



PRIVACY POLICY

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1.KMG Capital Markets Ltd Privacy Policy

This Privacy Statement describes how **KMG Capital Markets Ltd (“the Company”)**, collects, uses, and discloses certain personal information obtained through our public website at <https://www.kmgcapitalmarkets.com/>. This Privacy Statement does not address information collection through other sources such as in-person seminars or a manager’s personal contacts.

2.Who we are?

KMG Capital Markets Ltd is a limited liability company, incorporated under the Companies Law of the Republic of Cyprus, Cap. 113, under the given registration number HE 329817. It was incorporated in 2014, having as main activities the provision of Alternative Investment Fund and UCITs Investment Portfolio Management Services.

3.Our services:

Our Firm aims to provide services on the following:

AIF:

- Portfolio management
- Risk management
- Distribution / Marketing / EU passport

Specialist and Consulting Services

- Establishment AIFs including sourcing of depositaries, administrators and any service providers
- Incubation of funds and fund hosting
- Conversion of offshore funds into AIFs EU compliant funds.
- Preparation of offering documentation and investor documentation

4. Data Sharing

We may share Personal Information among our affiliates for purposes of responding to your requests or otherwise as necessary for the purposes described above. We may also in limited circumstances share Personal Information with government authorities or others, as this is required in order to protect the interests of the Company or others, as necessary in connection with the sale or transfer of all or a portion of the business. It may be required by the applicable law or court order. The Individual’s consent will be requested upon establishing the business relationship.

List of recipients we might disclose information

- A. Affiliate companies (Law and Accounting Firms for legal, bookkeeping and audit purposes).
- B. Third parties such as agents and administrative personnel in various countries.
- C. Transfer of the data in countries out of the European Economic Area such as British Virgin Islands and Belize.

The disclosure and transfer of personal data must meet the below circumstances, which are used in order to establish our legal basis:

- it is necessary in order for us to perform a contract between the individual and the Company;
- it is necessary in order for us to take measures to enter into a contract with the individual where it has requested us to do so;
- it is necessary for us to establish, exercise or defend legal claims; or
- if none of the conditions listed above apply, the individual has explicitly consented to the overseas transfer.

Unless the individual has specifically consented to the transfer, we will only transfer personal data outside the European Economic Area (EEA) where:

- we transfer the data to a country or international organisation which the EU Commission has decided ensures an adequate level of protection for your personal data;
- the transfer of your personal data is subject to adequate safeguards, which may include binding corporate rules or standard data protection clauses adopted by the EU Commission; or
- one of the derogations in the GDPR to transfer personal data outside the EEA applies.

5. Information Collection and Use

In general, you can visit **KMG Capital Markets Ltd** website maintaining your anonymity. Occasionally, however, **KMG Capital Markets Ltd** may need from you to provide personally identifiable information, such as your name, company, e-mail address, phone number, and address ("Personal Information"). The purpose for requesting the particular info may involve, corresponding with and/or contacting you, fulfilling your requests, or otherwise to provide you with a subscription to a newsletter or publication, or to notify you about events. Where applicable, we will differentiate between personal data fields that are optional and those that are mandatory in order for you to obtain the requested information.

By consenting to supply **KMG Capital Markets Ltd** with personally identifiable data, such as your name, address, email address and telephone number, **KMG Capital Markets Ltd** will not, in any way, directly or indirectly, sell or transfer any of this information to any third party. Any information supplied will be confidential and will be handled in accordance with the applicable laws and regulations.

You will only be receiving advertising materials from **KMG Capital Markets Ltd**, only if you have provided your explicit consent. In the case you feel that you need to revoke this consent, you will be provided with an automated way to opt out (unsubscribe) from that particular communication or from all marketing e-mails sent by **KMG Capital Markets Ltd**. Please follow the instructions on the e-mail

you received to do so. In the unlikely case that you have received unwanted e-mail from our Company, please forward a copy of that e-mail to DPO, at dpo@kmgcapitalmarkets.com.

Please note that if you reply to **KMG Capital Markets Ltd** address in one of our advertising e-mails or otherwise correspond with us, your communication will not create a company-client relationship with us. Do not send us any information that you or anyone else considers to be confidential or secret unless we have first agreed to be your service providers in that matter. Any information you send us before we agree to be your service providers cannot be protected from disclosure as a means of company-client confidentiality.

