payment instrument details;
 - ii. Income tax returns;
 - iii. Information relating to password;
 - iv. Physical, physiological and mental health condition;
 - v. sexual orientation;
 - vi. medical records and history;
 - vii. Biometric information;
 - viii. any details relating to the above as provided to a body corporate for providing service; and
 - ix. any of the above information received by a body corporate for processing, stored or processed under lawful contract or otherwise provided that, any information that is freely available or accessible in public domain or furnished under the Right to Information Act, 2005 or any other law for the time being in force shall not be regarded as sensitive personal data or information for the purposes of these rules.

Article 5: Information IPL Generally Collects

1. IPL may, during and for the purpose of its day-to-day business activities, collect the following types of Information provided by an Information Provider.
 - a) Information that any Information Provider provides by filling in forms, electronic or otherwise, including through IPL’s website.
 - b) Information that any Information Provider provides to IPL while doing business with IPL, including Information contained in e-mails exchanged on IPL e-mail servers located in India.
 - c) Information pertaining to IPL Loyalty Program, provided and/or collected by IPL from the customer/s who dine or take away from the outlet/s or by visitor visiting the IPL website, which may include without any limitation customer’s name, mobile number, email address,

gender, referral code, birth date, anniversary date etc. and/ or any other information provided by the customer to avail the benefits of IIPL Loyalty Program.

- d) Details of visitors visiting the IIPL Website and the resources that visitors access, and more particularly as detailed in **Article 6** below.
 - e) Details of the reviews, feedback and opinions about the services provided by IIPL, collected from visitor visiting the IIPL website or customer who dine or take away from the outlets which includes account detail, profile or password details, email address, birthdays and anniversary dates, purchase history etc.
 - f) If the Information Provider contacts IIPL, IIPL may keep a record of that correspondence.
 - g) Information pertaining to IIPL Human Resources, provided and/or collected by IIPL, which may include without any limitation an employee's name, employee number, employment grade, employment commencement date, Leave records, Performance, conduct and disciplinary record, salary, bank account number to which all company expenses are paid, credit card details, pension and benefit-related information, department affiliation, company e-mail address, office telephone number, office location, job title, and any other information related to an employee's employment at IIPL.
 - h) Other information shared by the Information Providers knowingly or unknowingly while having any interface with IIPL.
2. The Information IIPL collects from the Information Providers may include Sensitive Personal Data or Information. IIPL shall obtain consent from the Information Provider before collecting any such Sensitive Personal Data or Information. Such consent may be obtained online, in the case of information collected through the Website (**as defined in Article 6**), or through a **written consent form ("Annexure – I")** signed by the Information Provider, in physical or through fax or e-mail. The Information Provider may revoke his/her aforesaid consent at any time.
3. In case of any discrepancy, the Information Provider shall have the right to get his information corrected.

Article 6: Information Collection through IIPL website

1. IIPL through vendors maintains a public website (**the "Website"**), with its servers in India. IIPL may collect the following types of Information through its Website:
- a) Information including Sensitive Personal Data or Information; and
 - b) Information about Information Provider's computer hardware and software including information IP address, browser type, domain names, access times and referring Web site addresses etc. that may be collected by IIPL ("**System Information**").
2. IIPL may, in addition to the System Information, obtain Information about a visitor's general internet usage by using a cookie file which is stored on the hard drive of any visitor's computer.

Cookies contain Information that is transferred to all visitor's computer hard drives. Such Information helps to improve I IPL's Website and to deliver a better and more personalised service to the visitors.

3. A visitor may refuse to accept cookies by activating the setting on his/her browser which allows the visitor to refuse the setting of cookies. However, if the visitor selects this setting, the visitor may be unable to access certain parts of the Website. Unless the visitors adjust their browser setting so that it will refuse cookies, the system will automatically issue cookies when the visitors log on to the Website.
4. I IPL will obtain consent for the usage of Sensitive Personal Data or Information if the visitors are required to provide such information by filling in online electronic forms on I IPL's Website. Visitors are advised to carefully read through the Privacy Policy posted on I IPL's Website (**Annexure – II**), before giving consent.
5. The Website may, from time to time, contain links to and from other websites. If the visitors follow a link to any of these websites, the visitors must note that these websites have their own privacy policies and I IPL does not accept any responsibility or liability for these policies or for any Information used by such websites. The Visitors are advised to please check these policies before the visitors submit any Information to these websites.

