

# COMPLIANCE CERTIFICATE

**We are pleased to announce that**

**AML WATCHER**

**is now**



# GDPR Compliance Note

**We hereby affirm that AMLwatcher abides by GDPR regulations and secures your personal data in the best possible manner**

To keep you informed on GDPR compliance, we have compiled essential information for businesses planning to operate within the European Union.

We have thoroughly outlined the requirements of GDPR compliance and how AMLwatcher.com enables your business to stay within these regulations, particularly concerning customer data management and verification. While our comprehensive overview aims to guide you, we strongly recommend consulting a legal expert to gain a deeper understanding of GDPR obligations and associated risks. This compliance guide details the specific practices, procedures, and enhancements that AMLwatcher.com has implemented internally to ensure GDPR compliance.

AMLwatcher.com has promptly aligned its services with the EU's User Data and Protection guidelines, utilizing a widely recognized strategy known as Data Process Control. This approach is designed to safeguard the interests of both our clients and their customers, ensuring robust data protection in compliance with GDPR standards.

# Table Of Content

<b>Scope</b>	<b>2</b>
<b>Classifications Under the GDPR</b>	<b>2</b>
<b>Cookies</b>	<b>2</b>
<b>Lawful Basis</b>	<b>3</b>
<b>Game Plan for GDPR Compliance</b>	<b>3</b>
<b>The Process</b>	<b>3</b>
<b>User Data</b>	<b>4</b>
<b>Access to Data</b>	<b>5</b>
<b>User Data</b>	<b>5</b>
<b>Automated decision-making</b>	<b>6</b>
<b>ID, Identity and Documents Verification</b>	<b>6</b>
<b>Users Individual Rights Request</b>	<b>6</b>
<b>Access and Privileges</b>	<b>6</b>
<b>Modification</b>	<b>7</b>
<b>Deletion</b>	<b>7</b>

# Scope

This Compliance Guide may be referred to by both end users and Data Controllers to understand how AMLwatcher.com complies with the GDPR.

## Classifications Under the GDPR

Under the GDPR, there are three primary classifications of roles related to the processing of personal data:

- **Data Controller:** The data controller is the entity (person, company, or organization) that determines the purposes and means of processing personal data. Essentially, the controller decides "why" and "how" the data will be processed. They are responsible for ensuring that personal data is processed in compliance with GDPR regulations and for upholding data subject rights. AMLwatcher.com's clients primarily fall under this category.
- **Data Processor:** The data processor is the entity that processes personal data on behalf of the Data Controller. Processors handle data following the instructions of the controller and do not have control over the data or the purposes for which it is processed. Their responsibilities include maintaining data security, complying with the controller's instructions, and assisting the controller in meeting GDPR requirements. This role shall be fulfilled by AMLwatcher.com.
- **Data Subject:** The data subject is the individual to whom the personal data belongs. Under the GDPR, data subjects have specific rights regarding their personal data, such as the right to access, rectify, erase, restrict processing, and object to processing, as well as the right to data portability. This category typically refers to the Data Controller's customers.

# Cookies

GDPR mandates that websites and online businesses notify users about their use of cookies. This notification must be presented in language that is clear and easily understandable to the average user. Additionally, users must provide explicit consent before any tracking cookies are employed. In compliance with these requirements, we have revised our cookies policy accordingly to ensure full transparency and adherence to GDPR standards.

# Lawful Basis

Under GDPR, the collection of user data is only permissible if there is a valid legal basis. At AMLwatcher.com, we collect data strictly for AML screening and verification purposes, as outlined in the legal agreements we have with our customers. This data collection is confined to verifying credentials, identity, or other related information that our customers are legally required to provide.

To align with GDPR requirements, we have implemented a consent button in the form where customers enter their identification details. Additionally, we offer customers the opportunity to review our data protection and privacy policies, as well as our Terms & Conditions, ensuring complete transparency in our data handling practices.

