

Privacy Notice

"We", "our" or "us" means **Winterflood Securities Limited** and its subsidiaries. For the purposes of data protection law, we are a controller in respect of your personal data. We collect and use your personal data as described below. We are responsible for ensuring that we use your personal data in compliance with data protection law.

For the purpose of this privacy notice, the terms 'controller', 'process' and 'personal data' shall have the meaning given in relevant data protection legislation (as applicable).

If you have any questions about this notice, about how we process personal data or about your rights over your personal data, you can contact us via email to dp-enquiries@winterflood.com in the first instance. Alternatively, our Data Protection Officer can be contacted using the details set out in the "Contact us" section below.

This notice applies to personal data we receive or otherwise create in connection with the provision of services to **retail clients**, including any associated services provided via our website(s) at:

- www.winterflood.com;
- www.winterfloodresearch.com; and/or
- www.winterfloodbusinessservices.com.

It is important that you take the time to read this notice so that you understand how we will use your personal data and your rights in relation to your personal data.

Personal data that we collect about you

We will collect and use the following information about you:

Information you give us

- We use the information about you that you provide to us, including the information that you provide when filling in fields in a contract (or related application) or when registering to use our services or sections of our website(s) (such as your name, title, address, e-mail address, phone number, date of birth, national personal identifier, bank account details and nationality) and any other information or updates to your information that you provide to us when corresponding with us (by phone, e-mail or otherwise).

Information we collect or generate about you

- When you submit information to us, we may use this information to interact with, and provide services to, you, and to carry out our obligations arising under or in connection with a contract with you.
- We may also receive information from other sources for the above purposes (including where carrying out anti-money laundering (AML), know-your-customer (KYC), counter-terrorist financing (CTF), politically exposed persons (PEPs), sanctions and/or other due diligence checks). This may include data relating to criminal convictions and offences for the purpose of the prevention and detection of fraud and other financial crime.
- Website usage information – our websites use Google Analytics, VWO, Session Cam and Crazy Egg cookies to automatically gather certain statistical information such as the number and frequency of visitors and their IP addresses. This information is used as aggregated statistical information about users, providing usage by IP address. We do not identify individual users from this type of data and it does not involve the processing of personal data about you. This information helps us to measure how individuals use our websites and our services, so that we can continually improve them. For more information on our use of cookies please refer to our cookies policy on the relevant website(s).
- We may record, monitor and retain any and all communications (which may include the recording and monitoring by a third party appointed by us), including facsimile, email and other electronic messaging, telephone conversations and other electronic communications with you, for the purposes of providing services to you and/or otherwise in order to comply with applicable law.
- We generate data for internal analysis and research.

If we do not receive this information we may not be able to provide certain services to you.

How we use your personal data

Your personal data may be processed by us for the following purposes:

- to provide you with services you request or other services reasonably ancillary thereto, and to carry out our obligations arising under or in connection with a contract with you;
- to administer and maintain user access to our services and/or websites;
- to communicate with you in relation to the services we provide to you;
- to comply with our obligations under applicable law;
- to monitor and improve our services and website(s); and/or
- for internal analysis and research.

Legal basis for processing your personal data

We process your personal data pursuant to the following legal bases:

- (i) where **necessary for the performance of a contract with you** or **necessary for the performance of a contract concluded in the interests of the data subject** (including any actions required in accordance with/pursuant to the WBS Retail Client Terms and Conditions);
- (ii) where **necessary to comply with a legal obligation** (including processing for the purposes of complying with the FCA Handbook; the rules and guidance of HMRC; JMSLG guidance in respect of AML, KYC, CTF, PEPs and sanctions checks; the prevention and detection of fraud and other financial crime; and/or requests under the Companies Act 2006, together with any laws, rules and regulations referenced in or analogous to the above and/or amending, supplementing or superseding the same (whether in the UK or EU)); or
- (iii) where **necessary for the purpose of our legitimate business interests** which includes:
 - the provision of services to you, the sending and receipt of communications in relation thereto and/or carrying out obligations arising in connection with a contract with you;
 - compliance with legal and regulatory obligations (including applicable laws, rules and regulations outside of the United Kingdom and requests or requirements of competent authorities);
 - contacting you with email updates in relation to services;
 - generating data for internal analysis and research (including monitoring and improving our services and websites); and
 - keeping a record of what individuals are interested in hearing about from us.

You have the right to object to processing under (iii) by contacting us using the details set out in the "Contact us" section below. **If you object to such processing, please note that we may no longer be able to provide certain services to you, but we will notify you if this is the case at the time. You should also note that any such objections will not affect any processing pursuant to (i) or (ii) above in relation to the performance of a contract and/or compliance with a legal obligation.** You may also cancel individual subscriptions either by using the 'unsubscribe' link within communications or by emailing us at unsubscribe@winterflood.com and requesting the same

Sharing your personal data

We may disclose your personal data to our affiliates (being any subsidiary undertaking or parent undertaking, or a subsidiary of any parent undertaking of Winterflood Securities Limited, as the same terms are defined in the Companies Act 2006) and to third parties in the circumstances described below:

- in relation to our legitimate business interests (as above);
- to facilitate the administration and maintenance of user access to our services and/or website(s); and
- to ensure the safety and security of our data (and that of third parties, including data vendors and other data sources).

