

Julius Bär

PRIVACY NOTICE OF JULIUS BAER INVESTMENT ADVISORY GESMBH ON THE PROCESSING OF PERSONAL DATA IN ACCORDANCE WITH THE EU GENERAL DATA PROTECTION REGULATION (GDPR)

The following information in this privacy notice is intended to give you an overview of the nature, scope, and purpose of the collection and processing of your personal data by Julius Baer Investment Advisory GesmbH (JBIA) or the Julius Baer Group, as well as third parties, and your rights under data protection law.

Which data is processed and how it is used depends upon the requested or agreed services.

1. Contact details of JBIA

Should you have any notes, comments, or questions regarding this privacy notice or the processing of your personal data, please use the following contact details:

Julius Baer Investment Advisory GesmbH
Himmelpfortgasse 13/8
1010 Vienna
Austria
T +43 (1) 535 72 02 0
Austria@juliusbaer.com

2. What data do we use?

We process your personal data that we have received directly from you or from third parties as part of our business relationship with you. In addition to data that we receive directly from you, we also obtain and process data on you that is available in the public domain (e.g. the internet, social media, records of debtors, land registries, trade and association registers, newspapers, etc.) or that was provided to us by other companies within the Julius Baer Group or by third parties, in order to properly and adequately fulfil our regulatory and contractual obligations.

The following personal information is processed:

- personal details (name, address, further contact details, date and place of birth, and citizenship);
- identification data (e.g. details of your identification document) and authentication data (e.g. specimen signature);
- order data (e.g. payment order);
- data stemming from the fulfilment of our contractual obligations (e.g. sales data);
- information on your financial situation (e.g. data on creditworthiness, scoring/rating, source of income);
- advertising and sales data;
- record-keeping data (e.g. minutes of consultation)
- other data comparable to the above categories.

3. For what purpose and on what legal basis do we use your data?

a) For the fulfilment of contractual obligations

Your data will be processed to provide financial and securities services and related ancillary services as part of the execution of our contracts with you. The purposes of data processing are based primarily on the specific product (e.g. securities services, financial instrument) and may include, among other things, the acceptance and forwarding of client orders in financial instruments as well as investment advice.

Julius Baer Investment Advisory GesmbH
Himmelpfortgasse 13/8, 1010 Vienna, Austria
T +43 (1) 535 72 02 0, F +43 (1) 535 72 02 20
www.juliusbaer.com

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Managing directors: Ewgeni Smuschkovich, Vladislav Tkac

Registered office of the company: Vienna; commercial register: Vienna; company number: FN 275087s; VAT-ID: ATU 62349444
Competent supervisory authority: Austrian Financial Market Authority (FMA); DVR 4008826

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b) For the safeguarding of the Bank's and of third-party interests

In order to safeguard our legitimate interests and those of third parties, we also process your personal data for the following purposes:

- to manage risks within the Julius Baer Group;
- to assert legal claims and enable defence in legal disputes;
- to prevent violations of the law (e.g. financial offences);
- to ensure IT security and IT operations;
- to take measures to ensure the security of buildings and systems (e.g. entry controls); and
- to take measures for business management purposes and for the development of new services and products.

c) On the basis of your consent

Provided your consent has been given, we are legally permitted to process your personal data for specific purposes. You can withdraw this consent at any time.

Please note that the withdrawal of consent has no retroactive effect on the use of your data.

d) On the basis of statutory requirements or in the public interest

We are subject to various national and European regulatory obligations, such as the Austrian Securities Supervision Act (WAG 2018), the Banking Act (BWG), the Financial Market Money Laundering Act (FM-GwG), if applicable, as well as official orders or regulatory requirements (regulations, circulars, and other guidelines) issued by the Austrian Financial Market Authority (FMA), in particular. The purposes of the processing include identifying and checking identities, preventing fraud and money laundering, fulfilling legal control and reporting obligations, as well as assessing and managing risks within the Julius Baer Group.

4. Who can access your personal data?

Your personal data can only be accessed by persons within the Julius Baer Group that need this access in order to adequately and appropriately fulfil our legal and contractual obligations (need-to-know principle). Furthermore, your data will be processed for the same purpose by service providers and subcontractors instructed by us, while taking into account the relevant data protection prerequisites and our instructions. These are companies that provide banking, IT, communication, and advisory services, as well as distribution and marketing.

