



OBSIDIAN X
STRATEGIES

INVESTOR PORTAL

Privacy Policy

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INVESTOR PORTAL PRIVACY POLICY

Effective Date: Tuesday, 25 November 2025

Version: v1.0

OPERATOR DETAILS

Operator legal name: Obsidian X Strategies LLC

Legal form and jurisdiction of incorporation: A WYOMING LIMITED LIABILITY COMPANY

Registered office address: 220 Market Ave S (suit 200), Canton, Ohio 44702, United States

Contact email: jordan@obsidianxstrategies.com

Contact telephone (optional): +1 (406) 855-9733

Website: www.obsidianxstrategies.com

The Operator identified above (Operator, we, us or our) operates the technology platform branded as Obsidian X Strategies (the Portal). The Portal is made available on a white-label basis to financial institutions and other partners. Each white-label partner may configure the branding, domain and certain content of its instance of the Portal. For the purposes of your relationship as an Investor, this Privacy Policy explains how the Operator collects, uses, discloses, stores and otherwise processes Personal Data in connection with the Portal instance operated in the name of Obsidian X Strategies.

This Privacy Policy is intended to be read together with the Investor Portal Terms of Use (the Terms). The Terms govern your access to and use of the Portal and set out, among other things, the contractual relationship between you and the Operator, the non-regulated nature of the Portal and the allocation of responsibilities between the Operator and Regulated Entities. This Privacy Policy focuses specifically on how the Operator collects, uses, discloses, stores and otherwise processes Personal Data when you access or use the Portal. It does not govern the processing of Personal Data by Regulated Entities, Verification Providers, Payment Providers or other third parties in connection with their own services, which is subject to their own privacy notices and Applicable Law.

IMPORTANT INFORMATION AND NOTICES

The Portal is an information and workflow interface that enables Investors to view information relating to strategies, accounts, performance, risk analytics and operational details, and to interact electronically with certain Regulated Entities and service providers. In order to provide these functions, the Operator and certain third parties process Personal Data relating to you, including information that you provide directly, information derived from your use of the Portal, and information received from White-Label Partners, Regulated Entities, Verification Providers and other Third-Party Services.

The Operator is a technology provider and is not itself a broker-dealer, investment adviser, bank, payment institution, custodian, alternative trading system or other regulated financial institution, and does not perform regulated activities. All account opening, suitability or other advisory assessments, KYC/AML procedures, execution, custody, settlement, money movement and related regulated activities are performed exclusively by Regulated Entities outside the Portal, under their own terms and privacy notices. Those parties may process Personal Data about you for their own purposes as independent controllers, and you should review their privacy notices carefully.

The Portal and the offerings described in it are generally intended for use in connection with private offerings in the United States conducted in reliance on exemptions from registration under the Securities Act, including Rule 506(b) of Regulation D. Offering Materials and related information made available through the Portal may contain additional disclosures about how Regulated Entities, issuers and other service providers process Personal Data in connection with specific offerings. In the event of any conflict or inconsistency between this Privacy Policy and such Offering Documents in relation to the processing of Personal Data by those parties, the Offering Documents and the relevant parties' own privacy notices shall govern their processing.

The Portal is intended for use only by natural persons who are U.S. Persons and who access the Portal from within the United States, subject to Applicable Law, sanctions restrictions and other eligibility criteria described in the Terms. By accessing or using the Portal, by creating an account, or by otherwise providing Personal Data to the Operator in connection with the Portal, you acknowledge that you have been provided with this Privacy Policy, that you understand it and, where required by Applicable Privacy Law, that you consent to the processing of your Personal Data as described in this Privacy Policy. If you do not agree with this Privacy Policy or do not wish your Personal Data to be processed as described in it, you must not access or use the Portal.

This Privacy Policy does not create any contractual rights or obligations that are additional to or separate from the Terms. However, to the extent that there is any conflict or inconsistency between this Privacy Policy and the Terms in relation to the processing of Personal Data, this Privacy Policy shall prevail to the extent of such conflict or inconsistency, subject always to any non-waivable requirements of Applicable Law.

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1. INTERPRETATION, SCOPE, DEFINED TERMS AND RELATIONSHIP WITH TERMS

- 1.1 This Privacy Notice (the Privacy Notice) describes how the Operator collects, uses, discloses, stores and otherwise processes Personal Data in connection with the operation of the Portal. It is intended for Investors and other individuals who access or use the Portal, whether via the web interface or any mobile application. This Privacy Notice does not govern the processing of Personal Data by Regulated Entities, Verification Providers, Payment Providers or other third parties in connection with their own services, which is subject to their own privacy notices and Applicable Law.
- 1.2 The rules of interpretation set out in the Terms apply equally to this Privacy Notice, unless the context requires otherwise. References in this Privacy Notice to clauses are to clauses of this Privacy Notice, unless otherwise stated. Capitalised expressions not defined in this Privacy Notice have the meanings given to them in the Terms. For ease of reference, the expressions set out in clauses 1.2.1 to 1.2.10 (inclusive) bear the meanings there assigned to them and such meanings apply throughout this Privacy Notice.
- 1.2.1 **“Applicable Privacy Law”** means all United States federal, state and local laws and regulations relating to privacy, data protection and the processing of Personal Data that apply to the Operator in connection with the Portal, including, as applicable, state consumer-privacy laws and any specific laws governing the collection and use of biometric identifiers or information.
- 1.2.2 **“Controller”** means the person that determines the purposes and means of the processing of Personal Data. In general, and subject to any specific disclosure in this Privacy Notice, the Operator acts as a Controller in relation to Personal Data that it processes for its own purposes in operating and administering the Portal, and each Regulated Entity, issuer and Verification Provider acts as a separate Controller in relation to Personal Data that it processes for its own purposes.
- 1.2.3 **“Processor”** means a person that processes Personal Data on behalf of a Controller and in accordance with the Controller’s instructions. Depending on the circumstances, the Operator may act as a Processor for certain white-label partners in relation to specific processing activities in the Portal, and the Operator may engage service providers who act as Processors on its behalf.
- 1.2.4 **“Personal Data”** has the meaning given in clause 1.2.25 of the Terms and, for the purposes of this Privacy Notice, includes any information relating to an identified or identifiable natural person that is processed in connection with the Portal, including information relating to Investors, prospective Investors and authorised users of the Portal.
- 1.2.5 **“Sensitive Personal Data”** means categories of Personal Data that are treated as sensitive or special under Applicable Privacy Law, which may include, depending on the context and on Applicable Privacy Law, Biometric Data, precise geolocation data, information relating to health, racial or ethnic origin, union membership, religious or philosophical beliefs, sexual life or sexual orientation, and certain financial account or identification numbers.
- 1.2.6 **“Device and Usage Data”** means information that is automatically collected from your device or browser when you access or use the Portal, such as IP address, device identifiers, browser type and settings, operating-system details, referring and exit pages, date and time stamps, clickstream data, language preferences and information

