

## INVESTOR PRIVACY NOTICE

### 1. INTRODUCTION

#### 1.1 We value your privacy

Mitsubishi UFJ Investor Services & Banking (Luxembourg) S.A. (the "**Bank**") provides fund related services to investment funds and their delegates, such as the management company or AIFM (all together, the "**Controllers**"). The Bank and its affiliates and service providers, as a data processor on behalf of the Controllers (the "**Processors**"), will collect, store, use, disclose or otherwise process personal data of individuals (the "**Data Subjects**") who are shareholders (the "**Investors**") or are linked to shareholders (such as employees, managers, board members, signatories, beneficial owners, etc.) in the relevant investment funds.

The Processors will process Personal Data in accordance with Regulation (EU) 2016/679 of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (the "**General Data Protection Regulation**", "**GDPR**", as well as any applicable law or regulation relating to the protection of personal data (together the "**Data Protection Law**").

The Processors collect and use Personal Data for the purposes of providing investment services, managing customer relations and complaints, managing, testing, securing and optimising the Bank's systems and compliance with legal or regulatory obligations, based either on the necessity for the provision of the services, legal obligations or their legitimate interests.

Personal Data processed includes mainly identification details, including professional details, financial and tax information necessary for the provision of the services and legal reporting and KYC/AML related information and is kept for a period of up to 10 years after the end of the relationship.

Personal Data may be shared with affiliates and service providers, some of which are not located within the European Economic Area ("EEA"), in countries that may not provide the same level of data protection than the EEA. In such cases, appropriate safeguards are put in place.

The Bank's Privacy Notice sets out to explain the details of the Bank's role as Processor, the purposes of data processing, types of data processed, of individuals concerned, disclosures, transfers and individual rights as well as contact details as to where further requests may be made.

#### 1.2 Electronic storage

The Processors may store and process, by electronic or other means, Personal Data of Data Subjects on computer systems.

## 2. COUNTERPARTIES

### 2.1 Controllers

Personal Data provided or collected in connection with an investment in the Fund may be processed by the investment fund (the "**Fund**") and its delegates, as (joint) data controllers (i.e. the "**Controllers**").

Further entities may process Personal Data of Data Subjects as data controllers in the course of the investment in the Fund, such as local and foreign authorities, courts, governmental or regulatory bodies, including tax authorities.

### 2.2 Processors

The Bank (a Processor) processes Personal Data of Data Subjects as a service provider and data processor on behalf of the Controllers, in particular in its roles as Central Administration Agent, Transfer and Domiciliation Agent of the Fund and as a FATCA/CRS reporting service provider.

Further entities (also Processors) may process Personal Data of Data Subjects on behalf of the Bank, in particular its affiliates and service providers such as auditors, legal, financial or technical advisers.

The Processors may act as data processor on behalf of the Controllers and, in certain circumstances, as data controller, in particular for managing, testing, securing and optimising their systems and compliance with their own legal obligations in accordance with applicable laws and regulations (such as anti-money laundering identification) and/or order of competent jurisdiction.

## 3. DATA SUBJECTS

The Processors may process Personal Data of Investors (if individuals) and any individuals connected to them (if legal entities), such as signatories, employees, ultimate beneficial owners, individual shareholders, etc.

## 4. PERSONAL DATA PROCESSED

Personal Data on Data Subjects processed by the Processors may include the following categories, without limitation:

- Personal identification data, including electronic identification data and identification data issued by public authorities (e.g. passport or national ID)
- Bank and financial data, such as account numbers and type and number of shares held
- Tax information
- Personal details such as gender, age, date and place of birth, etc.

- Education
- Professional and employment details such as employer, position, professional contact details
- Judicial data, criminal records, criminal offences or convictions and similar
- Political status
- Images and sound
- Any other Personal Data that is necessary to the Controllers and the Processors for the purposes described in this Privacy Notice.

## 5. SOURCE OF PERSONAL DATA

Personal Data is collected directly from the Data Subjects, from the Customer or may be collected through publicly accessible sources including company and trade registers in relevant jurisdictions or other third party data sources such as European, national or foreign authorities (e.g. sanctions lists) or screening databases such as Thomson Reuters World-Check.

## 6. PURPOSES OF DATA PROCESSING

Personal Data may be processed for the purposes of:

- (a) Providing investment services such as
  - (i) Account opening
  - (ii) Subscriptions and redemptions
  - (iii) Verification of transfer agent registers
  - (iv) Contract notes
  - (v) Client reporting
  - (vi) Cash transfers
  - (vii) Shareholder notices
  - (viii) Shareholder meetings
  - (ix) Proxy voting
  - (x) Corporate actions
  - (xi) Dividend distribution

