

FOORD PRIVACY NOTICE¹ (the “Notice”)
Last updated on 30 August 2018

This privacy notice applies to investors whose personal data which is in our possession. It describes how we may collect, use, disclose, process and manage your personal data. Safeguards are in place to protect the personal data stored with us.

In this notice:

1. A *data subject* is a natural person identifiable from their personal data. “You”, “your” or “yours” means the persons to whom this Notice applies.
2. An *investor* is any person investing, soliciting or solicited to invest, in Foord funds.
3. A *controller* determines the purposes and means of personal data processing. “We”, “us”, “our” means “Foord” which includes Foord Asset Management (Guernsey) Limited, Foord Sicav, Foord Asset Management Pty Limited, Foord Asset Management (Singapore) Pte. Limited and/or their related corporations and service providers which may also act as data controllers.
4. A *processor* processes personal data on behalf of, and upon instruction from, one or more controllers.

1. REGISTERED SHAREHOLDERS OTHER THAN NATURAL PERSONS

Data subject refers to an investor in Foord funds (also known as registered shareholder). If the registered shareholder is a legal entity or legal arrangement, data subjects include any controlling natural persons that are employees, clients, proxy-holders, authorised signatories, representatives, nominees, intermediaries, board or committee members, trustees, settlors, agents, officers, delegates, consultants or advisors.

2. CATEGORIES OF PERSONAL DATA

The main categories of personal data are:

Categories	In brief	Examples
Identification data	Personal data used to identify you	Names, gender, place/date of birth, identification documentation (passport, ID cards), nationality, civil status, photos, tax identification numbers, login information, physical, vocal and digital signature and identifiers, etc.
Private data	Personal data related to your private environment	Private/residential physical and digital addresses (e.g. email, IP) and other contact data (e.g. telephone and fax numbers), contact history, etc.
Professional data	Personal data related to your	Professional physical and digital addresses (e.g. email, IP) and other contact data (e.g. telephone and fax

¹ The Notice is drawn up in compliance with the Data Protection (Bailiwick of Guernsey) Law, 2017 (the “DP Law”) and other applicable data protection laws including Regulation (EU) 2016/679 of 27 April 2016, the General Data Protection Regulation (“GDPR”).

Categories	In brief	Examples
	professional environment	numbers), occupation and organisation, designation, contact history, etc.
Economic data	Personal data of a financial and economic nature	Amount, nature and source of salary, income and remuneration, properties, wealth, estate, current and historic placements and cash flows, transaction history, etc.

Personal data is collected from subscription and transaction forms and supporting documentation supplied by you.

We do not collect or process sensitive personal data, such as racial, ethnicity, sexual orientation, religious or philosophical beliefs, which is classified as “special category data” under the European Union General Data Protection Regulation (“GDPR”).

3. UNSOLICITED PERSONAL DATA

Personal data which we do not need to process and do not request, is unsolicited personal data. Please only provide personal data is expressly requested and kindly refrain from providing unsolicited personal data.

In the absence of proven negligence or unless otherwise so compelled by mandatory rules of law, **we assume no obligation nor any liability for any damage suffered by you or any third party from the processing of unsolicited personal data, including resulting from personal data breaches.**

4. SOURCE OF PERSONAL DATA

We collect personal data directly from you or from third parties each time we communicate with you, including your participation at shareholding meetings and in the course of a complaint or litigious procedure.

We may also obtain your personal data from other unmandated third parties. For example, personal data gathered from public authorities or bodies, publicly accessible (free or paying) sources such as the internet, public registers, World-Check™ and other media.

5. TYPES OF PROCESSING

We are permitted to process your personal data in accordance with applicable data protection and privacy laws.

Processing includes any operations on your personal data, whether by electronic or other means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, transfer, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

We may be obliged or wish to record communications (including telephone or online conversations and e-mails). Recordings may be produced in court or other legal proceedings and permitted as evidence with the same value as written documents. The absence of recordings may not in any way be used against us.

6. PURPOSES AND LAWFUL BASES OF PROCESSING

We may process your personal data for any legitimate purposes if such processing complies with the six lawful bases authorised by the data protection and privacy laws: contract, compliance, vital interests, public interest, legitimate interests and consent.

We use your personal data to:

- a) Comply with all applicable laws, regulations, rules, directives, orders, instructions and requests from any local or foreign authorities, including regulatory, governmental, tax and law enforcement authorities or other authorities
- b) Comply with relevant legislation concerning money laundering, terrorist financing and related offences
- c) Assess and process your transaction instructions
- d) Respond to queries or feedback
- e) Address or investigate complaints, claims or disputes
- f) Manage our infrastructure and business operations and comply with internal policies and procedures
- g) Improve our services and service quality via analytics tools.

We DO NOT use your personal data for marketing purposes.

7. RECIPIENTS OF PERSONAL DATA

We may transmit your personal data to:

- Foord entities and Foord employees
- All service providers, acting as processors or controllers, which may include the Fund's management company, investment advisor, investment manager, depositary and paying agent, administration and registrar and transfer agent, distributor and sub-distributors, auditor, legal, financial and other professional advisers, lawyers, consultants and any existing or potential service provider and their respective representatives, agents, delegates, affiliates, subcontractors or successors and assigns (including information technology providers, cloud service providers, or external processing centres)
- Our various counterparties (such as prime brokers and credit institutions)
- Any targeted markets (regulated or not), investment funds or related entities in or through which we intend to invest (including their governing entities, respective general partner, management companies, managers, central administration, investment manager, depositary, and other service providers)
- Any judicial, public, governmental, administrative, supervisory, regulatory or tax authorities.

We will require recipients of personal data to ensure that any personal data disclosed to them is kept confidential and secure.