- about how you interact with the Portal (for example, pages viewed, features used and links clicked).
- 1.2.7 **“Cookie”** means a small text file or similar technology (including pixels, tags, scripts and local storage objects) placed on your device by or on behalf of the Operator or third parties when you access or use the Portal, which enables the recognition of your device and the collection of certain Device and Usage Data as described in this Privacy Notice and in the Cookie Policy.
- 1.2.8 **“Applicable Privacy Rights”** means any rights that you may have in relation to your Personal Data under Applicable Privacy Law, which may include, depending on the jurisdiction and on the circumstances, rights of access, correction, deletion, restriction, objection, portability, withdrawal of consent and rights relating to automated decision-making.
- 1.2.9 **“White-Label Partner”** means any financial institution or other entity that contracts with the Operator to make available a branded instance of the Portal to its Investors and prospective Investors, and whose branding and domain name may appear in the Portal you use.
- 1.2.10 **“Privacy Contact Details”** means the contact details described in clause 2.5 of this Privacy Notice or in the Privacy section of the Portal, through which you may exercise Applicable Privacy Rights or raise questions or concerns relating to the processing of Personal Data by the Operator.
- 1.3 This Privacy Notice applies to Personal Data that the Operator processes in connection with: (a) your access to and use of the Portal as an Investor or prospective Investor, whether via the website or any mobile application; (b) your communications with the Operator in relation to the Portal; and (c) certain interactions between the Operator and White-Label Partners, Regulated Entities, Verification Providers and other Third-Party Services to the extent that such interactions involve Personal Data relating to you and are undertaken in connection with the Portal. This Privacy Notice does not apply to information that has been anonymised or aggregated so that it no longer relates to an identified or identifiable individual.
- 1.4 This Privacy Notice is intended to complement, and should be read together with, the Terms. The Terms govern your access to and use of the Portal and set out certain provisions relating to privacy, Personal Data and security. This Privacy Notice provides more detailed information about how the Operator processes Personal Data in connection with the Portal. In the event of any conflict or inconsistency between the provisions of this Privacy Notice and the provisions of the Terms in relation to the processing of Personal Data, the provisions of this Privacy Notice shall prevail to the extent of such conflict or inconsistency, subject always to any non-waivable requirements of Applicable Law.
- 1.5 The Operator may update this Privacy Notice from time to time, for example to reflect changes in the Portal, in the Operator’s processing activities, in Applicable Privacy Law or in guidance from supervisory authorities. Where the Operator makes material changes to this Privacy Notice that affect the way in which it processes Personal Data or the rights available to you, the Operator will use reasonable efforts to notify you of such changes, for example by updating the effective date at the top of the Privacy Notice, by posting a notice in the Portal or by sending you a Communication in accordance with the Terms. Your continued access to or use of the Portal after any such update becomes effective will constitute your acknowledgement of the updated Privacy Notice, to the extent permitted by Applicable Law.

2. IDENTITY OF THE OPERATOR, ROLES AND CONTACT DETAILS

- 2.1 The Portal is operated by Obsidian X Strategies LLC, a Wyoming limited liability company with its registered office at 220 Market Ave S (suit 200), Canton, Ohio 44702, United States (the Operator, we, us or our). The Operator makes available the technology platform branded as Obsidian X Strategies on a white-label basis to one or more White-Label Partners. The branding and domain name that you see when accessing the Portal may be those of a White-Label Partner rather than the Operator, but, unless expressly stated otherwise in this Privacy Policy or in the Portal, the Operator is responsible, as described in this Privacy Policy, for the processing of Personal Data in connection with the core operation of the Portal.
- 2.2 The Operator generally acts as a Controller in respect of Personal Data that it processes for its own purposes in connection with the Portal, including for the purposes of: (a) operating, maintaining, securing and improving the Portal and related services; (b) managing its relationship with Investors and Portal users, including account administration and communications; (c) performing identity verification and KYC/AML-related checks to the extent carried out by or on behalf of the Operator; (d) complying with legal and regulatory obligations that apply to the Operator; and (e) pursuing its own legitimate business purposes, such as protecting the Portal, analysing usage patterns, preventing fraud and asserting or defending legal claims.
- 2.3 In certain deployments of the Portal, the Operator may also act as a Processor (or as a “service provider” or similar concept under Applicable Data Protection Law) on behalf of a White-Label Partner in respect of specified processing activities that are carried out solely on the documented instructions of that White-Label Partner and for its own purposes, such as where the White-Label Partner is itself the primary controller of Personal Data relating to its Investors. In such cases, the White-Label Partner’s own privacy notice will describe how it acts as a Controller in relation to those processing activities, and the Operator’s role will be limited to the provision of technology and related services in accordance with its agreement with the White-Label Partner.
- 2.4 Regulated Entities, issuers, Verification Providers, Payment Providers and other Third-Party Services that you interact with in connection with the Portal generally act as independent controllers in respect of the Personal Data that they collect and process for their own purposes, including for account opening, investment management, custody, execution, settlement, KYC/AML and accredited-investor verification. Their processing of Personal Data is governed by their own privacy notices and terms, and not by this Privacy Policy, except to the limited extent that they process Personal Data strictly on behalf of the Operator as its Processors. You should review the privacy notices of such third parties carefully, as they may differ from this Privacy Policy.
- 2.5 If you have any questions about this Privacy Policy or about how the Operator processes Personal Data in connection with the Portal, or if you wish to exercise any Applicable Privacy Rights in relation to Personal Data for which the Operator is a Controller, you may contact the Operator using the following Privacy Contact Details (or such updated details as may be notified in the Portal from time to time):
- Privacy email: jordan@obsidianxstrategies.com
- Postal address: 220 Market Ave S, Suite 200, Canton, Ohio 44702, United States
- References in this Privacy Policy to “Privacy Contact Details” mean these contact details as updated from time to time.
- 2.6 If your query, request or concern relates to Personal Data or activities for which a White-Label Partner, Regulated Entity, issuer, Verification Provider, Payment Provider or other Third-Party

Service acts as Controller, the Operator may not be able to answer your query or to act directly on your request. In such cases, the Operator may, where reasonably practicable, direct you to the relevant party or provide you with its contact details, but you may need to contact that party directly in accordance with its own privacy notice and procedures in order to exercise your rights or obtain further information.