- (b) Managing customer communications, relations and complaints
- (c) In-house legal advice and litigation management
- (d) Managing, testing, securing and optimising the Bank's systems and infrastructure, through measures such as:
  - (i) Managing IT assets
  - (ii) Controlling building access
  - (iii) Video surveillance
  - (iv) Maintaining and using document archiving systems
  - (v) Managing access rights
  - (vi) Testing system and applications
  - (vii) Monitoring email systems
  - (viii) Managing technical incidents and providing user support
  - (ix) Maintaining and using incident and threat management systems
  - (x) Ensuring business continuity and disaster recovery
  - (xi) Applying whistleblowing processes

Personal Data may also be processed to comply with legal or regulatory obligations including, but not limited to

- (i) legal obligations under applicable fund law;
- (ii) internal and external audits;
- (iii) prevention of terrorism financing law;
- (iv) anti-money laundering law (such as carrying out customer due diligence);
- (v) prevention and detection of crime;
- (vi) tax law (such as reporting under the FATCA and the CRS Law (as applicable)).

## 7. PROCESSING GROUNDS

The Processors may collect, use, store, retain, transfer and/or otherwise process Personal Data on behalf of the Controllers:

- (a) as a result of the subscription of the Investors to the shares of the Fund, where necessary to perform the services or to take steps at the request of the Investors prior to such subscription, including the holding of shares in general and/or;
- (b) to comply with a domestic legal or regulatory obligation of the Controllers or the Processors and/or;
- (c) for the purposes of the legitimate interests pursued by the Controllers or by the Processors, which mainly consist in
  - (i) the performance of the services in the event where the application of subscription is not entered into directly by the concerned Investors as natural persons;
  - (ii) the management, testing, securing and optimising of their systems and infrastructure;
  - (iii) the management of customer communications, relations and complaints;
  - (iv) the provision of in-house legal advice and management of contentious proceedings;
  - (v) compliance with foreign laws and regulations and/or any order of a foreign court, government, supervisory, regulatory or tax authority, including when providing the services to any beneficial owner and any person holding shares directly or indirectly in the Fund.

## 8. RECIPIENTS OF PERSONAL DATA

Personal Data may be disclosed to and/or transferred to by the Processors to their affiliates and service providers, as well as any court, governmental or regulatory bodies including tax authorities (i.e. the “**Authorised Recipients**”).

The Authorised Recipients may act as data processor on behalf of the Controllers or, in certain circumstances, as data controller for pursuing their own purposes.

The Investors acknowledge that the Authorised Recipients, including the Processors, may be located outside of the European Economic Area (“EEA”) in countries which are not subject to an adequacy decision of the European

Commission and which do not offer the same level of data protection as in the EEA or where data protection laws might not exist.

Relevant affiliates and service providers of the Bank include:

Mitsubishi UFJ Investor Services & Banking (Luxembourg) S.A (Dublin Branch) – Ireland

MUFG Lux Management Company S.A. – Luxembourg

Mitsubishi UFJ Trust & Banking Corporation – Japan

Mitsubishi UFJ Financial Group, Inc – Japan

Mitsubishi UFJ Trust and Banking Corporation, London Branch – United Kingdom

Mitsubishi UFJ Trust and Banking Corporation, New York Branch – United States of America

Mitsubishi UFJ Trust International Limited – United Kingdom

MUFG Alternative Fund Services (Cayman) Limited – Cayman Islands

MUFG Alternative Fund Services (Ireland) Limited – Ireland

MUFG Alternative Fund Services (Jersey) Limited – Jersey

MUFG Bank, Ltd. – Japan

MUFG Fund Services (Bermuda) Limited – Bermuda

MUFG Fund Services (Canada) Limited – Canada

MUFG Fund Services (Cayman) Limited – Cayman Islands

MUFG Fund Services (Halifax) Limited – Canada

MUFG Fund Services (Hong Kong) Limited – Hong Kong

MUFG Fund Services (Ireland) Limited – Ireland

MUFG Fund Services (Singapore) Pte Limited – Singapore

MUFG Fund Services (UK) Limited – United Kingdom

MUFG Fund Services (USA) LLC – United States of America

MUFG Fund Services Limited – Bermuda

MUFG Investor Services (US) LLC – United States of America

Investment managers appointed by the Fund to provide portfolio management services in various jurisdictions depending on the location of investors and/or assets or pursuant to other criteria as further described in the fund offering documentation

Brown Brothers Harriman (Luxembourg) S.C.A. – Luxembourg

The Bank of New York Mellon, London Branch – United Kingdom

Euroclear Bank SA/NV – Belgium

CLEARSTREAM SERVICES – Luxembourg

DEVOTEAM S.A. – Luxembourg

EBRC – Luxembourg

Fundsquare S.A. – Luxembourg

IBM Luxembourg S.à r.l. – Luxembourg

Lab Luxembourg S.A. – Luxembourg

TELINDUS – Luxembourg

Auditors

External consultants

Lawyers

Third parties designated by the Customer

## **9. INTERNATIONAL DATA TRANSFERS**

The Controllers undertake not to transfer the Personal Data to any third parties other than the Authorised Recipients, except as disclosed to the Investors from time to time or if required or permitted by applicable laws and regulations, including Data Protection Law, or by any order from a court, governmental, supervisory or regulatory body, including tax authorities.

