

## Privacy notice of Bank Julius Baer & Co. Ltd. for clients and business partners

The following information is intended to provide you with an overview of how your personal data is processed by Bank Julius Baer & Co. Ltd., Switzerland (the Bank), 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 the Bank. 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 the Bank and the Data Protection Advisor

Bank Julius Baer & Co. Ltd.  
Data Protection Advisor  
Bahnhofstrasse 36  
P.O. Box  
8010 Zurich  
Switzerland  
dataprivacy@juliusbaer.com

### 2 Contact details of the Bank'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 the Bank?

The Bank 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, the Bank 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 or third parties.

The Bank 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, powers of attorney and related inquiries);
- advertising and sales data;
- personal data relating to contacts (e.g. correspondence, inquiries, 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 simplify readability, the gender-specific terms in this document represent all gender identities.

- 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;
- personal data that is transmitted and automatically collected during the use of websites, mobile applications, or other electronic services provided by the Bank (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 the Bank use your personal data?

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

The processing of your personal data allows the Bank 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 banking products requested by you (e.g. accounts, loans, securities, deposits, brokerage services, and wealth management and advisory services). The Bank 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 or in the Bank's General Banking Conditions.

##### b) On the basis of regulatory requirements and legal obligations

The activities of the Bank and of other Julius Baer Group companies are subject to various Swiss and foreign laws and regulations (e.g. the Swiss Banking Act, the Swiss Financial Services Act, the Swiss Collective Investment Schemes Act, the Swiss Anti-Money Laundering Act, the Swiss Mortgage Bond Act, FINMA regulations and circulars, tax laws), and the Bank and other Julius Baer Group companies have to fulfil the requirements laid down by banking supervisory authorities in Switzerland and abroad, such as FINMA, the Swiss National Bank

and their counterparts in other countries, as well as 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 management of risks by the Bank and other Julius Baer Group companies.

##### c) To pursue and protect legitimate interests of the Bank

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

- communication with you in relation to your inquiries or your potential interests, or to inform you about the offerings of the Bank and of 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 the Bank 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 the Bank 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 the Bank's IT security and IT operations;
- outsourcing of Bank functions and services to Julius Baer Group companies, or to service providers and agents appointed by the Bank;
- video surveillance for security purposes;
- measures to ensure the security of buildings and systems (e.g. entry controls).

#### d) On the basis of your consent

In particular cases, your consent is requested for the processing of your personal data. Provided your consent has been obtained, the Bank may process personal data for the specific purposes where indicated. You may withdraw your consent at any time. Please note that the withdrawal of consent has no retroactive effect on the processing of your personal data.

#### e) Recording and storage of communication

The Bank records and retains

- landline phone calls with employees working in securities trading;
- landline phone calls with relationship managers, investment advisors, and their assistants servicing German clients (from and to German phone numbers and from suppressed phone numbers);
- metadata of phone calls such as phone numbers, time, and duration; and
- electronic communication (e-mails, chat messages, etc.).

The communication retained by the Bank 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

The Bank may disclose personal data to other Julius Baer Group companies, which may process such data in particular for the purpose of performing tasks and services relating to the account holder's business relationship with the Bank and/or Julius Baer Group companies, for the purpose of international supervision and oversight, investigations, and for risk management and compliance.

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

The Bank may disclose personal data to contractual partners and other third parties, as this is deemed necessary, e.g. for efficiency gains or internal management purposes, for the performance of the contract with you, and/or for the settlement of transactions (e.g. payment orders, foreign exchange and precious metals transactions, sale/buy/delivery/holding of securities, funds, warrants, commodities, derivatives, or any other financial instruments).

Recipients 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

The Bank 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 the Bank, or to which it outsources functions and business areas of the Bank. 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, the Bank 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, the Bank may disclose your personal data to third parties. This may, among others, include public bodies and institutions (e.g. the Swiss National Bank, financial or law enforcement authorities, supervisory authorities, courts, or other competent bodies).

### 6 Does the Bank transfer personal data across borders?

The Bank may disclose personal data to recipients outside of Switzerland, including to jurisdictions where Julius Baer Group companies are established or located (see [www.juliusbaer.com/en/about-us/our-locations](http://www.juliusbaer.com/en/about-us/our-locations)), or to other jurisdictions, including the EU/EEA member states and countries with an adequate level of data protection as specified by the European Commission, or other jurisdictions around the world where any of the third parties as outlined under section 5 above are located or where the Bank executes transactions or provides services.

The specific countries where the recipients 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 the Bank transfers your personal data may potentially not have laws that afford the same degree of protection to personal data as in Switzerland. In these cases, the Bank will generally ensure an adequate level of data protection by e.g. contractual, organisational, and technical measures. These include agreements that have been approved by the European Commission as well as the Swiss Federal Data Protection and Information Commissioner (FDPIC), known as standard contractual clauses. You can request an example of the data transfer agreement usually employed by the Bank by contacting the Data Protection Advisor.

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

The Bank 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, the Bank might still retain and process your personal data based on your consent, if required by applicable laws or regulations, or for further processing. Examples for this would be:

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

## **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 the Bank be shared with you;
- to demand that information be rectified should it be incorrect;

- to ask that your personal data be deleted if the Bank 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
  - its processing may lack a legal basis and you prefer a restriction of processing to the deletion of your personal data;
- to object to the processing by the Bank if
  - the Bank only processes personal data based on its legitimate interests – in this case, it will cease the processing unless this is outweighed by its own interests or it needs to process the data in order to exercise its rights, or
  - the processing is based on your consent (e.g. for direct marketing);
- to demand that your personal data which you have provided to the Bank 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?**

The Bank 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, the Bank 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, the Bank is 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 the Bank 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 the Bank without delay. If you do not provide the Bank with the necessary information, it will not be able to commence or continue a business relationship with you.

## **10 Does the Bank use automated decision-making?**

As a basic principle, the Bank does not use fully automated decision-making for commencing and conducting its business relationships. If the Bank 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?**

The Bank may process your personal data automatically in certain areas with the aim of evaluating certain personal criteria. The Bank 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. The Bank 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 the Bank, Julius Baer Group companies, or Service Providers and agents engaged by the Bank;
- 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;
- in order for the Bank to use assessment tools to provide you with relevant and appropriate information on its products and services. This enables it to carry out demand-based communication and advertising, including market and opinion research;
- in the context of assessing your creditworthiness, the Bank uses an algorithm based on a mathematical/statistical process. This allows it to calculate the likelihood of clients being able to fulfil their payment obligations. The algorithm may, for example, include income ratios and expenditure, existing liabilities, occupation, employer, duration of employment, experience of the business relationship to date, the contractual repayment of previous loans, as well as information from credit-rating agencies. The results of the analysis assist the Bank in the decision-making process within the context of product sales and are also incorporated into the ongoing risk management.

## **12 Where can you find the Bank's current privacy notice?**

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

The Bank reserves the right to amend this privacy notice from time to time and will inform you of such an amendment in an appropriate manner.

## **13 How can you contact the Bank?**

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

Zurich, January 2024