- 2.7 Nothing in this Privacy Policy is intended to, or shall be construed to, create any ambiguity as to whether the Operator, any White-Label Partner, any Regulated Entity, any Verification Provider or any other Third-Party Service is acting as a Controller or a Processor in respect of any particular processing of Personal Data. The description of roles in this clause 2 is intended to provide a general overview only. The precise allocation of responsibilities and roles may vary depending on the specific deployment of the Portal and on the contractual arrangements between the Operator and the relevant White-Label Partners and other third parties, and, where applicable, as described more fully in those parties' own terms and privacy notices.

3. CATEGORIES AND SOURCES OF PERSONAL DATA

- 3.1 The Operator processes different categories of Personal Data in connection with the Portal, depending on how you interact with the Portal, which features you use, which White-Label Partner, Regulated Entities and Verification Providers you interact with and the legal and regulatory requirements applicable to those parties. This clause 3 provides a general description of the main categories and sources of Personal Data processed by the Operator in connection with the Portal. Not all categories described below will apply to every user or in every deployment of the Portal.
- 3.2 The Operator may collect Personal Data that you provide directly, including when you register for a Portal account, complete forms or questionnaires, upload documents, participate in identity verification or KYC/AML processes, communicate with the Operator or use specific features of the Portal. This may include, without limitation:
- a) identification and contact details, such as your name, residential or mailing address, email address, telephone number, date of birth, nationality and, where permitted by Applicable Privacy Law, government-issued identifiers;
 - b) account registration and profile information, such as your username, password, security questions and answers, two-factor authentication preferences and account settings;
 - c) KYC/AML and suitability information, such as occupation, employer, industry, source of funds, source of wealth, investment experience, risk tolerance, expected activity, and other information requested in KYC/AML questionnaires or suitability assessments, together with supporting documentation you upload (for example, proof of address, bank statements or other evidentiary documents);
 - d) accreditation and eligibility information, such as financial information, statements, certifications and third-party letters that may be required to assess or verify your status as an Accredited Investor or other eligibility criteria, and any information you provide in connection with verification by a Verification Provider such as InvestReady;
 - e) communications and correspondence, such as messages and enquiries that you send via in-Portal messaging tools or via email, and any information you provide in the course of support interactions, feedback or complaints;

- f) preferences and elections, such as your choices regarding electronic delivery, Electronic Signatures, marketing or notification preferences and cookie settings, to the extent they are recorded by or in connection with the Portal.
- 3.3 Where you elect, or are required, to complete identity verification, liveness detection or similar checks through a Verification Provider such as Sumsup, Biometric Data may be collected and processed as described in Annex E to the Terms and in this Privacy Notice. This may include facial images or video, liveness and facial-comparison templates and related metadata captured during verification. Biometric Data is treated as Sensitive Personal Data under this Privacy Notice and is subject to additional protections and retention limits as described in Annex E and in clause 13 of the Terms.
- 3.4 Device and Usage Data collected automatically. When you access or use the Portal, the Operator and its service providers may automatically collect Device and Usage Data through Cookies and similar technologies, as described in this Privacy Notice and in the Cookie Policy. This may include, without limitation:
- a) technical identifiers such as IP address, device identifiers, browser type and version, operating-system type and version, language settings and approximate location based on IP address;
 - b) usage information such as the pages or screens you view, the features you use, the time and date of your visits, the time spent on the Portal, clickstream data, error logs and diagnostic information; and
 - c) security and log data such as authentication logs, device and session identifiers, and information about suspected or actual malicious or unusual activity.
 - d) Device and Usage Data is used for purposes such as operating and securing the Portal, measuring and improving performance, understanding usage patterns and detecting and preventing fraud and abuse.
- 3.5 Depending on the deployment of the Portal and on the relationships between you and relevant third parties, the Operator may receive Personal Data about you from White-Label Partners, Regulated Entities, Verification Providers, Payment Providers and other Third-Party Services, including, without limitation:
- a) identification and contact details, investor classification and account identifiers that such parties hold in relation to you;
 - b) Verification Outcomes and related information from Verification Providers such as Sumsup and InvestReady, including confirmation that certain verification checks (for example, identity, KYC/AML, sanctions screening or accredited-investor verification) have been completed and whether specified criteria have been met, together with reference numbers, timestamps and status indicators;
 - c) account, position, transaction, performance and valuation data from Regulated Entities, custodians, administrators or other service providers, to the extent such data is made available for display in the Portal;
 - d) flags or indicators relating to compliance or risk, such as whether an account is subject to restrictions, additional monitoring, or heightened risk indicators, to the extent that such information is necessary for the operation and security of the Portal and is shared lawfully

with the Operator; and

- e) technical information and metadata relating to your interaction with systems of White-Label Partners, Regulated Entities and Verification Providers, where such information is shared with the Operator for integration, security, troubleshooting or analytics purposes.

- 3.6 The Operator may derive or create new data from existing Personal Data, for example by:
- a) generating internal identifiers, tokens or reference numbers that link your Portal account to data received from White-Label Partners, Regulated Entities or Verification Providers;
 - b) producing analytics, usage statistics and logs relating to the performance and use of the Portal, including aggregated metrics that do not identify you personally; and
 - c) generating internal risk, fraud-prevention or security indicators that are used to protect the Portal and its users.

To the extent that such derived or aggregated data does not relate to an identified or identifiable individual, it is not treated as Personal Data under this Privacy Notice. Where derived data can be linked to you, it is treated as Personal Data and processed in accordance with this Privacy Notice.

