



PERSONAL DATA PROCESSING

PRIVACY NOTICE

1. INTESA SANPAOLO WEALTH MANAGEMENT IS INFORMING YOU OF THE USE OF YOUR PERSONAL DATA:

The aim of this privacy notice is to inform you, in accordance with the data protection legislation (hereinafter, the "**Data Protection Legislation**"), and in particular with Regulation (EU) 2016/679 of the European Parliament and of the Council 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, which came into force on 25 May 2018 (hereinafter, the "**Regulation**"), on the use we make of personal data when you use **FIDEURAM DIRECT** (the "**Platform**"), on the reasons for which we use such data and on the conditions under which we sometimes share them. This privacy notice is also intended to inform you of the conditions under which and the period for which we keep such data. Finally, we remind you of your rights with regard to collected data and the conditions under which you may exercise these rights.

In this document, the references made to "the Bank", "we" and "our" include (i) **Intesa Sanpaolo Wealth Management S.A.** a *société anonyme* incorporated under the laws of the Grand-Duchy of Luxembourg, having its registered office located at 28, Boulevard de Kockelscheuer, L-1821 Luxembourg, registered with the Luxembourg trade and companies register under number B117963 and authorised by the Luxembourg supervisory authority of the financial sector (the *Commission de surveillance du secteur financier*, the **CSSF**) as a credit institution under article 2 of the Luxembourg act of 5 April 1993 on the financial sector and (ii) **Intesa Sanpaolo Wealth Management – Belgium Branch, Succursale de / Succursaal van Intesa Sanpaolo Wealth Management S.A.**, with registered office at Poortakkerstraat 9E, 9051 Ghent, Belgium and registered with the Crossroads Bank for Enterprises (Kruispuntbank van Ondernemingen/Banque-Carrefour des Entreprises) under number 0563.635.128 (RPR/RPM/RLE Ghent, division Ghent), registered in Belgium with the Banque Nationale de Belgique, located Boulevard de Berlaimont 14, 1000 Brussels, Belgium (the "**BNB**") (www.bnb.be) as a credit institution governed by the law of another Member State of the European Economic Area with a branch in Belgium and subject to prudential supervision by the BNB and the Autorité des services et marchés financiers ("FSMA") and, where appropriate and if the context so requires, (iii) any subsidiaries, branches, establishments, investment vehicles, representatives, subcontractors, service providers and/or delegates thereof, who may be situated in the European Economic Area (hereinafter, the "EEA") or outside it.

We draw your attention to the fact that this notice may be amended, updated or supplemented from time to time (where appropriate, by any other document or procedure), in order to reflect any change in our practice concerning the processing of personal data and/or any change introduced into the Data Protection Legislation. We therefore keenly encourage you to read this notice carefully and to regularly check any amendment that may subsequently be made.

Intesa Sanpaolo Wealth Management S.A.

28, Boulevard de Kockelscheuer L-1821 Luxembourg · P.O. Box 1106 L-1011 Luxembourg · R.C.S. Luxembourg B117.963

Intesa Sanpaolo Wealth Management - Belgium Branch Succursale de / Succursaal van Intesa Sanpaolo Wealth Management S.A. (Luxembourg)
 Branch address: Poortakkerstraat 9E, 9051 Gent · Ph +32 (0) 9 321 21 21 · No. BCE / Nr. KBO (B): 0563.635.128 · VAT BE 0563.635.128
 Permanent unit address: Chaussée de la Hulpe / Terhulpsesteenweg 166, 1170 Bruxelles/Brussel · Ph +32 (0) 2 233 83 51

2. WHO IS CONCERNED?

This notice applies to any natural person with whom we interact via the Platform, particularly customers, prospects, and visitors of the Platform (hereinafter, collectively referred to as "you", the terms 'you' and 'your' to be interpreted accordingly).

3. WHAT TYPE OF PERSONAL DATA DO WE PROCESS?

The data collected are limited to what is required to achieve the purposes identified by the Bank, and particularly the appropriate performance of its activities, the supply of products and services or the fulfilment of the legal and regulatory obligations applicable to it.

