

Annex I - PRIVACY NOTICE

This privacy notice informs you, our clients and/or individuals related to you whose data we process in the course of our relationship with you (e.g. legal representatives, beneficial owners, contact persons, etc.) about the processing of your personal data (i.e. data by which you may be directly or indirectly identified), as well as of your rights in accordance with data protection legislation (the **Privacy Notice**), notably Regulation 2016/679 of the European Parliament and of the Council of 27 April 2016 (the **GDPR**).

1. WHO IS THE DATA CONTROLLER AND WHO TO CONTACT?

Any personal data provided to or collected by us will be processed (i.e. used, stored, transmitted, etc.) in accordance with this Privacy Notice by us:

EAST-WEST UNITED BANK S.A., a limited company (*société anonyme*) incorporated and registered in the Grand Duchy of Luxembourg with company number B12049 whose registered office is at 10 Boulevard Joseph II, L-1840 Luxembourg, Grand Duchy of Luxembourg.

We act as a data controller when we process your personal data.

If you have any questions or comments or want to exercise your right, you may contact us, via our registered office or via the following e-mail address: dpo@ewub.lu.

2. WHAT PERSONAL DATA IS PROCESSED?

The following categories of personal data may be processed:

- identification data (e.g. name, e-mail, postal address, telephone number, country of residence, passport, identity card, identification credentials to connect to the services);
- electronic identification data (e.g. IP addresses, cookies, traffic data);
- personal characteristics (e.g. date of birth, marital status);
- banking and financial data (e.g. financial identification, financial situation (including loans, assets, expenses, etc.), risk profile, investment objectives, payments, orders);
- employment and occupation (e.g. employer, function, title, place of work);
- data received in the context of performing the agreement (e.g. securities orders, account positions and transactions, power of attorneys);
- communications (e.g. exchange of communication with us);
- tax-related documents and information;
- images and sound (e.g. copies of identifications documents);
- advertisement and sales data (e.g. potential interesting products for you).

These types of personal data may include special categories of data (e.g. information about political opinions, memberships and affiliations to trade unions or similar groups).

We may collect personal data about you directly or from other public or private legitimate sources. Such sources include third party data aggregators, public sources, and credit rating agencies.

3. FOR WHICH PURPOSES DO WE PROCESS YOUR DATA AND ON WHICH LEGAL BASIS?

Hereinafter, we inform you about the purposes and legal basis of the processing of your data by us.

3.1 For the performance of contractual obligations if you are a client who is a natural person

We process your data in view of entering into or for the performance of our contracts with you, e.g. the administration of your account, for the execution of your orders, including the management of your deposits and loans, investments and other banking services, evaluation of your financial needs, monitoring of your financial situation including assessing your creditworthiness and solvency and generally for conducting our business relationship with you. The specific data processing purposes are determined in accordance with the particular product and the underlying contract.

3.2 For compliance with legal and regulatory obligations

We are subject to various legal obligations in terms of statutory (e.g. laws of the financial sector, anti-money laundering laws, tax laws) and regulatory requirements (e.g. the *Commission de Surveillance du Secteur Financier (CSSF)*).

This includes processing your personal data for:

(i) Legal and/or regulatory obligations such as applicable legislation on markets in financial instruments (**MIFID**), Know-Your-Customer (**KYC**), obligations on anti-money laundering and combating the financing of terrorism (**AML/CFT**), obligations on protection against late trading and market timing practices, accounting obligations, to comply with requests from Luxembourg regulatory, government and/or judicial authorities;

(ii) Identification and reporting obligations under tax laws, including domestic or international exchange tax information mechanisms. In the context of such obligation personal data may be processed and transferred to the Luxembourg tax authorities, who, in turn and under their control, may transfer such personal data to other competent tax authorities, including, but not limited to, the competent authorities of the United States of America.

3.3 For purposes that are in our legitimate interest

We may also process your data on the basis of a balance of interests to pursue our or a third party's legitimate interests. This is carried out for the following purposes:

- For rendering the services towards our business customers which includes the provision of client-related services such as account administration, handling of payments or other transactions, for internal audit validations, communications and more generally performance of services requested by and operations in accordance with the instructions of the client;
- General management and development of services, systems and products;
- Fulfilment of our internal requirements and those of our group affiliated companies, including credit and risk management, insurance, audit and management purposes;
- To assure the safety and continuity of IT services;
- Advertisement and marketing research;
- For the establishment, exercise and defence of legal claims;
- In the context of mergers, acquisitions and divestitures and the management of transactions related thereto;
- For the prevention and investigation of crime, as well as risk management and fraud prevention.

Our interest for the respective processing of data is based on the respective purposes and is otherwise of economic nature (efficient task fulfilment, sales, and avoidance of legal risks).

3.4 With your consent

This includes the use and further processing of your personal data with your explicit consent thereto (which consent may be withdrawn at any time, without affecting the lawfulness of processing based on consent before its withdrawal), e.g. for the purpose of receiving marketing materials (about products and services of the group of companies to which we belong or those of our service providers or commercial partners), information about promotional offers or recommendations about services.

