

PRIVACY NOTICE

EXELCIUS PRIME LIMITED

PRIVACY NOTICE

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In the event of a conflict between Exelcius Prime Ltd and a Client, terms expressed in English and expressed in any other language, the terms expressed in English shall prevail over those expressed in any other language.

I. INTRODUCTION

Exelcius Prime Ltd, and its related entities hereafter “the Company”, is responsible for the protection of the privacy and the safeguarding of clients’ personal and financial information, as stipulated in this Privacy Notice Online Statement Policy and according to the EU General Data Protection Regulation (‘GDPR’). By opening a trading account with the Company, the client hereby gives its consent to such collection, processing, storage and use of personal information by the Company as explained below.

The Company is committed to safeguarding your privacy and handling your personal data in a lawful, fair and transparent manner which respects the privacy of any user that accesses our site(s). Our Privacy Notice Online Statement policy is intended to explain how we protect the privacy of your personal information provided.

This Privacy Notice will help you understand the following:

- What personal data we collect and process about you as a customer and as a user of our website, mobile applications and online services;
- Why we collect and process your data
- How the Company collects and processes your personal data
- Where we obtain the data from
- Your rights under the local data protection law and the EU General Data Protection Regulation (‘GDPR’),
- How and when we share your personal data with other third parties (for example, our service providers).

This document is directed to natural persons who are either current or potential customers of the Company or are authorised representatives/agents or beneficial owners of legal entities or of natural persons which/who are current or potential customers of the Company.

II. TYPES OF PERSONAL DATA WE PROCESS

Personal data is all information which allows the data subject to be identified. Such data include for example your name, contact details, payment details.

Non-personal data, that is data which cannot be used to identify you are not treated in this document regardless of whether we collect such data or not. Non-personal data are usually limited to technical information transmitted by your device, including certain software and hardware information necessary to enhance the functionality of our site(s) and your browsing experience.

In the context of the above the Company may collect, use, store and process the following types of personal data in the context of our business relationship:

- **Identity Data / Data that you provide for the creation of your account** includes inter alia, first name, maiden name, last name, home address, IP address, telephone number, date of birth, place of birth, language, if you hold/held a prominent public function (PEPs), FATCA/CRS info, passport number or other recognized personal ID card numbers and details.
- **Data for AML check in relation to your identity and residence** includes copies of your identity documents, proof of residence (utility bills) and copies of your credit/debit card(s).
- **Data for AML check in relation to the source of your funds** includes bank statements, payslips, dividend certificates, tax declarations etc.
- **Results of enhanced due diligence** which includes data about any alleged conviction of offences, your position in public office any other publicly available information.
- **Financial Data** includes bank account details (IBAN, SWIFT codes etc) and payment card details.
- **The communication with the Company** which includes any communication you exchange with the Company (letters, email, chat service, calls etc)
- **Financial status and experience information** related to your knowledge and expertise such as employment status and field, studies, your income and net worth, your past experience with other investment services.

III. YOUR OBLIGATION TO PROVIDE US WITH YOUR DATA

Please note that if you fail to provide us with the requested data, the commencement or the continuation of our business relationship will not be possible.

More particularly, the establishment and legality of the contractual relationship between you and the Company is dependent upon the provision by yourself of the data requested by the Company. You must provide to us your personal data that are necessary for commencement and execution of a contract-based business relationship between ourselves and for the performance of both parties' contractual obligations.

To maintain the contractual relationship and to receive services from the Company, you are obliged to provide us with certain personal data, as we are compelled by applicable AML/CTF legislation and other regulations to identify you, verify your identity and perform due diligence or enhanced due diligence if applicable on your person to fulfil our AML obligations.

The Company is the controller and responsible for your personal data and it uses clients' personal information only as required to provide quality service and security to its clients. This information helps the Company to improve its services, customize browsing experience and enables it to inform its clients of additional products, services or promotions relevant to clients and in this respect the clients hereby consent to the usage of this data for such purposes.

The Company has appointed a Data Protection Officer (DPO) who is responsible for overseeing questions in relation to this Privacy Notice. Therefore, if you have any questions about this Privacy

Notice, including any requests to exercise your legal rights, please contact the DPO using the details set out below.

IV. PROCESSING YOUR DATA

We strive to provide you with choices regarding certain personal data uses, particularly around marketing and advertising.

