

PRIVACY POLICY

Adminis NZ Limited (**Adminis, we or us**) provides or enables investment administration and custody services through its proprietary cloud-based platform (**Services**).

We are committed to protecting and respecting your privacy. This Privacy Policy, together with the terms of use that apply to the Services (<http://www.adminis.co.nz/termsfuse.pdf>) (**Terms of Use**) and any other documents referred to in those Terms of Use, sets out how personal information collected in connection with the Services is handled.

We encourage you to read this Privacy Policy carefully. By accessing the Services through this website, you will be taken to have read and agreed to the terms of this Privacy Policy and the Terms of Use. This Privacy Policy may change from time to time. This is our entire and exclusive Privacy Policy and it supersedes any earlier version. Our Terms of Use take precedence over any conflicting Privacy Policy provisions.

1 What information do we collect?

1.1 In order to provide and operate the Services, we may collect, store and process the following information:

- (a) personal information, being information about an identifiable individual such as the individual's full legal name, date of birth, driver's licence number, passport number, marital status, postal or residential address, email address, telephone number, nationality, income, bank account details, and taxation details;
- (b) accounting and financial information relating to your investment portfolios; and
- (c) non-identifiable information relating to your use of the Website such as device-related information (browser type, IP (internet protocol) address) and server log information (date and time of day of your visit and pages you accessed). We also collect information that you input into the Website.

2 How do we collect the information?

2.1 The information specified in paragraph 1.1 above may be collected through various means, including through forms that are filled in on the Website, or in other communication with us such as by phone, email or post. Information is collected in a number of circumstances including:

- (a) information that is provided to us in connection with an application to become an investor using the Service;
- (b) information that is provided to us generally in connection with the Service and the ongoing operation of the Service, including information you have provided to third parties in connection with your investments (subject to that third party's privacy policy);
- (c) records of correspondence where we are contacted in connection with the Services, including by phone, email or post;
- (d) details of transactions that are carried out through the Website and the Services; and

(e) details of visits to the Website and the resources that are accessed through the Website.

2.2 Through your use of the Services, we may collect information from you about someone else. If you provide us with personal information about someone else, you must make sure that you are authorised to disclose that information to us and that, without us taking any further steps required by applicable data protection or privacy laws, we may collect, use and disclose such information for the purposes described in this Privacy Policy.

2.3 This means that you must take reasonable steps to ensure the individual concerned is aware of and/or consents to the various matters detailed in this Privacy Policy, including the fact that their personal information is being collected, the purposes for which that information is being collected, the intended recipients of that information, the individual's right to obtain access to that information, our identity, and how to contact us.

2.4 Where requested to do so by us, you agree to assist us with any requests by the individual to access or update the personal information you have collected from them and provided to us in connection with the Services.

3 Uses made of the information

3.1 The purposes for which information may be used by us in and outside New Zealand include (each a **Purpose**):

- (a) as will be required by law, such as in connection with our obligations under know-your-client (**KYC**), anti-money laundering and countering financing of terrorism (**AML/CFT**) and Inland Revenue (**IRD**) regulation;
- (b) in connection with the operation of the Services, such as (without limitation) processing of applications, redemptions, transfers, deposits, payments, generating reports and record keeping of investment portfolios;
- (c) carrying out our obligations arising from any contracts entered into between you and us or entered into in connection with the Services generally;
- (d) ensuring that content from the Website is presented in the most effective manner for you and for your computer;
- (e) providing you with alerts, newsletters, education materials or information that you requested or signed up to;
- (f) allowing you to participate in interactive features of the Services, when you choose to do so;
- (g) designing and conducting surveys/questionnaires for client profiling/segmentation, statistical analysis, improving and furthering the provision of our products and services;
- (h) complying with laws and regulations applicable to us or any of our related companies (as defined in the *Companies Act 1993*) in or outside New Zealand;
- (i) legal proceedings, including collecting overdue amounts and seeking professional advices;

- (j) researching, designing and launching services or products including seminars/events/forums;
- (k) promoting and marketing services and products subject to receiving your prior consent and unless you have exercised the opt-out right (please see further details in Clause 11.4 below); or
- (l) purposes directly related or incidental to the above.

3.2 The lawful basis for which we process personal information is to perform the Services for you, to protect our legitimate interests and to comply with our obligations at law.

3.3 By using the Services, you agree that we can access, aggregate and use non-personally identifiable data that has been collected through the use of the Services. This data will in no way identify you or any other individual. We may use this aggregated non-personally identifiable data to:

- (a) assist us to better understand how our clients are using the Services;
- (b) provide users and potential users of the Services with further information regarding the uses and benefits of the Services; and
- (c) otherwise to improve the Services.

4 Disclosure of the information

4.1 We will keep personal information collected in connection with the Services confidential but may provide information to third parties where necessary or appropriate to facilitate the Purpose for which information was collected pursuant to this Privacy Policy, including the provision of the Services.

