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## ECN EMPLOYEE PRIVACY NOTICE

From the moment you apply for a job at ECN to the moment we part ways, we collect and use your personal information to create your employee profile, manage your performance, pay your salary, and so much more. This notice is about what kind of personal information we collect, how we use and store it, and what rights you have in terms of your personal information.

If you have any questions, please contact Human Resources or send your questions to [POPIA@ecn.co.za](mailto:POPIA@ecn.co.za).

### 1. WHAT THIS PRIVACY NOTICE IS ABOUT

<b>Who does this privacy notice apply to?</b>	This notice applies to all Electronic Communications Network (Pty) Ltd (ECN) employees. In terms of the Protection of Personal Information Act ('POPIA'), you are the data subject.
<b>Who are you sharing your information with?</b>	You are sharing your information with ECN.  Our registered address is: Reunert - Nashua Building, Woodmead North Office Park, 54 Maxwell Drive, Woodmead, 2191 South Africa  In terms of POPIA, we are the responsible party.
<b>This privacy notice is part of our agreement with you.</b>	This privacy notice forms part of our agreement with you. You should read it along with your ECN employment contract.
<b>What kind of information we collect and how we use it.</b>	As your employer, ECN collects, uses and retains your personal information.  In certain instances, we also collect the information of your dependents, family and friends (for instance, if they are your emergency contacts, or listed as



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	<p>dependants or beneficiaries in terms of your medical aid or pension/provident fund).</p> <p>In most circumstances, the personal information we collect from you is mandatory. This means that we must collect it to comply with the law or because we need it to employ you.</p> <p>When we collect personal information from you that is not mandatory, we always have a specific purpose for collecting that information.</p> <p>If you choose not to provide us with the personal information we need, it will limit our ability to provide services to you. For example, if you do not provide us with the name of your emergency contact, we will not be able to contact them on your behalf in an emergency.</p>
<b>What personal information is.</b>	<p>Personal information is all information relating to a specific individual. This includes contact information, information relating to your race, gender, sex, pregnancy status, marital status, ethnic or national origin, sexual orientation, physical or mental health, disability, religion, belief, culture, language, education background, financial information, criminal behaviour, employment history, personal opinions, views or preferences, and private or confidential correspondence.</p> <p>It does not matter whether the information is held on paper or in an electronic or other format – it is still personal information and must be protected.</p>
<b>From time to time, we will change how we work with personal information, and we will use this notice to tell you about it.</b>	<p>From time to time, we may have to change this privacy notice to accommodate changes in our business or changes to the law.</p>



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## 2. WHAT INFORMATION WE COLLECT

<b>Your position will determine the type of information we collect about you.</b>	The type of human resources data we collect and share depends on the nature of your position, your role within ECN, and any legal requirements.
<b>We will collect information directly from you, from your previous employer, or by performing background checks.</b>	Most of the time we will collect your information directly from you. However, sometimes we will also collect information from other sources such as your previous employer(s) or by running background checks on you (e.g., your credit and criminal history).
<b>Here is a list of the personal information that we collect about you.</b>	We collect: <ul style="list-style-type: none"><li>• your contact information (e.g., name, home address, telephone numbers, fax numbers, email addresses, emergency contact information)</li><li>• marital status, family members and dependents' names, dates of birth, and contact details</li><li>• friends' information where they are nominated as a beneficiary or emergency contact</li><li>• your nationality</li><li>• your ethnic group</li><li>• your gender</li><li>• your background information (e.g., education, employment, criminal, and credit history)</li><li>• trade union membership</li><li>• your ID, passport, driver's licence, and work permit</li><li>• information relating to any disability you may have</li><li>• medical information</li><li>• photographs and other visual images of you</li><li>• banking details</li><li>• biometric information</li><li>• visas and travel documentation</li></ul>



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	<ul style="list-style-type: none"><li>• monthly contribution information (e.g., pension/provident fund contributions, insurance policies, medical aid)</li></ul>
<b>We also generate information about you in the form of records.</b>	We generate records of: <ul style="list-style-type: none"><li>• performance reviews</li><li>• disciplinary, grievance and dismissal proceedings</li><li>• training</li></ul>

### 3. WHY WE COLLECT AND PROCESS YOUR PERSONAL INFORMATION

3.1 We process your personal information to conclude a contract with you and to meet our contractual obligations.

<b>We need your personal information to manage our relationship with you and to run our business. Performance management</b>	Personal information is essential throughout the employment life cycle. Your personal information is used: <ul style="list-style-type: none"><li>• during the recruitment and hiring process;</li><li>• when we do background checks (e.g., checking references, credit and criminal history);</li><li>• to ensure that you are appointed in the appropriate role;</li><li>• when you are formally onboarded as an ECN employee;</li><li>• during your time as an ECN employee; and</li><li>• when you retire or leave our employment.</li></ul> (The recruitment process is governed by a separate privacy notice.)
<b>We use your personal information when we conduct training and development.</b>	It is essential to us that our staff keep developing and continually undergo training. We use personal information when we: <ul style="list-style-type: none"><li>• conduct staff development and career planning;</li></ul>



