

**DECLARATION AND CONSENT IN RESPECT OF
PERSONAL INFORMATION (SALE)**

1. Purpose of this Declaration

- 1.1. You have or are about to enter into a Sale Agreement with HAOLIN CONSTRUCTION (PTY)LTD ("The Owner") in respect of immovable property which will result in certain obligations and duties for The owner and third parties, including The Owner's related companies, employees, contractors, agents, directors, attorneys, bond originators and consultants (the "Related Parties").
- 1.2. In giving effect to its obligations, The Owner and the Related Parties will be required to collect and process personal information, including to obtain, use, store, disseminate, distribute, modify and share your personal information with various third parties, including, but not limited to, the Related Parties, financial institutions, agents, attorneys, public departments, employees and creditors.
- 1.3. The purpose of this document is to obtain your consent as required in terms of the Protection of Personal Information Act, 4 of 2013 ("**POPI**") to collect and process your information in the course of The Owner's obligations as set out in this declaration below.
- 1.4. The Owner undertakes to use your personal information in pursuit of its obligations and not for any other purpose and shall take reasonable measures to safeguard your information while in its possession.

2. Definitions in terms of POPI

- 2.1. The pertinent definitions in terms of POPI are brought to your attention. These are:

- 2.1.1. "**personal information**" means information relating to an identifiable, living, natural person, and where it is applicable, an identifiable, existing juristic person, including but is not limited to-
 - a. information relating to the race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well-being, disability, religion, conscience, belief, culture, language and birth of the person;
 - b. information relating to the education or the medical, financial, criminal or employment history of the person;
 - c. any identifying number, symbol, e-mail address, physical address, telephone number, location information, online identifier or other particular assignment to the person;
 - d. the biometric information of the person;
 - e. the personal opinions, views or preferences of the person;
 - f. correspondence sent by the person that is implicitly or explicitly of a private or confidential nature or further correspondence that would reveal the contents of the original correspondence;
 - g. the views or opinions of another individual about the person; and
 - h. the name of the person if it appears with other personal information relating to the person or if the disclosure of the name itself would reveal information about the person.
- 2.1.2. "**processing**" means any operation or activity or any set of operations, whether or not by automatic means, concerning personal information, including-
 - a. the collection, receipt, recording, organisation, collation, storage, updating or modification, retrieval, alteration, consultation or use;
 - b. dissemination by means of transmission, distribution or making available in any other form or;
 - c. merging, linking, as well as restriction, degradation, erasure or destruction of information.

3. Interpretation

3.1. In this declaration-

3.1.1. an expression which denotes:

- 3.1.1.1 any gender includes the other genders;
- 3.1.1.2 a natural person includes a juristic person and vice versa;
- 3.1.1.3 the singular includes the plural and vice versa.

3.1.2 signature on behalf of a juristic person shall be deemed to be made by a representative with the requisite authority and shall apply to both the signatory in his/her personal capacity and the juristic person on whose behalf this declaration is signed.

4. Declaration and Consent

With due regard to the contents of POPI and the definitions contained above, I declare and confirm that-

- 4.1. I irrevocably authorise the Owner and the Related Parties to collect and process my personal information as they deem necessary and appropriate;
- 4.2. I irrevocably waive the confidentiality attaching to my personal information shared with the Owner and/or the Related Parties;
- 4.3. I will not have any claim of whatsoever nature against the Owner and/or the Related Parties for collecting and/or processing my personal information;
- 4.4. I understand the contents of this document and the implication of signing this document and have been given an opportunity to ask for clarification and explanation;
- 4.5. I agree to make my personal information available to the Owner and/or the Related Parties as and when required; and
- 4.6. I make this declaration willingly and freely.

Signature of Declarant

Full names of Declarant: _____

Capacity of Declarant (if signed OBO of a juristic person) _____

Date: _____