

## Privacy notice of Julius Baer (Chile) SpA for clients and business partners

The following information is intended to provide you with an overview of how your personal data is processed by Julius Baer (Chile) SpA (“JB Chile”), as the controller of the personal data. It also outlines your rights under the data protection legislation. Herein we refer to ‘you’ as a client, a business partner, or a prospect of JB Chile. The term ‘business partners’ includes persons related to a client, such as beneficial owners, employees, family relatives, authorised signatories, agents, and/or representatives.

### 1 Contact details of JB Chile and the Data Protection Officer

Julius Baer (Chile) SpA  
Data Protection Officer  
Mariano Sanchez Fontecilla 310, Piso 10, Las Condes, Santiago, Chile  
juliusbaerchile@juliusbaer.com

### 2 Contact details of the JB Chile’s representative in the European Union

Bank Julius Baer Europe S.A.  
Data Protection Officer  
25, rue Edward Steichen  
2540 Luxembourg  
dataprivacy.lux@juliusbaer.com

### 3 Which personal data is collected and processed by JB Chile?

With your consent, JB Chile collects and processes personal data that it receives from you and that it generates as part of the business relationship with you. Personal data includes data that directly identifies you as an individual (e.g. name, address, telephone number) or that allows for identification when used in connection with other information (e.g. your bank account number). In addition to personal data received directly from you, JB Chile also collects and processes personal data about you from public sources (e.g. the internet,

social media, debtor directories, land registers, trade, and association registers) or data it receives from other Julius Baer Group companies (see [www.juliusbaer.com/en/about-us/our-locations](http://www.juliusbaer.com/en/about-us/our-locations); “Julius Baer Group companies”) or third parties.

JB Chile collects and processes the following personal data in particular:

- personal details and identification data (e.g. name, address, contact data, date and place of birth, nationality, passport, ID documents, personal situation, occupation, interests and preferences, business connections);
- authentication data (e.g. specimen signature);
- personal data arising from the preparation, execution, and performance of contracts and the fulfilment of obligations, particularly in relation to services or transactions (e.g. account, deposit, and transaction data, including details of the principal and the recipient of and requests for services as well as related powers of attorney and enquiries);
- advertising and sales data;
- personal data relating to contacts (e.g. correspondence, enquiries, minutes of consultation, contact notes);
- account details, record-keeping data, information regarding your personal background and financial situation (e.g. information relating to compliance and/or regulations, such as credit reports, origin of wealth and funds, financial knowledge, and experience), and/or company-related data (such as its business activities, purpose, ownership and organisational structure, and number of employees);
- to the extent required for the delivery of the services: sensitive personal data, such as biometric data; information regarding religious, ideological, or political views or activities; information relating to health; and information on convictions or sanctions under administrative or criminal law;

- personal data regarding related third parties such as beneficial owners, employees, family relatives, authorised signatories, agents, and/or representatives, who have granted to you their consent for processing such information under the applicable law;
- to the extent required for the delivery of the services: personal data that is transmitted and automatically collected during the use of websites, mobile applications, or other electronic services provided by JB Chile (electronic services). This data includes date and time of access, name of files downloaded, as well as the amount of data transmitted and the access result, your web browser, the browser language, and the requesting domain and IP address;
- other personal data comparable to the categories outlined above.

#### **4 For what purpose and on what legal basis does JB Chile use your personal data?**

JB Chile processes your personal data either on the basis of the consent you have granted or a legal provision that allows JB Chile the respective data processing. Based on the consent, JB Chile only processes the personal data for the purposes that such consent has been granted. You may withdraw your consent at any time, but such withdrawal will have no retroactive effect, as established in the applicable law. You may inform us of the withdrawal of your consent, contacting to JB Chile via the contact information detailed in section 1.

Once you have granted your consent, JB Chile may process your personal data for the following purposes.

##### **a) To fulfil contractual obligations or take steps prior to entering into a contract**

The processing of your personal data allows JB Chile to provide you with the contractually agreed services, to perform contracts with you, and to take steps prior to entering into a contract. Data processing is primarily driven by products requested by you. JB Chile uses your personal data, among other purposes, to identify individuals; verify documents; provide advice, wealth management, wealth planning, financing, and credit services; for trading and to support the execution of transactions; as well as to realise collateral, liquidate accounts, and settle contractual relationships. Where applicable, further details can be found in your contract documents.

