Data Protection Notice

1. General Information

The purpose of this data protection notice (hereinafter: **the** "**Notice**") is to inform the Client (as defined in Section 2) and any third party, in a transparent manner, about the processes for the collection and processing of personal data (hereinafter: the **"Personal Data**") carried out by Bordier & Cie SCmA (hereinafter: **the "Bank"**) in its capacity as data controller, in the course of its activities.

This Notice supplements, without replacing, the terms of the General Terms and Conditions relating to data protection as well as the contractual agreements binding the Client to the Bank, to which the Client is expressly referred.

2. Definitions

Personal Data means any information relating to an individual that enables that person to be identified either directly (*e.g.* first name and surname) or indirectly (*e.g.* a passport number).

In the course of its activities, the Bank may collect and process Personal Data relating to the following persons:

- potential, current or former individual clients (hereinafter: the **"Client"**); and
- individuals in respect of whom the Client, or a third party, has provided the Bank with Personal Data in the context of business relationships with the Bank (hereinafter: the **"Related Person"**). These may include, in particular, the beneficial owner of an account, the holder of a power of attorney, the authorised representative of a legal entity, a legal representative, a person opening an account on behalf of a third party, the originator or recipient of a payment order, a trustee, a business partner or a family member.

It is the Client's responsibility to pass on to the Related Persons the information contained in this Notice.

The Client and the Related Person are collectively referred to as the **"Data Subject"**.

3. Data collection and processing

The Bank collects and processes, in particular, the following Personal Data relating to Data Subjects:

Category of Personal Data	**Examples**
Personal identification data	First name, last name, address, telephone number, email address, business contact details, photographs, gender, marital status, family details (last name and first name of spouse and children, etc.), telephone recordings between the Client and the Bank.
Authentication data	Specimen signature.
Personal characteristics	Date of birth, country of birth, nationality, tax residence and other tax-related information.

Identification documents issued by public bodies	Passport, identity card, tax identification number, social security number.
Professional information	Employer's name, job title, professional experience, power of representation, any professional proceedings or sanctions.
Financial information	Bank details, financial and credit history, account history, financial and economic situation.
Information relating to transactions or investments	Current and past investments, investment profile (investment knowledge/experience), investment preferences, amounts invested, volume of financial instruments held, role played in a transaction (seller/buyer), transaction details.
Verification information	Information collected in the context of legislation on combating money laundering and the financing of terrorism, reputation and background checks, any sanctions or proceedings.
Marketing and sales data	Scores generated for advertising campaigns, communication preferences, areas of interest.

In this context, the processing" refers to operations relating to Personal Data, regardless of the means and methods used (*e.g.* the collection, use, modification, disclosure and erasure of Personal Data).

This Personal Data is collected, in particular, from the following sources:

- directly from each Data Subject; or
- indirectly through external sources such as public registers, government agencies, credit reference agencies, other companies within the Bordier Group, or other third-party or public sources (*e.g.* the commercial register, UN or European Union sanctions lists, the register of beneficial owners).

4. Purposes of processing

Personal Data is processed by the Bank, in particular, for the following purposes.

a) Fulfilment of a contractual obligation

The Bank may process Personal Data in this context in order to fulfil its contractual obligations, in particular:

- establishing a business relationship with the Bank or opening an account, *e.g.* all steps taken by the Bank to identify a Data Subject;
- the management of the contractual relationship with the Client, *e.g.* providing financial services, dealing with the Client's enquiries or complaints regarding the services provided, facilitating debt recovery activities, and making decisions regarding the granting of Lombard loans; and
- the management, administration and distribution of collective investment schemes, including services related to such activities, *e.g.* processing applications for the subscription, conversion and redemption of units in collective investment schemes.

b) Compliance with a legal or regulatory obligation

The Bank may process Personal Data in this context in order to comply with its legal or regulatory obligations, in particular:

- The provision of legally required information on the Bank's products and services to the Data Subjects;
- The compliance monitoring with legal and regulatory obligations, in particular with regard to financial market regulations, as well as in the context of the client onboarding process and periodic compliance checks, including compliance with anti-money laundering and fraud prevention regulations, as well as legal obligations relating to sanctions and embargoes;
- any form of cooperation with the competent authorities, such as prudential supervisory authorities, authorities responsible for combating money laundering and the financing of terrorism, judicial authorities in the context of proceedings and investigations or for the purposes of crime prevention, and authorities involved in the automatic exchange of tax information, *e.g.* in the context of the automatic exchange of financial accounts information ("AEOI") and the *Foreign Account Tax Compliance Act* for US taxpayers ("FATCA");
- any measures taken in relation to risk management, *e.g.* market risks, credit risks, operational risks, liquidity risks, legal risks and reputational risks;
- the recording of telephone conversations and electronic communications with Data Subjects for the purpose of combating fraud and other offences; and
- the assessment of the risks to which the Bank is exposed and the making of decisions relating to risk management.

c) The Bank's legitimate interest

The Bank may process Personal Data in this context where necessary to pursue one of its legitimate interests, in particular:

- developing the business relationship and commercial prospecting;
- improving the Bank's internal organisation and processes, including in relation to risk management;
- protecting the Bank's interests, *e.g.* analysing and improving the quality of the services and products provided, training the Bank's staff and managing the Bank's risks;
- the recording of telephone conversations and electronic communications with Data Subjects for the purpose of managing the Bank's risks;
- enabling the Bank to establish facts, exercise a right or defend itself against a current or future claim, *e.g.* in the context of its relationship with the Client or with third parties;
- enabling the Bank to respond to an investigation by a public authority, in Switzerland or abroad;
- IT security and the functioning of the Bank's IT operations; and
- the security of the Bank's premises, the safety of staff and visitors, and the security of property and information located, stored or accessible from the Bank's premises, as well as the prevention of unauthorised access to secure areas (*e.g.* by means of a CCTV system).

If the Bank does not have certain Personal Data relating to the Client, it may be unable to establish a relationship with the Client or to provide the requested financial service if the processing of the missing Personal Data is required.

Should the Bank need to process Personal Data for purposes other than those set out above, the Bank will inform the Data Subject and, where necessary, seek their consent.

5. Consent of the Data Subject

Where the Data Subject's consent is required by applicable law or constitutes the legal basis on which the Bank intends to rely for a specific processing operation involving Personal Data, the Bank shall provide the Data Subject with the necessary information to enable them to give their free and informed consent to the processing in question.

Where consent relates to the processing of sensitive Personal Data or to high-risk profiling, it shall be obtained expressly where required by applicable legislation.

In certain situations, in particular where the Bank uses AI-related Tools (as defined in Section 10) involving the processing of Personal Data by an external service provider and where the proposed processing requires the Data Subject's consent, specific consent may be sought from the Data Subject.

The Data Subject may withdraw their consent at any time; such withdrawal shall only take effect for the future; however, if the processing is necessary for the provision of a service and no other grounds justify it, such withdrawal may result in the Bank being unable to continue providing the service in question.

6. Disclosure of Personal Data

6.1 Disclosure to third parties

In the course of its business and in order, in particular, to be able to provide its services, the Bank reserves the right to disclose Personal Data:

- to third parties involved in the transaction, acting on behalf of the Client, or otherwise involved, such as an operator of financial market infrastructure (*e.g.* a stock exchange, a clearing house or a specialised payment institution), a broker, a correspondent bank, a sub-custodian or an issuer of securities;
- to administrative, judicial or supervisory authorities;
- to service providers and auxiliary persons in the context of outsourcing arrangements, in accordance with the General Terms and Conditions;
- to the Bank's auditors, its legal advisers, or its accountants and insurers; and
- to affiliated entities.

