Data Privacy Notice

M&G Investment Management Limited (MAGIM)

M&G Investments

This Data Privacy Notice explains how and why MAGIM collects and uses ('processes') personal data in the course of providing discretionary investment management services to the Client/Scheme, as applicable.

Please read it carefully as it contains important information and provides details about your rights in relation to your personal data, including your right to object to some of our processing in certain circumstances.

Personal data collected and used under this Data Privacy Notice shall be processed lawfully and in accordance with applicable data protection laws, including the EU and/or UK General Data Protection Regulation. The personal data we collect is only used for the purposes set out in this Data Privacy Notice.

Capitalised terms used but not otherwise defined have the meanings attributed to them in the Agreement.

M&G and how to contact us

MAGIM is controller of the personal data of persons with whom we come into contact, and that we receive from current and prospective clients, and other parties in the course of our business activities and interactions with others.

'**We**', '**us**' and '**our**' means **M&G**.

You can contact us at any time at the following address
Data Privacy Office,
10 Fenchurch Avenue,
London EC3M 5AG
or email **Privacy.Team@MandG.com**

How and where we collect personal data about you

We collect personal data about you from a number of sources.

We collect personal data from your interactions with us whether over the telephone, in person, in writing, or by email.

- Also, we collect personal data about you from others:
- Publicly available databases and data sources
- Bankruptcy registers and sanctions lists
- Tax authorities
- Agents working on your behalf
- Government and/or regulatory authorities; and
- Fraud prevention and/or law enforcement agencies

Where we collect information from you directly, we will indicate whether it is a legal requirement for you to provide this. In some instances, we will require certain personal data in order to perform our contract with you. But where we request personal data, this is generally and unless indicated otherwise, because it is necessary for us to have this information for our business and compliance purposes.

If you do not want to provide this information, it may not be possible for us to provide our products or services to you.

What personal data we collect about you

We process the following personal data about you obtained from the sources set out in the **How and where we collect your personal data** section above:

From you, where you are a controlling person, trustee, director, officer, employee, other personnel, underlying beneficial owner, or agent of it;

- Name and prefix
- Contact details: email address, telephone number, postal address, business address, business telephone and fax numbers
- Date and place of birth
- Passport number or other similar national identifier
- Nationality
- Residency status
- Tax identifier
- National insurance number or similar identifier
- Driving licence details
- Professional details, title and job description
- Employment information, history and status
- Signature
- Financial status
- Tax information and tax status
- Politically exposed persons (PEP) and sanctions status

How we use your personal data

We process your personal data for the following reasons:

Where it is necessary to perform our contract, or take requested pre-contract steps:

- To meet our contractual obligations where you are a party to a contract with us; and
- To provide servicing communications to you.

Where it is necessary for our compliance with a UK, EEA, or EU member state, law:

- To undertake our 'know your client' and investor checks, due diligence, and on-boarding checks
- To conduct identity checks and address verification
- To carry out our anti-money laundering (AML) checks and undertake compliance activities involving PEP, sanctions and anti-terrorism financing screening checks
- For tax reporting purposes
- To comply with our legal and certain regulatory obligations
- To provide legal and regulatory communications to you
- For audit and accounting purposes
- To record our communications and telephone conversations with you; and
- To prevent fraud and other financial crimes

Where it is in our legitimate interests (or those of a third party), and your interests do not override these:

- To provide our services where we are contracted to do so
- To provide you with our investment products and services
- To tailor our investment services to you
- To communicate with and inform you about investment products and services
- To manage and administer our business, and for client management and business development purposes
- To comply with foreign legal obligations applicable to us
- To comply with our regulatory obligations, including applicable foreign regulatory obligations
- To manage our risk, and ensure compliance with our internal policies and procedures
- To prevent, detect and investigate fraud and/or other financial crimes (where this is not required of us by law)
- To establish, exercise and/or defend legal claims, to protect our business against fraud, theft, other financial or business crimes and/or other criminal activity (where this is not required of us by law)
- To monitor and manage communications to and from us using our communications systems; and
- To protect the integrity and security of our systems

To whom we disclose your personal data

For the reasons set out in the **How we use your personal data** section above, we share your personal data with:

- Other companies within the wider M&G plc Group for the purposes of managing our investment relationship with the Client/Scheme, as applicable
- The Client/Scheme's (as applicable) service providers, such as the Custodian, depositaries and administrators
- Third party service providers that support the M&G plc Group with providing products and services to the Client/Scheme (as applicable), these being technology services providers, IT and hosting services, business process outsourcing providers, and payment systems and services providers
- Our, and the Client/Scheme's (as applicable), legal, tax and other professional advisors
- Our, and the Client/Scheme's (as applicable), auditors
- Tax, government and/or regulatory authorities
- Prosecuting authorities and courts, and/or other relevant third parties connected with legal proceedings or claims
- Fraud prevention and/or law enforcement agencies; and
- Third parties where we are required to do so by law

The recipients set out above may be based in the UK, European Economic Area (EEA) or in countries outside the EEA.

Transfers of your personal data outside of the UK and EEA

Your personal data may be transferred outside of the UK and EEA from time to time to members or businesses within the M&G plc Group, trusted service providers and other third parties. These other countries have different, and sometimes lower, standards of data protection than those in the UK and EEA. Where we do transfer your personal data outside the UK and/or EEA, we will ensure that we do so on the basis of adequacy or otherwise appropriate standard contractual clauses as approved by the European Commission. From time to time we may need to rely on a derogation to transfer your personal data to the extent permitted by law.

We require third parties to keep your personal data confidential and secure. We will ensure that suitable protection is maintained at all times by ensuring that appropriate safeguards are in place.

But where we are required by law to disclose, we may not always have control over the terms under which we are required to share your personal data. We will make sure that any disclosure is lawful.

Retaining your personal data

We keep personal data for as long as it is required by us to perform our contractual obligations, such longer limitation period as is permitted by law or, where longer, such longer period as is required by law or applicable regulatory obligation.

Profiling and automated decision making

To help us make fair, efficient and accurate decisions, we use automated processes. We also use profiling to enable us to personalise our service offerings and related communications. Automated processes or profiling may be used to:

- Open accounts – checks to ensure you meet the conditions needed, which will include checking residency, nationality and/or financial details.
- Tailor our services – we may place you in groups with similar customers. These are called customer segments. We use these to study and learn about our customers and make decisions on what we learn.
- Help us detect fraud and prevent fraud and other financial crimes – to help us to detect possible fraudulent or money- laundering activity or register that an account is being used in an unusual way.

Your rights in respect of personal data

You have certain rights to:

- Access your personal data and request a copy
- Require us to correct your personal data
- Restrict processing of your personal data
- Request deletion of your personal data (in limited circumstances)
- **Object to our processing of your personal data** to opt out of direct marketing and to object to profiling (including to the extent relating to direct marketing) and automated decision making, where applicable; and
- Request transfer of your personal data to you or another organisation where possible

We do not generally rely on consent to process personal data. But if we do, you have the right to withdraw this consent at any time. If you withdraw your consent, this will not affect the lawfulness of any processing we have undertaken already based on the previous consent.

You can exercise these rights at any time by contacting us – see the **M&G and how to contact us** section above.

Making a data protection complaint

If you have any concerns about the use of your personal data, or the way we handle your requests relating to your rights, please let us know – see the **M&G and how to contact us** section above.

You can also complain to the UK Information Commissioners Office: **www.ico.org** or to the data protection authority in the EU member state where you live or work or where the alleged data protection breach occurred. □

M&G Investments