- 3.7 Apart from Biometric Data collected and processed in accordance with Annex E, the Operator does not seek to collect Sensitive Personal Data about you through the Portal unless such collection is required or clearly permitted by Applicable Privacy Law and is reasonably necessary for the purposes described in this Privacy Notice (for example, certain financial-account information or identification numbers used for KYC/AML or tax reporting). You should not provide Sensitive Personal Data that is not requested (such as information about your health, racial or ethnic origin, religious or philosophical beliefs, trade union membership, sexual life or sexual orientation) in free-text fields or communications in the Portal. If you choose to provide such information nonetheless, you do so at your own initiative and the Operator will process it only as necessary and in accordance with Applicable Privacy Law.
- 3.8 The Portal is not directed to children and is intended only for adults who are at least eighteen (18) years of age. The Operator does not knowingly collect Personal Data from anyone under the age of eighteen (18) through the Portal. If the Operator becomes aware that it has collected Personal Data from a person under eighteen (18) without appropriate consent, it will take reasonable steps to delete such data or to take other measures as required by Applicable Privacy Law. If you believe that a minor has provided Personal Data through the Portal, you should contact the Operator using the Privacy Contact Details.

4. PURPOSES FOR WHICH WE PROCESS PERSONAL DATA

- 4.1 The Operator processes Personal Data only to the extent reasonably necessary and proportionate to achieve one or more of the purposes described in this clause 4, in connection with the operation of the Portal and the provision of related services, and in accordance with Applicable Privacy Law. The specific purposes for which the Operator processes Personal Data about you will depend on how you use the Portal, which features you access, which verification processes you complete and which Regulated Entities or offerings you interact with.
- 4.2 Without limiting the generality of clause 4.1, the Operator may process Personal Data for one or more of the following purposes:

- 4.2.1 To operate, administer and provide the Portal and related services, including to register and maintain your Portal account, authenticate your identity for login purposes, provide you with access to Portal features and content, maintain technical and operational functionality, and provide you with information and tools that you request or use in the Portal.
- 4.2.2 To facilitate identity verification, KYC/AML checks, sanctions and politically exposed person screening and accredited-investor verification, including by transmitting Personal Data to Verification Providers and Regulated Entities, receiving and recording Verification Outcomes and related information, and maintaining records of such checks for audit, regulatory and evidentiary purposes, as further described in clauses 5 and 13 of the Terms and in Annex E.
- 4.2.3 To facilitate your interactions with White-Label Partners, Regulated Entities, Payment Providers and other Third-Party Services in connection with potential or actual investments, including by displaying account, performance and risk information in the Portal, making available Wire Instructions and other operational details, and transmitting or making available information and documentation that you submit through the Portal to the relevant third parties, as described in the Terms and in Annexes A, B and C.
- 4.2.4 To communicate with you in relation to the Portal, including to send you administrative messages and Communications such as updates to the Terms or this Privacy Notice, security alerts, technical notices, confirmations, responses to your queries, support communications and other information relating to the operation and use of the Portal, in accordance with the Terms and Annex D.
- 4.2.5 To maintain and improve the security, integrity and proper functioning of the Portal and of the Operator's systems and services, including by monitoring and logging access to and usage of the Portal, detecting and preventing fraud, abuse, unauthorised access, Business Email Compromise and other security incidents, investigating suspicious or anomalous activity, enforcing acceptable-use restrictions and managing and responding to actual or suspected incidents.
- 4.2.6 To analyse and understand how the Portal is used, including through the use of Cookies and similar technologies and analytics tools, in order to compile aggregate or pseudonymised statistics, measure and improve performance, design and test new features, improve user experience, troubleshoot issues and support business-planning, provided that such analyses are conducted in a manner consistent with Applicable Privacy Law and, where applicable, with your choices regarding Cookies and similar technologies as described in the Cookie Policy.
- 4.2.7 To manage the Operator's relationship with you and with White-Label Partners and other clients, including to administer accounts and billing relationships (where applicable), to maintain records of communications and interactions, to allocate and manage resources and to exercise and enforce contractual rights and obligations.
- 4.2.8 To send you certain informational or educational communications relating to the Portal or to services of the Operator that are similar to those you already receive and that the Operator is permitted to send under Applicable Privacy Law, and, where Applicable Privacy Law permits and your preferences allow, to send you marketing or promotional communications, provided that you may opt out of receiving marketing or promotional communications at any time in accordance with clause 9 of this Privacy Notice.

- 4.2.9 To create and use aggregated, anonymised or de-identified data sets derived from Personal Data, by removing identifiers or otherwise transforming the data such that it can no longer reasonably be linked to an identified or identifiable individual, and to use such data sets for the Operator's legitimate business purposes, including to conduct research and development, improve the Portal, develop new products and services and generate insights, provided that the Operator does not attempt to re-identify such data and that such processing complies with Applicable Privacy Law.
- 4.2.10 To comply with legal, regulatory and supervisory obligations that apply to the Operator, including obligations relating to record-keeping, financial reporting, audits, anti-money-laundering, sanctions and fraud-prevention (to the extent applicable to the Operator), responses to lawful requests from governmental or regulatory authorities, compliance with court orders and other legal processes, and obligations arising under Applicable Privacy Law.
- 4.2.11 To establish, exercise or defend legal claims, to manage actual or potential disputes, complaints or regulatory investigations and to protect the rights, property or safety of the Operator, its Affiliates, its clients (including White-Label Partners and Regulated Entities), Investors and other users of the Portal or any other persons, including through the sharing of information with professional advisers and insurers where reasonably necessary for such purposes.
- 4.2.12 To support corporate transactions or other business changes affecting the Operator, such as mergers, acquisitions, reorganisations, financing transactions or transfers of business or assets, in which case Personal Data may be disclosed to prospective or actual purchasers, investors, financiers and their professional advisers, subject to appropriate confidentiality and data-protection safeguards and in accordance with Applicable Privacy Law.
- 4.3 The Operator does not use Personal Data in ways that are incompatible with the purposes described in this Privacy Notice or that are prohibited by Applicable Privacy Law. If the Operator intends to process Personal Data for a purpose that is materially different from the purposes described in this clause 4, and if Applicable Privacy Law requires that you be informed or that your consent be obtained, the Operator will provide additional information or seek your consent before such processing takes place.
- 4.4 The Operator does not sell Personal Data and does not "share" Personal Data for cross-context behavioural advertising as those terms may be defined under certain Applicable Privacy Laws. If this statement changes in the future, the Operator will update this Privacy Notice and, where required by Applicable Privacy Law, will provide you with any required notices and choices.