Foord does not sell personal data to any third parties.

We shall remain fully compliant of any duty or obligation of confidentiality imposed on us under the applicable agreement(s) or terms and conditions that govern our relationship with you or any applicable law. In the absence of proven negligence or unless otherwise so compelled by mandatory rules of law, **we bear no liability for any transmission of your personal data to any third party not authorised by us and, more generally, for any such unauthorised third party receiving knowledge of your personal data.**

8. TRANSFER TO THIRD COUNTRIES

Your personal data may be transferred to countries outside the fund's country of domicile² ("third countries") as Foord or its service providers operate in several countries. While we may transfer, store, process or deal with your personal data outside the fund's country of domiciliation, we will comply with the applicable data protection and privacy laws. Further, personal data transfers will be subject to contractual confidentiality.

Third country data protection and privacy legislation may not afford an equivalent or adequate level of personal protection compared to the fund's country of domicile or the investor's home country.

9. RETENTION PERIOD

As a matter of general principle, we take care that your personal data – specifically due diligence documents and data relating to a transaction, including recordings of communications – is not held for longer than necessary.

Following the termination of such business relations or completion of such transactions, the retention period of the respective Foord funds is:

- 1) 5 years for investors of Foord Global Equity Fund;
- 2) 10 years for investors of Foord International Trust; and
- 3) 10 years for investors of Foord Sicav.

10. DATA SUBJECT RIGHTS

Your rights under Data Protection (Bailiwick of Guernsey) Law, 2017 (the "DP Law") and other applicable data protection laws including GDPR concerning our processing of your personal data are as listed and briefly described below. These rights are not absolute or unconditional. Your rights may then be limited to certain cases or circumstances, conditioned or affected by various elements such as the lawful basis of our processing.

- Right of access – to receive confirmation that your data is being processed by us (or not), to access your personal data and to receive supplementary information
- Right to rectification – to obtain assurance from us that inaccurate or incomplete data will be rectified without undue delay.

² Country of domicile includes the Bailiwick of Guernsey and the European Union.

- Right to erasure (also known as the “right to be forgotten”) – to request us to delete or remove your personal data if there is no compelling reason for its continued processing
- Right to data portability – to obtain and reuse the personal data you have provided to us for your own purposes across different services, allowing you to move, copy or transfer your personal data easily from one IT environment to another
- Right to complain to a supervisory authority – to lodge a complaint with a supervisory authority of the relevant fund if you feel that our processing of your personal data infringes privacy laws.

To exercise your rights, you may email us at investments@foord.com.

11. **RIGHTS TO OBJECT, RESTRICT, REFUSE TO PROVIDE PERSONAL DATA AND WITHDRAWAL OF CONSENT**

You may object to or suppress our processing of your personal data. You may also refuse to provide personal data or withdraw your consent. However, if such rights are exercised, you may not be able to invest or maintain your investment account with Foord if the unintended consequence is non-compliance with the provisions of the prospectuses or legislation on Anti-Money Laundering (“AML”) and Countering the Financing of Terrorism (“CFT”).

12. **OTHER INFORMATION**

(A) Update of this Privacy Notice and additional information

We may amend or modify this privacy notice at any time and for any reason, notably for changes in applicable data protection and privacy legislation. All communications, transactions and dealings with us shall be subject to the prevailing version of this notice.

Any further update of this notice and additional information relating to our processing of personal data are accessible via Foord’s website.

(B) Professional secrecy and confidentiality waiver

Any consent that you may give or be requested to give to waive the professional secrecy or confidentiality duty to which we are subject pursuant to laws and regulations applicable to us is distinct from, and may not be construed as, any consent that you might give in the context of the applicable data protection and privacy laws, including GDPR.

(C) FATCA and CRS Tax Reporting

FATCA, CRS and other tax identification legislation aim to prevent tax evasion and fraud. To comply with “know your customer” and tax related laws and regulations such as FATCA and CRS, we may be obliged to collect and possibly report information relating to you and your investments (including but not limited to name and address, date of birth, tax identification number (TIN), account number, balance on account, the “Tax Data”) to tax authorities which may automatically exchange this information (including personal data, financial data and Tax Data) with competent authorities in the United States or other permitted jurisdictions.

In this context, it is mandatory to answer questions and requests with respect to the data subjects' identification and investments in the funds. We may reject an application for investment if the required information or documentation is not provided or the applicable requirements not complied with. Investors acknowledge that failure to provide the relevant information may result in incorrect or double reporting, prevent them from acquiring or maintaining their investment in the funds and may be reported to the relevant tax authorities.

(D) Browsing sessions and third-party websites

The personal data that we process may consist of or result from any use of or activity on computer systems, network and website, and may take any form possible.

Our web sites may contain links to other websites which are not maintained by Foord. This privacy policy only applies to Foord's website. When visiting these third-party websites, you should read their privacy policies.

13. NON-EXHAUSTIVE INFORMATION

This notice is non-exhaustive in relation to the information that we must convey to data subjects under GDPR.

In relation to personal data that we did not obtain directly from you, our duty to inform you does not apply insofar as:

- You may already have the information
- The provision of certain information may prove impossible or would involve a disproportionate effort or is likely to render impossible or seriously impair the achievement of the objectives of certain processing
- Obtaining or disclosing is expressly laid down by Union or Member State law to which we are subject
- The personal data must remain confidential subject to an obligation of professional secrecy regulated by EU or Member State law, including a statutory obligation of secrecy.

14. CONTACT POINT

If you have any queries about your personal data or this notice, email the Data Protection Officer at investments@foord.com

For unitholders of Foord International Trust, you may also contact the Guernsey Data Protection Commissioner at enquiries@odpc.gg for more information on the Date Protection.