Article 7: Use of Data or Information Collected by I IPL:

1. I IPL shall in principal keep all Information or Data confidential and undisclosed, except for any disclosure and usage provided hereinafter.
2. I IPL may, for its day-to-day business activities and matters connected thereto, including without limitation, for the purpose of facilitating the performance of duties and contractual obligations, store, process or work upon the Data or Information. Such use of the Information may, however, involve transferring the Data or Information out of India and sharing it with the Holding Companies or associate or affiliated Companies and its consultants, vendors, customers etc., as provided for under **Article 9**.
3. I IPL may use the Data or Information it collects to provide a service to its customers and its end users. In addition, I IPL may also use the Data to improve on the level and type of service/business I IPL offers to its customers. As part of this aim to improve the service provided, I IPL may also process Data or Information for the purposes of customer use analysis and reporting.
4. I IPL will use the Information in accordance with its policies and procedures regarding the storage, access and disclosure of such Information. Once I IPL has received any Information, I IPL uses strict procedures and security features to try to prevent any unauthorized access to that Information as described in Article 10.
5. I IPL ensures the safe keeping of the Information to the extent it is commercially reasonable to do so.

6. I IPL shall not retain any Information for longer than is required for the purposes stated in these Regulations.

Article 8: Disclosure of Data or Information:

1. As a general rule, I IPL does not disclose Sensitive Personal Data or Information to third parties except where the Information Provider has consented to any disclosure thereof.

2. I IPL may also have to disclose certain Information, unconditionally to third parties in the following circumstances without obtaining consent from the Information Provider:

(a) where I IPL sells or buys any business or assets; (b) if I IPL, or substantially all of its assets, are acquired by a third party; (c) if I IPL is under a duty to disclose or share the Information in order to comply with any legal obligation or to enforce or apply I IPL's terms of use and other agreements; or (d) to protect the rights, property, our safety of I IPL, I IPL's customers, or others.

Article 9: Transfer of Data or Information:

1. Since I IPL's website is maintained in India, and e-mail servers are located in India, a copy of the Information shared with I IPL electronically through I IPL's Website, and/or contained in e-mails exchanged with I IPL, gets stored/ transferred in India automatically. In addition to this, I IPL may transfer and keep transferring Information including without any limitation, Sensitive Personal Data or Information to members of the I IPL, for I IPL's business & corporate requirements, and matters connected thereto including, without limitation with regard to I IPL Human Resources, the facilitation of the performance of employment responsibilities at I IPL and the receipt of compensation and benefits from I IPL. In relation to I IPL Human Resources, the Information that is likely to be transferred shall include the information listed in Article 5(f).
2. I IPL as engaged in Hospitality Industry providing services in India and I IPL's Holding / subsidiary and/or associates/affiliate providing product/service to the Information Provider may need to transfer the Information Provider's Information to other entities or to third party companies employed by it to supply certain service/product elements. Such partners and vendors shall use that Information only for the purpose(s) for which it is shared by the Information Provider with I IPL and protect it from any further use. These companies may be located outside India, including (but not limited to) I IPL based in Japan/Singapore/India, as necessary for the provision of a service/product to the Information Provider.
3. Any third parties who receive any Information about an individual shall not disclose / transfer such Information any further without obtaining prior permission from the Information Provider.

Article 10: Security and Confidentiality of Information:

1. I IPL will implement and ensure that the recipients of Information implement appropriate administrative, technical, organisational and physical measures to protect all Information. Such measures include the use of appropriate IT, physical security and staff training and selection of appropriate contractors who process personal data on I IPL's behalf.

