

DECLARATION OF CONFIDENTIALITY DATA PROTECTION (PRIVACY NOTICE)

For clients, prospects, counterparties or visitors to the website

Preamble

This Declaration of confidentiality relating to data protection (the “Declaration”) is intended to inform the clients (hereinafter “the Client” or “you”) of SELVI & CIE SA (hereinafter “SELVI” or “we”) and any other person in a relationship or who may enter into a relationship with SELVI (hereafter collectively “you”), about how SELVI processes and handles personal data as a “Data Controller”.

This Declaration is subject to and forms an integral part of SELVI’s General Terms and Conditions. It contains the information required in terms of communication by the Swiss data protection legislation (“Data Protection Act” hereinafter “DPA”), in particular: the type of personal data collected by SELVI, the reasons why they are processed, used or shared, their retention period as well as your rights with regard to them. This Declaration is a separate document, which does not form part of the General Conditions of SELVI, nor of its contractual documents and in no way replaces them.

The “personal data”, within the meaning of this Declaration, are all indications that relate to an identified or identifiable natural person within the meaning of the applicable legislation (e.g. name, passport number, nationality, etc.).

In the context of the business relationship, it may happen that you provide us with information and/or that we become aware in another way of information about another person who has a connection with your business relationship. This person is referred to as a “Related Person”. It may include (i) the administrator, director or employee of a company, (ii) the Trustee, Settlor or Protector of a trust, (iii) the Nominee or beneficial owner of an account, (iv) the holder of substantial interests in an account, (v) the controlling person, (vi) the beneficiary of a specific transaction, or (vii) any holder of a power of attorney (representative or agent).

Therefore, if applicable, we kindly request that you contact all Related Persons in connection with your business relationship with SELVI and provide them with this Declaration or its content (also available on SELVI’s website).

1. Person Responsible for Personal data / Contact person

Within the framework of your business relationship with SELVI, we process information and personal data concerning yourself and/or any person related to you (hereinafter “Data Subject”). This processing is carried out as a “Data Controller”.

The person responsible for data protection within SELVI is the head of the Compliance Department.

2. Scope of Personal Data Collected

SELVI collects and uses personal data related to its clients. It may also be required to collect and use personal data related to individuals associated with its clients (see above), prospects, or other individuals or companies with which it establishes business relationships (counterparties, including subcontractors, suppliers, prospective counterparties, employees or job applicants).

SELVI collects, uses, and processes the personal data collected to the extent necessary for the conduct of its activities and to fulfil its various obligations in this context. Depending on the nature of the service or activity provided or undertaken by SELVI, different types of data may be collected and processed, including:

- Identification data (e.g., name, first name, passport or identity card numbers, nationality, date of birth, country of birth, etc.)
- Contact information (e.g., postal address, email address)
- Family status (e.g., marital status, spouse's name)
- Information related to professional or educational background, past and present (e.g., employment and professional history, title, power of attorney)
- Financial data (e.g., bank details, patrimonial information, origin of assets, amount of income, association with publicly traded companies)
- Data related to investment services (e.g., investment profile, level of experience and knowledge, investment preferences, amounts invested, role in a transaction, transaction details)
- Tax data (e.g., tax identification number)
- Data stemming from electronic means of communication (e.g., emails, phone calls)
- Background checks and/or references (e.g., data obtained from the internet)

SELVI does not collect any **sensitive data** (i.e., personal data related to religious, philosophical, political, or trade union opinions or activities, health, intimate life, racial or ethnic origin, genetic or biometric data, or data related to criminal and administrative proceedings or social assistance measures), unless such data are necessary in the context of a legal obligation that applies to us and/or to enable the execution of certain services under contracts concluded with you or upon explicit consent to do so.

3. Source of Personal Data

The data collected and processed by SELVI may come :

- Directly from information provided by the Data Subjects or individuals associated with them;
- From publicly accessible sources, either free or fee-based (e.g., official databases such as commercial registers, official sanctions lists, data collection agencies, Bloomberg information, websites);
- From specifically appointed or consulted third parties (e.g., recruitment agencies, external consultants).

4. Use and Purpose of Processed Personal Data

The personal data collected by SELVI is processed for specific purposes ("Purposes") and in accordance with the principles of Lawfulness: (i) Compliance with legal and regulatory obligations (Swiss legal obligations or, in some cases, foreign ones), (ii) Proper execution of contractual relationships (including optimisation or, case being, to enable the providing of your services), or (iii) When processing is necessary to satisfy public interests or our legitimate interests when they prevail.

Processing operations of personal data that serve Purposes other than those stated above will be subject to prior consent from the Data Subjects.

