

Julius Bär

DATA PRIVACY POLICY

As of: March 2024

1. General information

- 1.1 We, Bank Julius Bär Deutschland AG (hereinafter referred to as “we” or “the Bank”), offer you a range of financial products and financial services.
- 1.2 We place a high value on up-to-date data protection and provide you below with information on how we handle your personal data that we collect, process and use in connection with the provision of our financial services.

2. Who is responsible for the collection, processing and use of your personal data?

The entity responsible for the collection, processing and use of your personal data is:

Bank Julius Bär Deutschland AG
An der Welle 1
60322 Frankfurt, Germany

Postal address:
Bank Julius Bär Deutschland AG
P.O. Box 15 02 52
60062 Frankfurt, Germany

Telephone: +49 (0)69 90 743-500
Fax: +49 (0)69 90 743-570
Email: frankfurt@juliusbaer.com

3. Who is the company Data Protection Officer?

You can contact our company Data Protection Officer as follows:

Bank Julius Bär Deutschland AG
Data Protection Officer
An der Welle 1
60322 Frankfurt, Germany

Telephone: +49 (0)69 90 743-500
Email: Datenschutz-Frankfurt@juliusbaer.com

4. What data do we use?

- personal details and identification data (e.g. surname, first name, address, date and place of birth, gender, nationality, email address, telephone and fax number, marital status, personal situation, occupation, income and wealth situation, risk capacity, interests and preferences, business connections, tax ID),
- bank account details, account/custody account number, data relating to services or transactions (including details relating to the client and recipient)
- authentication data (e.g. ID card data, ID card number),
- accounting data (e.g. contact notes),
- payment transaction and custody account data (e.g. securities orders, holdings and transactions in the custody account as well as powers of attorney),
- content of telephone calls and electronic communication, documentation of face-to-face talks,
- data relating to contracts, origin of the account holder’s financial assets (e.g. information on compliance and/or regulatory aspects such as credit reports, background checks, origin of wealth and funds, knowledge of and experience in finance),
- data especially worthy of protection, biometric data (video stream with the image and voice of the person to be identified, passport photo) and

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- company-related data (e.g. business activities, corporate purpose, ownership and organisational structure and number of employees).

Such data may relate to you yourself as well as to third parties about whom you provide us with personal data and to whom you have made this Data Privacy Policy available (such as beneficial owners, employees, family members, authorised representatives, appointees and/or agents).

5. What is the purpose for the collection, processing and use of your personal data, and what is the legal basis for the collection, processing and use of your personal data?

We shall collect, process and use your personal data in compliance with the provisions of the EU General Data Protection Regulation (GDPR) and the German Federal Data Protection Act (BDSG) for the purposes listed below and according to the legal basis detailed below:

5.1 For the fulfilment of contractual obligations (Art. 6 (1) b) of the GDPR)

We shall process your personal data in order to perform contracts with you and take steps prior to entering into a contract. This includes in particular the processing of your personal data in connection with financial advice, asset management, asset planning, financing and credit services, securities trading, effecting the transactions and services described under Section 7.1.1, realising security, balancing accounts and handling the contractual relationship. The processing purposes are primarily based on the specific service or product.

This concerns the following personal data: your personal details and identification data, your bank account details, your account/custody account number, your data relating to services or transactions, your accounting data, your payment transaction and custody account data, your data relating to contracts, to background checks and to the origin of financial assets, as well as your company-related data.

5.2 For the pursuit of our legitimate interests (Art. 6 (1) f) of the GDPR)

To the extent necessary, we shall process personal data defined under Section 4 beyond the actual performance of the respective contract in order to safeguard legitimate interests of the Bank or third parties.

This includes, for example, the following purposes and legitimate interests:

- (i.) processing within the framework of contact and business initiation

We shall process your personal details and identification data, your accounting data and your data relating to contracts, to background checks and to the origin of financial assets for the purpose of initiating contact and business with you. It is a legitimate interest of the Bank and the entire Julius Bär Group to establish new business contacts and customer contacts and maintain our customer relations.

- (ii.) analysing the account holder's preferences and potential needs

We shall process your personal details and identification data and your bank account details, your account/custody account number and your company-related data for the purpose of analysing your preferences and potential needs. It is a legitimate interest of the Bank and the entire Julius Bär Group to continually improve our services and adapt them to the customers' needs.