2. Contractors, vendors, consultants, auditors, advisors, must be engaged under a written contract with a stipulation that adequate security measures be taken and that such persons only process the Sensitive Personal Data or Information in accordance with IIPL's instructions.
3. IIPL have reasonable security measures in place to protect against the loss, misuse and alteration of personal data under our control. For example, our privacy policies are periodically reviewed and enhanced as necessary and only authorised personnel have access to personal data. Whilst we cannot ensure or guarantee that loss, misuse and alteration of information will never occur, we use all reasonable efforts to prevent it.

You should bear in mind that submission of Information over the Internet is never entirely secure. We cannot guarantee the security of Information you submit via our website whilst it is in transit over the internet and such submission is at your own risk. Also, our servers and workstations are protected by Anti-virus software's which are regularly updated to minimize the threats of any virus, malware or Trojan attacks and are located in secure data facilities (with limited access) to further increase security.

4. IIPL shall (for timely updating of its administrative, technical, organisational and physical measures for protecting Information), get the implementation and functioning of its Privacy Policy audited from appropriate auditors, from time to time.

Article 11: Rights of Information Providers:

1. The Information Providers have the right to ask IIPL not to process their Information for marketing purposes. The Information Providers may exercise their right to prevent such processing at any time and can correct or otherwise amend any of the Information IIPL keeps about him/her.
2. The Chief Executive Officer of IIPL shall be the Grievance Officer to whom any discrepancies and/or grievances raised by an Information Provider should be addressed. The Grievance Officer shall redress the grievances of the Information Provider expeditiously but within 1 month from the date of receipt of such grievance. The person designated as the Grievance Officer, along with his/her contact details shall be posted on the IIPL Website under "Privacy Policy".

Article 12: Changes and Updating the Regulations:

IIPL shall keep updating these Regulations and the Privacy Policy contained therein as necessary to comply with any law or regulation or as otherwise deemed appropriate. Therefore all Information Providers, including IIPL Human Resources, are advised to read through the updated Regulations from time to time.

ANNEXURE – I

CONSENT FOR COLLECTION AND TRANSFER ON SENSITIVE PERSONAL DATA OR INFORMATION

I [name] confirm and undertake that:

1. I have read through the Ichibanya India Pvt. Ltd' s (“I IPL”) “REGULATIONS – DATA PROTECTION & PRIVACY POLICY”, and
2. I have understood that any Information shared electronically with I IPL through its Website or otherwise, and any Information contained in e-mails exchanged with I IPL, is automatically saved in India.
3. In addition to the above, I have understood the possible usage of Information including Sensitive Personal Data or Information, by I IPL of any information I share with it. I understand that I IPL may use such information for its business purposes and matters connected thereto including, without limitation, for the purpose of facilitating the performance of employment responsibilities at I IPL and the receipt of compensation and benefits from I IPL

Based on my above understanding, I hereby consent to the collection of information about me, which may include Sensitive Personal Data or Information (as defined in the Regulations Data Protection and Privacy Policy). I also agree to and give my consent to transfer (including any transfer outside India) of any such information collected and received by I IPL to other entities including Holding, associates or affiliate companies within India or outside India or their consultants, advisors or agents or to other third parties.

Date: _____

Signature of Employee

Must Read:

1. Kindly read through I IPL’s “REGULATIONS – DATA PROTECTION & PRIVACY POLICY” before giving an informed consent by signing this Form.
2. You have the right to correct the Information / Data you share with I IPL or is collected by I IPL.
3. We can be contacted at: Ichibanya India Pvt Ltd. 4th Floor, Worldmark-3, Asset-7, Aerocity, NH-8, New Delhi – 110037, India.

ANNEXURE – II
PRIVACY POLICY

Owner :

This Privacy Policy is owned by Ichibanya India Pvt. Ltd. (“IPL”).