We will take steps to ensure that the personal data is accessed only by persons that have a need to do so for the purposes described in this notice.

We may also share your personal data with third parties:

- if we sell any of our business or assets, in which case we may disclose your personal data to the prospective buyer for due diligence purposes;
- if we are acquired by a third party, in which case personal data held by us about you will be disclosed to the third party buyer;
- to third party agents or contractors (for example, the providers of our electronic data storage services) for the purposes of providing services to us; and
- with your consent, to our affiliates who may wish to offer you products and services which may be of interest to you.

These third parties will be subject to confidentiality requirements and they will only use your personal data as described in this notice.

We may also share your personal data with third parties (including, without limitation, regulatory, governmental, judicial and other bodies or authorities of competent jurisdiction) to the extent required by applicable law, for example if we are under a duty to disclose your personal data in order to comply with any legal or regulatory obligation, and to establish, exercise or defend our legal rights.

Children's data

We do not generally process personal data belonging to children, however we may do so, at your instruction, in relation to the application for, and provision of, a Junior ISA. We will process any such data in accordance with this notice.

Transfer of personal data outside the United Kingdom

The information you provide to us will be transferred to and stored on our secure servers in the United Kingdom ("UK"). However, from time to time, your personal data may be transferred to, stored in, or accessed from a destination outside the UK or EEA (as applicable). It may also be processed by staff operating outside of the UK who work for us or an affiliate or for one of our suppliers.

Where we transfer your personal data outside the UK or EEA (as applicable), we will ensure that it is protected in a manner that is consistent with how your personal data will be protected by us in the UK or EEA (as applicable). This can be done in a number of ways, for instance:

- the country that we send the data to might be approved by the UK government or European Commission (as applicable) or a relevant data protection authority (as offering equivalent protections to those afforded in the UK or EEA (as applicable));
- the recipient might have signed up to a contract based on "model contractual clauses" approved by the UK government or European Commission (as applicable), obliging them to protect your personal data; or
- in other circumstances where permitted in accordance with applicable law, rule or regulation.

In all cases, however, we will ensure that any transfer of your personal data is compliant with data protection law.

You can obtain more details of the protection given to your personal data when it is transferred outside the UK or EEA (as applicable) (including a copy of the standard data protection clauses which we have entered into with recipients of your personal data) by contacting us in accordance with the "Contact us" section below.

How long we keep your personal data

How long we hold your personal data for will vary. The retention period will be determined by various criteria including:

- the purpose for which we are using it – we will need to keep the data for as long as is necessary for that purpose (for example, to communicate with you in respect of our services for so long as you remain a recipient of such services); and/or
- legal and regulatory obligations – applicable laws, rules or regulations may set a minimum period for which we have to store your personal data.

Your rights

You have a number of rights in relation to the personal data that we hold about you. These rights include:

- the right to object to our processing of your personal data where we process your personal data pursuant to our legitimate business interests. Please note that there may be circumstances where you object to our processing of your personal data but we are legally entitled to refuse that request;
- the right to obtain information regarding the processing of your personal data and access to the personal data which we hold about you;
- the right to withdraw your consent to our processing of your personal data at any time. Please note, however, that we may still be entitled to process your personal data if we have another legitimate reason (other than consent) for doing so;
- in some circumstances, the right to receive some personal data in a structured, commonly used and machine-readable format and/or request that we transmit such data to a third party where this is technically feasible. Please note that this right only applies to personal data which you have provided to us;
- the right to request that we rectify your personal data if it is inaccurate or incomplete;
- the right to request that we erase your personal data in certain circumstances. Please note that there may be circumstances where you ask us to erase your personal data but we are legally entitled to retain it;
- the right to request that we restrict our processing of your personal data in certain circumstances. Please note that there may be circumstances where you ask us to restrict our processing of your personal data but we are legally entitled to refuse that request;
- the right to object to the processing of your personal data for direct marketing purposes; and
- the right to lodge a complaint with the data protection regulator (details of which are provided below) if you think that any of your rights have been infringed by us.

You can exercise your rights by contacting us using the details set out in the “Contact us” section below. You can find out more information about your rights by contacting the data protection regulator, the Information Commissioner, or by visiting their website at <https://ico.org.uk/>.

Changes to this Privacy Notice

We keep this notice under regular review. Any changes we make to this notice in the future will be posted on this page and, where appropriate, notified to you by e-mail. Please check back frequently to see any updates or changes to this notice.

Contact us

Winterflood Securities Limited is a company registered in England and Wales. Our registered address is at The Atrium Building, Cannon Bridge House, 25 Dowgate Hill, London, EC4R 2GA and our company registration number is 02242204.

Please contact us if you have any questions about this notice or personal data that we may hold about you:

You can write to us at: Data Protection Team, Winterflood Securities Limited, The Atrium Building, Cannon Bridge House, 25 Dowgate Hill, London, EC4R 2GA.

- By telephone: 0203 100 0000; or
- By email: dp-enquiries@winterflood.com.

You can also contact our **Data Protection Officer** using the following details:

- By post: Data Protection, Close Brothers, 10 Crown Place, London EC2A 4FT;
- By telephone: 0333 321 6100; or
- By email: dpo@closebrothers.com.