

# Privacy statement

# The following privacy statement will give you an overview of the collection and processing of your personal data

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With the following information, we (the entities listed in section 12. below) would like to inform you of the processing of your personal data and your rights under the Swiss data protection legislation.

## 1. **What sources do we obtain the personal data from?**

We process personal data that we obtain from our current, prospective and former clients, service providers, professional counterparties as well as other persons involved (now, in the past or in the future) in a relationship with us (“you”) as part of our current, possible or former business relationships. In order to provide our services, we also process personal data that we obtain from publicly accessible sources (e.g. debt registers, land records, commercial and association registers, the press, internet) or that is legitimately transferred to us by other companies within the UBS Group<sup>1</sup> or from other third parties (e.g. a credit agency).

## 2. **What types of personal data do we collect?**

To the extent permitted by law, we collect the following information, always limited by the relevant purpose of processing:

- personal details such as your name, identification number, date of birth, compliance related documents (including a copy of your national identity card or passport), phone number, address and domicile, electronic address, and family details such as the name of your spouse, partner or children;
- financial information, including payment and transaction records and information relating to your assets (including fixed properties), financial statements, liabilities, taxes, revenues, earnings and investments (including your investment objectives);
- data relating to your rental agreement;
- tax domicile and other tax-related documents and information;
- where relevant, professional information about you, such as your job title and work experience;
- your knowledge of and experience in investment matters;
- details of our interactions with you and the products and services you use, including electronic interactions across various channels such as e-mails and mobile applications;
- any records of phone calls between you and UBS, specifically phone log information such as your phone number, calling-party number, receiving-party number, forwarding numbers, time and date of calls and messages, duration of calls, routing information, and types of calls;
- where relevant, details of your nomination of a mandate;
- identifiers we assign to you, such as your client, business relation, contract, partner or account number, including identifiers for accounting purposes;
- when you access UBS websites or some of our applications, your activity in our

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<sup>1</sup> As a result of the merger of Credit Suisse Group AG into UBS Group AG, Credit Suisse entities have become part of the UBS Group

products and services, data transmitted by your browser or device you are using and automatically recorded by our server, including date and time of the access, name of the accessed file as well as the transmitted data volume and the performance of the access, your device, your web browser, browser language and requesting domain, and IP address (additional data will only be recorded via our website if their disclosure is made voluntarily, e.g., in the course of a registration or request); and

- in some cases (where permitted by law), special categories of personal data, such as your biometric information, political opinions or affiliations, health information, racial or ethnic origin, religious or philosophical beliefs, and, to the extent legally possible, information relating to criminal convictions or offences.

### **3. Why do we process your personal data (purpose of processing) and on what legal basis?**

We process personal data in accordance with the provisions of the Swiss Federal Act on Data Protection (FADP):

#### **a. For the fulfillment of contractual obligations**

Data is processed to provide banking business and financial services or to execute other contractual obligations as part of the execution of contracts or for the execution of pre-contractual measures.

The purposes of data processing are based first and foremost on the specific product and/or service

(e.g. account, credit, saving with building societies, securities, deposits, client referral) and may include, among other things, needs analyses, advice, asset management and support, as well as the execution of transactions. You can find further details on the data processing purposes in the relevant contract documents and terms and conditions.

#### **b. In the context of balancing of interests**

If necessary, we process your data beyond the actual fulfillment of the contract to preserve our legitimate interests or those of a third party. Examples:

- Consultation and data exchange with data collection agencies (e.g. debt registers) to investigate creditworthiness and credit risks in the credit business and the need for a basic account or account maintained with a basic non-seizable balance;
- Review and optimization of procedures for needs analysis for the purpose of direct client contact;
- Advertising or market and opinion research, provided you have not objected to the use of your data (see section 11 below);
- Assertion of legal claims and defense in case of legal disputes;
- Safeguarding of IT security and the IT operation;
- Prevention and investigation of criminal activity;
- Video surveillance to protect the right of owner of premises to keep out trespassers, for collecting evidence in hold-ups or fraud, or to prove availability and deposits e.g. at ATMs;
- Measures for building and system security (e.g. access controls);
- Measures for business management and further development of services and products;
- Risk control;
- Mergers, acquisitions and re-organizations including by providing information to future purchasers or transferees;

In addition, we obtain personal data from publicly available sources for client acquisition purposes.

#### **c. Due to statutory provisions or in the public interest**

Furthermore, we are subject to various legal obligations, meaning statutory requirements (e.g. the Swiss Banking Act, Collective Investment Schemes Act, Anti-Money Laundering Act, Mortgage Bond Act, FINMA ordinances and circulars, tax laws) and regulatory requirements (e.g. Swiss National Bank, FINMA). Purposes of processing include the assessment of creditworthiness, identity and age checks, fraud and money laundering prevention, fulfilling control and reporting obligations, and measuring and managing risks within the UBS Group.