- (iii.) communication with account holders and interested parties

We shall process your personal details and identification data for the purpose of communicating with you. It is a legitimate interest of the Bank and the entire Julius Bär Group to enter into contact with new customers and maintain existing customer relations.

- (iv.) business development

We shall process your personal details, your bank account details, your account/custody account number and your company-related data for the purpose of business development. It is a legitimate interest of the Bank and the entire Julius Bär Group to continually expand our activities and open up new business opportunities.

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- (v.) direct advertising or market and opinion research to the extent permissible and to the extent that you have not objected to the use of your data within this context

We shall process your personal details and identification data, your bank account details, your account/custody account number, your data relating to services or transactions and your payment transaction and custody account data for the purpose of direct advertising or market and opinion research. It is a legitimate interest of the Bank and the entire Julius Bär Group to send you advertising information in order to inform you of products, services, events and other news. It is also a legitimate interest of the Bank and the entire Julius Bär Group to continually improve the satisfaction of our customers and, to this end, ask you for your opinion on our services.

- (vi.) managing and supervising the business activities of the Bank and the Julius Bär Group as a whole

We shall process your personal data specified in Section 4 for the purpose of managing and supervising the business activities of the Bank and the Julius Bär Group. It is a legitimate interest of the Bank and the entire Julius Bär Group to manage and organise our businesses economically and monitor the processes.

- (vii.) consolidating and maintaining the customer data processed by the Bank and the Julius Bär Group companies (general overview of a customer's data)

We shall process your personal details and identification data, your bank account details, your account/custody account number, your data relating to services or transactions, your accounting data, your payment transaction and custody account data, your data relating to contracts, to background checks and to the origin of financial assets as well as your company-related data for the purpose of consolidating the processed customer data relating to your person within the Julius Bär Group. It is a legitimate interest of the Bank and the entire Julius Bär Group to transparently manage and maintain your customer data.

- (viii.) outsourcing of functions in accordance with Section 7.2

We shall process your personnel data specified in Section 4 for the purpose of outsourcing certain functions to other companies within and outside of the Julius Bär Group. It is a legitimate interest of the Bank and the entire Julius Bär Group to efficiently organise the operational processes and improve company processes.

- (ix.) prevention and investigation of breaches of contract and other misconduct

We shall process your personal data listed in Section 4 for the purpose of avoiding and investigating breaches of contract and other misconduct. It is a legitimate interest of the Bank and the entire Julius Bär Group to avoid such risks and to investigate in the event of their occurrence.

- (x.) prevention and investigation of criminal offences

We shall process your personal data listed in Section 4 for the purpose of preventing and investigating criminal offences. It is a legitimate interest of the Bank and the entire Julius Bär Group to avoid such risks and to investigate in the event of their occurrence.

- (xi.) risk management within the Julius Bär Group

We shall process your personal data listed in Section 4 for the purpose of risk management within the Julius Bär Group. It is a legitimate interest of the Bank and the entire Julius Bär Group to identify, assess and monitor risks to the Julius Bär Group.

- (xii.) IT security

We shall process your data listed in Section 4 relating to services or transactions for the purpose of IT security. It is a legitimate interest of the Bank to ensure and evaluate the security and stability of the IT systems.

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Furthermore, we shall process your personal data listed in Section 4 for safeguarding our legitimate interest relating to the assertion, exercise or defence of legal claims:

- (i.) in case the account holder (or other persons who are party to the banking relationship or hold a share in the account holder's financial assets) or state entities initiate legal action, criminal proceedings or other similar charges against the Bank, companies of the Julius Bär Group and/or their senior management members, organs or employees (or threaten to do so),
- (ii.) in case it is necessary to disclose data to enable these to safeguard or enforce their rights in relation to the account holder (or other persons who are party to the banking relationship or hold a share in the account holder's financial assets) and protect or enforce the interests and claims of the Bank and the Julius Bär Group companies,
- (iii.) in order to defend ourselves against allegations made against the Bank and/or companies of the Julius Bär Group publicly, in the (social) media or in relation to domestic or foreign authorities or self-regulatory organisations, and
- (iv.) in other cases of legal threats, proceedings and legal actions involving the Bank or other Julius Bär Group companies (e.g. proceedings under civil, criminal, tax or public law or attachments of deposited financial assets).

