

Active Niche Funds – Personal Data Protection notice

As part of its professional activities, Active Niche Funds SA collects and processes information relating to natural and legal persons (“Personal Data”), including information about its current and/or former clients (“You”).

Active Niche Funds SA takes your privacy seriously.

This Notice (“Notice”) contains information on the Personal Data that Active Niche Funds SA (hereinafter, “ANF”) collects, what it does with this information and what your rights are. As part of our commitment to protecting your personal data, we would like to inform you transparently:

- Why and how ANF collects, uses, and stores your Personal Data; And
- What are your rights regarding the use of your Personal Data and how you can exercise them.

1. What does this notice cover?

This Notice applies to all forms of use (“processing”) of Personal Data by ANF whether you are an individual inside or outside our organization.

ANF may collect personal data of individuals outside our organization with whom we interact, including but not limited to visitors to our website; clients and their personnel; vendors; service providers and other business contacts; visitors to our offices; and registrants to ANF’s events and webinars.

In addition to this notice, we may inform you by other means (e.g. forms or specific contractual clauses).

2. Who is responsible for processing your data?

The data protection manager is responsible for the processing described in this notice:

Active Niche Funds SA
Avenue de Rumine 7
1005 Lausanne
info@activenf.ch

3. What type of personal data do we collect and where does it come from?

Within the framework of its professional activities, ANF may collect the following data (non-exhaustive list):

- Identification data: personal identification data (name, surname, title, tax number, marital status, profession, name of children, of spouse, etc.)
- Identification data issued by public services and other registers: identity cards, passports, certificate of incorporation, articles of association, share registers.
- Location data: personal, business and/or investment entity addresses.
- Electronic communication and identification data (personal and professional): telephone numbers, e-mail addresses.
- Financial data: identification and bank account numbers, financial statements / assets, financial transactions.

ANF intends to apply the principles and standards of personal data protection.

Therefore, all Personal Data communicated in the framework of our professional activities and interaction with individuals inside and outside our organization will be treated in a lawful, fair, transparent and confidential manner by ANF.

You may choose not to provide certain information to ANF. This decision may, however, result in the fact you may not be able to access certain services.

As part of the services and professional activities, ANF may also collect Data from third parties. Data collected from third parties is processed in the same manner as Data collected directly from You.

4. For what purpose do we process your Personal Data

We always process your Personal Data for a specific purpose and only Personal Data that is relevant to achieve that purpose.

We process Personal Data, within legal limitations, for the following purposes:

- a) Entering into a relationship;
- b) Manage Customer Relations;
- c) Compliance and Risk Management and/or Crime Prevention, Detection, and Investigations to comply with applicable laws;
- d) Other purposes such as the prudential operational management of ANF (including compliance and risk management, technological support services, reporting, auditing, etc.).

5. Who has access to personal data and with whom is it shared?

5.1 Within ANF: ANF employees in charge of processing your products and services.

5.2 Outside of ANF

5.2.1 The third-parties and service providers

We may transfer Personal Data to third-parties such as the service providers, lawyers, auditors or third-party marketers in order to carry out our commercial relationship with you.

In some cases, we also share Personal Data with our service providers who are contractually bound by an obligation of confidentiality, such as software and outsourcing providers and email service providers. When we do, we take steps to ensure that they meet our data security standards, so that your Personal Data remains secure.

5.2.2 Public authorities or regulators

If necessary, from time to time, we disclose Personal Data to public authorities, regulators or government agencies, courts or parties to proceedings where we are required to disclose information under applicable law or regulation, under a code of practice or conduct, at their request, or to protect our legitimate interests.

5.2.3 Others

We may need to disclose Personal Data to exercise or protect rights, including ours and those of our employees or other stakeholders, or in response to requests from individuals or their representatives seeking to protect their legal rights or those of others.

5.3 Data transfers to other countries

Personal Data transferred within or outside ANF, as indicated in Sections 5.1 and 5.2, are mainly processed and stored in Switzerland. It may happen that they are potentially processed and stored in the European Economic Area (EEA), or even potentially (e.g. through subcontractors of our service providers or in the context of proceedings before authorities or foreign courts) in any country in the world.

6. How long do we keep your data?

We will only retain Personal Data for as long as necessary to fulfill the purpose for which it was collected or to comply with legal, regulatory, or internal policy requirements. To the extent necessary, we will retain your data for the duration of our contractual relationship subject to applicable legal and regulatory requirements. In addition, we may process your data after the end of our contractual relationship for compliance or risk management purposes in accordance with applicable laws as well as various retention and documentation obligations or where this is in the legitimate interests of ANF (e.g. for evidentiary purposes or if storage is technically necessary in the context of backups and document management). If there are no contractual obligations or technical reasons to the contrary, we will generally delete or anonymize your data upon expiry of the storage or processing period as part of our usual procedures and in accordance with our retention policy.

7. Your rights and how to exercise them

In accordance with the applicable regulations, in the context of the processing of Data, you may exercise the following rights regarding your Data:

- Right to request access to stored Data;
- Right to request rectification of stored Data;
- Subject to the applicable legal provisions on the retention of Data, the right to request the deletion of retained Data;
- Subject to the legal provisions applicable to the processing of Data, the right to request a limitation of the processing of stored Data;
- Subject to the applicable legal provisions on data processing, the right to request a ban on the processing of stored Data.

Generally, you have the right to require ANF to protect your Data. ANF works tirelessly to protect itself and its users from unauthorized access, alteration, disclosure, or destruction of information that is held.

ANF always complies with this Notice with respect to all Data ANF collects about you.

ANF limits the use and disclosure of your Data and ensures that anyone with whom ANF shares such information treats it with the confidentiality and security it deserves.

ANF will honor these requests, withdrawals, or objections in accordance with the applicable data protection rules, but these rights are not absolute: they do not always apply and exemptions may be initiated.

To exercise your rights, please write to Active Niche Funds SA, Avenue de Rumine 7, 1005 Lausanne, Switzerland.

8. Modification of this data protection notice

This data protection Notice does not establish a contractual relationship. We can therefore adapt it at any time. The version published on our website is the one which is in force and which is authentic.