#### **d. As a result of your consent**

We process your personal data for specific purposes if you have given us your consent. The consent given can be revoked. Revocation will be effective for the future from the point of revocation. Processing carried out prior to the revocation will therefore not be affected.

Additional purposes and activities to points 3. a) to d) above are listed in further documentation governing your relationship with us, such as Art. 16 of the General Conditions of CREDIT SUISSE AG/CREDIT SUISSE (SWITZERLAND) LTD. (published on the Internet at [www.credit-suisse.com/LegalNotes](http://www.credit-suisse.com/LegalNotes)).

The processing of personal data as referred to above can include all details related to you as a current, prospective or former client, the existence of a relationship between you and us and/or the UBS Group, and details on any beneficial owners, controlling persons, beneficiaries, authorized agents and representatives, guarantors, and other individuals involved in the relationship.

4.

#### **Am I obliged to provide my data?**

As part of our business relationship, you must provide the personal data necessary for the initiation and execution of a business relationship, as well as for the fulfillment of the associated contractual obligations, or that we are legally obliged to collect. Without this data, we will generally not be in a position to enter into or execute a contract with you.

In particular, we are obligated under anti-money laundering regulations to identify you prior to establishing a business relationship on the basis of your identity document and, in doing so, to collect and record your name, address, nationality, date of birth, place of birth, and ID information. To enable us to meet these statutory obligations, you must provide us with the necessary information and documents in accordance with the Anti-Money Laundering Act, and you must also immediately notify us of any changes over the course of the business relationship. If you do not provide us with the necessary information and documents, we are not allowed to enter into or continue the business relationship you desire.

5.

#### **Who receives my data?**

##### **5.1 Within UBS Group**

We usually share personal data with other UBS Group companies, for the purposes indicated in Section 3, to ensure a consistently high service standard across our group, and to provide services and products to you. Other companies of the UBS Group may process your personal data on our behalf and upon our request.

##### **5.2 Outside the UBS Group**

###### **5.2.1 Third Parties**

We transfer personal data to other credit and financial services institutions and comparable institutions and to our professional advisers and consultants to perform the business

relationship with you. In particular, when providing products and services to you, we will share personal data with persons acting on your behalf or otherwise involved (depending on the type of product or service you receive from us), including, where relevant the following types of companies:

- a party acquiring interest in, or assuming risk in or in connection with, the transaction (such as an insurer);
- credit card associations, and other card payment and platform providers;
- issuers of securities (including third parties appointed by them) in which you have an interest, where such securities are held by third party banks for you;
- payment recipients, beneficiaries, account nominees, intermediaries, correspondent and agent banks (including custodian banks);
- clearing houses, and clearing or settlement systems and specialised payment companies or institutions such as SWIFT;
- market counterparties, upstream withholding agents, swap or trade repositories, stock exchanges;
- other financial institutions, credit reference agencies or credit bureaus (for the purposes of obtaining or providing credit references);
- any third-party fund manager who provides asset management services to you;
- any introducing broker to whom we provide introductions or referrals, and
- lawyers, due diligence service providers, auditors, accountants, and insurers providing legal, audit, consultancy, accounting or insurance services to us.

#### 5.2.2 Service Providers

In some instances, we also share personal data with our suppliers, who are contractually bound to confidentiality, such as IT hardware, software and outsourcing providers, logistics, mail, courier, printing services and storage providers, marketing and communication providers, facility management companies, market data service providers, transportation and travel management providers and others. When we do so we take steps to ensure they meet our data security standards, so that your personal data remains secure.

Where we transfer your data to service providers processing data on our behalf, we take steps to ensure they meet our data security standards, so that your personal data remains secure. Service providers are thereby mandated to comply with a list of technical and organisational security measures, irrespective of their location, including measures relating to: (i) information security management; (ii) information security risk assessment and (iii) information security measures (e.g., physical controls; logical access controls; malware and hacking protection; data encryption measures; backup and recovery management measures).

#### 5.2.3 Public or regulatory authorities

If required from time to time, we disclose personal data to public authorities, regulators or governmental bodies, courts or party to proceedings, where we are required to disclose information by applicable law or regulation, under a code of practice or conduct, at their request, or to safeguard our legitimate interests.

#### 5.2.4 Others

- We may need to disclose personal data to exercise or protect legal rights, including ours and those of our employees or other stakeholders, or in response to requests from individuals or their representatives who seek to protect their legal rights or such rights of others;
- A potential buyer, transferee, merger partner or seller and their advisers in connection with an actual or potential transfer or merger of part or all of our business or assets, or any associated rights or interests, or to acquire a business or enter into a merger with it;
- Any other legitimate recipient required by applicable laws or regulations.