# Game Plan for GDPR Compliance

Whether you operate as a B2B or B2C entity, an e-commerce company, an educational institution, or a crypto-based organization, you are likely aware of the General Data Protection Regulation (GDPR). This European Union legislation establishes comprehensive guidelines on how personal information is to be collected, processed, and utilized.

At AMLwatcher.com, we have dedicated substantial efforts over the past few months to support our users, businesses, and clients in navigating GDPR compliance. Our goal is to help them understand the implications of GDPR for their operations and to assist in developing their own compliant processes. In line with this commitment, we have made significant enhancements to the AMLwatcher.com platform to ensure full alignment with GDPR standards.

AMLwatcher.com has crafted this comprehensive "Game Plan" to demystify the workings of GDPR, particularly regarding how data is managed when a customer engages with our services.

## The Process

Let's consider a scenario where Valery is a potential customer of one of our clients. As mentioned above, in GDPR terminology Valery is referred to as the "Data Subject," meaning she is the individual whose personal data is being collected and processed. Your company, as the service provider, acts as the "Controller" of her data, meaning our client determines the purposes and means of processing her personal information. Since AMLwatcher.com is responsible for verifying Valery's credentials on behalf of the Controller, it serves as the "Processor".

Here's an outline of how AMLwatcher.com works when a customer integrates it with their online business, portal, or app:

- **Integration:** A customer integrates AMLwatcher.com with their online business, portal, or app to facilitate Data Subject verification and AML screening.
- **Redirection to Verification:** When Valery, a potential customer, interacts with the online business, she is redirected to a landing page where AMLwatcher.com's verification and AML screening process takes place.

- **Entering Credentials:** Valery provides her relevant credentials, such as date of birth, full name, and address.
- **Document Submission:** Valery then displays her verification documents, like her ID, driver's license, or passport, to the web camera.
- **AI Verification:** The AI technology employed by AMLwatcher.com compares the information entered by Valery with the details on her verification documents.
- **AML Verification:** If the Controller wishes to conduct an AML screening of the Data Subject, AMLwatcher.com's technology will then cross check the credentials of the Data Subject against sanction lists and screening lists.
- **Result and Redirection:** Based on the verification and AML screening outcome (Verified or Not Verified), Valery is redirected back to the online business. If there is a match during the AML screening, the Controller is notified.

Throughout this process, AMLwatcher.com, as the Processor, collects and processes Valery's data on behalf of the Controller (the online business). Our data protection policy, privacy policy, and Terms & Conditions strictly govern each step, ensuring compliance with GDPR guidelines and protecting the Data Subject's privacy and rights.

## User Data

"User Data" encompasses any data, content, code, video, images, or other materials of any kind that the User uploads, submits, or transmits to or through our services. Users maintain full rights, title, and interest in their User Data. This data is securely stored on servers located within the European Economic Area (EEA) and is continuously monitored to ensure compliance with industry security standards.

Under the terms of the agreement with the Data Subject, the Controller grants AMLwatcher.com a non-exclusive, worldwide, royalty-free license to:

- **Collect, use, copy, store, and transmit User Data**, but strictly to the extent necessary to provide the relevant services to the Controller.
- **Use, reproduce, modify, create derivative works from, distribute, perform, transmit, and display User Information**, including any biometric data, only to the extent required to deliver the services. This license includes the authority for AMLwatcher.com to extend equivalent rights to its service providers, who may perform functions that are part of or essential to delivering these services.

## Access to Data

The services provided by AMLwatcher.com include access to a Back-office platform, where clients can manually or automatically (via API) access and download data from each verification and AML screening, including extracted data and images for individual transactions, for the duration of the agreement with the client.

Upon the termination of the agreement with the client for any reason, access to the Back-office and therefore to the data storage, will be revoked. AMLwatcher.com reserves the right to delete any stored data upon the expiration or termination of the agreement with the client. It is important to note that AMLwatcher.com assumes no responsibility or liability for storing or deleting data.