The processing operations conducted by SELVI most often include the following:

- (i) Compliance with legal and regulatory obligations:
 - Compliance with obligations related to anti-money laundering, financial crime, terrorist financing, market abuse, and taxation;
 - Compliance with obligations related to investor protection;
 - Compliance with our prudential obligations (risk management, compliance, audit);
 - Legal or regulatory reporting (tax reporting, responses to requests from competent authorities, transaction reporting);
 - Recording, when necessary, of our interactions (e.g., telephone correspondence);
 - Creditworthiness checks.

- (ii) Execution of contracts concluded between us or in the execution of pre-contractual measures:
 - Management of our business relationships, including communications (e.g., registration in the client/subcontractor database, rendering of accounts, communication of administrative information, communications relating to a hiring process or contracts related to counterparties);
 - Performance of services in compliance with contractual obligations (e.g., investment management, commissions / fees handling, collection / recovery / payment of amounts due, execution of instructions / transactions);
 - Provision of suitable products and services;
 - Provision of suggestions or recommendations (if applicable).

- (iii) Satisfy public interests or our legitimate interests:
 - Cooperation with competent authorities and agencies (including supervisory authorities, judicial or police authorities);
 - Meeting operational requirements and business developments (conducting operations, performing technical and administrative tasks);
 - Managing and developing business relationships;
 - Ensuring the receipt of necessary documentation;
 - Managing our risks and those of our clients;
 - Preventing and detecting fraud;
 - Managing the IT infrastructure;
 - Enforcing or defending the rights of SELVI or its employees;
 - Evaluating your profile as counterparty or employee;
 - Collaboration and communications relating to counterparties and employees;
 - Preservation of employment history or contractual relationship.

It is further emphasized that SELVI is subject to confidentiality/privacy obligations arising from data protection, but also from contracts, professional secrecy, or banking secrecy. Personal data processed in the context of business relationships, in particular regarding the clients, are subject to these obligations.

5. Profiling and Automation

In general, SELVI does not rely on decision-making concerning its business relationships or the Data Subjects based on automated processing of personal data ("profiling"). SELVI also does not engage in large-scale processing of sensitive data or high-risk profiling.

However, and in compliance with applicable laws and regulations, SELVI may assess certain characteristics of Data Subjects based on automatically processed personal data, particularly for the purpose of offering personalized service offers, advice, or investment information.

In this context, SELVI may also use technologies to identify risk levels associated with a Data Subject or account activity.

6. Sharing of Personal Data

It is possible that personal data collected by SELVI may be transmitted to third parties when such transmission complies with the Purposes (see above), within the framework of applicable laws and regulations and/or contractual obligations. The recipients and content of the data transmitted may vary depending on the reason for the transmission.

SELVI may thus transmit personal data to the following recipients:

- Public authorities or administrations such as tax authorities, governmental bodies, judicial authorities, competent law enforcement authorities, and financial supervisory authorities;
- Participants in financial markets or financial operations (including payment recipients, beneficiaries, nominees, intermediaries, corresponding banks, central or global depositories, brokers, exchanges, registers, clearing and settlement organizations);
- Other financial institutions (e.g., security issuers or funds, in the context of investments, or in case of specific compliance requests);
- Subcontractors appointed by SELVI who commit to maintaining the same level of data protection (IT service providers, tax reporting service providers, archiving companies, human resources service providers);
- Auditors;
- Law firms or legal service providers.

SELVI reserves the right to transmit personal data to other recipients if such transmission is necessary within the scope of its legal and regulatory obligations and/or the provision of its services. SELVI ensures, if necessary, that the transmission is carried out within the required Purposes and based on the principles of Lawfulness.

The aforementioned recipients may in turn, under certain circumstances, process, transfer, or disclose the transmitted personal data. Furthermore, they may be located in countries whose data protection legislation may not necessarily provide the same level of data protection as in Switzerland (e.g., the transmission of personal data in the context of automatic exchange of information to a foreign country as the final recipient).

Failure to communicate the relevant personal data to third parties (especially in case of withdrawal of your consent and/or objection to the transmission) may result in the prevention or cessation of the provision of certain services, or even the termination of business relations with SELVI.

7. International Data Transmission

In the context of its business relationships, and in addition to the point above, SELVI may be required to transfer personal data abroad, especially in cases duly provided for by applicable laws and regulations, in cases that serve an overriding public interest, or in connection with the conclusion or execution of a contract directly or indirectly related to the business relationship.

These international transfers may be made to jurisdictions that:

- (i) Have legislation ensuring a level of data protection recognized as adequate by Switzerland (the Federal Council);
- (ii) Do not have legislation ensuring a level of data protection considered adequate:

In such cases, SELVI will only transfer personal data if it can ensure that an appropriate level of protection is nonetheless guaranteed, particularly through specific agreements or standard contractual clauses approved by the competent Swiss authorities.