5. DISCLOSURE OF PERSONAL DATA AND CATEGORIES OF RECIPIENTS

- 5.1 The Operator does not disclose Personal Data except as reasonably necessary and proportionate for the purposes described in clause 4 of this Privacy Notice, as required or permitted by Applicable Privacy Law, or as otherwise disclosed to you at the time of collection. This clause 5 describes the main categories of recipients to whom the Operator may disclose Personal Data in connection with the Portal. Not all disclosures described below will apply to every user or in every deployment of the Portal.
- 5.2 Within the Operator's organisation. The Operator may disclose Personal Data to its own directors, officers, employees and authorised contractors who have a legitimate need to access the Personal Data in order to perform their duties in connection with the Portal or the Operator's business, subject to appropriate confidentiality and access-control measures.

- 5.3 Affiliates and White-Label Partners. The Operator may disclose Personal Data to:
- 5.3.1 Affiliates of the Operator that provide shared services (such as technology, security, compliance, legal, finance, operations or support) or that otherwise assist in operating, improving or supporting the Portal; and
 - 5.3.2 White-Label Partners in connection with the operation of their branded instances of the Portal, to the extent that such White-Label Partners are Controllers or joint Controllers of the relevant processing activities or otherwise have a legitimate need to receive such Personal Data in relation to their relationship with you, subject in each case to appropriate contractual and confidentiality arrangements and to Applicable Privacy Law.
- 5.4 Regulated Entities and issuers. The Operator may disclose Personal Data to Regulated Entities, issuers and their service providers (including custodians, administrators and distributors) where reasonably necessary or appropriate to:
- a) facilitate your access to Offering Materials and account information through the Portal;
 - b) transmit or make available information and documentation that you submit via the Portal in support of account opening, subscriptions, redemptions, transfers or other investment-related actions;
 - c) provide or receive Verification Outcomes and related information; and
 - d) assist such entities in complying with their legal and regulatory obligations, including KYC/AML, sanctions and investor-eligibility requirements,
- in each case in accordance with the applicable Offering Documents and with Applicable Privacy Law.
- 5.5 Verification Providers. The Operator may disclose Personal Data, including Biometric Data where applicable and permitted by Applicable Privacy Law and Annex E to the Terms, to Verification Providers such as Sumsub and InvestReady for the purposes described in clauses 4.2 and 4.4 of this Privacy Notice and in Annex E, including identity verification, liveness detection, KYC/AML checks, sanctions and politically exposed person screening and accredited-investor verification. Such Verification Providers process Personal Data under their own privacy notices and terms, as Controllers and/or Processors, and may also disclose Personal Data to Regulated Entities and issuers in connection with their services.
- 5.6 Payment Providers and financial institutions. To the extent you choose to interact with Payment Providers, banks or other financial institutions in connection with funding or settling investments, deposits or withdrawals, the Operator may disclose limited Personal Data (for example, your name, account identifiers and references) to such entities where reasonably necessary to support those interactions, to address queries or discrepancies, or to assist in managing fraud or error investigations, subject to the limitations set out in the Terms.
- 5.7 Service providers and Processors. The Operator may disclose Personal Data to third-party service providers that perform services on its behalf as Processors, subject to appropriate contractual obligations, including obligations relating to confidentiality, data protection and security. Such service providers may include:
- a) hosting and cloud-infrastructure providers;
 - b) IT, security, logging and monitoring providers;

- c) customer-support, communication and ticketing platforms;
 - d) analytics and performance-measurement service providers (subject to the Cookie Policy and Applicable Privacy Law);
 - e) document storage and electronic-signature providers; and
 - f) professional printing or mailing providers, where paper communications are required.
- 5.8 Professional advisers, insurers and auditors. The Operator may disclose Personal Data to its professional advisers, including lawyers, accountants, auditors and consultants, and to its insurers and insurance brokers, where reasonably necessary for the purposes of obtaining advice, managing risks, arranging insurance coverage, pursuing or defending legal claims, complying with audit or reporting obligations or managing the Operator's business.
- 5.9 Authorities and other third parties for legal and compliance purposes. The Operator may disclose Personal Data to governmental, regulatory, supervisory or law-enforcement authorities, courts and tribunals, self-regulatory organisations and other third parties where required or permitted by Applicable Law, including where the Operator:
- a) responds to subpoenas, court orders, regulatory requests, warrants or other legal process;
 - b) believes disclosure is necessary to comply with Applicable Law or to protect the rights, property or safety of the Operator, its Affiliates, White-Label Partners, Regulated Entities, Verification Providers, Investors or other users of the Portal or any other person; or
 - c) investigates, prevents or takes action regarding suspected or actual fraud, security incidents, abuse, illegal activity or violations of the Terms.
- 5.10 Corporate transactions. In connection with any actual or proposed merger, acquisition, sale of assets, financing, restructuring, reorganisation, dissolution or other corporate transaction involving the Operator or its business, the Operator may disclose Personal Data to prospective or actual purchasers, investors, financiers and their respective advisers, subject to appropriate confidentiality obligations and in accordance with Applicable Privacy Law. Any successor or acquirer of the Operator or its relevant business or assets may continue to process Personal Data as described in this Privacy Notice, unless and until this Privacy Notice is amended or replaced.
- 5.11 Aggregated and anonymised data. The Operator may disclose aggregated, anonymised or otherwise de-identified data that does not identify you personally to third parties for purposes such as research, analytics, product development, marketing (in the sense of describing the Operator's services generally) and other legitimate business purposes. To the extent such data cannot reasonably be linked to an identified or identifiable individual, it is not treated as Personal Data under this Privacy Notice.
- 5.12 No sale of Personal Data. The Operator does not sell Personal Data and does not share Personal Data for cross-context behavioural advertising as those terms may be defined under certain Applicable Privacy Laws. If this were to change in the future, the Operator would update this Privacy Notice and, where required, provide you with appropriate notices and choices, including any rights to opt out.
- 5.13 Where the Operator discloses Personal Data to third parties who act as Controllers (including White-Label Partners, Regulated Entities, Verification Providers, Payment Providers and other Third-Party Services), such third parties are responsible for their own compliance with Applicable Privacy Law in relation to the Personal Data they receive. You should review their

privacy notices for information about how they process Personal Data, as their practices may differ from those of the Operator.