## 6.

### **Data transfers to other countries**

The personal data transferred within or outside the UBS Group as set out in Sections 5.1 and 5.2, is in some cases also processed in other countries worldwide. We only transfer your

personal data abroad to countries which are considered to provide an adequate level of data protection, or in the absence of such legislation that guarantees adequate protection, based on appropriate safeguards (e.g., standard contractual clauses adopted by the European Commission or another statutory exemption) provided by local applicable law.

A copy of these measures can be obtained by contacting the Group Data Protection Office. If and to the extent required by applicable law, we implement the necessary legal, operational and technical measure and/or enter into an agreement with you before such transfers.

## **7. Specific information regarding data transfers for clients of CREDIT SUISSE AG and CREDIT SUISSE (SWITZERLAND) LTD.:**

In addition to the above, external recipients are listed in Art. 16 of the General Conditions of CREDIT SUISSE AG/CREDIT SUISSE (SWITZERLAND) LTD. (published on the Internet at [www.credit-suisse.com/LegalNotes](http://www.credit-suisse.com/LegalNotes)) and/or in further documentation governing your relationship with us.

In line with Art. 15 of the General Conditions of CREDIT SUISSE AG/CREDIT SUISSE (SWITZERLAND) LTD. and/or further documentation governing your relationship with us we may outsource operations and services to other UBS Group entities worldwide as well as to third party service providers (including their subcontractors).

Access to client identifying data in the context of an outsourcing of operations and services (which is subject to FINMA Circular 2018/3 “Outsourcing – banks and insurers”) is permitted only by legal entities of the UBS Group worldwide and third-party service providers located in:

- Switzerland; or
- countries offering an adequate level of data protection as specified in the list of countries published by the Swiss Federal Data Protection and Information Commissioner ([https://www.edoeb.admin.ch/dam/edoeb/fr/dokumente/2021/20211115\\_Staatenliste\\_f.pdf.download.pdf/20211115\\_Staatenliste\\_f.pdf](https://www.edoeb.admin.ch/dam/edoeb/fr/dokumente/2021/20211115_Staatenliste_f.pdf.download.pdf/20211115_Staatenliste_f.pdf)); or
- selected other jurisdictions: India and Singapore<sup>2</sup>.

UBS Group worldwide and third-party service providers are required by law or contract to comply with the corresponding confidentiality obligations. Access to client identifying data will be safeguarded by appropriate technical and organizational measures.

Other data recipients may be recipients for which you have provided us with your consent.

## **8. For how long will my data be stored?**

We only process and store your personal data for as long as is necessary for the fulfillment of our contractual and legal obligations. In this context, it should be noted that our business relationship is a continuing obligation that spans years.

If the data is no longer required for the fulfillment of contractual or legal obligations, it is regularly deleted unless limited continued processing is necessary for the following purposes:

- Fulfillment of obligations to preserve records according to commercial and tax law. This includes, in particular, the Swiss Code of Obligations, the Federal Act on Value-Added Tax, the Direct Federal Taxation Act, the Federal Act on the Harmonization of Direct Cantonal Taxation and Direct Community Taxation, the Federal Stamp Tax Act, and the Federal Withholding Tax Act;
- We may also face legal holds<sup>3</sup> that require us to keep records for an undefined period of time.

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<sup>2</sup> This list is subject to change with the up-to-date version published in this Privacy Statement on the Internet at [www.credit-suisse.com/LegalNotes](http://www.credit-suisse.com/LegalNotes).

<sup>3</sup> A legal hold is a process that an organization uses to preserve all forms of relevant information when litigation is reasonably anticipated

**9. What data protection rights do I have?**

Every affected individual has the right to **information** according to Article 8 FADP, the right to **correction** according to Article 5 FADP, the right to **erasure** according to Article 5 FADP, the right to **restrict processing** according to Articles 12, 13, 15 FADP, the right of objection and – if applicable – the right to **data portability**. Furthermore, if applicable to you, there is also a **right to lodge a complaint** with an appropriate data privacy regulatory authority.

**10. To what extent does automated decision-making take place?**

To establish and execute a business relationship, we fundamentally do not use any fully automated decision-making. If we use this process in individual cases, we will inform you of this separately, provided this is legally required.