By subscribing shares in the Fund, Investors acknowledge that Personal Data may be processed for the purposes described above and in particular, that the transfer and disclosure of Personal Data may take place to countries which do not have equivalent data protection laws to those of the EEA, including the Data Protection Law, or that are not subject to an adequacy decision of the European Commission.

These countries include Japan, the United States of America, Bermuda, Cayman, Hong Kong, Singapore.

The Controllers may transfer Personal Data to the Authorised Recipients (i) on the basis of appropriate safeguards according to Data Protection Law, such as standard contractual clauses, binding corporate rules, an approved code of conduct, or an approved certification mechanism or, (ii) for the performance of the Investment Services or for the implementation of pre-contractual measures taken at the Investors' request or, (iii) for the Processors to perform their services rendered in connection with the Investment Services or, (iv) for important reasons of public interest or, (v) for the establishment, exercise or defence of legal claims or, (vi) where the transfer is made from a register which is legally intended to provide information to the public or, (vii) for the purposes of compelling legitimate interests pursued by the Controller[s] or the Processors, to the extent permitted by Data Protection Law.

## 10. INFORMATION TO DATA SUBJECTS

Insofar as Personal Data provided by the Investors include Personal Data concerning Data Subjects, the Investors represent that they have authority to provide Personal Data of Data Subjects to the Controllers and/or Processors. If Investors are not natural persons, they confirm that they have undertaken to inform any Data Subject about the processing of their Personal Data and their rights as described under this Privacy Notice, in accordance with the information requirements under the Data Protection Law. The Controllers and Processors may assume, where applicable, that Data Subjects have, where necessary, been informed of the processing and transfer of their Personal Data and of their rights as described under this Privacy Notice.

## 11. MANDATORY DATA PROCESSING

Answering questions and requests with respect to Data Subjects' identification and shares held in the Fund, FATCA and/or CRS is mandatory. Investors acknowledge and accept that failure to provide relevant personal data requested by the Controllers or Processors in the course of their relationship with the Fund may prevent them from maintaining the holding of their shares in the Fund and may be reported to the relevant Luxembourg authorities.

Investors acknowledge that the Controllers or Processors may report any relevant information in relation to their investments in the Fund to the Luxembourg tax authorities (*Administration des Contributions Directes*) which will exchange this information on an automatic basis with the competent authorities in the United States or other permitted jurisdictions as agreed in the FATCA, CRS or similar legislation, at OECD and EU levels or equivalent Luxembourg legislation.



## 12. DATA SUBJECT RIGHTS

Each Data Subject may request (i) access to, rectification, or deletion of, any incorrect Personal Data concerning him/her, (ii) a restriction of processing of Personal Data concerning him/her and, (iii) to receive Personal Data concerning him/her or to transmit those Personal Data to another controller in accordance with Data Protection Law and (iv) to obtain a copy of or access to the appropriate or suitable safeguards which have been implemented for transferring the Personal Data outside of the EEA, in the manner and subject to the limitations prescribed in accordance with Data Protection Law. In particular, Data Subjects may at any time object, on request and free of charge, to the processing of Personal Data concerning them for any processing carried out on the basis of the legitimate interests of the Controller[s] or Processors.

## 13. CONTACT DETAILS AND SUPERVISORY AUTHORITY

Each Data Subject should in general address their requests for information or to exercise their rights to the Controllers.

For any information related to the processing of their Personal Data by the Bank or the Processors under this Privacy Notice, Data Subjects can contact the Data Protection Officer of the Bank via post mail to the attention of the "Data Protection Officer of Mitsubishi UFJ Investor Services & Banking (Luxembourg) S.A." at 287-289, Route d'Arlon, L-1150 Luxembourg, Grand-Duchy of Luxembourg, or via email at [dataprotectionoffice@lu.tr.mufig.jp](mailto:dataprotectionoffice@lu.tr.mufig.jp).

In case a Data Subject wants to formulate a complaint in terms of the data processing by the Bank and its affiliates or service providers under this Privacy Notice, such complaint should also be addressed to the Data Protection Officer. Should the Bank not be able to resolve such complaint and in any event, the Data Subject may address a complaint to the supervisory authority, the *Commission Nationale pour la Protection des Données* ("CNPD"). Further details on the complaint process can be found at <https://cnpd.public.lu/en/particuliers/faire-valoir/formulaire-plainte.html>.

## 14. RETENTION PERIODS

Personal Data is held until the Investors cease to hold any share in the Fund and a subsequent period of 10 years thereafter where necessary to comply with applicable laws and regulations or to establish, exercise or defend actual or potential legal claims, subject to the applicable statutes of limitation, unless a longer period is required by applicable laws and regulations. In any case, Personal data will not be held for longer than necessary with regard to the purposes described in this Privacy Notice, subject always to applicable legal minimum retention periods.