Please note though that your data is processed with a data minimisation principle in mind, meaning that we limit the processing of your data and the type of data processed to those strictly necessary for a legitimate reason, as listed below:

- Advertising/ marketing and direct marketing;
- To provide you with the services you have requested (e.g. creation of your account, transmission of the orders you requested).
- Assessment of the appropriateness of the financial instrument offered to you.
- Anti-Money Laundering and Terrorist Financing checks and evaluations.
- Compliance with legal obligation(s).
- Market abuse checks and evaluations.
- General crime prevention and/or cooperation with competent authorities.
- Tax reporting purposes.
- To maintain communication with you regarding your account and our latest updates and services
- To provide you with Customer Support services for resolving your concerns and generally enhancing your client experience.
- To perform payment functions. For example, funding/defunding operations on your account as per your instructions or as per the outcome of your investments.
- General administrative functions. Maintenance of our internal records necessary for keeping your account up to date in our systems, troubleshooting and general record keeping.
- Statistics and analytics necessary for the improvement of the website and the services offered.
- Credit card fraud prevention. Your payment information shall be used for accounting, billing and audit purposes and to detect and / or prevent any fraudulent activities;

V. THE LEGAL BASIS OF OUR DATA PROCESSING

Please note that we process your personal data in strict accordance with the **provisions allowing data processing under GDPR and the local data protection law.**

In other words, we will only process your personal data where we have a legal basis to do so.

This legal basis may vary according to the reasons for which we need to use your personal data.

a) The processing is necessary for compliance with a legal obligation to which we are subject.

The majority of your data is processed under this category, as we are legally obliged to process it.

The legal framework governing our operations imposes on us obligations which involve the process of personal data for the performance of identity verification, compliance with court orders, tax law or other reporting obligations and anti-money laundering controls.

We are subject to numerous legal obligations, emanating from the relevant laws and statutory requirements applicable to us. We may process your data as required by the Money Laundering Law, the Cyprus Investment Services Law, Tax laws, the Law on Deposit Guarantee and Resolution of Credit and Other Institutions Scheme, the Payments Law and any other legal text which has a binding force upon the Company.

We are also subject to the regulations and laws of certain national and European supervisory authorities. Primarily this is the Cyprus and Securities Exchange Commission but we may be subject to the rules of other authorities.

b) The processing is necessary for the performance of the contract.

The processing of your data is necessary for the fulfilment of the services you have requested from us via the establishment of a contractual relationship. We process personal data in order to offer and perform the financial services and transactions as specified in the contract we have entered into with you.

The processing may also be necessary to complete our acceptance procedure so as to enter into a contract with prospective customers.

c) You have specifically consented to your personal data being used by us for a specific purpose

Such consent shall usually be relied upon for sending you marketing communications, news emails, financial market updates, announcements that may interest you etc.

You may revoke your consent to this processing, however without any retroactivity.

d) The processing is necessary for the purposes of our legitimate interests as an investment firm.

The processing of your data is necessary for the safeguarding of a legitimate interest in using your data. Generally, these interests include the Company's risk management, defence in litigation, security measures, business development, crime prevention.

The use of your data in this case shall not infringe on your fundamental rights and freedoms.

VI. MEANS OF COLLECTION OF DATA

The majority of the data shall be acquired directly from you, either via the online questionnaires available of our website or via email or via other means of communication you chose to use and we chose to accept.

However, it is important to note that the Company may also collect and process personal data which we lawfully obtain from other entities such as information aggregation agencies, public authorities, other introducers, processors, your Bank(s) and intermediary or correspondent institutions.

The Company can lawfully collect and process personal data acquired from publicly available sources such as National Company Registrars, National Land Registries, Bankruptcy Archives, the press, media, the Internet etc.

VII. RETENTION PERIOD

We will only retain your personal data for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements.

To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal requirements.

By law we have to keep basic information about our customers (including Contact, Identity, Financial and Transaction Data) for seven years after they cease being customers for regulatory purposes.

In some circumstances you can ask us to delete your data: see Request Erasure below for further information.

In some circumstances we may anonymise your personal data (so that it can no longer be associated with you) for research or statistical purposes in which case we may use this information indefinitely without further notice to you.