We process the following personal data about you, which we obtain by your use of the Platform:

- personal data you provide when creating an account on the Platform, e.g. title, first name, last name, place and date of birth, email, country of residence, postal address, phone number, nationality, marital status, tax-related data, declaration of PEP and US person, professional status, revenues and assets, account purpose, identity card and/or passport, face recognition;
- transaction data;
- know your customer ("KYC") and anti-money laundering ("AML") data processed on the Platform;
- tax-related data;
- device information (browser, operating system);
- data technically transmitted when you access or browse our Platform, notably obtained using cookies (e.g. date and time of access, language preferences, IP address, operating system used, number of visits, pages visited, etc.). Please also refer to our clause 7 "Cookies" and our cookie policy for more information on data gathered using cookies;
- records of email and phone exchanges if you contact us by email or phone; and
- data resulting from our commercial relations with you, including bank account details, transactions data or your investor profile.

The following personal data are obtained from third parties:

- data supplied by the official authorities, data collected from external sources (fraud combating agencies, public data suppliers); and
- judicial data relating to criminal convictions and offences or security measures.

4. UNDER WHAT CIRCUMSTANCES ARE WE AUTHORIZED TO USE YOUR PERSONAL DATA?

We may process your personal data for the following purposes and on the following legal bases:

- **To perform contractual obligations**

We process your personal data to enter into or perform our contracts with you, such as providing banking and investment services via the Platform and generally for managing our business relationship with you, notably for

the following purposes:

- to assist you and answer your requests;
- to satisfy required precontractual measures, particularly to assess the conditions under which we can offer you a product or a service; or

- **To comply with the Bank's legal and regulatory obligations**

We must comply with various legal obligations, including both statutory requirements (such as financial sector laws, anti-money laundering laws, and tax laws) and regulatory requirements (including those from the European Central Bank, the European Banking Authority, and the CSSF).

We process your personal data to comply with pertinent banking regulations, particularly with regard to:

- markets in financial instrument directive ("**MiFID**");
- KYC and AML and Combating Financing of Terrorism ("**CFT**");
- compliance with the applicable legislation on international sanctions and restrictive measures;
- compliance with United States Foreign Account Tax Compliance Act ("**FATCA**"), Common Reporting Standard ("**CRS**"), any other automatic exchange of information ("**AEI**") regimes to which we may be subject periodically and any other local or foreign regulatory or law enforcement authorities to facilitate tax identification and/or fulfill reporting obligations;
- combating tax fraud and observance of obligations on tax control and declaration;
- banking and financial regulations under which we have to in particular:
 - introduce security measures to prevent abuse and fraud;
 - detect transactions falling outside your normal activities;
 - issue compulsory reports regularly;
 - make the recordings required by any applicable regulation;
 - control and declare the risks to which we could be exposed; and
 - respond to official questions raised by local or foreign authorities or law enforcement authorities.

For tax reporting under FATCA and/or CRS, please be aware that your personal data may be processed and transferred to the Belgium Tax Authority or the Luxembourg Direct Tax Authority, which may subsequently transfer it to the relevant foreign tax authorities, including the US Internal Revenue Service or any other competent US authority, solely for the purposes outlined in the FATCA and CRS regulations, as well as to service providers tasked with reporting on our behalf.

- **For purposes in the Bank's legitimate interests**

We may process your personal data based on a balance of interests to pursue our or third parties' legitimate interests, for the following main purposes:

- administering, evaluating and improving our Platform, products and services;
- improving the performance and usability of our Platform;
- personalizing your experience on our Platform to assure you the best possible customer experience;
- sending you updates and announcements about our products and services;
- establishing statistics and conducting Platform trends, performance and commercial analysis;
- establishing, exercising and defending legal claims; and
- ensuring the safety and continuity of our IT services and systems.

- **With Your consent**

In some cases, your consent is necessary for the Bank to be able to process your personal data. This will be the case in particular:

- for the use of cookies and biometric data;
- if applicable, to process data for purposes other than those described in this notice.

