

# DATA PRIVACY STATEMENT

## DATA PROTECTION NOTICE

This notice sets out how Atlantis Investment Management (Ireland) Limited (“the Manager”), the Manager of Atlantis International Umbrella Fund (the “Fund”), will process personal information as the Manager of the Fund as a Data Controller) and how the Administrator (as defined below) and/or the Investment Manager and Atlantis Singapore (as defined below) as a data controllers in their own right will process personal information in certain circumstances

Where your details are provided to the Manager as a consequence of your investment in the Fund, then the Manager, acting as a data controller may itself (or through a third party such as Northern Trust International Fund Administration Services (Ireland) Limited (the “Administrator”) acting in its capacity as the Fund’s administrator) or any sub-distributors that may be appointed from time to time, Atlantis Investment Management Limited (the “Investment Manager”), Atlantis Investment Management Singapore Pte Limited (“Atlantis Singapore”) and Atlantis Investment Management Research Corporation (“AIRC”), the auditor, the company secretary, the money laundering reporting officer, local paying agents and mailing firms appointed by any of the foregoing (together the “Service Providers”) process your personal information or that of your directors, officers, employees and/or beneficial owners (“Investor Data”).

When processing your personal information, there may also be times where the Administrator will act as a data controller. In circumstances where the Administrator acts as data controller in respect of information that has been provided to it by you, all rights afforded to you as a data subject under Regulation 2016/679 (the “GDPR”) shall be exercisable solely against the Administrator.

When processing your personal data, there may also be times where the Investment Manager or Atlantis Singapore will act as a data controller. In circumstances where these entities act as data controller in respect of information that has been provided to it by you, all rights afforded to you as a data subject under the GDPR shall be exercisable solely against the relevant entity.

In connection with this, please note the following:

### Purposes of Processing and Legal Basis for Processing

Your personal data may be processed by the Manager, the Administrator or the Service Providers (or any of their affiliates, agents, employees, delegates or sub-contractors) for the following purposes:

- the opening of your account and the management and administration of your holdings in the Fund and any related account on an on-going basis (the “Services”) which are necessary for the performance of your contract with the Manager, including without limitation the processing of

- redemption, conversion, transfer and additional subscription requests and the payment of distributions;
- in order to carry out AML/KYC checks and related actions which the Manager, Administrator or Investment Manager considers appropriate to meet any legal obligations imposed on the Manager / Fund, Administrator or the Investment Manager relating to, or to pursue the Fund's, Administrator's, or the Investment Manager's legitimate interests in relation to, the prevention of fraud, money laundering, terrorist financing, bribery, corruption, tax evasion and to prevent the provision of financial and other services to persons who may be subject to economic or trade sanctions, on an on-going basis, in accordance with the Manager's, the Administrator's or Investment Manager's anti-money laundering procedures;
- to report tax related information to tax authorities in order to comply with a legal obligation;
- to monitor and record calls and electronic communications for (i) processing and verification of instructions, (ii) investigation and fraud prevention purposes, (iii) for crime detection, prevention, investigation and prosecution, (iv) to enforce or defend the Manager on behalf of the Fund and its affiliates, itself or through third parties to whom it delegates such responsibilities or rights in order to comply with any legal obligation imposed on the Fund, or (v) to pursue the Fund's legitimate interests in relation to such matters;
- to disclose information to other third parties such as service providers of the Fund, auditors, regulatory authorities and technology providers in order to comply with any legal obligation imposed on the Manager / Fund or the Administrator or in order to pursue the legitimate interests of the Manager or the Administrator;
- to monitor and record calls for quality, business analysis, training and related purposes in order to pursue the legitimate interests of the Manager to improve its service delivery;
- where you have previously requested the Administrator to do so, to retain AML and other records of individuals to assist with the subsequent screening of them by the Administrator including in relation to other funds or clients of the Administrator in pursuance of the Administrator's legitimate interests;
- to disclose information to regulatory authorities in order to comply with any legal obligation imposed on Investment Manager / Atlantis Singapore.

**Please note that where your personal data is processed for purposes of legitimate interests, you have a right to object to such processing and the Manager and its appointed Service Providers will no longer process the personal data unless it can be demonstrated that there are compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims.**

#### **Recipients of Data and International Transfer of Data**

The Manager may disclose your personal information as follows:

- to its service providers, including the Administrator, and their affiliates, and other third party service providers engaged by the Manager in order to process the data for the above mentioned purposes;
- to competent authorities (including tax authorities), courts and bodies as required by law or requested or to affiliates for internal investigations and reporting; and

The disclosure of personal information to the third parties set out above may involve the transfer of data to the USA and other jurisdictions outside the EEA being Hong Kong, Singapore and Japan in accordance with the requirements of the GDPR. Such countries may not have the same data protection laws as your jurisdiction.

The Manager has authorised the Administrator to put in place Standard Contractual Clauses with relevant parties to whom personal data will be transferred. Please contact the Administrator for copies of the Standard Contractual Clauses that have been entered into on behalf of the Manager.

The Manager has also entered into Model Contract Clauses with the Investment Manager and authorised the Investment Manager to enter into Model Contract Clauses with Atlantis Singapore and the AIRC. Please contact the Investment Manager for copies of these Standard Contractual Clauses.

### **Retention period**

The Manager, the Investment Manager, Atlantis Singapore, the Administrator and the other Service Providers will retain your personal information for as long as required for the Manager or the Administrator to perform the Services or perform investigations in relation to same being at least six years after the period of your investment has ended or the date on which you had your last transaction with the Fund.

### **Data Subject Rights**

With effect from 25 May, 2018, under GDPR you have the following rights, in certain circumstances, in relation to your personal information:

- Right to access your personal information.
- Right to rectify your personal information.
- Right to restrict the use of your personal information (in certain specific circumstances).
- Right to request that your personal information is erased (in certain specific circumstances).
- Right to object to processing of your personal information (in certain specific circumstances).
- Right to data portability (in certain specific circumstances).

Where the Manager or the Administrator requires your personal information to comply with AML or other legal requirements, failure to provide this information means in the case of new investors, that the Manager may not be able to accept you as an investor in the Fund or that we may be prohibited from making redemption or any applicable dividend payments to you and/or to the extent that the Manager on behalf of the Fund does accept your application and the required personal information is not provided within the specified timeframe, we may be required to discontinue our business relationship with you.

You have the right to lodge a complaint with a supervisory authority in the EU Member State of your habitual residence or place of work or in the place of the alleged infringement if you consider that the processing of personal data relating to you carried out by the Manager or its Service Providers infringes the GDPR.

### **How to contact us**

If you have any questions about the use of your personal information by or on behalf of the Manager, please contact the Manager at [legal@atlantis-investment.com](mailto:legal@atlantis-investment.com).