4.2 We will disclose your personal information with Government entities and other external data providers that hold information on you in order to verify that the information provided by you is consistent with the records held by such entities for the Purpose of complying with our KYC and AML/CFT obligations;

4.3 We will not otherwise disclose your personal information to a third party other than where necessary or appropriate to facilitate the Purpose for which the information was collected unless you have provided your consent. However, you should be aware that we may be required to disclose your personal information without your consent in order to comply with any court orders, subpoenas, or other legal process or investigation including by tax authorities, if such disclosure is required by law. Where possible and appropriate, we will notify you if we are required by law to disclose your personal information.

4.4 Personal information may be disclosed between related companies (as defined in the *Companies Act 1993*) and personnel of Adminis in or outside of New Zealand. Those related companies and personnel will treat and handle such personal information consistent with this PrivacyPolicy.

4.5 We may disclose your personal information to third parties outside of New Zealand in accordance with this Policy

4.6 We require all third parties to respect the security of your personal information and to treat it in accordance with the law. We do not allow our third-party service providers to use your personal

information for their own purposes and only permit them to process your personal information for specified purposes and in accordance with our instructions.

4.7 Where we are required to disclose your personal information outside New Zealand for the Purposes outlined in this Policy we will use reasonable endeavours to ensure this will be to:

- (a) persons, organisations or regulators in jurisdictions with privacy laws with comparable safeguards to the New Zealand Privacy Act 2020, or
- (b) persons who agree contractually to protect the information in such a way.

However, you acknowledge that sometimes overseas recipients of your personal information may not be required to protect it in a way that provides comparable safeguards to those provided under the New Zealand privacy law. In these instances you authorise us to disclose your personal information to overseas recipients as described in this Privacy Policy.

5 Cookies

5.1 Our website uses cookies and similar technologies to distinguish you from other users of the Website and to better understand the usage of the Website. This helps us provide you with a good experience when you browse the Website and also allows us to improve the Website. By continuing to browse the site, you are agreeing to the use of cookies.

5.2 Cookies are small text files they are stored by your browser onto your computer or mobile device. They are widely used in order to make websites work or work in a better, more efficient way. They can do this because websites can read and write these files, enabling them to recognise you and remember important information that will make your use of a website more convenient (e.g. by remembering your user preferences).

5.3 To help you understand cookies, we have classified each cookie as one of the following:

- (a) **Strictly necessary cookies.** These cookies are essential to the operation of a website enabling a user to effectively move around and to use a website's features, such as remembering information entered on forms when a user moves between pages within a browser session. Without strictly necessary cookies, certain services on our Website may not be made possible and our Website may not perform as smoothly as it should.
- (b) **Analytical/performance cookies.** These collect information about the use of a website and help to improve the way a website works. For example, performance cookies may show which are the most frequently visited pages, help to record any difficulties with a website and show whether advertising on a website is effective or not. This helps us to improve the way our Website works, for example, by ensuring that users are finding what they are looking for easily. Performance cookies do not collect information that identifies a user personally and all information that is collected by these cookies is aggregated and anonymous.
- (c) **Functionality cookies.** These allow a website to remember the choices you make and to provide enhanced and more personal features. Functionality cookies also remember changes you have made, such as customising a certain webpage and for other services you request such as watching a video or commenting on a blog. This enables us to personalise our content for you, greet you by name and remember your preferences. Functionality cookies will not track your activity on other websites.
- (d) **Targeting/advertising cookies.** These cookies record your visit to our website, the pages you have visited and the links you have followed. We will use this information to make our

website and the advertising displayed on it more relevant to your interests. We may also share this information with third parties for this purpose.

5.4 Please note that third parties (including, for example, advertising networks and providers of external services like web traffic analysis services) may also use cookies, over which we have no control. These cookies are likely to be analytical/performance cookies or targeting cookies.

5.5 We use third party web analytic services on the website, like Google Analytics (collectively referred to as **Analytics Services**). Analytics Service providers use technologies such as cookies, web server logs and web beacons to help us analyse how visitors use the website. For example, Analytics Services collect information such as how often users visit our Website, what pages they visit when they do so, and what other sites they used prior to coming to our Website. We only use the information we get from Analytics Services to improve this Website. Analytics Services only collect the IP address assigned to you on the date you visit our Website, not your name or other identifying information. We do not combine the information collected through the use of Analytics Services with personally identifiable information. Analytics Services' ability to use and share information about your visits to our Website is restricted by their terms of use and privacy policies.

5.6 You can block cookies by activating the setting on your browser that allows you to refuse the setting of all or some cookies. However, if you use your browser settings to block all cookies (including essential cookies) you may not be able to access all or parts of the Website.