VIII. YOUR DATA PROTECTION RIGHTS

Under certain circumstances, you have rights under data protection laws in relation to your personal data. However, your rights are not absolute and may be limited due to the legal basis relied upon by the Company to process your data. As the majority of the processing performed by the Company is the consequence of legal obligations, some of the rights below may be limited by the Company's legal and regulatory requirements or legitimate interests. Your rights may thus be partially or fully in conflict with other legal instruments and as such, unenforceable.

- **Request to information.** This enables you to know whether we hold any of your personal data, and, if so, information on the Company, what type of process and why/how we are processing it.
- **Request access to your personal data** (commonly known as a “data subject access request”). This enables you to receive a copy of the personal data we hold about you and to check that we are lawfully processing it.
- **Request correction of the personal data that we hold about you.** This enables you to have any incomplete or inaccurate data we hold about you corrected, though we may need to verify the accuracy of the new data you provide to us.
- **Request erasure of your personal data.** This enables you to ask us to delete or remove personal data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your personal data to comply with local law. Note, however, that we may not always be able to comply with your request of erasure for specific legal reasons which will be notified to you, if applicable, at the time of your request.
- **Object to processing of your personal data** where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts on your fundamental rights and freedoms. You also have the right to object where we are processing your personal data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which overrides your rights and freedoms.
- **Request restriction of processing of your personal data.** This enables you to ask us to suspend the processing of your personal data in the following scenarios: (a) if you want us to establish the data’s accuracy; (b) where our use of the data is unlawful but you do not want us to erase it; (c) where you need us to hold the data even if we no longer require it as you need it to establish, exercise or defend legal claims; or (d) you have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it.
- **Request the transfer of your personal data to you or to a third party.** We will provide to you, or a third party you have chosen, your personal data in a structured, commonly used, machine- readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a contract with you.
- **Withdraw consent at any time where we are relying on consent to process your personal data.** However, this will not affect the lawfulness of any processing carried out before you withdraw your consent. If you withdraw your consent, we may not be able to provide certain products or services to you. We will advise you if this is the case at the time you withdraw your consent.

Where you have consented to the collection, processing and transfer of your personal data for a specific purpose, you have the right to withdraw your consent for that specific processing at any time. Once your consent is withdrawn, the processing of your data will be halted, unless said processing is found on another legitimate basis, for example due to a legal obligation to keep your data.

If you wish to exercise any of the rights set out above, please Contact us at dpo@excelciusprime.com.

You will not have to pay a fee to access your personal data (or to exercise any of the other rights). However, we may charge a reasonable fee if your request is clearly unfounded, repetitive or excessive. In such cases your requests may also be denied, as they may be unfounded and not submitted in good faith.

The Company will do its best to respond to all legitimate requests within one month. Occasionally it may take us longer than a month if your request is particularly complex or you have made a number of requests. You shall be notified if your request requires more than one month to be fulfilled.

IX. TRANSMISSION OF DATA TO THIRD-PARTIES

When deemed necessary, your personal data may be shared between departments within the Company who have a legitimate reason to process it.

In addition, the Company may transmit your data to non-Company entities such as outsourced service providers, only if necessary, in order to provide the products or services to its clients. Such service providers shall have contractual relationships with the Company and are contractually bound to observe the same confidentiality and data protection rules that the Company has to follow. All such private-law external data processors instructed by the Company to process your data on the Company's behalf have contractual obligations imposed upon them to comply with the GDPR provisions.

Your personal data may be, for example, transmitted to the following entities:

- Supervisory, regulatory and public authorities, including courts of justice, law enforcement authorities and other governmental bodies.
- Financial institutions, payment service providers, card payment processors, correspondent banks
- Information aggregation agencies for Anti Money-Laundering and Counter-Terrorist Financing
- Legal counsel and consultants
- Fraud detection agencies
- Auditors and accounting consultants
- Administrative service providers
- Marketing and customer support service providers
- Data storage and archiving providers

The Company reserves the right to disclose personal information to third parties where required by Law, regulatory and other government authority. The Company may also disclose information as

necessary to credit reporting or collection agencies as reasonably required in order to provide the services to Company and/or its clients.

In addition, the Company may engage third parties to help carry out certain internal functions such as account processing, fulfilment, client service, client satisfaction surveys or other data collection activities relevant to its business. Use of the shared information is strictly limited to the performance of the above and is not permitted for any other purpose. All third parties with which the Company shares personal information are required to protect such personal information in accordance with all relevant legislation and in a manner similar to the way the Company protects the same. The Company will not share personal information with third parties which it considers will not provide its clients the required level of protection.