Alternatively, SELVI may transfer the relevant personal data if legal exceptions (exceptions provided for in the Federal Act on Data Protection) allow for the transfer, especially if the envisaged transfer is necessary for the conclusion or execution of a contract between SELVI and its Client or based on the Client's consent.

In this regard, and hereby, SELVI's Client understands that within the scope of the services provided to them, especially in the context of investments, SELVI may need to transfer their personal data to an entity (e.g., fund management) located in a country not considered to have legislation ensuring an adequate level of protection.

The Client understands and acknowledges that such a transfer, if necessary, is directly related to the conclusion/execution of the contract signed between SELVI and the Client and/or the conclusion/execution of the contract signed between SELVI and the entity to which the Client's personal data is transferred. In the latter case, the Client acknowledges additionally that such a transfer is in their interest, as it is necessary for SELVI to carry out the mandate granted by the Client. In both cases, the Client acknowledges that their personal data may be transferred to the foreign country concerned within the meaning of the Federal Act on Data Protection.

8. Data Security

SELVI takes precautions to prevent any breach of the security of personal data. In this context, organizational and technical security measures are implemented (e.g., limiting access to your personal data to employees who need it in the course of their duties, automatic checks to identify dangerous emails) to prevent your personal data from being accidentally lost, accessed, or used without authorization, altered, or disclosed.

SELVI also ensures, in particular, that its subcontractors who may have access to personal data only process them according to our instructions, within the limited scope of their involvement, and provided that they meet and guarantee a similar level of data protection.

9. Data Protection Rights

Subject to applicable law, you have the following rights, upon request to SELVI:

- Right to access your personal data: to obtain the content or a copy of your personal data held and processed by SELVI;
- Right to rectification of your personal data: if you believe your personal data is incomplete or inaccurate, you can request correction;
- Right to erasure: by which you are empowered to request the deletion of personal data when their processing is no longer necessary for the Purposes or is no longer lawful for other reasons (subject to legal obligations, including mandatory retention periods);
- Right to restrict the processing of personal data: allowing you to suspend the processing of your personal data (e.g., if you want the accuracy of the data to be verified or if you believe that the processing is unlawful);
- Right to object to the processing of your personal data (subject to SELVI's legitimate interests and legal obligations);
- Right to withdraw your consent to the processing of your personal data: if applicable, this may involve limiting or ceasing certain provided services, or even terminating your business relationship with SELVI;
- Right to data portability: the right to request the delivery of your personal data (subject to legal requirements and technical possibilities) or to request their transfer to a third party.

It is noted that SELVI may process personal data, even in the case of opposition by the Data Subject, in the following cases: (i) legal obligation, (ii) processing necessary for the performance of a contract to which the Data Subject is a party, (iii) processing necessary to fulfil an overriding public interest, (iv) processing necessary for SELVI's legitimate interests, including the establishment, exercise, or defence of a legal right.

SELVI does not use personal data for marketing purposes. If, nevertheless, this were to be the case, the Data Subject has the right to request that SELVI refrains from doing so.

In the event of an unsatisfactory resolution of a matter related to the processing of personal data with SELVI, the Data Subject has the right to file a complaint with the competent data protection authority.

Furthermore, SELVI emphasizes the importance, within the scope of its activities, of having accurate and current personal data and therefore the necessity of being informed of any changes regarding your personal data as soon as possible.

10. Retention of Personal Data

Personal data is retained by SELVI for as long as necessary to achieve the Purposes, subject to (i) applicable legal or regulatory obligations regarding the retention of personal data for a longer period, (ii) legal retention requirements to preserve necessary information, (iii) the need to retain this data for the establishment, exercise, or defence of SELVI's rights in legal actions.

Thus, most personal data related to SELVI's clientele, as well as personal data relating to counterparties or employees of SELVI, is retained for the duration of the contractual relationship and for a certain number of years after the end of the relationship or any other duration imposed by law. Information regarding the retention periods of your personal data is available from SELVI upon request.

11. Changes to the Declaration of Confidentiality

This Declaration may be amended by SELVI at any time without informing the Data subjects. However, any new version will be published by SELVI on its website, this version prevailing.

In the event of any conflict arising out of the provisions of this Declaration, the French version of the Declaration shall prevail.

12. Contact Information

For any questions or requests regarding the use of your personal data, you can contact SELVI or directly address our internal data protection officer.

SELVI & CIE SA
4 rue du Grütli
1204 Geneva
Switzerland
administration@selvi.ch
Tel : +41 22 318 88 00