If we pass on data to recipients outside of JBIA, it should first be noted that we as an investment firm are obliged to maintain professional secrecy about customer-related information from which we obtain knowledge. Therefore, we may only pass on information about you if valid provisions are in place, if you have consented (e.g. in order to carry out a financial transaction commissioned by you), or if we are authorised by law to provide this information. Subject to these conditions, recipients of personal data can include, among others:

- public bodies and institutions (e.g. tax and law enforcement authorities) in the event of a statutory or regulatory obligation;
- other credit and financial services institutions or similar institutions to which we transmit personal data within the context of their business relationship with you (e.g. correspondent banks, custodian banks, brokers, stock exchanges, information agencies); and
- other companies within the Julius Baer Group, for risk management as a result of legal or regulatory obligations.

Other data recipients can include offices for which you have exempted us from professional secrecy.

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5. Do we transmit data abroad?

The transfer of personal data outside of Austria is only allowed under certain conditions. Primarily, the processing of data has to be lawful in the respective country where the data is being processed. Furthermore, a transfer of data may only take place if the recipient ensures an adequate level of protection. This decision is based primarily on the list of safe countries released and periodically adapted by the European Commission (Art. 45 GDPR), as well as on appropriate safeguards (Art. 46 GDPR), binding corporate rules (Art. 47 GDPR), or the codes of conduct (Art. 40 GDPR) and certification procedures.

We transfer your personal data outside of Austria or the European Union, provided that:

- this is necessary in order to fulfil the contractual obligations that arise out of your business relationship with JBIA (e.g. execution of your orders);
- this is legally required (e.g. regulatory reporting obligations); or
- you have given your consent in this regard.

The recipient has to give a guarantee that appropriate measures are in place to ensure that there is an adequate level of protection, that the data subjects will be able to exercise their rights in case of legal disputes, or that appropriate safeguards have been implemented in order to protect the personal data of the relevant persons.

6. How long will your data be stored?

We collect and process your personal data only as long as this is necessary in order for us to fulfil any relevant legal or contractual obligations.

Should the data no longer be necessary for the aforementioned purposes, we are obligated to erase it in a lawful manner, unless further processing of this data, which is limited in time, is required in order to comply with legal retention periods.

7. What are your rights under the new data protection law?

Each relevant person has the right of:

- access to his/her specific personal data,
- rectification or completion,
- erasure,
- restriction of processing,
- data portability,
- objection, and
- automated decision-making (if applicable).

These rights are included in Articles 13–22 GDPR. Furthermore, you have the right to lodge a complaint with the competent supervisory body (Art. 77 GDPR).

8. What data are you asked to supply?

We require you to provide the data necessary for the acceptance and execution of a business relationship and the fulfilment of the associated contractual and/or legal obligations. Without this data, we are usually unable to conclude or implement the contract with you.

Under the regulations on combating money laundering and the financing of terrorism, in particular, we are obligated to verify your identity on the basis of your identification document, and in this context to collect and store your address, nationality, name, place of birth, date of birth, and identification data prior to the commencement of a business relationship. In order for us to comply with these regulations, you are obligated – especially according to regulations related to money laundering – to supply us with the necessary information. If this information changes during the course of the business relationship, you are obligated to notify us without delay. If you do not provide us with the necessary information, we will not be able to begin or continue a business relationship with you.

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9. Is the decision-making automated?

As a basic principle, we do not use fully automated decision-making for commencing and conducting the business relationship. If we do apply this procedure as an exception in individual cases, we will inform you separately, if this is a statutory requirement.

10. Will your data be automatically processed?

In specific areas, we will process your data on a semi-automatic basis with the aim of evaluating certain personal criteria (profiling). For example, in the following cases:

- In order to combat money laundering, the financing of terrorism, and criminal conduct. We also conduct data assessments (e.g. in payment transactions) to this end. The aim of these measures is to protect you.
- In order to provide you with interesting and appropriate information on our products. This enables us to carry out demand-based communication and advertising, including market and opinion research.

11. Will biometric data be used?

Biometric data is personal data of a particularly sensitive nature. Therefore, where necessary, we will obtain separate, express consent before, for example, using your fingerprint or any other biometric identification feature to access certain applications.

12. Where can you find the current privacy notice?

We reserve the right to make changes to this privacy notice at any time, in writing and by observing the relevant data protection regulations. The current version of this document applies. You can find the applicable version at www.juliusbaer.com/clientdataprivacypolicy#Austria.

13. How can you contact us?

If you have any questions about how we handle your data, please contact your relationship manager, who will be happy to assist you.

Thank you for acknowledging this information.

Vienna, May 2018