4. WHO RECEIVES MY DATA?

We may disclose your personal data to the following recipients:

- Other departments, subsidiary or affiliated companies;
- Our shareholders, representatives, employees, agents and delegates;
- Credit card issuers, custody banks, insurance companies and other companies who need to receive the data for the execution of the contract between the customer and us;
- Our professional advisors (auditor, tax and legal advisors) including their respective advisers, auditors, delegates, agents and service providers;
- Our service providers;
- Administrations, public services, local authorities and institutions (e.g. the CSSF, tax authorities) in the case of an existing or newly statutory or regulatory obligation;
- Entities that act on behalf of you or which have a business relation with you such as, payment recipients, beneficiaries, authorized representatives, intermediaries, settlement systems, companies in which you hold securities;
- Specialised companies, such as the Society for Worldwide Interbank Financial Telecommunication (**SWIFT**) and clearing companies that process personal data relating to money transactions and that can use for those purposes processing centres that are located within the European Union or abroad (particularly the United States);
- Other financial institutions or credit agencies in order to receive or provide credit reports;
- Brokers that introduce or bring contact to us,
- Parties involved in the context of a business reorganisation, transfer, disposal, merger or acquisition on the level of our company or our group of companies to which we belong;
- Other entities (e.g. for marketing purposes), based on your consent.

5. HOW LONG WILL WE KEEP YOUR DATA?

We will keep your personal data for the duration of our business relationship, which includes the preparation and signing of a contract.

In addition, we will retain your personal data for ten (10) years after the closing of the end of the financial year to which they relate or any longer period as may be imposed or permitted by law, in consideration of the purposes for which they have been collected and the legal limitation periods (including for litigation purposes).

If any relevant legal claims are brought, we may continue to process the personal data for such additional periods as necessary in connection with such claims.

6. WHERE IS PERSONAL DATA TRANSFERRED TO?

For the purposes listed above, your personal data will be transferred to any of the aforementioned recipients in any jurisdiction.

Transfers of such data shall be made to countries located in or outside of the European Economic Area (the EEA). Certain countries in which recipients and data processors may be located and to which personal data may be transferred may not have the same level of protection of personal data as the one afforded in the EEA.

Personal data transferred to countries outside of the EEA will be protected by appropriate safeguards such as standard contractual clauses approved by the European Commission and you may obtain a copy of such safeguards by contacting us using the contact details set out in section 1 above.

In particular, personal data may be transferred to the Russian Federation.

7. DO I HAVE THE OBLIGATION TO PROVIDE THE DATA?

In the context of our business relationship, you only have to provide those personal data that are necessary for the formation, performance, and termination of a business relationship or that we are required by law to collect from you.

Without those data, we will generally refuse to sign or to perform the contract, or stop performing or, where appropriate, terminate an existing contract. In particular, anti-money laundering laws require us, before entering into a business relationship with you, to identify you, for example by demanding your identity card, your name, date of birth, place of birth, nationality and official residence. In order for us to comply with those legal requirements, you have to provide us, with the necessary information and documents and to inform us immediately of any subsequent change. We cannot enter into the desired business relationship with you, if you do not provide us with the necessary information and documents.

8. TO WHAT EXTENT DO WE USE AUTOMATED DECISION-MAKING AND PROFILING?

In general, we do not use automated individual decision-making for the formation and performance of the business relationship. If we should rely on such processing in a particular situation, we are going to inform you separately, insofar we are legally required to do so.

We process your data partly by automated means in order to evaluate certain personal aspects (so called "profiling").

By virtue of statutory and regulatory requirements, we are obliged to take part in the fight against money laundering, economic crime and terrorist financing. For that purpose, we also analyse your data (*inter alia* your transactions). In addition, we use profiling for fraud prevention and detection purposes. These measures are also for your own protection.

9. WHAT ARE MY RIGHTS?

You have the following rights in relation to your personal data which are granted to you under the GDPR.

9.1 Right to information, rectification, erasure and restriction of processing

You may request to obtain at no costs, within reasonable intervals, and in a timely manner, the communication of your personal data being processed, as well as all information on the origin of those data.

You also have the right to rectify your personal data held about you that is inaccurate.

In cases where the accuracy of the personal data is contested, the processing is unlawful, or where you have objected to the processing of your personal data, you may ask for the restriction of the processing of such personal data. This means that personal data will, with the exception of storage, only be processed with or for the establishment, exercise or defence of legal claims, for the protection of the rights of another natural or legal person or for reasons of important

public interest of the European Union or of an EU Member State. In case a processing is restricted, you will be informed before the restriction of processing is lifted.

You may request the deletion of personal data held about you, without undue delay when the use or other processing of such personal data is no longer necessary for the purposes described above, and notably when consent relating to a specific processing has been withdrawn or where the processing is not or no longer lawful for other reasons.

9.2 Right to object

You may object to processing of your personal data which is based on the legitimate interests pursued by us or by a third party. In such a case we will no longer process your personal data unless we have compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims.

You have also the right to object at any time to processing of your personal data for marketing purposes, which includes profiling to the extent that it is related to such direct marketing. If you object to processing for direct marketing purposes, your personal data will no longer be processed for such purposes.

Your right to object is not bound to any formalities.

9.3 Right to withdraw consent

You have the right to withdraw your consent at any time, without affecting the lawfulness of processing based on consent before its withdrawal. The withdrawal only affects future processing.

9.4 Right to data portability

Where the processing of your data is based on consent or the execution of a contract with you and the processing is carried out by automated means, you also have the right to data portability for information you provided to us – this means that you can obtain a copy of your data in a commonly use electronic format so that you can manage and transmit it to another controller.

9.5 Right to lodge a complaint

In the event that you wish to make a complaint about how we process your personal data, please contact us in the first instance at the email address indicated above and we will endeavour to deal with your request as soon as possible. This is without prejudice to your right to file a complaint with the Luxembourg data protection authority, the *Commission nationale pour la protection des données (CNPD)*, or another competent European data protection authority (e.g. in your country of residence), in the event you have concerns on the processing of your personal data.

10. AMENDMENTS OF THIS PRIVACY NOTICE

We may amend this Privacy Notice from time to time to ensure that you are fully informed about all processing activities and our compliance with applicable data protection legislation. You will be notified of changes to the Privacy Notice by appropriate means.