6 Links to other websites

6.1 Our Website may contain links to other websites of interest. However, once you have used these links to leave the Website, you should note that we do not have any control over that other website. We cannot be responsible for the protection and privacy of any information which you provide whilst visiting such sites and such sites are not governed by this Privacy Policy. You should exercise caution and look at the privacy policy applicable to the website in question.

7 Security and protection of the information

7.1 All information you provide to us is stored on secure servers hosted by a top tier hosting provider engaged by us. Where we have given you (or where you have chosen) a password which enables you to access certain parts of our Website, you are responsible for keeping this password confidential and secure. We ask you not to share a password with anyone.

7.2 Unfortunately, the transmission of information via the internet is not completely secure. Although we will do our best to protect your personal information, we cannot guarantee the security of your data transmitted to our Website; any transmission is at your own risk. Once we have received your information, we will use strict procedures and security features to try to protect your personal information from misuse, loss and unauthorised access.

7.3 We will never contact you to ask you to disclose your security credentials. Be cautious about opening links contained in SMS messages or emails and beware of phishing scams.

8 Where do we store the information?

8.1 We may store your data on servers in New Zealand, Australia and Singapore. We may also transfer your data to people or entities listed at Clause 4 above, who may be located in or outside of New Zealand.

9 Retaining the information

- 9.1 We only retain information for so long as it is necessary for the purposes for which the information can lawfully be used or longer if required by applicable laws such as obligations under KYC, AML/CFT and IRD regulations.
- 9.2 To determine the appropriate retention period for personal information, we consider the amount, nature and sensitivity of the personal information, the potential risk of harm from unauthorised use or disclosure of your personal information, the purposes for which we process your personal information and whether we can achieve those purposes through other means, and the applicable legal, regulatory, tax, accounting or other requirements.

10 Changes to our Privacy Policy

- 10.1 We may modify this Privacy Policy from time to time without prior notice by publishing a new version of this Privacy Policy, which is your responsibility to review. Any changes to the Privacy Policy will be reflected on this page and will become effective immediately upon publication. We encourage you to periodically review this Privacy Policy to stay informed about how we are protecting the personally identifiable information we collect. If changes to the Privacy Policy are material, we will do our best to notify you via email or through a notification on Website. Please check the date on which this Privacy Policy was last updated below to determine if there have been any changes since you have last reviewed the Privacy Policy.

11 Your consent and rights

- 11.1 By using the Services, making an application to become an investor, or visiting the Website, you consent to the collection, storage and use of your information and other activities as outlined in this Privacy Policy.
- 11.2 Under the New Zealand Privacy Act 2020, and other relevant law, you have the right:
- (a) to check whether we hold personal information about you and to access such data;
 - (b) to request us to correct as soon as reasonably practicable any data relating to you that is inaccurate;
 - (c) to ascertain our policies and practices in relation to personal information and the kind of personal information held by us; and
 - (d) to object to the use of your personal information for marketing purposes and we shall not use your personal information for marketing purposes after you communicate your objection to us.
- 11.3 We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal information (or to exercise any of your other rights). This is a security measure to ensure that personal information is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.
- 11.4 You may exercise your opt-out right to non-essential communications by using the unsubscribe facility in our electronic messages or notifying us if you wish to object to the use of your personal

information for direct marketing purposes. Please send requests for such objections, access to data, correction of data, information regarding policies and practices and kinds of data held, questions or complaints to our Privacy Officer at privacy@adminis.co.nz.

11.5 We will deal with any complaint by investigating the complaint, and providing a response to the complainant within 20 business days, provided that we have all necessary information and have completed any investigation required. In cases where further information, assessment or investigation is required, we will seek to agree alternative time frames with you.

11.6 In accordance with the Privacy Act 2020, in some circumstances, we have the right to and may charge a reasonable fee for processing any data access request.

12 Governing law and jurisdiction

12.1 Subject to paragraph 13, nothing in this Privacy Policy shall limit the rights of the information subject of personal information under the Privacy Act 2020. This Privacy Policy shall be governed by the laws of New Zealand. You agree to submit to the exclusive jurisdiction of the New Zealand courts.

13 Global Data Protection Regulation

13.1 Where we process personal information which is subject to the European Union's General Data Protection Regulation (**GDPR Data**) we do so as a data processor, acting only on the instructions of a relevant data controller. Where we are a processor of GDPR Data we have entered into a data processing agreement with the relevant data controller, which outlines how we may process that GDPR Data.

13.2 In relation to GDPR Data, you have the right to withdraw your consent or to object to our use of your personal information. You can ask us to delete it, to restrict its use, or to object to our use of your personal information for certain purposes such as marketing. If you would like us to stop using your data in any way, please get in touch. If we are still providing Services to you we will need to continue using your information to deliver those Services. In some circumstances we are obligated to keep processing your information for a set period of time. If you withdraw your consent or object to certain processing, we may not be able to provide certain Services to you. We will advise you if this is the case at the time you withdraw your consent or object.

Last updated: **1 December 2020**