5. **WHY AND WITH WHICH PERSONAL DATA RECIPIENTS MAY PERSONAL DATA BE SHARED?**

We may transfer personal data to:

- any of our subsidiaries, branches, establishments, investment vehicles or representatives;
- any of our subcontractors and/or delegates and, more broadly, service providers providing services on our behalf and/or contributing to the supply of products or services (including but not limited to IT or website services suppliers, financial, tax or legal advisors, who process your personal data solely based on our instructions);
- other entities of the Intesa Sanpaolo group;
- commercial partners, including banks, investment establishments, management companies, insurance companies, insurance brokers, payment and credit card issuers and agents, payment institutions, payment service providers, sub-custodians or other service providers;
- parties involved in connection with any business reorganization, transfer, disposal, merger or acquisition, including bidders and their counsels and data room providers;
- financial, judicial or administrative authorities and/or State agencies or public bodies, on application and within the limits permitted by law; or
- certain regulated professions such as lawyers, notaries or accountants.

These transfers take place within the scope of the Bank's business, when legitimate interests or regulatory, legal or contractual provisions authorize it or require it.

Besides the obligations devolving upon them under the agreements signed with the Bank, third parties receiving personal data are also required to observe the obligations devolving upon them (as "Data Controller " or "Data Processor" where appropriate) under the Regulation and, more broadly, under the Data Protection Legislation.

Personal data may be transferred by the Bank outside the EEA solely under the conditions provided for by the applicable legal or regulatory provisions. In accordance with the Regulation, the Bank shall ensure that (i) either a decision on suitability issued by the European Commission, or (ii) suitable guarantees enabling personal data protection are in place for each territory to which it transfers personal data outside of the EEA.

The Bank anticipates that, within the scope of the transfer of funds or transactions on financial instruments in particular, some participating third parties (stock exchange/market, correspondent bank, service providers, etc.) that may be situated outside the EEA will be required to process the personal data required for the performance of such transactions.

Personal data may be transferred to the following countries located outside the EEA:

- United States of America, in accordance with the European Commission adequacy decision for the EU – US Data Privacy Framework dated 10 July 2023 and in accordance with the standard contractual clauses as established by the Commission Implementing Decision (EU) 2021/914 dated 4 June 2021;

- Switzerland, which benefits from an adequacy decision of the European Commission dated 26 July 2000; and
- United Kingdom, which benefits from an adequacy decision of the European Commission dated 28 June 2021.

6. HOW LONG IS YOUR PERSONAL DATA RETAINED?

We keep your data for a period of 10 years from the termination of the contractual relationship or, when they have been collected by virtue of an occasional transaction, from the date of the transaction itself.

We will process personal data for shorter periods based on our business needs and legal requirements or for a longer period only in the cases expressly provided for by law or to pursue a legitimate interest of ourselves or of third parties, in particular to deal with any complaint, for the purposes of a legal action in progress or upon the request of competent authorities.

7. COOKIES

A cookie is a small text file which is placed onto your device (e.g. computer, smartphone, or another electronic device) when you use our Platform. These allows us to recognize you and your device and store some information about your preferences or past actions. Like many other platforms, we use cookies to provide you with a safe, effective, and user-friendly Platform. We also use cookies to compile certain information to assist us to determine visitors' preferences and trends in web browsing activity and in the Platform.

For more information on our use of cookies please refer to our Cookie Policy available in the Platform.

8. WHAT MEASURES ARE TAKEN TO PROTECT PERSONAL DATA?

The Bank adopts and maintains appropriate technical and organizational measures enabling it to ensure that it processes personal data in such a way as to guarantee appropriate security, and particularly to protect it against accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to personal data transmitted, stored or otherwise processed.

9. TO WHAT EXTENT DO WE USE AUTOMATED DECISION MAKING OR PROFILING?

Profiling, as defined by Article 4 of the Regulation, means "*any form of automated processing of personal data consisting of the use of personal data to evaluate certain personal aspects relating to a natural person*". We use profiling to create and maintain a risk-profile of you to comply with our regulatory obligations on the prevention of fraud, money laundering and terrorism financing.

Such profiling and automated decision-making are necessary for the conclusion and performance of your contract with us.