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	<ul style="list-style-type: none"><li>• educate and train; and</li><li>• award bursaries and learnerships.</li></ul>
<b>We need your personal information to manage remuneration and benefits.</b>	<p>We specifically use your personal information when we:</p> <ul style="list-style-type: none"><li>• pay your remuneration;</li><li>• pay your other benefits (e.g., medical aid, pension/provident fund) – this is where we may process information about your marital status and dependents;</li><li>• make statutory payments on your behalf (i.e., PAYE and UIF);</li><li>• manage all types of leave requests (this can include medical information and medical certificates);</li><li>• assist with applications to and claims against the pension fund, medical aid and insurers (once your application has been made they are responsible for the personal information which they use) - this is where we may process information about your marital status and dependents;</li><li>• manage employee enrolment and participation in activities and programmes offered to eligible employees;</li><li>• manage corporate travel and other reimbursable benefits;</li><li>• manage corporate and pool vehicles and associated insurance claims;</li><li>• manage garnishee orders; and</li><li>• keep records relating to remuneration and benefits.</li></ul>
<b>We use your personal information for performance management, monitoring and disciplinary processes.</b>	<p>We use your personal information when we:</p> <ul style="list-style-type: none"><li>• evaluate your work performance;</li></ul>



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	<ul style="list-style-type: none"><li>• keep records of absenteeism (including medical certificates);</li><li>• monitor compliance with company policies, rules and standards (e.g., audits);</li><li>• investigate and respond to customer claims and complaints;</li><li>• manage internal investigations, reviews and grievances;</li><li>• administrate and maintain records of disciplinary proceedings;</li><li>• administrate the termination of employment; and</li><li>• provide references.</li></ul>
<b>We use your personal information in the day-to-day management of ECN.</b>	<p>The personal information that we use in day-to-day management includes:</p> <ul style="list-style-type: none"><li>• authorising, granting, administering, monitoring and terminating access to or use of ECN systems, facilities, records, property and infrastructure for business and security purposes;</li><li>• doing organisational planning and workforce management;</li><li>• developing appropriate training academies;</li><li>• doing succession planning;</li><li>• planning and administration of the budget;</li><li>• communicating with employees;</li><li>• screening for Covid-19 symptoms; and</li><li>• maintaining emergency contact details.</li></ul>
<b>We collect some personal information when we use CCTV monitoring.</b>	<p>There are CCTV cameras in operation within and around ECN offices. We use these cameras to:</p> <ul style="list-style-type: none"><li>• prevent and detect theft and other criminal activity;</li><li>• protect the health and safety of our employees and customers;</li></ul>



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	<ul style="list-style-type: none"> <li>• manage and protect ECN property and the property of our employees, and customers; and</li> <li>• assist with quality control.</li> </ul>
<b>We collect some personal information when we control access.</b>	We monitor access to facilities and IT systems. For example, we track when you enter or leave our premises or facilities when you swipe your access card or scan your fingerprint.
<b>We collect your personal information when we monitor internet use and email.</b>	<p>We may monitor your internet use and email communications from time to time to ensure that you comply with ECN Information Security Management Policies and our internal internet usage and email policy, or to conduct internal investigations.</p> <p>When you use our communication services we may intercept and monitor any real-time, stored or archived communication, including private communications, that are or were generated using our telecommunications system or equipment, or that occurred at our premises, during working hours.</p>

3.2 We process your personal information because it is in your legitimate interest to do so, because we are legally required to do so, or because you have given us permission.

<b>We process some personal information because it is in your legitimate interest to do so.</b>	We may process your personal information to protect your health and safety. For example, we may share your information with the police, security services, or emergency services if you require emergency assistance at ECN offices.
<b>We are legally required to process some personal information.</b>	<p>We will collect, use and retain your personal information to ensure that we comply with labour and other legislation. We will use your personal information during:</p> <ul style="list-style-type: none"> <li>• disciplinary and legal proceedings;</li> </ul>



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- government investigations; and
- work-related incident, injury and illness reporting (i.e., occupational health and safety requirements).

Here are some of the pieces of legislation which have an effect on why your personal information is collected, used and retained:

- Employment Equity Act 55 of 1998
- Labour Relations Act 66 of 1995
- Basic Conditions of Employment Act 75 of 1997 (including sectoral determinations)
- Broad-based Black Economic Empowerment Act 53 of 2003 and Codes
- Financial Intelligence Centre Act 38 of 2001
- Immigration Act 13 of 2002
- Income Tax Act 58 of 1962
- Unemployment Insurance Act 63 of 2001
- Occupational Health and Safety Act 85 of 1993
- Compensation for Occupational Injuries and Diseases Act 130 of 1993
- Consolidated Directions on Occupational Health and Safety measures in certain workplaces, Direction issued in terms of Regulation 4(10) of the Regulations issued under the Disaster Management Act 57 of 2002: Measures to address, prevent and combat the spread of Covid-19 in certain workplaces in RSA
- Skills Development Act 97 of 1998
- Skills Development Levies Act 9 of 1999
- Short-term Insurance Act 53 of 1998
- Long-term Insurance Act 52 of 1998
- Medical Schemes Act 131 of 1998
- Pension Funds Act 24 of 1956





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**We process some personal information with your consent.**

We may make payments on your behalf if you ask us to, for instance, for trade union membership fees, additional retirement contributions, insurance contributions or mortgage instalments.

