

PRIVACY NOTICE

In this Privacy Notice, the following definitions apply:

"Applicable Regulations" means:

- (a) FCA Rules or any other rules of a relevant regulatory authority;
- (b) the Rules of a relevant Market; and
- (c) all other applicable laws, rules and regulations as in force from time to time;

"Affiliate" means an undertaking in the same group as us;

"Associate" means an undertaking in the same group as us, a representative whom we or an Affiliate appoint, or any other person with whom we have a relationship that might reasonably be expected to give rise to a community of interest between us and them;

"Client Personnel" means any of your employees, officers, directors, agents, contractors or consultants.

"Data Protection Legislation" means (i) before 25 May 2018, the EU Data Protection Directive 95/46 and all national implementing laws (including the UK Data Protection Act 1998); and (ii) on or after 25 May 2018, the EU General Data Protection Regulation 2016/679; together with all other Applicable Regulations relating to privacy or data protection.; and where we use the terms "personal data", "data subject", "controller", "processor" and "process" (and its derivatives), such terms shall have the meanings given to them in the Data Protection Legislation;

"FCA Rules" means any applicable rules as published in the FCA Handbook;

"Market" means any regulated market, multilateral trading facility or organised trading facility (as such terms are defined in the FCA Rules);

"Rules" means articles, rules, regulations, procedures and customs of a Market, as in force from time to time

1. Using your information

Your information

This Privacy Notice applies to information held by Mizuho Bank Limited London Branch ("MHBK") about you, your Client Personnel and other relevant individuals.

Please contact us at ldncompliance@mhcblondon.com or by writing to the Compliance Officer, Mizuho House, 30 Old Bailey, London EC4M 7AU if you have any questions.

The 'information' held by MHBK includes personal data, which means information that can be used to identify a natural person, including (but not limited to) the following types of personal information:

- (a) contact information, such as an individual's home or work address and contact details (including mobile telephone number);
- (b) date of birth, marital/civil partnership status, details of dependents and next of kin;
- (c) employment status;
- (a) information about an individual's professional qualifications;
- (b) pay records and national insurance number;
- (c) other information about an individual that you or they disclose to us when communicating with us;
- (d) details of any complaints or concerns raised by you or them;

- (e) information we obtain from the way you use and manage any account(s) you have with us, such as the date, amount and currency of payments which are made to such accounts and any transactions you enter into;
- (f) information we collect from the way you do business with us, such as when you or your Client Personnel or other relevant individuals use our telephone services or website;
- (g) information we collect when you, your Client Personnel or other relevant individuals communicate with us; or when you apply for our products or services; or any other time you or they contact us; and
- (h) information we obtain from third parties, such as information that we obtain when verifying details supplied by you. This information obtained from other third party organisations or people may include other members of the Mizuho Financial Group, employers, clients, joint account holders, credit reference agencies, employers, fraud prevention agencies or other similar organisations.

Some of the information that we collect about you, your Client Personnel or other relevant individuals may include special categories of personal data (such as information about racial or ethnic origin, criminal or alleged criminal offences or health and lifestyle). We will usually seek separate permission from you or them in writing to process these special categories of personal data.

If you fail to provide us with this information, or you, your Client Personnel or other relevant individuals object to us processing such information (see sub-section 5 below for more information about your rights in relation to your information) the consequences are that we may be prevented from conducting business with you, or continuing to manage your account(s) with us and we may be unable to provide our services to you.

Our use of your information

We may collect, record and use information about you, your group, your Client Personnel and other relevant individuals, and the business you conduct with us in physical and electronic form and will hold, use and otherwise process the data in accordance with the Data Protection Legislation and as set out in this Privacy Notice. This may include sharing this information with third parties and transferring it abroad. More information about sharing and transferring such information is set out below.

We and other companies within the Mizuho Financial Group may process any information we hold about you, your group, your Client Personnel and other relevant individuals for a number of business purposes. Examples of the types of uses of such information are set out below. You are responsible for ensuring that your Client Personnel and other relevant individuals are aware of such uses of their information:

- (a) to administer and operate your client account(s) and to provide any service to you;
- (b) to monitor and analyse the conduct of your client account(s);
- (c) to assess any credit limits or other credit decisions (as well as the interest rate, fees and other charges to be applied to your account);
- (d) to enable us to carry out statistical and other analysis and to meet our legal or regulatory obligations;
- (e) for our reasonable commercial purposes (including quality control and administration and assisting us to develop new and improved products and services);
- (f) to confirm your or their identity and carry out background checks, including as part of our checks in relation to anti-money laundering, compliance screening and to prevent fraud and other crimes;
- (g) to follow up with you or them after you request information to see if we can provide any further assistance;
- (h) to comply with any requirement of Applicable Regulations, including but not limited to transaction reporting;
- (i) to fulfil our obligations under any reporting agreement entered into with any tax authority or revenue service(s) from time to time;
- (j) to check your instructions to us;

- (k) to monitor, record and analyse any communications between you or them and us, including telephone calls to analyse, assess and improve our services to you, as well as for training and quality purposes;
- (l) to prevent or detect abuse of our services or any of our rights (and attempts to do so), and to enforce or apply the terms of any agreement you may have with us and to protect our (or others') property or rights;
- (m) to share information with relevant third parties in the context of a sale or potential sale of a relevant part of our business, subject always to confidentiality obligations;
- (n) if instructed to do so by you or them or where you or they give us your consent to the use and/or processing involved;
- (o) to bring to your or their attention (in person or by post, email or telephone) information about additional services offered by us and/or our Affiliates, which may be of interest to you or them, unless you or they indicate at any time that you or they do not wish us to do so; and
- (p) to improve the relevance of marketing messages that we may send you or them (which you can opt out of as explained below).