##### **b) To comply with regulatory requirements and legal obligations**

The activities of JB Chile and of other Julius Baer Group companies are subject to various Chilean and foreign laws and regulations, and JB Chile and other Julius Baer Group companies have to fulfil the requirements laid down by financial market supervisory authorities in Chile and abroad as well as by national and foreign stock exchanges, custodians, brokers and/or other banks. The processing of personal data is used, among other things, for the verification of creditworthiness, identity, and age; prevention of fraud and money laundering; compliance, including with 'Know Your Customer' requirements; the fulfilment of tax-related, monitoring, and reporting obligations; as well as the assessment, investigation, analysis and the management of risks by JB Chile and other Julius Baer Group companies.

##### **c) To pursue and protect legitimate interests of JB Chile**

To pursue and protect its legitimate interests, JB Chile will also process your personal data for the following purposes (examples):

- communication with you in relation to your enquiries or your potential interests, or to inform you about JB Chile and other Julius Baer Group companies;
- initiation of a business relationship and contact;
- prevention and investigation of breaches of contract, criminal acts, and other non-compliance issues;
- identification and analysis of your potential needs, and optimisation of the client contact;
- risk management (e.g. calculation of eligible equity capital for banks) within JB Chile and Julius Baer Group companies;
- assertion of rights and legal claims, and defence in legal disputes, e.g. in relation to tax, civil, criminal, or administrative claims or attachments on deposited assets;
- managerial oversight, consolidation, and maintenance of data relating to you that JB Chile and Julius Baer Group companies process (single-client view);
- consultation and exchange of data by or with information agencies (e.g. debt collection registers, credit rating agencies, land registries) for determination of creditworthiness or default risks in the credit business;

- business development, advertising, marketing, market research, or surveys;
- safeguarding of JB Chile's IT security and IT operations;
- outsourcing of JB Chile functions and services to Julius Baer Group companies, or to service providers and agents appointed by JB Chile and/or other Julius Baer Group companies;
- video surveillance for security purposes;
- measures to ensure the security of buildings and systems (e.g. entry controls).

#### d) Recording and storage of communication

With your consent, JB Chile is authorised to record and archive telephone conversations and electronic communication between JB Chile and you or any other person authorised by you. JB Chile ensures to treat any such recordings in accordance with this Privacy Notice. The communication retained by JB Chile as set out above may be reviewed and used for security and evidence purposes (e.g. evidence of instructions received, advice given, compliance with legal and regulatory requirements).

### 5 Who can access your personal data?

#### a) Disclosure to other Julius Baer Group companies

JB Chile may disclose personal data to other legal entities that are part of the Julius Baer Group, which may process such data in particular for the purpose of performing tasks and services required in order to provide the services agreed upon in your contract with JB Chile.

#### b) Disclosure to business partners and other third parties

JB Chile may disclose personal data to contractual partners and other third parties, to the extent such disclosure is related to the performance of the tasks and services you have required JB Chile to perform.

Such recipients, partners and third parties may include, among others, stock exchanges and their reporting offices, central depositories, (sub)custodians, brokers, clearing agencies, banks, trade repositories, transfer agents, administrators, issuers, investment funds, and regulatory bodies or any other authorities.

#### c) Disclosure to Group-internal and third-party service providers

With your consent, and insofar as is needed for the performance of the tasks and services you require from JB Chile, JB Chile may disclose personal data to other Julius Baer Group Companies and to third-party service

providers and their subcontractors ("Service Providers") retained to provide services for JB Chile, or to which it outsources functions and business areas of JB Chile. The relevant services or functions may concern in particular the following areas: IT services (e.g. data hosting and processing; IT development, support, operation); the use of internet-based services (e.g. online commercial register); the processing of transactions and services (e.g. payments); wealth management services and ancillary activities; services related to the administration, trading, execution, and processing of financial instruments and other financial assets; compliance and risk management functions; accounting (financial accounting and controlling); financing and credit services; marketing and sales-related activities; reporting, logistics, printing services, debt collection, as well as other back and middle office activities. Where the Service Providers have access to your personal data, JB Chile requires them to comply with appropriate confidentiality, data protection, and data security requirements.

#### d) Disclosure to authorities and courts

Where required by law or regulation, or necessary to protect its legitimate rights and interests, JB Chile may disclose your personal data to governmental authorities and courts. This may, among others, include public bodies and institutions (e.g. financial or law enforcement authorities, supervisory authorities, courts, or other competent bodies).

### 6 Does JB Chile transfer personal data across borders?

With your consent, JB Chile may disclose personal data to recipients outside of Chile, including to jurisdictions where Julius Baer Group Companies are established or located (see <https://www.juliusbaer.com/en/about-us/our-locations/>), or to other jurisdictions around the world where any of the third parties as outlined under section 5 above are located or where JB Chile executes transactions or provides services.