#### 4. HOW WE SHARE YOUR INFORMATION

**We only share your information if it is required to manage the employer-employee relationship or for legitimate business reasons.**

**We only share the minimum amount of your information which is required with a service provider.**

**We only share your information with service providers we trust, and who have agreed to keep your information secure and confidential, and to only use it for the purposes for which we shared it with them.**

**Some of the service providers that we use may be in other countries. These countries may not have the same levels of protection of personal information as South Africa. In which case, they must undertake to protect personal information to the same level that we do.**

**We provide for appropriate safeguards by means of contracts between our local and foreign service providers and us.**

Here are some of the instances when we are required to share your information:

- employee information may in certain cases be shared with other companies in the Reunert group for everyday business purposes;
- in some instances, during your employment, we collect information on behalf of other companies such as the pension fund, medical aid and insurers. We do not retain this information (except to make the necessary deductions from your salary);
- sometimes we are required by legislation to share information with the government or a court (e.g. the Department of Labour, SARS, the Labour Court, the JSE or the Services SETA);
- from time-to-time parts of the business may be sold which could include a transfer of employee information;
- we might share your information with companies who provide services on our behalf and with our instructions (e.g. payroll, tax, auditors, IT, accountants, labour consultants and other professional consultants);



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	<ul style="list-style-type: none"><li>• we may have to share your information if a judgment is awarded against you for a garnishee order; and</li><li>• we may share information about you if you have given the third party consent to obtain information from us. An example is when we share information with a future employer if you have selected us as your reference.</li></ul>
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## 5. HOW WE STORE YOUR INFORMATION

<b>We retain your personal information for as long as it is reasonably necessary.</b>	We retain your personal information for as long as we have a legitimate reason to keep it. These periods vary depending on the type of personal information, the reason why we originally collected it and if there is a specific retention period required by law.
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## 6. HOW WE KEEP YOUR INFORMATION SECURE

<b>We have reasonable security measures in place to protect your personal information and to minimise the impact of a breach.</b>	We base our security measures on the sensitivity of the personal information that we hold. Our security measures are in place to protect your personal information from: <ul style="list-style-type: none"><li>• loss</li><li>• misuse</li><li>• unauthorised access</li><li>• being altered</li><li>• being destroyed</li></ul>
<b>We regularly monitor our systems for possible vulnerabilities and attacks.</b>	No system is perfect, and we cannot guarantee that we will never experience a breach of any of our



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	physical, technical, or managerial safeguards, but we regularly monitor our systems for vulnerabilities.
<b>We will let you know of any breaches that may affect your personal information.</b>	<p>If something should happen, we have taken steps to minimise the threat to your privacy, and we will let you know if your personal information has been compromised.</p> <p>We will also let you know how you can help minimise the impact of the breach.</p>

## 7. YOUR PERSONAL INFORMATION RIGHTS

<b>We want you to handle the personal information of others with care and respect.</b>	<p>This notice applies to your personal information, but it must also inform the way in which you treat the personal information of other employees, customers, service providers, and job applicants.</p> <p>We also have customer, service provider, and job applicant privacy notices which will give you a good idea of how their information must be treated, however the principles are the same.</p> <p>These notices are supported by specific rules, procedures and policies that apply to employees who handle the personal information of employees, customers, service providers, and job applicants.</p>
<b>You may ask us about your personal information.</b>	<p>You have the right to know when we collect and use your personal information, and to ask us what we know about you and what we do with that information.</p>
<b>You may access your personal information.</b>	<p>You may ask to access your own personal information by contacting <a href="mailto:POPIA@ecn.co.za">POPIA@ecn.co.za</a>.</p>



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	<p>We may take up to one month to respond to your request and may charge a fee in some circumstances. We will let you know if this is the case.</p>
<p><b>You have control over your personal information.</b></p>	<p>You may:</p> <ul style="list-style-type: none"><li>• ask that we update incorrect personal information, or complete personal information that may be incomplete;</li><li>• ask that we delete your personal information;</li><li>• ask to receive your personal information in a structured, commonly used and machine-readable format;</li><li>• ask that we reuse your personal information for your own purposes across different services;</li><li>• object to the processing of your personal information under certain circumstances;</li><li>• object to automated decision-making and profiling;</li><li>• ask that a human review any automated decisions that we make about you, express your point of view about it, and obtain an explanation of the decision. You may challenge any automated decision made about you; and</li><li>• ask that we restrict our use of your personal information.</li></ul>
<p><b>You have the right to unsubscribe.</b></p>	<p>You have the right to unsubscribe from any direct marketing we send you.</p>
<p><b>You have the right to lodge a complaint with the Information Regulator.</b></p>	<p>You can contact the Information Regulator at <a href="mailto:inforeg@justice.gov.za">inforeg@justice.gov.za</a>.</p>