Lawful grounds for using your information

We have described the purposes for which we may use information about you, your group, your Client Personnel or other relevant individuals. We are permitted to process such information in this way, in compliance with the Data Protection Legislation, by relying on one or more of the following lawful grounds:

- (a) you or they have explicitly agreed to us processing such information for a specific reason;
- (b) the processing is necessary to perform the agreement that we have with you or them or to take steps to enter into an agreement with you or them;
- (c) the processing is necessary for compliance with a legal obligation that we have; or
- (d) the processing is necessary for the purposes of a legitimate interest pursued by us, which might be:
 - a. to ensure that our client accounts are well-managed;
 - b. to prevent fraud, and to comply with anti-money laundering laws and sanctions;
 - c. to protect our business interests;
 - d. to ensure that complaints are investigated;
 - e. to evaluate, develop or improve our products and services; or
 - f. to keep our clients informed about relevant products and services, unless you have indicated at any time that you do not wish us to do so.

In relation to any processing of special categories of personal data, we will generally rely on obtaining specific consent in order to process such information, although it may be necessary for us to use certain information in order to comply with our legal obligations as a regulated entity (such as in relation to an alleged offence). Where you, your Client Personnel or other relevant individuals have consented to our processing of such information (including special categories of personal data), you or they may withdraw such consent at any time by contacting us using the contact details above. Please note, however, that in certain circumstances it may be still lawful for us to continue processing this information even where consent has been withdrawn, if one of the other legal bases described above is applicable.

Automated processing

We do not carry out automated decision-making or profiling in relation to our clients. However, in order to comply with our obligations under anti-money laundering legislation, we are required to verify the identity of all clients and other information (including but not limited to details of any nationality, citizenship or rights of residence you or your Client Personnel or other relevant individuals hold) to satisfy our regulatory obligations. We may do this using an electronic verification system that we consider suitable or by asking you for documentary evidence.

If you, your Client Personnel or other relevant individuals want to know more about your rights in relation to automated decision making, please contact us using the contact details above.

2. Information sharing

Sharing your information with others

We keep all client information confidential in accordance with sub-section 6 of Section 1 of our MiFID II Terms of Business. Unless you notify us of any objection within 20 Business Days of those Terms entering into force (which will usually be the date on which you first trade with us), we will share your information as set out below.

In order to be able to service our clients' needs to the best of our ability, we may share any information about you, or any members of your group, that you provide to us with other members of the Mizuho Financial Group or to our or our Affiliates' agents, counterparties and support service or data providers, wherever located. If you, your Client Personnel or other relevant individuals have provided information to other members of the Mizuho Financial Group, those entities may also share that information with us. We will ensure that if we share such information with third parties, any such disclosure is at all times in compliance with Data Protection Legislation.

The recipients, or categories of recipients, of your information, or information relating to your Client Personnel or other relevant individuals, may be:

- (a) credit reference agencies in order to perform credit and identity checks on you. To do this, we will supply your information to the credit reference agencies and they will give us information about you and they may record that a search has been made and the results of such search (including the information that we provide). We may continue to exchange information about you with credit reference agencies while you have a relationship with us. The credit reference agencies may in turn share your personal information with other organisations;
- (b) any revenue service or tax authority including to HMRC, if obliged to do so under Applicable Regulations, or Common Reporting Standards, or FATCA; we may also have to report your account to the necessary tax authorities.
- (c) your advisers (including, but not limited to, accountants, lawyers or other professional advisers) where authorised to do so by you;
- (d) UK and overseas regulators and authorities in connection with their duties (such as crime prevention);
- (e) fraud prevention agencies who will use it to prevent fraud and money-laundering and to verify your identity. We and fraud prevention agencies may also enable law enforcement agencies to access and use your information to detect, investigate and prevent crime;
- (f) anyone to whom we may transfer our rights and/or obligations in accordance with our MiFID II Terms of Business or any other agreement we have in place with you; and
- (g) any other person or organisation after a restructure, sale or acquisition of any member of the Mizuho Financial Group, as long as that person uses your information for the same purposes as it was originally given to us or used by us (or both).

If we, or a fraud prevention agency, determine that you, your Client Personnel or other relevant individuals pose a fraud or money laundering risk:

- (a) we may refuse to provide the services or finance that you have requested, or we may stop providing existing services to you; and
- (b) a record of any fraud or money-laundering risk will be retained by the fraud prevention agencies, and may result in others refusing to provide services, financing or employment to you or them.