**11. For what purposes will profiling take place?**

We process your personal data automatically in certain instances, to evaluate certain personal aspects of you (profiling), for example:

- Due to legal or regulatory requirements, we are obligated to prevent money laundering, terrorist financing and asset-threatening criminal offenses. In doing so, data analyses (including in payment transactions) are carried out. These measures also serve to protect you;
- We use scoring as part of the assessment of your creditworthiness. In doing so, the probability that a client will meet their payment obligations pursuant to the contract is calculated. This calculation may be influenced by the client’s earning capacity, expenses, pending liabilities, occupation, employer, term of employment, experience from the business relationship thus far, contractual repayment of previous credits, and information from credit information offices, for instance. Scoring is based on a mathematically and statistically recognized and established process. The calculated scores help us to make decisions in the context of product sales and are incorporated into ongoing risk management.
- To pursue marketing-related purposes as set out in Art. 16 e) of the General Conditions of CREDIT SUISSE AG/CREDIT SUISSE (SWITZERLAND) LTD. (published on the Internet at [www.credit-suisse.com/LegalNotes](http://www.credit-suisse.com/LegalNotes)).

**12. Who is responsible for data processing and who can I contact?**

The entity that you have a business relationship with, is responsible for the processing of your personal data. In the following you find contact details of UBS Group entities and establishments:

<b>Entity / Establishment</b>	<b>Contact Details</b>
Credit Suisse AG	Paradeplatz 8, 8001 Zürich
Credit Suisse (Schweiz) AG	Paradeplatz 8, 8001 Zürich
Credit Suisse Services AG	Paradeplatz 8, 8001 Zürich
Credit Suisse Funds AG	Uetlibergstrasse 231, 8045 Zürich
CREDIT SUISSE PRIVILEGIA Vorsorgestiftung 3. Säule	Uetlibergstrasse 231, 8045 Zürich

CREDIT SUISSE Stiftung für Mitarbeiter-Beteiligungsmodelle	Paradeplatz 8, 8001 Zürich
Credit Suisse Foundation	Paradeplatz 8, 8001 Zürich
Credit Suisse Entrepreneur Capital AG	Uetlibergstrasse 231, 8045 Zürich
Aventicum Capital Management (Schweiz) AG	Löwenstrasse 3, 8001 Zürich
Credit Suisse Asset Management (Schweiz) AG	Kalandergasse 4, 8045 Zürich
Credit Suisse Freizügigkeitsstiftung 2. Säule	Pionierstrasse 3, 8400 Winterthur
Credit Suisse Investment Partners (Schweiz) AG	Bahnhofstrasse 3, 8808 Pfäffikon SZ
Credit Suisse Sammelstiftung 1e	Postplatz 11, 6430 Schwyz
Credit Suisse Anlagestiftung	Kalanderplatz 1, 8045 Zürich
Credit Suisse Anlagestiftung 2. Säule	Kalanderplatz 1, 8045 Zürich
Credit Suisse Insurance Linked Strategies Ltd	Europaallee 1, 8070 Zurich

**You can contact us at:**

Data Protection Office Switzerland 8070 Zurich ZH  
Switzerland  
E-mail: [switzerland.data-protection@credit-suisse.com](mailto:switzerland.data-protection@credit-suisse.com)

**13.**

**Applicability and additional clauses**

This privacy statement applies to all entities listed in section 12 above that act as controllers. Furthermore, additional legal requirements apply to the following entity due to its scope of activities:

- Aventicum Capital Management (Schweiz) AG: UK data protection law applies for any activities in the UK.

Thank you for your attention. Yours sincerely



# Information on your right of objection

## 1. **Right of objection to profiling for marketing purposes**

You may at any time object to the evaluation of certain personal aspects of you (profiling) for marketing related purposes as set out in Art. 16 e) of the General Conditions of CREDIT SUISSE AG/CREDIT SUISSE (SWITZERLAND) LTD.

To the extent that you object to profiling for marketing purposes, we will no longer process your data and you will no longer benefit from customized marketing. We may, however, continue to process your data for purposes of direct marketing.

## 2. **Right of objection against data processing for purposes of direct advertising**

In individual cases, we will process your personal data to carry out direct advertising. You have the right to object at any time to the processing of your personal data for the purposes of such advertising.

If you object to processing for direct marketing purposes, we will no longer process your personal data for such purposes, and you will no longer benefit from direct advertising.

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### **The objection should be addressed whenever possible:**

Your Relationship Manager or Client Services at: Credit Suisse (Switzerland) Ltd.  
P.O. Box 100 CH-8070 Zurich  
E-Mail: [contact.csc@credit-suisse.com](mailto:contact.csc@credit-suisse.com)

## Information for residents of California

Further information can be found online in our otherwise applicable data protection notices (including our California Consumer Privacy Act Annual Notice Supplement for our clients domiciled in California, effective from January 1, 2020, at <https://www.credit-suisse.com/us/en/legal/privacy-statement.html>).

For all other questions, please contact [us.data-protection@credit-suisse.com](mailto:us.data-protection@credit-suisse.com).