The Company will not be liable for misuse or loss of personal information resulting from events that we do not have access to or control over. Additionally, the Company will not be liable for unlawful or unauthorised use of your personal information due to your own actions, such as but not limited to the negligent or malicious misuse or misplacement of your passwords.

X. TRANSFERS OF DATA OUTSIDE THE EU

While the Company's operations are targeting the EU and EEA areas exclusively, we may transfer your data to a third party in a non-EU country if such a transfer is necessary and has a legal basis as described in this document.

Whenever we transfer your personal data out of the EEA, we ensure that the third-party acts lawfully and that all the relevant security measures are in place in order to safeguard the personal data in question.

The third-part processors in this case shall either be approved by the European Commission as providing adequate level of data protection or they shall be contractually bound to data protection standards equivalent to those of EU legislation and shall act in accordance with Article 46 of Regulation (EU) 2016/679.

XI. AUTOMATED DECISION – MAKING AND PROFILING

It is important to note that in general, your data is not processed automatically and no decision is taken based on automated processes.

The only automatic "profiling" we may do based on your data is a risk assessment for AML/CTF purposes and for establishing your investment risk appetite and tolerances. This process is however not entirely automatic and ultimately depends on manual overview and decision taking.

XII. MINORS (PERSONS UNDER 14)

Please note that minors are strictly forbidden from receiving the Company's services.

If you have any reason to believe that a child under 18 has shared any information with us, please refer to the Company's Data Protection Officer at dpo@exelciusprime.com

XIII. SITE SECURITY

The Company has put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.

The Company is responsible to protect your information and take any needed extra measures to ensure the safety of your data, as listed below:

- Use two layers of firewall protection (one at the application level and one at the server level) to ensure that no unauthorized access attempts are allowed.
- Use of an advanced Verisign SSL to authenticate users and data transfers.
- The server that handles our traders' online activity is separate from the transaction information, which is stored on another data server.
- Use of two separate server farms in two different locations. Since data must be synchronized to both locations, it cannot be tampered with, and encryption ensures that all the data on our servers is secure.
- The server farms are protected by armed guards at all times. Any unauthorized personnel are forbidden to enter the premises of the server farms.

XIV. COOKIES

Exelcius Prime Limited uses Cookies on its website. Therefore, we do not link the information stored in cookies to any personally identifiable information you may submit. We use both, session ID and persistent cookies. A session ID cookie expires when you close your browser. A persistent cookie remains on your hard drive for an extended period of time. You can remove persistent cookies by following directions provided in your internet browser's "Help" file. We may set a persistent cookie for statistical purposes. Persistent cookies also enable us to track and target the location and the interests of users that access our site(s) and to enhance the experience of services offered to you. You may reject our cookies, which could result in a lower quality user experience. Some of our business partners use cookies on their site(s). We have no access or control over these cookies.

To learn more about cookies, please read our Cookie Policy (<https://exelciusprime.com/documents/COOKIES-POLICY.pdf>)

XV. HOW TO COMPLAINT

For any complaints that you might have regarding the processing of your data you may contact the Company's Data Protection Office at dpo@exelciusprime.com.

Contact details of the Data Protection Officer:

DPO Company Name:	CPBROS LTD (geevo®)
DPO Name:	Christodoulos Papadopoulos
Address:	84-86 Pafou Street, 2nd Floor, 3051, Limassol, Cyprus
Email:	dpo@exelciusprime.com

Please note that in case you receive a response to your complaint by the Company which you deem to be unsatisfactory, you may also complain to the Office of the Commissioner for Personal Data Protection in Cyprus (<http://www.dataprotection.gov.cy>)

XVI. POLICY'S OWNER AND APPROVAL

The Data Protection Officer / GDPR Committee is the owner of this document and is responsible for ensuring that this record is reviewed in line with the review requirements of the GDPR.

XVII. POLICY UPDATES

The Company may update this Privacy Notice Online Statement from time to time. In the event that the Company materially changes this document including how it collects, processes or uses clients' personal information, the revised document will be uploaded in the Company's website. The

Company will alert you for any changes to this Privacy Notice Online Statement Policy either through email or through a notice on the Company's website.