6. INTERNATIONAL TRANSFERS AND LOCATION OF PERSONAL DATA

- 6.1 The Operator is established in the United States, and the primary systems used to operate the Portal are generally hosted in the United States. Personal Data that the Operator collects in connection with the Portal will therefore typically be processed and stored in the United States. Depending on the particular deployment of the Portal, the location of service providers and the involvement of White-Label Partners, Regulated Entities, Verification Providers and other Third-Party Services, Personal Data may also be transferred to, stored in or accessed from other jurisdictions.
- 6.2 Where Personal Data is transferred, stored or accessed outside the jurisdiction in which you are located, the data-protection, privacy and other laws of the receiving jurisdiction may differ from those in your jurisdiction and may not provide the same level of protection. Courts, law-enforcement agencies, regulatory authorities and security services in those jurisdictions may, in certain circumstances, be entitled to access your Personal Data without notice to you. By accessing or using the Portal, you acknowledge that such transfers may occur in connection with the processing of Personal Data as described in this Privacy Notice, the Terms and the Biometric Notice.
- 6.3 To the extent that Applicable Privacy Law in your jurisdiction requires specific safeguards in connection with cross-border transfers of Personal Data, the Operator will implement such safeguards where it is a Controller and where such safeguards are required, which may include:
 - a) relying on a finding by a competent authority that the relevant destination jurisdiction provides an adequate or equivalent level of protection for Personal Data;
 - b) entering into written agreements with recipients that include contractual protections for Personal Data consistent with Applicable Privacy Law (such as standard contractual clauses or similar instruments where applicable); or
 - c) relying on other permissible bases for transfer under Applicable Privacy Law, such as your explicit consent, the necessity of the transfer for the performance of a contract with you, the establishment, exercise or defence of legal claims or other applicable derogations.
- 6.4 Where the Operator acts as a Processor on behalf of a White-Label Partner and processes Personal Data in accordance with that partner's instructions, the Operator will comply with the cross-border transfer requirements set out in its agreement with the White-Label Partner, which may include specific data-location or transfer-mechanism commitments. In such cases, the White-Label Partner's own privacy notice may contain additional information about cross-border transfers relevant to your relationship with that partner.
- 6.5 If you would like further information about the international transfers of Personal Data that relate to you, or about the safeguards implemented by the Operator in connection with such transfers where required by Applicable Privacy Law, you may contact the Operator using the Privacy Contact Details. The Operator may, where appropriate and subject to confidentiality and security considerations, provide additional detail about relevant transfer mechanisms or data-location arrangements.

7. RETENTION OF PERSONAL DATA

- 7.1 The Operator retains Personal Data only for as long as reasonably necessary and proportionate to fulfil the purposes for which it was collected or for which it is otherwise processed, as described in clause 4 of this Privacy Notice, and to comply with applicable legal, regulatory, accounting and reporting obligations, to resolve disputes and to enforce or defend legal rights. Retention periods may vary depending on the category of Personal Data, the nature of your relationship with the Operator, the type of Portal deployment and the requirements of Applicable Privacy Law.
- 7.2 Without limiting clause 7.1, the Operator will generally retain:
- a) account-related information (including registration details, credentials, settings and key Communications relating to your account) for as long as your Portal account is active and for a period thereafter as reasonably necessary to maintain records of your relationship with the Operator, to comply with legal or regulatory obligations and to establish, exercise or defend legal claims;
 - b) KYC/AML, verification, sanctions-screening and accredited-investor-related information, including Verification Outcomes, for such periods as may be required or permitted under Applicable Law relating to anti-money-laundering, counter-terrorist-financing, sanctions, securities law and related regulatory obligations, which may extend beyond the closure of your account or the termination of your relationship with any Regulated Entity;
 - c) communications and correspondence (including complaints and support interactions) for as long as reasonably necessary to manage and document the relevant interaction, to improve the Portal and to establish, exercise or defend legal claims;
 - d) Device and Usage Data, logs and security-related data for such periods as are reasonably necessary for security, operational, troubleshooting and analytical purposes and, where applicable, as required by legal or regulatory retention obligations; and
 - e) records relating to consents, preferences and elections (including E-Delivery and Electronic Signature consents) for such periods as are reasonably necessary to demonstrate the validity of such consents and elections and to comply with Applicable Law.
- 7.3 Biometric Data collected and processed in connection with verification and liveness checks is subject to specific retention limits described in Annex E to the Terms. In general terms, Biometric Data is retained only for so long as reasonably necessary to fulfil the purposes for which it was collected (including verification, fraud-prevention and compliance purposes) and is then deleted or permanently anonymised within the timeframes described in Annex E, subject to longer retention where required or permitted by Applicable Privacy Law (for example, in connection with ongoing investigations, disputes or legal proceedings).
- 7.4 Where Personal Data is contained within records that must be retained for minimum periods under Applicable Law (for example, records relating to KYC/AML, tax, regulatory, accounting or litigation matters), the Operator will retain such records for the minimum required period and, where reasonably necessary, for a period thereafter to allow for the orderly destruction of records, to respond to regulatory queries or to manage or defend potential claims, subject always to Applicable Privacy Law.
- 7.5 Once the applicable retention periods expire, or once Personal Data is no longer reasonably necessary for the purposes described in this Privacy Notice, the Operator will take steps to delete, anonymise or otherwise dispose of such Personal Data in a secure manner. In some

cases, the Operator may anonymise Personal Data so that it can no longer be associated with an identified or identifiable individual; in such cases, the Operator may continue to use such anonymised data without further notice to you, as it is no longer considered Personal Data.

- 7.6 If you have questions about the specific retention periods that apply to particular categories of Personal Data relating to you, or if you wish to request deletion of your Personal Data in accordance with Applicable Privacy Rights, you may contact the Operator using the Privacy Contact Details. Any such request will be considered and handled in accordance with clause 9 of this Privacy Notice and with Applicable Privacy Law. In particular, you should be aware that the Operator may not be able to delete certain Personal Data where it is required to retain it by law or where it is necessary to retain it for the establishment, exercise or defence of legal claims or for other legitimate purposes consistent with Applicable Privacy Law.