Objective:

IPL is committed to and required by law to ensure data protection and to respect the privacy of Information Providers. The Information Technology Act, 2000 and Information Technology (Reasonable Security Practices & Procedures and Sensitive Personal Data or Information) Rules 2011 (“Data Protection Laws”), require IPL to formulate and implement this Privacy Policy. This Privacy Policy is aimed at the safekeeping of all Information, collected, received, stored, transferred, and/or transmitted by IPL, during your visit to www.ichibanyaindia.com (the “IPL Website”) and/or during the normal course of business or otherwise. This Privacy Policy also serve as a guide for you, describing the way IPL collects, processes, stores, secures, handles and transfers your Information.

Definitions:

Important terms frequently used in this Privacy Policy shall have the following meanings:

- (a) **“Company”** means Ichibanya India Private Limited or “IPL”.
- (b) **“Information” and/or “Data”** means and includes any information about the business, processes, customers, IPL Human Resources or third parties, including Sensitive Personal Data or Information; in any format including tangible or intangible format, including but not limited to any text, images, sound, voice, codes, computer programs, software and databases or micro film or computer generated micro fiche.
- (c) **“IPL Human Resources”** for the limited purpose of these Regulations, means and includes employees on the payment roll of IPL, outsourced employees, contract employees, service consultant, secondee employees from the ultimate holding company, all subsidiaries and/or the affiliates thereof and any other individual who undertakes any work for or on behalf of IPL from time to time.
- (d) **“Information Provider”** may include any person or entities, who may knowingly or unknowingly, directly or indirectly, with or without any request from IPL, provide any Information or Data to IPL. Information Provider may include, without any limitation, visitors to IPL websites and Application, IPL Human Resources; vendors, consultants for service, customers, auditors, and their employees and any third parties who have business relations with IPL.

- (e) **“Sensitive Personal Data or Information”** of a person means such personal information which consists of information relating to:
- i. Financial Information such as Bank account information and other information such as credit card or debit card other payment instrument details;
 - ii. Income tax returns;
 - iii. Information relating to password;
 - iv. Physical, physiological and mental health condition;
 - v. sexual orientation;
 - vi. medical records and history;
 - vii. Biometric information;
 - viii. any details relating to the above as provided to a body corporate for providing service; and
 - ix. any of the above information received by a body corporate for processing, stored or processed under lawful contract or otherwise provided that, any information that is freely available or accessible in public domain or furnished under the Right to Information Act, 2005 or any other law for the time being in force shall not be regarded as sensitive personal data or information for the purposes of these rules.

Information IIPL May Collect from You

IIPL may collect and process the following information from you:

- a. Information which is automatically collected when you visit the IIPL website at www.Ichibanyaindia.com (the “Website”);
- b. Information that you provide by filling in forms on the Website;
- c. Information when you report a problem with the Website;
- d. Details of your visits to the Website and the resources that you access;
- e. If you contact IIPL, we may keep a record of that correspondence; and
- f. Any other Information that IIPL may request from you for the purposes of improving our services.
- g. Information contained in e-mails exchanged with IIPL.

Such Information collected from you may be Sensitive Personal Data or Information. However, in the case of the collection of any Sensitive Personal Information and/or Data, IIPL shall request your consent for collection of the same, and you are entitled to refuse such request. You are requested to carefully read through this Privacy Policy and seek professional assistance (if required) to understand this Privacy Policy before giving any such consent on the Website by clicking on the ‘I agree’ button.

Your IP Address & Cookies:

IIPL may collect information about your computer, including where available your IP address, operating system and browser type, for system administration. This is statistical data about IIPL's users' browsing actions and patterns, and does not identify any individual. IIPL 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 to improve the I IPL Website and to deliver a better and more personalized service.

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 the I IPL Website. Unless you have adjusted your browser setting so that it will refuse cookies, the system will automatically issue cookies when you log on to the Website.

Where I IPL Stores your Information:

I IPL maintains its website and e-mail servers in India, therefore the Information that I IPL collects from you, and/or provided by you through the I IPL Website, and/or the Information contained in the e-mails exchanged with I IPL, gets automatically stored in a database maintained in India.

