



Gemsstock Limited

Data Protection Privacy Notice

The scope and purpose of this Privacy Notice

This Privacy Notice explains how Gemsstock Limited, its affiliates and/or related entities¹ ("Gemsstock", "we", "us", "our"), collects, uses, shares and otherwise processes your Personal Data in connection with your relationship with us in accordance with applicable data privacy laws and the General Data Protection Regulation ("GDPR").

This privacy policy applies to you if (i) you are a client or prospective client of Gemsstock (including an investor or prospective investor in a vehicle or entity that we manage or advise ("Gemsstock Funds")), or a service provider to us or to a Gemsstock Fund, (ii) your personal data has been provided to us in connection with any of the foregoing by another person (such as where you are a director, partner, trustee, employee, agent or direct or indirect owner of such person); or (iii) you otherwise enter into communications with us by email or other means.

Personal Data

The term "Personal Data" as used in this Privacy Notice means any information relating to an identifiable person who can be directly or indirectly identified in particular by reference to an identifier. This definition provides for a wide range of personal identifiers to constitute personal data, including name, date of birth, residential address, identification number, location data or online identifier. Personal Data does not include data from which you can no longer be identified such as anonymised aggregate data.

What information do we collect about you, how do we collect it and what do we use it for?

The kinds of Personal Data we may collect include your contact details (such as your name, address, email address and telephone number) and other information such as your job title. In most cases, we will collect the Personal Data directly from you but may also obtain it from other sources. We will process your Personal Data if and to the extent applicable law provides us with lawful basis to do so. Therefore, we will only process your Personal Data if:

- a) you have consented to us doing so (consent);
- b) we need it to perform the contract we have entered into with you (contract);
- c) we need it to comply with a legal obligation (legal obligation);
- d) we need it to protect someone's life (vital interests);
- e) we need it to perform a task in the public interest or for your official functions, and the task or function has a clear basis in law (public task);
- f) we (or a third party) have a legitimate interest which is not overridden by your interests or fundamental rights and freedoms (legitimate interest)².

¹ For the purposes of this Privacy Notice, the terms "affiliates" and "related entities" should be understood to include any business, corporation, partnership or other entity in which Gemsstock holds a material ownership interest, directly or indirectly, or to which Gemsstock is otherwise materially connected or associated.

² Legitimate interests may include the provision of services by us, administrative or operational processes within Gemsstock, its affiliates and/or related entities and direct marketing activities.

Given the nature of our business, it is considered unlikely that the lawful basis for us process your Personal Data will be by reason of vital interests or public task.

We will use your Personal Data to deliver services to you and/or to work or act for you. We may also use your Personal Data to inform you about us and our services. When using your Personal Data for these purposes, it will be within our legitimate interests to do so and we will ensure that the use of your Personal Data does not override your interests or fundamental rights and freedoms.

Please note that we may use or disclose Personal Data if we are required by law to do so or if we reasonably believe that use or disclosure is necessary to protect our rights and/or to comply with judicial or regulatory proceedings, a court order or other legal process.

What might we need from you?

We may need to request specific information from you to help us confirm your identity and ensure your right to access Personal Data (or to exercise any of your other rights). This is another appropriate security measure to ensure that Personal Data is not disclosed to any person who has no right to receive it.

Accuracy of information

It is important that the Personal Data we hold about you is accurate and current. Please let us know if your Personal Data changes during your relationship with us.

What if you do not provide the personal data we request?

It is in your sole discretion to provide Personal Data to us. If you do not provide us with all or some of the Personal Data we request, we may not be able to accept an engagement from you, to provide all or some of our services, to enter into a contract with you or to send you information about us (e.g. marketing materials).

Change of purpose and anonymisation

We will only use your Personal Data for the purposes for which we collected it or where we reasonably consider that we need to use it for another reason which is related to and/or compatible with the original purpose. If we need to use your Personal Data for an unrelated purpose, we will notify you and we will explain the legal basis which allows us to do so.

In some circumstances we may anonymise your Personal Data so that it can no longer be associated with you, in which case it is no longer Personal Data.

With whom will we share your information?

When using your Personal Data for the purposes and on the legal basis described above we may share your Personal Data with other service providers we work with. We may also have to share your Personal Data with regulators, public institutions, courts or other third parties.

For the purposes described above we may have to transfer your Personal Data from the European Economic Area (EEA) to a third party outside of the EEA and in a jurisdiction not being subject to an adequacy decision of the European Commission. We will always ensure that there is a legal basis and a relevant safeguard method for such data transfer so that your Personal Data is treated in a manner that is consistent with and respects the EU laws and other applicable laws and regulations on data protection.

Your rights in relation to your information

You have rights as an individual which you can exercise under certain circumstances in relation to your Personal Data that we hold. These rights are to:

- request **access** to your Personal Data (commonly known as a “data subject access request”) and request certain information in relation to its processing;
- request **rectification** of your Personal Data;
- request the **erasure** of your Personal Data;
- request the **restriction** of processing of your Personal Data;
- **object** to the processing of your Personal Data.

You also have the right to make a complaint at any time to the Information Commissioner’s Office (ICO), the UK supervisory authority for data protection issues or, as the case may be, any other competent supervisory authority of an EU member state.

Right to withdraw consent

In case you have provided your consent to the collection, processing and transfer of your Personal Data, you have the right to fully or partly withdraw your consent. Once we have received notification that you have withdrawn your consent, we will no longer process your information for the purpose(s) to which you originally consented unless there are compelling legitimate grounds for further processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims. In case we processed your Personal Data for direct marketing purposes, you have the right to object at any time, in which case we will no longer process your Personal Data for such marketing purposes.

How long will we retain your information?

We will only retain your Personal Data for as long as necessary to fulfil the purposes for which it was collected and processed, including for the purposes of satisfying any legal, regulatory, accounting or reporting requirements.

To determine the appropriate retention period for your Personal Data, we will 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.

In some circumstances we may anonymise your Personal Data so that it can no longer be associated with you, in which case it is no longer Personal Data.

Upon expiry of the applicable retention period we will securely destroy your Personal Data in accordance with applicable laws and regulations.

Fees

You will in general not have to pay a fee to exercise any of your individual rights mentioned in this Privacy Notice. However, we may charge a reasonable fee if your request to exercise your individual rights is manifestly unfounded or excessive. Alternatively, we may refuse to comply with the request in such circumstances.

Changes to this Privacy Notice

We reserve the right to update this Privacy Notice at any time. Where material changes are made to this Privacy Notice, we will notify those persons whose Personal Data we process and we will make an updated copy of such privacy notice available on our website.

Use of Cookies

When you visit our website cookies may be downloaded to your device. Cookies are small text files that allow you to access the site and ensure you have the best experience while you are on it, including enabling you to access information available exclusively on the secure portion of the site.

Cookies do not allow us to access your computer or collect personal information about you other than information that you either provide voluntarily or is automatically provided by your web browser.

If you are interested in learning more about cookies, you can find additional information at www.allaboutcookies.org.

Further information

If you have any queries, questions, concerns or require any further information in relation to the Privacy Notice or you wish to exercise any of your rights, please do not hesitate to contact us at IR@gemsstock.fund.