Furthermore, we shall process your personal data listed in Section 4 in order to sell securities of the account holder or third parties for safeguarding our legitimate interest, to handle accounts or to implement official directives.

5.3 On the basis of your consent (Art. 6 (1) a) of the GDPR, Art. 9 (2) a) of the GDPR

To the extent that you grant us your consent, we shall use your personal data for the following activities:

- direct advertising or market and opinion research for devising a comprehensive range of services tailored to the customers (Art. 6 (1) a) of the GDPR)

This concerns your personal details and identification data, your bank account details, your account/custody account number, your data relating to services or transactions, your payment transaction and custody account data and your company-related data.

- authentication by video (video identification) for concluding contracts online (Art. 6 (1) a), Art. 9 (2) a) of the GDPR)

This concerns your personal details, identification data and your authentication data.

5.4 On the basis of statutory requirements (Art. 6 (1) c) of the GDPR) or in the public interest

The Bank is subject to various statutory obligations (e.g. under the German Banking Act (Kreditwesengesetz), Money Laundering Act (Geldwäschegesetz), Securities Trading Act (Wertpapierhandelsgesetz), tax laws, IT security) as well as banking supervisory requirements. The purposes for the processing include compliance with the legal and regulatory obligations of the Bank and the Julius Bär Group companies as well as fulfilment of the requirements of the supervisory authorities and other state entities (e.g. regarding "know your customer", verifying creditworthiness, identity and age, combating fraud and money laundering, complying with legal monitoring, record-keeping, retention and reporting obligations and regarding assessments, investigations, analyses and risk management).

This concerns all your personal data listed in Section 4.

5.5 Processing for other purposes

To the extent that we intend to further process your personal data for a purpose other than that for which we collected these data as set out in Sections 5.1 to 5.4, we shall inform you of that other purpose prior to further processing and provide you with all other relevant information.

6. What source is used to collect your personal data?

We shall collect your personal data predominantly from you. Moreover, we shall collect your personal data also from credit reference agencies and other financial and credit institutions as well as from public sources such as, for example, the commercial register and company databases, debt registers, land registers, the Internet, social networks etc. if we process your personal data for the following purposes:

- (i.) prevention and investigation of breaches of contract and other misconduct,
- (ii.) prevention and investigation of criminal offences,
- (iii.) risk management within the Julius Bär Group and
- (iv.) compliance with the legal and regulatory obligations of the Bank and the Julius Bär Group companies as well as fulfilment of the requirements set by supervisory authorities and other state entities.

This concerns all your personal data listed in Section 4.

In the case of authentication by video for concluding contracts online, we shall additionally obtain your authentication data from Video-Ident providers.

For the purpose of direct advertising or market or opinion research, we shall obtain your personal details and identification data from public sources or on the basis of recommendations from third parties.

7. To whom will your personal data be transferred?

7.1 Transfer to recipients outside of the Julius Bär Group

7.1.1 Transactions and services requiring disclosure of the account holder's data

In connection with transactions and services conducted by the Bank in the name or on behalf of the account holder (particularly in cases where such transactions or services have a foreign element), it may be necessary for us to transfer your personal details and identification data, your bank account details, your account/custody account number, your data relating to services or transactions, your payment transaction and custody account data and your data relating to contracts, to background checks and to the origin of financial assets to third parties at home and abroad. This is particularly the case for compliance with domestic and foreign laws and regulations and with contractual provisions in relation to third parties involved in the transactions and services (e.g. custodians, funds, administrators), and their requirements.

The transactions and services concerned include, for example, payment orders, foreign exchange and precious metal transactions, the sale or purchase as well as the delivery and holding of securities, funds, warrants, commodities and derivatives or other financial instruments (traded outside of or on a stock exchange).

The following in particular qualify as third parties at home or abroad: stock exchanges and their reporting offices, central depositories, custodian banks, (sub)custodians, brokers, clearing houses, banks, transaction registers, transfer offices, administrators, issuers as well as supervisory authorities or other authorities.

7.1.2 Transfer to authorities, courts and advisers

To the extent necessary legally or under supervisory law or for safeguarding our rights and interests listed in Section 5.2, we shall disclose your personal data listed in Section 4 to supervisory authorities, courts or other competent persons at home and abroad as well as to advisers (e.g. tax advisers, solicitors and chartered accountants).