6. How long do we store information about you for?

We are an Alternative Investment Fund and UCITs Investment Portfolio Management Service provider, and we are regulated by CySEC. As a result, obliged by the Anti money Laundering, to keep the data for up to **5 years** after the ceasing of the business relationship. Although, there are cases in which when the relationship with the client arises, a gap of a long timeframe intrudes. These circumstances require us to store the data for as long as it is needed to. Although, we need to make clear that if a relationship does not arise and/or it arose only once, and for a long time we never had been assigned tasks from the client, we are about to store these data for 7 years (as the obligation by the Tax Law requires us to do so, bearing in mind that independently of the fact that the relationship was not ceased written or verbally). Upon termination of the period of 7 years, we will destruct the data as our legal obligation will not be valid anymore.

We operate a data retention policy, which sets out the specific periods we will hold information and when we need to destroy information that we no longer require for legal, regulatory or commercial reasons.

However, this may be longer in some instances, when for example dealing with a claim whereby, we would need to hold the information for a period relevant to the time the claim is being handled.

Overall the criteria used to establish the period for which personal data will be stored is determined by regulatory or legal requirements. This is also supported by a **KMG Capital Markets Ltd** Policy that such information must not be kept for any longer than necessary to fulfil the purposes for which it was collected.

7. Access and Correction

If you wish to access or update the Personal Information you submit through **KMG Capital Markets Ltd** website, or to make any inquiries about the processing of such information, please contact us as described below. We provide individuals with access to their Personal Information as required by applicable data protection and privacy laws.

8. Individual's Rights

The Individuals have the following rights:

1. **Right of access** - request access to any personal data we hold about them;

2. **Right of rectification** -have any personal data which we hold about them which is inaccurate or incomplete rectified;
3. **Right to be forgotten** - have personal data erased;
4. **Right to restriction of processing** - have the processing of individual's personal data restricted;
5. **Right of portability** – To be provided with the personal data that the individual has supplied to us in a portable format that can be transmitted to another organisation without hindrance;
6. **Right to object** - object to certain types of processing, including processing based on legitimate interests, automated processing (which includes profiling) and processing for direct marketing purposes; and
7. **Right to object to automated processing, including profiling** -not be subject to a decision that is based solely on automated processing which produces a legal effect, or which has a similar significant effect for the individual.

If the individual wishes to exercise any of the rights set out above, he/she must make the request in writing to the Data Protection Officer, at dpo@kmgcapitalmarkets.com. Please note some of these rights are restricted in some circumstances.

If the individual has provided his/her consent to any of the processing of his/her personal data, he/she has the right to withdraw his/her consent to that processing at any time, where relevant. He/she must contact the Data Protection Officer if he/she wishes to do so.

If he/she objects to processing based on legitimate interests, we must no longer process that personal data unless we can demonstrate compelling legitimate grounds for the processing which override his/her interests, rights and freedoms or that the processing is required for the establishment, exercise or defence of legal claims.

There are specific provisions when we are handling sensitive personal data as these are aligned below:

Special Category Data” means information or an opinion about:

- Racial or ethnic origin
- Political opinions
- Membership of political association
- Religious beliefs or affiliations
- Philosophical beliefs
- Membership of a professional or a trade association
- Membership of a trade union
- Sexual orientation or practices
- Criminal record that is also personal information
- Health information about an individual
- Genetic information about an individual that is not otherwise health information
- Biometric information that is to be used for the purposes of automated biometric identification or verification, or
- Biometric templates

9.Revisions to this Privacy Policy

KMG Capital Markets Ltd reserves the right to change this Privacy Policy from time to time. Please check the Privacy Policy frequently and particularly before you submit additional personal information

via the website. All revisions to this Privacy Policy will be posted on the website via a link from the homepage. We also display the effective date of the Privacy Statement on the top of this page.

10.Cookie policy

A cookie is a small file which asks permission to be place on your computer's hard drive. For full details of our cookie policy please refer to our main internet site or if you want to learn more about cookies and how they work [click here](#).

11.How can you petition for complaints

It is very important for the principles of privacy to be followed and we should take all the appropriate measures to avoid any breach or loss of these data.

The personal data you disclose to us, we ensure that they are saved in a platform which is protected with additional security factors.

Any breach of the GDPR will be taken seriously and if you consider that the data protection principles have not been followed in respect of personal data about yourself or others you have the right to lodge a complaint with the relevant data protection supervisory authority.

Our Supervisory Authority is the Cyprus Personal Data Protection Bureau. If you have any issues with our processing of your personal data and would like to make a complaint, you may contact the Personal Data Protection Bureau on (+357) 22 818 456 or at 1 Iasonos, 1082 Nicosia, Cyprus.

12.Contact

If you require this Privacy Policy to be provided to you in paper form please contact our Data Protection Officer, at dpo@kmgcapitalmarkets.com.