10. WHAT RIGHTS DO YOU HAVE AND HOW CAN YOU EXERCISE THEM?

In accordance with the Data Protection Legislation, you and/or, insofar as is permitted under the Data Protection Legislation, any natural person concerned with whom you maintain relations, hold several rights to your personal data, including:

- **right to access** any personal data concerning you and a to obtain a copy of such data;
- **right to rectify your personal data** if you consider it to be incorrect or incomplete;
- **right to obtain the deletion** of your personal data ("Right to be forgotten"), under the conditions and within the limits stipulated by the Data Protection Legislation (notably, the Bank will not erase your personal data if their processing is necessary, for example, to comply with a legal obligation, for reasons of public interest, for the establishment, exercise or defence of legal claims);
- **right to request a restriction of the processing** of your personal data when the conditions set out by the Data Protection Legislation are met;
- **right to object to the processing of your personal data**, under the conditions and within the limits stipulated by the Data Protection Legislation, for reasons connected with your particular situation. This does not apply when the Bank has compelling legitimate grounds for such processing or the processing is necessary for the establishment, exercise or defence of legal claims. You have the right at any time to object to the processing of your personal data for direct marketing purposes;
- **right to withdraw your consent** to the processing of your personal data at any time, without affecting the lawfulness of processing based on consent before its withdrawal;
- **right to the portability of your personal data**, under the conditions and within the limits stipulated by the Data Protection Legislation, meaning that you may ask to receive such data in a structured, commonly used and machine-readable format in order to transmit it on to a third party;
- **right not to be subject to a decision based solely on automated processing**, to obtain human intervention and to receive meaningful information on the logic involved, the significance and the consequences of automated processing. This right does not apply when such automated decision-making, including profiling, (i) is necessary for the conclusion or performance of a contract between you and the Bank, (ii) is authorised by EU or Member State law to which we are subject and which also lays down suitable measures to safeguard your rights, freedoms and legitimate interests, and (iii) is based on your consent.

If you wish to exercise one of the aforementioned rights or if you have any questions concerning the use of your personal data, please contact our Data Protection Officer, by email or letter to:

- Intesa Sanpaolo Wealth Management S.A.
Data Protection Officer
28, Boulevard de Kockelscheuer
L-1821 Luxembourg
Grand Duchy of Luxembourg
DPO@intesasnpaolowm.lu

In the interest of confidentiality and data protection, the Bank must be sure of your identity before responding to your request. The Bank will then endeavour to answer your request within a period of one (1) month as from receipt of the request. Depending on the complexity of the request or the number of requests to be dealt with, the Bank may increase this period of two (2) months, in which case you will be informed in advance.

The Bank reserves the right to refuse any request of which it is unable to identify the author in a satisfactory manner or if it considers the request to be excessive or unfounded. You will then be informed of the reasons of this refusal within a period of one (1) month as from receipt of the request.

The Bank may also require the payment of reasonable fees in the case of unfounded or excessive requests, especially if they are repetitive.

If you are not satisfied with the processing of personal data or with the handling of a request sent to the Data Protection Officer, you may file a complaint with:

- the National Data Protection Commission, the authority responsible on Luxembourgian territory for checking and verifying the legality of the collection and use of data subject to processing, by writing to 15, Boulevard du Jazz, L-4370 Belvaux, Grand Duchy of Luxembourg, or via the website www.cnpd.public.lu; or
- the Gegevensbeschermingsautoriteit / Autorité de Protection des Données, the authority responsible on Belgian territory for checking and verifying the legality of the collection and use of data subject to processing, by writing to Rue de la Presse 35, 1000 Bruxelles or sending an email to contact@apd-gba.be; or
- any other European data protection authority (i.e. in your country of residence).

11. HOW CAN YOU CONTACT US?

If you have any questions on the use of your personal data, you may contact our Data Protection Officer, by email or letter to the following address:

- Intesa Sanpaolo Wealth Management S.A.
Data Protection Officer
28, Boulevard de Kockelscheuer
L-1821 Luxembourg
Grand Duchy of Luxembourg
DPO@intesasanpaolowm.lu