

Terms of Use

for the Application “Mobile application for keeping track of time of stay in other countries and cities Check-Check”

The present **Terms of Use** for the Application “Mobile application for keeping track of time of stay in other countries and cities Check-Check” (hereinafter referred to as the **Terms of Use**) determine the conditions for granting access to the function of the app “Mobile application for keeping track of time of stay in other countries and cities Check-Check” (hereinafter referred to as the Application) and are a public offer of the Operator to make a contract for the usage of the Application.

The completion of actions given in the present **Terms of Use**

in accordance with the Registration in the Appendix confirms the agreement of the User to sign the contract for the conditions given below. From the moment the prescribed actions are completed, the contract is considered active based on the conditions of connection. Agreeing to the terms of the contract, the User confirms that he or she agrees to the conditions of the provision and use of the Application.

The following terms are used in the Rules:

Authorization – logging into the Application by one of two means:

- by email and password;
- by social networking websites (VKontakte, Google, Facebook).

Analytics – the list of all countries and cities visited by the User with the number of days spent in the country or city and percents.

Visit – the visit of a city or country by the User which is reflected in the Application.

Use of the Application – the completion by the User of certain actions to use the functions of the Application.

Card of visits – an image of the Earth surface where the visited countries or cities are marked with colors depending on the time of visit.

Content – all subjects of the copyright found in the Application including the elements of design, text, graphic images, illustrations, video, scripts, programs, music, sounds, and other objects and their variants, as well as messages posted by the User.

Thread of visits – the whole list of visits made by the User for the whole history of the Application usage.

Mobile device – a mobile personal computer of the User that can be used as a smartphone, communicator, tablet computer etc.) and that functions as an iOS or Android OS device.

Operator – LLC “Ak Bars Digital Technologies”. Location: Russia, Republic of Tatarstan, Verkhniy Uslon district, 420500, city of Innopolis, University street d. 7 office 217.

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Personal page – the page in the Application (its structural part) that shows information about the User and gives access to the functions of the Application. The personal page is available to every User after the successful log in.

User – a legally capable person who follows the present Rules, has paid the Application fees and has access to the Application.

Application – “Mobile application for keeping track of time of stay in other countries and cities Check-Check” – a mobile application, a resource for mobile devices that allows the User to keep track of the information about the visits, time of stay, and locations, change this information and collect it. The access to the Application becomes available by means of Internet connection. The purpose of the Application is to keep track of the information about the User to determine the User’s tax residency.

Registration – the completion of a sequence of actions by means of the Application which helps to create the User ID and grants access to the personal page. The registration includes the installation of the Application, logging into the Application, entering the email address and confirming it, creating a password and confirming it. The first registration in the Application is implemented in the following way:

- registration by means of the email address and password. The name and last name of the User are not necessary.

The User’s account – information about the User in the information system of the Operator.

Functions of the Application – the opportunities provided by the Application, including:

- registration in the Application;
- review of the card of visits. The visited countries are marked depending on the amount of time spent there. The country where the User has spent the most of his or her time in the current year is also starred.

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- review of the card of visits with the provision of the whole list of visits made by the User over the whole history of the use of the Application, as well as the opportunity to add a location in case it was not found automatically;
- review of the analytics about the visits with the opportunity to review the list of visits on a disaggregated basis including the country, cities, dates in the chosen city;
- settings for the automatic visit search and data storage;
- adding a visit manually by two means: locating a visit on the map and providing information with text;
- deletion of the visit with the request to confirm the deletion;
- editing of any visits except the current one;
- working on the borders of the visit;
- authorization by means of the social networking websites (VKontakte, Google, Facebook).

1. General Terms

1.1. In accordance with the present Rules the Operator provides the Internet User with the access to the Application and Functions of the Application, and the User is obliged to follow the present Rules and not allow their violation from his or her side.

1.2. The User is obliged to make himself or herself familiar with the present Rules in full until the part about Registration. The registration of the User means the acceptance of the present Rules by the User in accordance with section 438 of the Civil Code of the Russian Federation.

1.3. The Rules can be changed and/or edited by the Operator in a one-way fashion without notifying the User. The present Rules are open to the public, and the current edition is posted by the Operator in the corresponding section of the Application and on check-check.club. The use of the Application after changes have been made means the acceptance by the User of the Rules.

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1.4. Suggestions and complaints by either a private or corporate person addressed to the Operator based on the present Rules and all the questions related to their functioning, violation of the rights and interests of the third party when the Application is used as well as requests by representatives of the legislation of the Russian Federation can be sent to the mail address of LLC “Ak Bars Digital Technologies”.

1.5. None of the terms of the present Rules does not give the right to use the brand name, trade marks, domain names and other distinguishing signs of the Operator. The right to use the brand name, trade marks, domain names, and other distinguishing signs can be given based on the agreement with the Operator in writing.

1.6. By this the User confirms that the Application fees are paid in accordance with the corresponding section from the bank account that he or she legally owns.

