

# Nevada Geothermal Power Inc.

(the "Company")

## PRIVACY POLICY

### 1. COMMITMENT TO PRIVACY

The Company is committed to maintaining the security, the confidentiality and the privacy of all of the personal information in its possession. This Privacy Policy documents the Company's on-going commitment to those individuals whose personal information the Company may have, such as directors, officers, employees, consultants, and shareholders. This Privacy Policy has been developed in compliance with *PIPA* British Columbia privacy legislation. This Privacy Policy is based on the Canadian Standards Association (CSA) Model Code, which sets out the ten principles that balance the privacy rights of individuals and the information requirements of private organizations, and *PIPA*.

### 2. SCOPE OF POLICY

In accordance with *PIPA*, this Privacy Policy addresses personal information about individuals and does not apply to information collected, used or disclosed with respect to corporate or commercial entities. Corporate and commercial information is, however, protected by other Company policies and practices and through contractual arrangements.

This Privacy Policy does not impose any limits on the collection, the use or the disclosure of your business contact information or any publicly available information recognized under *PIPA*.

### 3. DEFINITIONS

In this Privacy Policy:

**"collection"** means to gather, to acquire, to obtain or to record personal information from any source, including third parties;

**"consent"** means the voluntary agreement to the collection, the use and the disclosure of personal information for specified purposes. Consent may be expressed or implied. Express consent is given explicitly, either verbally or in writing. Implied consent exists where consent can be reasonably inferred from the action or inaction of the subject individual, or where legislation or regulation have historically mandated collection;

**"disclosure"** means making any personal information available to a third party;

**"personal information"** means information, including opinions and evaluations recorded in any form, about an identifiable individual but does not include their business contact information. Personal information does not include information concerning corporate or commercial entities. It also does not include information that cannot be associated with a specific individual;

**"PIPA"** means the British Columbia Personal Information Protection Act, S.B.C. 2003, c.63;

**"third party"** means an individual or organization outside of the Company;

**"use"** means the treatment, the handling and the management of personal information by and within the Company;

**"you"** and **"your"** refers to persons whose personal information the Company may have, including directors, officers, employees, consultants and shareholders.

#### **4. THE TEN PRINCIPALS FOR PROTECTING PERSONAL INFORMATION**

##### **A. ACCOUNTABILITY**

The Company is accountable and responsible for personal information under its control. The Company has designated the Chief Financial Officer as the person who is accountable for the Company's compliance with this Privacy Policy.

Ultimate accountability for the Company's compliance rests with the Company's Board of Directors who delegates day-to-day accountability to the Chief Financial Officer. Other individuals within the Company may be accountable for the day-to-day collection and processing of personal information.

The Company will adopt procedures to protect personal information, to receive and respond to complaints and inquiries, to train staff regarding privacy policies and procedures and to communicate policies and procedures to you.

##### **B. IDENTIFYING PURPOSES**

Unless it is obvious, when collecting information, the Company will state the purpose of collection and will provide, on request, contact information for the Chief Financial Officer who can answer questions about the collection.

The Company collects your personal information for the following purposes:

- a. to manage and to develop the Company's business, including personnel and employment matters;
- b. to establish, maintain and facilitate responsible communication with you; and
- c. to meet legal and regulatory requirements.

The above collection, use and disclosure are a reasonably necessary part of your relationship with the Company.

##### **C. CONSENT**

The Company will obtain your consent to collect, to use or to disclose personal information except where the Company is authorized or required by *PIPA* or other law to do so without consent. The Company will make reasonable efforts to ensure that you understand how your personal information will be collected, used and disclosed except

where inappropriate. Your consent may be express or implied, or given through an authorized representative such as a lawyer, agent or broker. You can withdraw your consent at any time. In certain circumstances, the Company may collect and use personal information without the knowledge or consent of the individual. One example of this would be the use of information for acting in an emergency that threatens an individual's life, health or personal security.

#### **D. LIMITS ON COLLECTION OF PERSONAL INFORMATION**

The Company will only collect personal information for the purposes identified. The Company will use methods that are both fair and lawful and will not collect information indiscriminately. The Company may also collect information as authorized by *PIPA* or other laws.

#### **E. LIMITS FOR USING, DISCLOSING AND RETAINING PERSONAL INFORMATION**

The Company will not use or disclose personal information for purposes other than those for which it was collected, except with the consent of the individual or as required or authorized by law. The Company will not sell employee or shareholder lists, or personal information, to third parties. The Company will retain personal information only as long as is necessary or expected to be necessary for the identified purposes, or as required by legislation.

#### **F. ACCURACY**

The Company endeavors to ensure that any personal information in its possession is as accurate, complete and current as is necessary for the intended purpose. In most cases, the Company will rely on you to ensure that certain information, such as your street address, e-mail address or telephone number, is current, complete and accurate. The Company will not routinely update information unless it is necessary to fulfill the purposes for which it was collected.

#### **G. SAFEGUARDING PERSONAL INFORMATION**

The Company is committed to the safekeeping of your personal information in order to prevent its loss, theft, unauthorized access, collection, use, disclosure, duplication, or modification.

Confidentiality and security are not assured when information is transmitted through e-mail or other wireless communication, and therefore if you choose to communicate with the Company in this manner, it is at your own risk. The Company will not be responsible for any loss or damage suffered as a result of a breach of security or confidentiality when you transmit information to the Company by e-mail or other wireless communication or when the Company transmits such information by such means.

#### **H. OPENNESS**

The Company is open about the policies and practices it uses to protect your personal information. Disclosure of our policies and procedures will be made available in writing

and electronically upon request. However, to ensure the integrity of our security procedures and business methods, the Company may refuse to publicly disclose certain aspects of our information management procedures.

## **I. PROVIDING INDIVIDUAL ACCESS**

You have a reasonable right to access and to review your personal information held by the Company. Upon written request and proof of your identity, the Company will, within a reasonable time period, inform you of the existence, use, and disclosure of your personal information and you shall be given access to that information. The Company may ask you to be specific about the information you would like to access.

The Company may charge a reasonable fee for providing personal information in response to a PIPA access request and will provide an estimate of any such fee upon receiving a written access to personal information request. The Company may require a deposit for all or part of the fee. The Company will make the personal information available within 30 days or provide written notice where additional time is required to fulfill the request. Where an access request is refused in whole or in part, the Company will notify you in writing, giving the reason for refusal and outlining further steps that are available to you.

## **J. CHALLENGING COMPLIANCE**

Any complaints, concerns or questions regarding this Privacy Policy must be directed in writing to the Chief Financial Officer. If the Chief Financial Officer is unable to address your concern, the issue can be referred to the office of the President of the Company. At any point in this process you may write to the Office of the Information and Privacy Commissioner for British Columbia:

Contact Information:

Chief Financial Officer  
Suite 900, 409 Granville Street,  
Vancouver, B.C.  
V6C 1T2

604 – 688 – 1553

## **5. EFFECTIVE DATE**

This Policy was implemented by the Board on August 23, 2005.