8. COOKIES, ANALYTICS AND SIMILAR TECHNOLOGIES

- 8.1 When you access or use the Portal, the Operator and its service providers may use Cookies and similar technologies to collect certain Device and Usage Data, as described in this Privacy Notice. Cookies enable the Operator to recognise your device, distinguish you from other users, understand how the Portal is used and improve the Portal's performance and functionality. The types of Cookies used, their purposes and your choices in relation to them are further described in the Operator's Cookie Policy, which forms part of the Terms and is incorporated by reference into this Privacy Notice.
- 8.2 The Cookies and similar technologies used in connection with the Portal generally fall into one or more of the following categories:
- 8.2.1 Strictly necessary Cookies, which are required for the operation of the Portal and cannot be switched off in the Operator's systems. They are typically set in response to actions you take, such as logging in, setting privacy preferences, filling in forms or moving between pages. You can set your browser to block or alert you about these Cookies, but some parts of the Portal may not function properly if you do so.
 - 8.2.2 Functional Cookies, which enable the Portal to provide enhanced functionality and personalisation, such as remembering your settings and preferences (including language and region) and providing certain features. If you do not allow these Cookies, some or all of these features may not function properly.
 - 8.2.3 Analytics and performance Cookies, which allow the Operator and its service providers to count visits and traffic sources, understand how users interact with the Portal, measure and improve performance, and diagnose technical issues. The information collected by these Cookies is typically aggregated and does not directly identify you, but Device and Usage Data may, in some circumstances, be treated as Personal Data under Applicable Privacy Law. The Operator does not use analytics Cookies for cross-context behavioural advertising.
- 8.3 Some Cookies are set by the Operator (first-party Cookies) and others may be set by third parties that provide services to the Operator (third-party Cookies), such as analytics providers or, where applicable, providers of embedded content or tools. Third-party Cookies are subject to the privacy and cookie policies of those third parties in addition to this Privacy Notice and the Cookie Policy. The Operator does not control how third parties use Cookies once set, but seeks to engage service providers that process Device and Usage Data in a manner consistent with Applicable Privacy Law and the Operator's instructions.
- 8.4 Where required by Applicable Privacy Law, the Operator will obtain your consent before placing or accessing Cookies that are not strictly necessary for the operation of the Portal. This

may be done through a cookie banner, preference centre or similar mechanism when you first visit the Portal or when the Operator makes material changes to its use of Cookies. Your choices regarding Cookies, including any consent you give or withdraw, will be honoured by the Operator to the extent required by Applicable Privacy Law and technically feasible.

- 8.5 You can manage your Cookie preferences in several ways, including:
- a) by using the Cookie-management or preference settings made available in the Portal, where provided;
 - b) by adjusting your browser settings to reject some or all Cookies or to alert you when Cookies are being set; and
 - c) by using opt-out mechanisms provided by certain third-party analytics providers, where applicable.
- If you choose to block or delete Cookies, some features of the Portal may not operate as intended, and your user experience may be degraded.
- 8.6 Device and Usage Data collected through Cookies and similar technologies may be combined with other information that the Operator holds about you, such as account-registration data, for the purposes described in clause 4, including to secure your account, understand how the Portal is used, improve the Portal and personalise certain aspects of your experience, provided that such combined processing complies with Applicable Privacy Law and, where required, is based on your consent.
- 8.7 The Operator does not use Cookies or similar technologies in connection with the Portal to conduct cross-context behavioural advertising or to sell Personal Data as those terms may be defined under certain Applicable Privacy Laws. If this were to change in the future, the Operator would update this Privacy Notice and the Cookie Policy and, where required, provide you with appropriate notices and options, including any rights to opt out.
- 8.8 For more detailed information about the specific Cookies and similar technologies used in connection with the Portal, their purposes, their duration and the providers that set them, you should consult the Cookie Policy and any Cookie-management interface made available in the Portal. If you have questions about the Operator's use of Cookies or similar technologies, you may contact the Operator using the Privacy Contact Details.

9. YOUR RIGHTS AND CHOICES IN RELATION TO PERSONAL DATA

- 9.1 Depending on where you reside and on which Applicable Privacy Laws apply to the processing of your Personal Data, you may have one or more of the rights described in this clause 9 (Applicable Privacy Rights). The availability and precise scope of these rights vary by jurisdiction and are subject to conditions and limitations set out in Applicable Privacy Law. The Operator will respect and respond to requests to exercise Applicable Privacy Rights in accordance with Applicable Privacy Law and with this Privacy Notice.
- 9.2 Subject to Applicable Privacy Law, your Applicable Privacy Rights may include some or all of the following:
- 9.2.1 The right to know and access, meaning a right to request confirmation as to whether the Operator processes Personal Data relating to you and, if so, to request access to that Personal Data and to receive information about how it is processed, including categories of Personal Data, purposes of processing, categories of recipients, retention periods and sources of the Personal Data.

- 9.2.2 The right to correction (rectification), meaning a right to request that the Operator correct or update Personal Data that is inaccurate or incomplete, taking into account the purposes of the processing. Where appropriate, you may also be able to update certain information directly through your Portal account settings.
- 9.2.3 The right to deletion (erasure), meaning a right to request that the Operator delete Personal Data relating to you in certain circumstances, for example where the Personal Data is no longer necessary for the purposes for which it was collected or where you withdraw consent (if consent was the legal basis for processing), subject to important exceptions where the Operator is required or permitted by law to retain the Personal Data, including as described in clause 7.
- 9.2.4 The right to restriction of processing, meaning a right to request that the Operator restrict the processing of Personal Data relating to you in certain circumstances, for example while the accuracy of the Personal Data is being verified or where you contest the lawfulness of the processing and request restriction rather than deletion.
- 9.2.5 The right to object, meaning a right to object, on grounds relating to your particular situation, to certain types of processing of Personal Data, including where the Operator processes Personal Data on the basis of its legitimate interests. Where such an objection is valid under Applicable Privacy Law, the Operator will cease the relevant processing unless it has compelling legitimate grounds to continue or the processing is necessary for the establishment, exercise or defence of legal claims.
- 9.2.6 The right to data portability, meaning a right, in certain circumstances, to receive a copy of certain Personal Data relating to you in a structured, commonly used and machine-readable format and to request that such Personal Data be transmitted to another controller, where this is technically feasible and where the processing is based on your consent or on a contract with you and is carried out by automated means.
- 9.2.7 The right to withdraw consent, meaning a right to withdraw, at any time, any consent that you have given for the processing of Personal Data, including consent to the processing of Biometric Data and to the use of certain Cookies, where consent is the legal basis for processing under Applicable Privacy Law. Withdrawal of consent will not affect the lawfulness of processing based on consent before its withdrawal, and the Operator may continue to process Personal Data where another legal basis applies.
- 9.2.8 The right not to be discriminated against for exercising Applicable Privacy Rights to the extent such protection is provided under Applicable Privacy Law. The Operator will not deny you services, charge different prices or provide a different level or quality of services solely because you have exercised a privacy right, except to the extent that a difference is reasonably related to the value or functionality of the data or is otherwise permitted by law.
- 9.2.9 Any additional rights that may be provided under specific Applicable Privacy Laws, such as rights relating to certain automated decision-making or profiling, where such activities are undertaken and regulated in the relevant jurisdiction.
- 9.3 To exercise any Applicable Privacy Rights in relation to Personal Data for which the Operator is a Controller, you may contact the Operator using the Privacy Contact Details and clearly describe the right you wish to exercise and the scope of your request. The Operator may provide additional instructions in the Portal or via other Communications from time to time.