Sharing third party information with us

If any information which you, your Client Personnel or other relevant individuals provide to us relates to any third party (such as a joint account holder or beneficiary), by providing us with such information

you or they confirm that you or they have obtained any necessary permissions from such persons to the reasonable use of their information in accordance with this Privacy Notice, or are otherwise permitted to give us this information on their behalf.

3. Transferring your information outside the UK

Information about you, your Client Personnel or other relevant individuals in our possession may be transferred to other countries (which may include countries outside the European Economic Area) for any of the purposes described in this Privacy Notice, including our transmission of such information to our Affiliates and agents outside the European Economic Area. If any such information (including special categories of personal data) belongs to your Client Personnel or relevant individuals other than you, by providing us with such information you confirm that you have obtained any necessary permissions from such persons to the reasonable use of their information for such purposes in accordance with the following provisions, or are otherwise permitted to give us this information on their behalf.

You and they understand and accept that these countries may have differing (and potentially less stringent) laws relating to the degree of confidentiality afforded to the information it holds and that such information can become subject to the laws and disclosure requirements of such countries, including disclosure to governmental bodies, regulatory agencies and private persons, as a result of applicable governmental or regulatory inquiry, court order or other similar process. In addition, a number of countries have agreements with other countries providing for exchange of information for law enforcement, tax and other purposes.

When we, or our permitted third parties, transfer information outside the European Economic Area, we or they will impose contractual obligations on the recipients of that data to protect such information to the standard required in the European Economic Area. We or they may require the recipient to subscribe to international frameworks intended to enable secure data sharing. In the case of transfers by us, we may also transfer your information where:

- (a) the transfer is to a country deemed to provide adequate protection of your information by the European Commission; or
- (b) where you, your Client Personnel and other relevant individuals have consented to the transfer. If we transfer your information outside the European Economic Area in other circumstances (for example because we have to provide such information by law), we will use our best endeavours to put in place appropriate safeguards to ensure that your information remains adequately protected.

4. Your rights in relation to your information

General rights

You, your Client Personnel and other relevant individuals have a number of rights concerning the way that we use your information. At any time, such individuals shall have the right:

- (a) to be informed about the processing of their personal data (i.e. for what purposes, what types, to what recipients it is disclosed, storage periods, any third party sources from which it was obtained, confirmation of whether we undertake automated decision-making, including profiling, and the logic, significance and envisaged consequences);
- (b) to request access to, or a copy of, any personal data we hold about them;
- (c) to request the rectification of their personal data, if they consider that it is inaccurate;
- (d) to request the erasure of their personal data, if they consider that we do not have the right to hold it;
- (e) to object to their personal data being processed for a particular purpose or to request that we stop using their information;
- (f) to request not to be subject to a decision based on automated processing and to have safeguards put in place if they are being profiled based on their personal data;

- (g) to ask us to transfer a copy of their personal data to themselves or to another service provider or third party where technically feasible and otherwise required by Applicable Regulations;
- (h) to withdraw, at any time, any consent that they have previously given to us for our use of their personal data; or
- (i) to ask us to stop or start sending them marketing messages at any time.

Access to your information

You, your Client Personnel and other relevant individuals may have a right of access to some, or all, of the information we hold about you or them, or to have any inaccurate information corrected, under Data Protection Legislation. Any request for access to or a copy of your personal data must be in writing and we will endeavour to respond within a reasonable period and in any event within one month in compliance with Data Protection Legislation. We will comply with our legal obligations as regards any individual's rights as a data subject.

We aim to ensure that the information that we hold about you, your Client Personnel or other relevant individuals is accurate at all times. To assist us in ensuring that such information is up to date, please let us know if the personal details of you, your Client Personnel or other relevant individuals change by contacting us using the contact details above. We will correct any incorrect or incomplete information and will stop processing personal data, or erase it, where there is no legal reason for us to continue to hold or use that information.

5. Retaining your information

We will only keep the information that we collect about you, your Client Personnel and other relevant individuals on our systems or with third parties for as long as required for the purposes set out above or as required to comply with any legal obligations to which we are subject. This will involve us regularly reviewing our files to check that information is accurate and up-to-date and still required.

If you close an account that you have with us, we decline your application to open an account, or you decide not to go ahead with opening an account(s), we may still keep your information. We may also continue to collect information from credit reference agencies to use after you close your account(s) with us.

We will normally destroy or erase data after five years from the end of our agreement with you or as required by any Applicable Regulations. However, we may retain your information, or information relating to your Client Personnel and other relevant individuals after you cease to be a client for longer than this, provided it is necessary for a legal, regulatory, fraud prevention or other legitimate business purpose.

6. Sending you marketing information

We and other members of the Mizuho Financial Group may use your information from time to time to inform you, your Client Personnel or other relevant individuals by letter, telephone, text (or similar) messages, email or other electronic means, about similar products and services (including those of third parties) which may be of interest to you or them. You are responsible for ensuring that those individuals are aware that we may use their information for marketing purposes to inform them about services which may be of interest to them. You, your Client Personnel or other relevant individuals may, at any time, request that we cease or do not send such information by one, some or all channels, by contacting us using the contact details at the start of this Privacy Notice.