7.1.3 Transfer to other credit and financial institutions as well as credit reference agencies

To the extent necessary legally or under supervisory law or for safeguarding our rights and interests listed in Section 5.2, or to the extent that you have given us your consent, we shall disclose your personal details and identification data, your data relating to contracts, to background checks and to the origin of financial assets and your company-related data to other credit and financial institutions as well as credit reference agencies, e.g. in order to issue bank references or verify your creditworthiness.

7.1.4 Transfer to telecommunications and postal service providers

We shall disclose your personal data listed in Section 4 also to telecommunications and postal service providers to the extent that this is necessary for contacting you and communicating with you.

7.1.5 Transfer to social networks and analytics tools

To the extent necessary for safeguarding our rights and our legitimate interests (in direct advertising, market and opinion research or analysis of account holder's preferences and potential needs), and to the extent that you have given us your consent, we shall also share your personal details and identification data with providers of social networks and analytics tools, e.g. in order to make available to you special functions on our website or send you certain advertising.

7.1.6 Transfer to external service providers

The Bank outsources some functions to external service providers at home and abroad. The external service providers may process your personal data listed in Section 4 on our behalf in the following areas in particular:

- IT services (e.g. data hosting and processing, IT development, support, servicing/maintenance and operation, website management, IT security),
- customer support (e.g. call centre),
- handling transactions and providing banking services such as payments,
- asset management and managing, trading, executing, handling and processing financial instruments and other financial assets,
- security, compliance management and risk management (e.g. authentication via Video-Intent procedures and money-laundering prevention),
- accounting (financial accounting and controlling),
- financing and credit services,
- marketing and sales-related activities as well as reporting and logistics,
- data archiving, data destruction and printing services,
- debt collection as well as
- back and middle office activities (e.g. print providers, shipment).

The Bank obligates the external service providers to comply with confidentiality, data protection and data security requirements.

The external service providers may commission subcontractors to carry out some of the services outsourced to them.

7.2 Transfer to companies within the Julius Bär Group

The Bank may disclose and transfer your personal data listed in Section 4 to Julius Bär Group companies at home and abroad, in particular to the headquarters in Switzerland; the Julius Bär Group companies may use your personal data for the following purposes:

- performing their tasks and services regarding the contractual relationship with the Bank and/or with other Julius Bär Group companies (Art. 6 (1) b) of the GDPR: establishing, implementing or terminating a contract with you),
- international supervision of the Julius Bär Group (Art. 6 (1) f) of the GDPR: our legitimate interest in conducting the supervision of the Group in a centralised manner),
- investigations, risk management and compliance (Art. 6 (1) c) of the GDPR: compliance with statutory obligations in the EU, and Art. 6 (1) f) of the GDPR: our legitimate interest in complying with statutory obligations in countries outside of the EU),
- intra-Group outsourcing and operational purposes (Art. 6 (1) f) of the GDPR: our legitimate interest in organising our operational processes efficiently and improving company processes).

Additionally, companies within the Julius Bär Group may also process your personal data on behalf of the Bank to the extent that these companies provide the Bank with services described in Section 7.1.6.

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8. Data transfer to entities within and outside of the European Union (EU)

- 8.1 The personal data listed in Section 4 may be transferred to entities in countries within the European Union (EU) or the European Economic Area (EEA) in all cases listed under Section 7, i.e. in the case of transfers to recipients within or outside of the Julius Bär Group.
- 8.2 The personal data listed in Section 4 may also be transferred to entities in countries outside of the EU or the EEA (so-called third countries) in all cases listed under Section 7.

In the case of data transfers to recipients within the Julius Bär Group in third countries, the countries concerned include in particular:

- countries for which the EU Commission has confirmed an adequate level of data protection by adequacy decision: Switzerland, United Kingdom, Guernsey, Japan, Israel and Uruguay,
- countries for which the EU Commission has not confirmed an adequate level of data protection: Monaco, Republic of Türkiye, India, Singapore, China, Thailand, Bahrain, South Africa, United Arab Emirates, Qatar, Chile, Mexico, Brazil and Columbia.

In the case of data transfers to recipients outside of the Julius Bär Group, your personal data listed in Section 4 will, in addition to the aforementioned countries, also be transferred to the USA or other locations of the recipients.