1.7. By this the User confirms that the Application is installed on the mobile device that the User owns legally.

1.8. The information about visits reflected in the Application is limited to information-finding and gives only temporary borders of the visit. The Operator does not provide consulting services on taxes, finance, or law.

2. Registration and Logging into the Application

2.1. The registration of the User in the Application is voluntary and requires a fee. The User guarantees to the Operator that he or she has reached the age when he or she is allowed in accordance with the legislation of the Russian Federation to accept the present Rules and that he or she is mandated to use the functions of the Application.

2.2. To register the User must complete the following actions:

- purchase the Application;
- download and install the Application on his or her device that is used to log into the Application;

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- start the Application on the mobile device;
- make himself or herself familiar with the Rules;
- provide the necessary truthful and up-to-date information to create a personal account, i.e. provide the email address and password. The User also has the right to give his or her last name.
- for the purpose of the registration confirmation the User receives an email from the Operator. The email contains a link that the User must follow to confirm the registration.

2.3. The User is responsible for the truthfulness, up-to-dateness, completeness, and compliance with the law of the Russian Federation of the information provided to the Operator while registering and using the Application. Also, the independence of the information from complaints of the third party must be given. The User must update the information regularly.

2.4. The User also has the right to get authorized in the Application through his or her account created at social networking websites (VKontakte, Google, Facebook).

2.5. Registration is considered completed after the User has followed the link that was sent to the email address provided by the User. Before the User follows the link, the registration is not considered complete (the User can not log into the Application with the not confirmed email). If the email address entered by the User is already in the system, the User receives the offer to “restore the password”.

3. Order, Conditions, and Fees for the Application Usage

3.1. After the Registration, in case of the successful authorization, the User can start using the Application.

3.2. To use the Application the User provides a good electronic and mobile communication and/or necessary functions on the mobile device that is used to log into the Application.

3.3. The Operator charges the User for the purchase of the Application. The price is determined by the Operator and becomes available for the User on the day of the purchase. The price is considered up-to-date within three days during which the User received information about the

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price. By a day a period of 24 hours is meant. It starts at 00:00 in Moscow time and ends at 23:59 pm the next day.

3.4. The Operator has the right to change the price of services in a one-way fashion by way of making changes to the present Rules.

4. Rights and Responsibilities of the Participants of the Collaboration

4.1. The Operator is obliged to:

4.1.1. post the up-to-date edition of the Rules on check-check.club;

4.1.2. keep the information related to the User and the information received by the User as a result of the performance of his or her obligations not including the information open to the public and the information made available to the public by request or by the approval of the User. The Operator has the right to transfer the information about the User to the third party if this is necessary to satisfy the Operator's obligations that become available in accordance with the Rules and in cases allowed by the legislation.

4.2. The User is obliged:

4.2.1. to follow the terms of the current legislation of the Russian Federation and the present Rules;

4.2.2. to provide the Operator with truthful information only;

4.2.3. not to post on the Personal page the information and objects (including links to them) that can violate the rights and interests of other people. Before information and objects (including but not limited to the pictures of other people, their texts, audio, and video records) are posted, the rightfulness of the post must be evaluated. In case the rightfulness of the action is doubted, the User abstains from taking such action.

4.2.4. not to download, store, post, give access to information that:

4.2.4.1. contains threat to, diminish, offense, discredit honor, dignity, and business reputation of the User or the third party, and violate the privacy of other Users or the third party;

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- 4.2.4.2. violate the rights of the under-age;
- 4.2.4.3. is vulgar or considered indecent, contains porn pictures, scenes of sexual nature with the underage involved;
- 4.2.4.4. contains scenes of the abusive handling of animals;
- 4.2.4.5. contains descriptions of the ways to commit a suicide or any motivational information to commit it;
- 4.2.4.6. serves as a propaganda of hatred towards race, religion, or nation, fascism, ideology of race superiority;
- 4.2.4.7. contains extremist or terroristic materials;
- 4.2.4.8. serves as a propaganda of abusive actions, contains advice, instructions, or manuals to commit such actions;
- 4.2.4.9. contains information of limited access including but not limited to the state or commercial confidentiality, or information about the private life of the third party;
- 4.2.4.10. contains advertisement or describes the consumption of drugs including digital drugs (recordings that affect the human’s brain because of their binaural rhythms) as a positive activity, information about the distribution of drugs, their recipes, and advice on how to produce them;
- 4.2.4.11. is of fraudulent nature;
- 4.2.4.12. violates any other rights and interests of people and corporate entities or other legislative requirements;
- 4.2.5. not to download, store, post, distribute, and give access to the intellectual property of the Users or the third party;
- 4.2.6. not to distribute messages to other Users without their permission;
- 4.2.7. not to use any software (including hostile programs) and not to take actions directed at the violation of the normal functioning of the Application;