## User Data

The Data Controller may instruct us to provide it with any personal information we hold about its Data Subjects; provision of such information will be subject to:



- The payment of a fee (currently fixed at USD 10) and
- The supply of appropriate evidence of the Data Subject's identity (for this purpose, we will usually accept a photocopy of their passport certified by a solicitor or bank plus an original copy of a utility bill showing their current address).

We may withhold personal information that the Controller requests to the extent permitted by law.

The Controller may instruct us at any time not to process personal information for marketing purposes.

In practice, the Data Subject will usually either expressly agree in advance to our use of personal information for marketing purposes, or we will provide the Data Controller with an opportunity to opt out of the use of personal information for marketing purposes.

## **Automated decision-making**

We will use personal data for the purposes of automated decision-making in relation to recording the live video stream of the entire verification and AML screening process, taking frames from that video at each verification and AML screening step, storing residence address, name, date of birth, credit/debit card number, passport details and driving license details.

This automated decision-making will involve checking the info provided by the Controller and matching that with the identity document information provided to the merchant (our client).

The significance and possible consequences of this automated decision-making are to verify the Data Subjects identity and authenticity of documents, based on which the chosen process will proceed further.

# ID, Identity and Documents Verification

AMLwatcher.com employs machine learning, computers, Artificial Intelligence, Human Intelligence and Software technology to perform Verification and AML screening processes through Template Matching Techniques.

Unless otherwise stated in the Standard Agreement, the Verifications parameters include:

- Name, Date of Birth, Image, Video, and Plastic Payment Card Numbers.
- Proof of Address, Age, Designation, Academic Degree, Company Identity, Logos, etc. made available by AMLwatcher.com as customized services.
- AML screening.

## Users Individual Rights Request

The GDPR enhances the rights of individuals in a number of ways.

## Access and Privileges

The Data Subject can request access to the personal data he has shared with AMLwatcher.com about himself through the respective Data Controller. Personal data is anything identifiable, like name and email address. If the Controller requests access, AMLwatcher.com (as the processor) needs to provide a copy of the data, in most cases in machine-readable format (e.g. CSV or XLS) to the Data Controller. Valery can also request to see and verify the lawfulness of processing. A Data Controller can seek access to their data by asking AMLwatcher.com of what they

require at [info@amlwatcher.com](mailto:info@amlwatcher.com) . We at AMLwatcher.com believe ourselves to be legally and morally obligated to facilitate any manner of an individual's rights request. AMLwatcher.com may grant any access request by easily exporting user record into a machine-readable format.

## Modification

In the manner same as accessing information, the Data Controller can request AMLwatcher.com to modify personal data, if it is inaccurate, incomplete or requires any sort of modification or amendment. The GDPR requires that a company be able to accommodate modification requests, as and when required.

## Deletion

Data deletion requests can be categorized into two scenarios:

- **Direct Collection by AMLwatcher.com:** When AMLwatcher.com directly collects user data through its website, users have the right to request the deletion of all personal information that AMLwatcher.com has gathered from them.
- **Collection via Clients (Data Controllers):** If AMLwatcher.com collects data on behalf of its clients, who act as Data Controllers, data deletion can only occur upon a formal request from the Data Controller. Under GDPR regulations, the Data Controller is responsible for permanently removing all Data Subject information from their database. This includes verification and AML screening results, personal data, saved images or videos, form submission details, and credit card information. AMLwatcher.com will support Data Controllers in fulfilling these obligations upon their request.

In a GDPR compliant manner, a Data Controller can seek to have their data deleted by querying AMLwatcher.com at [info@amlwatcher.com](mailto:info@amlwatcher.com) . The Data protection officer at AMLwatcher.com in most cases will respond back within a 30-day period. In many cases, the right to deletion is not absolute, and can depend on the context of the request, so it does not always apply.