To the extent that we transfer your data to countries that are not part of the EU or the EEA and for which the EU Commission has not determined that an adequate level of protection is ensured for personal data, we shall ensure compliance with an adequate level of data protection by means of contractual provisions unless an exception under Art. 49 of the GDPR applies in the individual case. You can contact our company Data Protection Officer at any time for a corresponding copy of the guarantees.

9. How long will your personal data be stored?

We shall store your personal data for the period set out below:

Type of personal data	Storage period
Personal details (surname, first name, address, date and place of birth, gender, nationality, email address, telephone and fax number, marital status, personal situation, occupation, income and wealth situation, risk capacity, interests and preferences, business connections, tax ID),	Contract term and statutory retention obligations (at least 10 years after termination of the contractual relationship) or as long as necessary for the assertion, exercise or defence of legal claims
Bank account details, account/custody account number	Contract term and statutory retention obligations (at least 10 years after termination of the contractual relationship) or as long as necessary for the assertion, exercise or defence of legal claims
Authentication data (e.g. ID card data, ID card number)	Contract term and statutory retention obligations (10 years after conducting of the respective authentication) or as long as necessary for the assertion, exercise or defence of legal claims
Data relating to contracts, to background checks and to the origin of financial assets	Contract term and statutory retention obligations (at least 10 years after termination of the contractual relationship) or as long as necessary for the assertion, exercise or defence of legal claims

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Type of personal data	Storage period
Payment transaction and custody account data (e.g. securities orders, holdings and transactions in the custody account as well as powers of attorney)	Contract term and statutory retention obligations (10 years after termination of the contractual relationship)
Correspondence, details relating to contacts and enquiries	Contract term and statutory retention obligations (10 years after termination of the contractual relationship)
Content of telephone calls and electronic communication, documentation of face-to-face talks	5 years, at the request of the supervisory authority 7 years, or as long as necessary for the assertion, exercise or defence of legal claims
Biometric data	Statutory retention obligations (10 years after conducting of the respective authentication) or as long as necessary for the assertion, exercise or defence of legal claims

10. What rights do you have as the data subject?

You have the following rights:

You may

- obtain access to your personal data stored with us,
- obtain rectification of your personal data to the extent that the data stored with us are inaccurate,
- obtain erasure of your personal data to the extent that we are not permitted or required to store the data,
- obtain restriction of the processing
 - to the extent that you dispute the accuracy of the data stored with us, and we have not yet completed the verification,
 - to the extent that we are indeed obliged to erase the data, but you object to the erasure, or
 - you have objected to processing, but it has not yet been established whether we have overriding grounds for processing your data,
- **object to processing by us**
 - **to the extent that we process the data only on the basis of our legitimate interests; we shall discontinue the processing in this case unless we have overriding interests or need to process the data for safeguarding our rights,**
 - **with regard to direct advertising,**
- have your personal data that you have provided to us transferred in a structured, commonly used and machine-readable format.

11. Can you withdraw your consent?

If you have granted us consent for the collection, processing and use of your personal data, you can withdraw your consent in writing or in text form at any time with effect for the future. Please address your withdrawal exclusively to the Data Protection Officer.

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12. Can you lodge a complaint with a supervisory authority?

You can lodge a complaint with the competent supervisory authority at any time, e.g.

Hessian Data Protection Commissioner
Gustav-Stresemann-Ring 1
65189 Wiesbaden, Germany

Telephone: +49 (0)611 14 08-0
Fax: +49 (0)611 14 08-900
Email: poststelle@datenschutz.hessen.de

13. Are you obliged to provide certain personal data?

- 13.1 To enable us to conclude a contract with you, we need your personal details, your authentication data and, if applicable, your bank account details that we are to use for payment transactions.
- 13.2 If you do not provide us with the personal data necessary for processing the contract, we shall either not be able to conclude a contract with you or not be able to execute transactions, or provide services, requested by you after the contract has been concluded.

14. Amendment of the Data Privacy Policy

We may amend this Data Privacy Policy at any time in compliance with the data protection regulations. We shall inform you of amendments to the Data Privacy Policy. The respective up-to-date version of the Data Privacy Policy applies.

15. How can you contact the Bank?

If you have any questions regarding how your data are handled, we and in particular our Data Protection Officer will be happy to answer them. Please contact us using the contact details above.