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- 4.2.8. not to use without special permission by the Operator of automated scripts (programs) to collect information in the Application and/or connect the Application and its functions;
- 4.2.9 not to get access to the account/personal page of another User;
- 4.2.10. not to collect and process personal information of other people;
- 4.2.11. not to use the Application in any other way except its intended purpose determined by the Operator except the cases that were allowed to the User;
- 4.2.12. The User is personally responsible for any information that he or she posts in the Application, reports to other users, as well as for other kinds of relationship with other Users;

4.3. The Rights of the Operator are:

- 4.3.1. to ask the User for extra information, documents, materials confirming the User’s personal information;
- 4.3.2. to temporarily stop or end the User’s access to the Application in full or partially in case the present Rules are violated;
- 4.3.3. to correct mistakes of the Applications originated because of the Operator or technical reasons not influenced by him or her without any notification given in advance;
- 4.3.4. at any time without giving any notification to the User to produce and implement new functions of the Application;

4.4. The Rights of the User:

- 4.4.1. to use the Application in accordance with the present Rules.
- 4.4.2. to change the password and email address in the personal page of the Application;
- 4.4.3. in case of disagreement of the User with the present Rules or their renewals, the User is obliged to refuse the Application giving a notice to the Operator.

5. Confidentiality and Safety

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5.1. The Operator and the User are obliged to take all the necessary measures to save the information that is exchanged in the Application or that became available as a result of the use of the Application.

5.2. The link sent by the Operator to the email address provided by the User while he was registering is a necessary and sufficient piece of information for the registration of the User and the granting the access to the Application to him or her. The User is obliged to take all the measures to keep the information confidential, to prevent it from the unauthorized use by the third party.

5.3. The Operator has the right to process any information related to the personal data of the User by means of automation or without it including the collection, recording, arrangement, storage, renewal, use, transfer, distribution, and the provision of access to personal data given to the Operator because of the use of the Application, and other actions prescribed by the Federal Law №152-FZ “About personal data” of 27.07.2006.

6. Conditions of the Content Placement and Use

6.1. The User who posts a content that belongs to him or her on a legal basis gives other Users the right to use it by way of reviewing, playing (including copying), processing (including printing out copies), and other rights for the purpose of the personal, not commercial use except cases when such use brings harm to the rights preserved by the law.

6.2. The use of content the access to which is received exclusively for the personal, not commercial use, is allowed only when the copyright is kept, the name of the owner is kept as it is, and the information is not changed.

6.3. The User provides the Operator with the nonexclusive right to use the content placed in the Application free of charge in order to let the Operator make the Application function in the way determined by the functions of the Application. The Operator has the right to pass the rights given in the present section to the third party.

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6.4. In case of technical need, the Operator of the Application has the right to keep the archived copies of the content during the period of time determined by such technical need.

6.5. Except as otherwise provided by the present Rules, nothing in the present Rules can be reviewed as a transfer of the nonexclusive right for the content.

6.6. The User is personally responsible for any content or any information that he or she uploads or makes available to the public in any other way in the Application or by means of it.

6.7. The Operator can but is not obliged to review the uploaded content for the presence of forbidden content and delete or remove it (without giving a notification) for a reason or without any including the limitations for the removal or deletion of the content that according to the Operator violates the present Rules, the legislation of the Russian Federation and/or violates the rights of other Users or the third party.

6.8. The Application may contain links to other websites (websites of the third party), articles, photos, pictures, graphic images, music, sounds, video, information, applications, programs, and other content belonging to the third party that is the result of intellectual activity and kept in accordance with the legislation of the Russian Federation.

6.9. The third party and their content are not reviewed by the Operator for the matching to certain requirements (truthfulness, completeness, honesty etc.). The Operator is not responsible for any information posted on the websites of the third party that the User is granted access to or through the content of the third party including any opinions or statements expressed on the websites of the third party or in their content.

6.10. The links, manuals, or programs on how to upload files and/or install programs of the third party that are uploaded in the Application do not mean the approval or support of the Operator.

6.11. The link to any website, product, service, any information of commercial or noncommercial nature uploaded in the Application is not considered an approval or recommendation from the Operator's opinion.

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6.12. The Operator is not responsible for the changes and use of the Application by means of the programs of the third party as well as for the use of links to side websites on the Internet posted by the Users in the Application.

7. Conclusions

7.1. The present Rules are regulated and interpreted in accordance with the legislation of the Russian Federation. The questions that are not regulated by the Rules are subject to the approval in accordance with the legislation of the Russian Federation.

7.2. In case arguments or disputes related to the present Rules raise, the User and the Operator will make their best to solve them by means of communication. In case the disputes will not be solved by way of communication, they will be brought to the court in the manner determined by the current legislation of the Russian Federation.

7.3. The present Rules become active for the User from the moment when he or she starts following them and are active for the unlimited period of time.

7.4. If for certain reasons one or several statements in the present Rules are considered inactive or carrying no legal weight, it will not influence the reality and applicability of other statements in the Rules.

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