The Operator will respond to your request within the time period required by Applicable Privacy Law or, if no specific period is required, within a reasonable time.

- 9.4 The Operator may need to request specific information from you to help it verify your identity and to ensure that you are entitled to exercise the relevant right before acting on your request. This is a security measure designed to prevent unauthorised access to, or unlawful disclosure of, Personal Data. Where permitted by Applicable Privacy Law, the Operator may refuse to act on a request that it cannot reasonably verify as originating from the individual to whom the Personal Data relates or from that individual's authorised agent.
- 9.5 The Operator may, to the extent permitted by Applicable Privacy Law, charge a reasonable fee or decline to act on a request if the request is manifestly unfounded, excessive or repetitive, taking into account the nature of the request and the burden of responding. In such cases, the Operator will explain its decision and, where appropriate, inform you of any options available to you under Applicable Privacy Law.
- 9.6 There may be circumstances in which the Operator is unable or not obliged to fully comply with a request to exercise an Applicable Privacy Right, for example where:
- a) the request would adversely affect the rights and freedoms of others, including the privacy or confidentiality rights of other individuals;
 - b) the Personal Data is subject to legal professional privilege or similar protections;
 - c) the Operator is required by law to retain the Personal Data or to continue the processing (for example, under anti-money-laundering, sanctions, tax or securities laws);
 - d) the Personal Data is necessary for the establishment, exercise or defence of legal claims; or
 - e) the request relates to Personal Data for which a White-Label Partner, Regulated Entity, Verification Provider or other third party is the Controller.
- In such cases, the Operator will inform you of the reasons for its decision, subject to Applicable Privacy Law and any limitations in responding (for example, where disclosure of reasons is restricted by law or by the instructions of a competent authority).
- 9.7 If your request or concern relates to Personal Data that is processed by a White-Label Partner, Regulated Entity, Verification Provider, Payment Provider or other Third-Party Service as Controller, the Operator may not be in a position to respond directly to your request. Where reasonably practicable, the Operator may direct you to the relevant party or provide you with its contact details, but you may need to exercise your rights directly with that party in accordance with its own privacy notice and procedures.
- 9.8 In addition to any rights described in this clause 9, you may have the right, under Applicable Privacy Law, to lodge a complaint with a competent data-protection or privacy regulator or other supervisory authority if you believe that your rights have been infringed or that your Personal Data has been processed in a manner that is inconsistent with Applicable Privacy Law. Information on how to contact such authorities may be provided in the Portal or can typically be found on the websites of the relevant authorities. The Operator encourages you to contact it first using the Privacy Contact Details so that it can seek to address your concerns directly where possible.

10. CHANGES TO THIS PRIVACY NOTICE, RELATIONSHIP WITH THE TERMS AND EFFECTIVE DATE

- 10.1 The Operator may update or amend this Privacy Notice from time to time, for example to reflect changes in the Portal, in the Operator's processing activities, in the services of White-Label Partners, Regulated Entities or Verification Providers, or in Applicable Privacy Law or regulatory guidance. The Operator will indicate the date on which this Privacy Notice was last updated by revising the effective date at the top of the Privacy Notice. Where the Operator makes material changes that affect the way in which it processes Personal Data or the Applicable Privacy Rights available to you, the Operator will use reasonable efforts to notify you of such changes, for example by posting a notice in the Portal, by updating the Privacy section of the Portal or by sending you a Communication in accordance with the Terms.
- 10.2 Your continued access to or use of the Portal after any updated version of this Privacy Notice becomes effective will constitute your acknowledgement of the updated Privacy Notice, to the extent permitted by Applicable Privacy Law. If you do not agree with any updated version of this Privacy Notice, you should cease accessing and using the Portal and, where applicable, request closure of your Portal account in accordance with the Terms.
- 10.3 This Privacy Notice is intended to be read together with, and forms part of, the Terms. The Terms govern your access to and use of the Portal and contain provisions that are relevant to this Privacy Notice, including definitions, rules of interpretation, disclaimers, limitations of liability, governing-law and jurisdiction provisions and provisions relating to electronic communications and Electronic Signatures. In the event of any conflict or inconsistency between this Privacy Notice and the Terms in relation to the processing of Personal Data, this Privacy Notice shall prevail to the extent of such conflict or inconsistency, subject always to any non-waivable requirements of Applicable Privacy Law. In all other respects, the Terms shall govern and prevail.
- 10.4 Nothing in this Privacy Notice is intended to, or shall be construed to, create any additional contractual rights or obligations on the part of the Operator or to limit or exclude any rights or remedies that you may have, or any obligations that the Operator may have, under Applicable Privacy Law. To the extent that any provision of this Privacy Notice is inconsistent with any non-waivable rights or protections conferred on you by Applicable Privacy Law, that provision shall be deemed modified or, if necessary, disapplied to the minimum extent required to give effect to such rights or protections, without affecting the validity or enforceability of the remainder of this Privacy Notice.
- 10.5 For ease of reference, this Privacy Notice may be presented together with the Terms and other documents in a single consolidated document or as a separate document linked from the Portal. In either case, the version of this Privacy Notice identified by the effective date stated at the top is the version that applies to the processing of Personal Data in connection with your current access to and use of the Portal.