6.2 Disclosure abroad

The Bank may disclose Personal Data outside Switzerland subject to the conditions laid down by law, in particular:

- in connection with the conclusion or performance of contracts directly or indirectly related to the business relationship;
- where such a transfer is necessary to safeguard an overriding public interest;
- where such a transfer is necessary to enable the Bank to establish facts, exercise a right or defend itself against a current or future claim, or to enable the Bank to respond to an investigation or a request from a public authority, in Switzerland or abroad;

- where required by applicable regulations (*e.g.* regarding reporting obligations for stock exchange transactions); and
- where the Client has consented to such a transfer.

Personal Data transferred abroad is no longer protected by Swiss law.

Where Personal Data is transferred to a country that does not offer an adequate level of data protection under Swiss law, the Bank shall, where required by applicable legislation, ensure that appropriate safeguards are put in place, such as standard contractual clauses, or obtain the consent of the Data Subject, so as to guarantee that such transfer is carried out in compliance with the applicable data protection rules.

The list of countries to which Personal Data may be transferred can be downloaded by clicking on the following link: https://www.bordier.com/wp-content/uploads/2026/11/Appendix-Countries-to-which-Personal-Data-is-disclosed.pdf

Any Data Subject may contact the Bank to obtain further information regarding the countries to which Personal Data may be transferred, or to view a copy of the measures put in place for such transfers abroad.

The Client confirms that they have informed the Related Persons in this regard.

7. Confidentiality

The Bank draws the Client's attention to the following:

In the course of its business, the Bank is subject to confidentiality obligations, arising in particular from banking secrecy. The Client's attention is drawn to the relevant provisions of the General Terms and Conditions, which set out the circumstances in which the Client expressly releases the Bank from its legal obligations of confidentiality, including banking secrecy.

8. Security measures

The Bank has put in place internal rules and procedures which all its staff must follow when accessing Personal Data, in order to protect such data and ensure its confidentiality.

Appropriate technical and organisational measures have also been implemented by the Bank to protect Personal Data against destruction, loss, alteration, misuse, unauthorised disclosure or access, whether such incidents result from an accidental event or an unlawful act, as well as against any other form of non-compliant processing.

9. Automated individual decision-making and profiling

In the course of its business, the Bank may use automated processing of Personal Data ("profiling"), in particular to comply with its legal and regulatory obligations, to prevent and detect fraud, money laundering, the financing of terrorism or other unlawful activities, to manage risks, to analyse Clients' needs and preferences, to assess and monitor their creditworthiness, to send them offers, personalised advice or information relating to the Bank's products and services, and to tailor its services and communications.

In principle, the Bank does not take any decision that produces legal effects for a Data Subject or significantly affects them solely on the basis of automated processing. Should the Bank in future use

such automated individual decisions in the context of its business relationships, it will do so in accordance with the applicable legal and regulatory requirements.

Where such processing is carried out using AI-related Tools (as defined in Section 10), the safeguards set out in that Section shall also apply.

10. Artificial intelligence

In the course of its activities, the Bank may use artificial intelligence systems, machine learning models, large language models or any other equivalent emerging technologies, as well as generative artificial intelligence assistants (hereinafter: **"AI-related Tools"**). AI-related Tools generally refer to any automated system capable of adapting its behaviour on the basis of data and generating outputs such as predictions, analyses, recommendations or content. These tools may be provided by third-party service providers, developed in-house by the Bank or implemented using a hybrid model combining these approaches.

AI-related Tools are used, in particular, to:

- assist staff in drafting documents and searching for information, whilst ensuring that they only access content they are already authorised to view as part of their normal duties;
- improve the client experience;
- support the development of IT solutions;
- process and analyse large volumes of data; and
- automate certain operational tasks.

The Bank is committed to the responsible use of AI-related Tools and implements appropriate risk management measures to address algorithmic bias, processing errors and potential inaccuracies in the results generated. Where the use of an AI-related Tool involves profiling or an automated individual decision, the principles set out in Section 9 apply.