The specific countries where the recipient of your personal data are located may vary as they correspond with the applicable services and the respective purpose(s) defined in this privacy notice.

Recipients of personal data may potentially forward the information to their branches or Group entities, Service Providers, or to other market participants or authorities within and/or outside of their jurisdiction.

Individual countries to which JB Chile transfers your personal data may potentially have laws that do not afford the same degree of protection to personal data as in Chile. In these cases, JB Chile will generally ensure an adequate level of data protection by the recipient of such personal data through, contractual, organisational, and technical measures.

## 7 How long will your personal data be stored?

JB Chile processes and retains your personal data for as long as it is required for the specific purpose for which it was collected, or to comply with legal or regulatory requirements.

If your personal data is no longer required for said purposes, JB Chile might still retain and process your personal data based on your consent, only insofar as such retention and processing is required by applicable laws or regulations.

Examples for this would be:

- the fulfilment of retention obligations under applicable law;
- the fulfilment of specific regulations that require JB Chile to retain the data;
- for compliance or risk management in accordance with applicable laws;
- the exercise of JB Chile's rights in relation to claims and any type of legal or regulatory action; or
- if it is in JB Chile's legitimate interest.

## 8 What are your rights under data protection law?

The applicable data protection legislation grants you the following rights:

- to request that information on personal data held on record by JB Chile be shared with you;
- to demand that information be rectified should it be incorrect;
- to ask that your personal data be deleted if JB Chile is not permitted or is not legally obliged to retain the personal data;
  - to demand that the processing of your personal data shall be restricted if you have disputed its accuracy, for the duration needed to verify the accuracy of your personal data, or
  - if the accuracy of such personal data cannot be determined and its deletion is not required by law;
- to object to the processing by JB Chile;
- to demand that your personal data which you have provided to JB Chile be transferred to a third party indicated by you in a generally useable, machine readable, and conventional format;

- to demand that an individual automated decision be reviewed by a natural person. You also have the right to state your view.

You also have a right of appeal (as far as this affects you) to the respective data protection supervisory authority.

## 9 What personal data are you required to supply?

JB Chile requires you to provide the personal data necessary for the acceptance and execution of a business relationship and for the fulfilment of the associated contractual and/or legal obligations. Unless it obtains these data from you, JB Chile will most likely be unable to enter into a contractual relationship with you and/or provide the agreed services.

Under the regulations on combating money laundering and the financing of terrorism, in particular, JB Chile or Julius Baer Group companies are obligated to verify your identity based on your identification document and, in this context, to collect and store your address, nationality, name, date and place of birth, as well as identification data prior to the commencement of a business relationship. In order for JB Chile to comply with these regulations, you are required to supply it with the necessary information. If this information changes during the business relationship, you are obliged to notify JB Chile without delay. If you do not provide JB Chile with the necessary information, it will not be able to commence or continue a business relationship with you.

## 10 Does JB Chile use automated decision-making?

As a basic principle, JB Chile does not use fully automated decision-making for commencing and conducting its business relationships. If JB Chile does apply this procedure in exceptional cases, it will inform you accordingly where this is a statutory requirement.

## 11 Is your data processed automatically and used for profiling?

JB Chile may process your personal data automatically in certain areas with the aim of evaluating certain personal criteria. JB Chile may use your personal data for profiling. Profiling is any type of automated processing of personal data. This consists of using the personal data to evaluate certain personal aspects relating to you, in particular to analyse or predict aspects concerning the economic situation, personal preferences, interests, reliability, behaviour, and location or change of location. JB Chile may use, process, and combine publicly available data as well as third-party data about you

for this purpose. Profiling may take place, for example, in the following cases:

- to comply with the legal and regulatory obligations of JB Chile, Julius Baer Group companies, or Service Providers and agents engaged by JB Chile;
- to check the client relationship and to combat money laundering, terrorist financing, and asset-threatening crimes (including in payment transactions). These measures serve to protect you and to fulfil legal obligations.

## **12 Where can you find JB Chile's current privacy notice?**

You can find the applicable version at [www.juliusbaer.com/clientdataprivacypolicy#Chile](http://www.juliusbaer.com/clientdataprivacypolicy#Chile).

JB Chile reserves the right to amend this privacy notice from time to time and will inform you of such an amendment in an appropriate manner. In case of substantial changes to this policy, JB Chile will request your consent to such changes.

## **13 How can you contact JB Chile?**

Should you have any questions about the treatment of your personal data, please contact your relationship manager or JB Chile's Data Protection Officer mentioned in section 1, who will be pleased to assist you.

Las Condes, Santiago, April 2024