In addition to this any information collected from you may be transferred to, and stored at, a destination outside India for various different business purposes of I IPL and/or matters connected thereto. It may also be processed by staff operating outside India. By clicking on the 'I agree' button and providing your Information including Sensitive Personal Data or Information, you agree to the transfer, storing or processing of such Information in accordance with this Privacy Policy.

Unfortunately, the transmission of Information via the internet is not completely secure. Although I IPL does its best to protect all Information it obtains, it cannot guarantee the security of your Data transmitted to the Website. Any transmission of Information is made at your own risk. However, once I IPL has received your Information, it will use strict procedures and security features to try to prevent any unauthorized access to such Information.

Possible Usage of Your Information:

I IPL may use Information held about you to ensure that content from the Website is presented in the most effective manner for you and for your computer, for system administration purposes, to process your request or application and/or to provide you with the Information you require from I IPL and to serve you better.

Disclosure and Transfer of Your Information:

I IPL shall, except for the purposes set out in this Privacy Policy, keep your Information, including any Sensitive Personal Data or Information confidential and undisclosed.

I IPL may, for its day to day business activities and matters connected thereto, including without limitation, for the purpose of facilitating the performance of its contractual obligations, disclose, store, process and transfer your Information to its employees, its consultants, vendors, customers and Holding Companies or associate or affiliated Companies etc

I IPL may disclose your Information to third parties in the following circumstances: (a) where I IPL sells or buys any business or assets, (b) if I IPL or substantially all of its assets are acquired

by a third party; (c) if I IPL is 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 I IPL's terms of use and other agreements; or (d) to protect the rights, property and safety of I IPL, our customers, or others.

Security and Confidentiality of Information:

I IPL implements and will ensure that recipients of Information implement appropriate administrative, technical, organisational and physical measures to protect Information. Such measures include use of appropriate IT, physical security and staff training and selection of appropriate contractors who process personal data on I IPL's behalf.

I IPL ensures that contractors, vendors, consultants, auditors and advisors, must be engaged under a written contract with a stipulation that adequate security measures be taken and that such persons only process the Information in accordance with I IPL's instructions.

I IPL have reasonable security measures in place to protect against the loss, misuse and alteration of personal data under our control. For example, our privacy policies are periodically reviewed and enhanced as necessary and only authorised personnel have access to personal data. Whilst we cannot ensure or guarantee that loss, misuse and alteration of information will never occur, we use all reasonable efforts to prevent it.

You should bear in mind that submission of Information over the Internet is never entirely secure. We cannot guarantee the security of Information you submit via our website whilst it is in transit over the internet and such submission is at your own risk. Also, our servers and workstations are protected by Anti-virus softwares which are regularly updated to minimize the threats of any virus, malware or Trojan attacks and are located in secure data facilities (with limited access) to further increase security

I IPL shall, (for the timely updating of its administrative, technical, organisational and physical measures for protecting Information), get the implementation and functioning of its Privacy Policy, audited from appropriate auditors, from time to time.

Your Rights:

Data Protection Laws in India entitle you to withhold your consent for collection of any Information about you.

I IPL shall inform you and request your consent, before collecting any Sensitive Personal Data or Information from you or before using such Sensitive Personal Data or Information for marketing purposes or disclosing such Sensitive Personal Data or Information] to any third party for such purposes. You have the right to ask I IPL not to process your Sensitive Personal Data or Information for marketing purposes. You may exercise your right to prevent such processing at any time, and can correct or otherwise amend or get corrected/ amended any of your Information including Sensitive Personal Data or Information that I IPL holds about you.

IPL has appointed a Grievance Officer to whom you may address any discrepancies and/or grievances. The Grievance Officer shall redress your grievances expeditiously but within 1 month from the date of receipt of such grievance.

Revision History:

S.No	Item	Substance
1.	Article 4	Addition of (b)
2.	Article 5	Addition of (C)