The Bank also applies the following safeguards to AI-related Tools:

- queries, responses and the Personal Data accessed are not used to train the provider's models or shared with other clients;
- Personal Data is encrypted in transit and at rest;
- service providers are contractually bound by banking secrecy and Swiss regulatory requirements regarding outsourcing; and
- the content generated is systematically subject to human oversight.

11. Retention period for Personal Data

The Bank retains Personal Data only for as long as is necessary to fulfil the purpose of the processing or to comply with legal or regulatory requirements (*e.g.* the statutory retention period) or the requirements of its internal policy. As a general rule, Personal Data is retained for ten years from the end of the business relationship with the Client, or even longer, to enable the Bank to establish facts, exercise its rights or defend itself against any current or future claim, or to respond to an investigation by a Swiss or foreign authority. Furthermore, once Personal Data is no longer necessary to fulfil the intended purpose, the Bank shall erase or anonymise it.

12. Recording of internal and external communications

The Bank records its employees' internal and external communications, as well as their electronic correspondence, in order to comply with its legal and regulatory obligations, in particular to be able to make them available to FINMA or any other authority, to establish facts, to exercise its rights or to respond to an investigation by a Swiss or foreign authority.

13. Rights of Data Subjects in relation to the protection of Personal Data

Any Data Subject may, subject to the conditions and limitations set out in the applicable data protection legislation:

- ask the Bank whether any Personal Data concerning them is being processed and, if so, access their Personal Data as well as the information provided for by law;
- request the rectification of their Personal Data where it is incomplete or inaccurate. In the event of any change to their Personal Data, the Data Subject must inform the Bank as soon as possible so that the information can be updated;
- object to the processing of their Personal Data and/or request that such processing be restricted. The Data Subject should, however, be aware that, in such a case, the Bank may not be able to provide the requested service;
- withdraw their consent at any time where the Bank has obtained it for the processing of Personal Data. The withdrawal of consent does not, however, affect the lawfulness of any processing carried out by the Bank prior to the withdrawal;
- request the erasure or destruction of their Personal Data. This right is not, however, absolute and may be restricted in the light of overriding interests that require the continued processing of Personal Data;
- request, where the legal conditions are met, the provision of the Personal Data they have provided to the Bank in a commonly used electronic format or its transfer to another data controller;
- obtain further information from the Bank using the contact details provided below, or, if they consider the response to be insufficient, contact the Federal Data Protection and Information Commissioner (FDPIC)[1]

The exercise of these rights may be restricted, deferred or refused in the cases provided for by applicable legislation. In particular, the Bank may be required to continue processing or retaining certain Personal Data in order to comply with its legal or regulatory obligations, to safeguard its overriding interests or those of third parties, or to establish, exercise or defend legal claims.

If the Bank does not hold certain Personal Data relating to the Data Subject, it may be unable to provide certain products and/or services requiring the processing of such Personal Data, or may even be obliged to terminate the business relationship.

The Data Subject has the right to object at any time to the processing of their Personal Data for direct *marketing* purposes. The same applies to profiling, insofar as it is linked to direct *marketing*. In such cases, the Bank will no longer process the Personal Data for that purpose.

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[1] https://www.edoeb.admin.ch/

To exercise the above rights, the Data Subject may submit a **written request** to the following address:

Bordier & Cie SCmA
Data Protection Officer
Rue Henriette-et-Jeanne-Rath 16
1204 Geneva, Switzerland

or by email to the following address: data-protection@bordier.com

The Bank may ask the Data Subject to provide any information or documents reasonably necessary to verify their identity before acting on their request. Generally speaking, the Bank endeavours to respond to any request within 30 days of receiving the information necessary to verify the Data Subject's identity.

14. Updates to this Notice

The Bank reserves the right to amend this Notice at any time. Any updates will be published on the Bank's website.

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