

Privacy notice – Personal Data Protection

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1. Who is the controller in charge of the processing of your Personal Data?

In the context of the General Data Protection Regulation (EU Regulation 2016/679, hereinafter referred to as the "GDPR"), we, Keensight Capital, a simplified joint-stock company registered in the Paris Company Register under number 509 104 527, having its registered office at 128, rue du Faubourg Saint-Honoré - 75008 Paris (France), is the controller responsible for the processing of Personal Data (the "Personal Data" or "Data") described in this Privacy Notice (the "Privacy Notice").

The aim of this Privacy Notice is to inform you (the "Investor") about the processing of your Personal Data that we carry out in connection with the subscription of shares in Keensight's Funds (the "Funds") and the performance of the shares subscription agreement.

The different ways to contact us regarding the processing of your Personal Data are set out in Section 8 of the Privacy Notice.

2. What categories of Personal Data do we collect?

In order to achieve the processing purposes described in this Privacy Notice, we collect and process the following categories of Personal Data:

- civil status Data (e.g. surname and first name, date of birth, nationality, copy of identity card and/or passport);
- contact details Data (e.g. email address, postal address, telephone number);
- professional life Data (e. g. profession, professional title, function within a legal entity, authorization to legally represent a legal entity);
- Data related to the economic and financial situation of the individual (e.g. bank account number, Data related to financial transactions, Data related to the tax and financial situation of the individual);
- Amounts invested in the Funds.

The Personal Data processed are those of:

- natural persons who apply to subscribe shares in the Funds;
- natural persons subscribing shares in the Funds;
- natural persons authorised to represent an investor legal entity;
- the beneficial owners of the subscriptions of shares in the Funds made by legal entities;
- Keensight Capital's employees subscribing shares in the Funds.

3. What sources do we collect Personal Data from?

We collect your Personal Data directly, as well as from external sources. The sources from which the Personal Data we process come are as follows:

3.1. Personal Data that you directly provide us

We process the Personal Data you directly provide us, such as the Personal Data you give us:

- when you complete a form to subscribe shares in the Funds, as well as the two related questionnaires ("Limited Partners Questionnaire" and "AML Questionnaire"), as the case may be. The answers to the questions asked in the subscription agreement and in the questionnaires must be provided, in order for us to carry out this subscription. In the absence of answers from you, we will not be able to proceed with the subscription of shares;
- when you contact us in writing or orally in connection with the performance of the shares subscription agreement.

3.2. Personal Data that we collect from external sources

When you are a beneficial owner of a subscription of shares in the Funds by legal entities, we collect your Personal Data from external sources, namely individuals who are authorized to represent the legal entity investor.

4. For what purposes and on what legal bases do we process your Personal Data?

We use your Personal Data for the following purposes:

4.1. Subscription of LP Shares in the Funds by Limited Partners

We process your Personal Data for the purpose of ensuring the subscription of shares in the Funds by Limited Partners. We collect the Personal Data you provide us when completing the subscription agreement and related questionnaires, notably to create the investor account, enable the subscription of shares in the Funds and ensure the following-up of subscriptions.

Legal basis of the processing: our legitimate, commercial interest in ensuring the subscription of shares in the Funds.

4.2. Performance of the subscription agreement

We process your Personal Data when necessary to ensure that the subscription agreement is duly performed until its term. This includes processing your Personal Data for the purpose of providing you with the information required by the subscription agreement, informing you prior to any distribution, and managing the Funds in accordance with the shares subscription agreement.

Legal basis of the processing: our legitimate, commercial interest in ensuring the performance of the shares subscription agreement.

4.3. Compliance with our legal obligations and those imposed to the Funds

We process your Personal Data in order to comply with our legal and regulatory obligations under European Union law and French law, as well as ensuring compliance with those imposed to the Funds. These legal and regulatory obligations include, in particular, obligations pertaining to:

- the fight against money laundering and terrorist financing, in particular under the Monetary and Financial Code and the AMF General Regulation, which require, inter alia, that the beneficial owner of the investment be identified, verified and, if necessary, that a suspicious transaction report be sent to the competent authority;
- compliance with tax regulations (including FATCA / CRS);
- compliance with applicable regulations relating to the protection of Personal Data.

Legal basis of the processing operation: (i) compliance with the legal obligations imposed on us as controller and (ii) our legitimate interest in ensuring that the Funds comply with their own legal obligations.

4.4. Judicial defense and/or exercise of our rights in case of litigation

We retain your Personal Data for the period specified in section 5 of the Privacy Notice, in particular to ensure our legal defence and assert our rights in the event of a litigation related to the subscription of shares in the Funds, or other facts on our part or on yours.

Legal basis of the processing operation: our legitimate interest in ensuring our judicial defence or asserting our rights in the event of a litigation.

4.5. Informing data subjects about changes to this Privacy Notice, and answering to their requests

We process your Personal Data to inform you about changes in the Privacy Notice, in the contractual documentation, and to answer to your questions when you contact us.

Legal basis of the processing operation: (i) our legitimate interest in informing you, in a timely manner, about the changes to the Privacy Notice and to our contractual documentation, and in responding to your questions, requests and inquiries; and (ii) compliance with our obligations under the GDPR.

4.6. Communication of information and news relating to the Funds

We process your Personal Data to provide you with information about the Funds' current events.

Legal basis of the processing: our legitimate interest in keeping you informed about the Funds' activities.

4.7. Receiving services from legal advisors and consultants

We provide our legal advisors and consultants with your Personal Data when it is necessary for them to provide their services.

Legal basis of the processing: our legitimate interest in obtaining advice from our legal advisors and consultants that is adapted to our needs.

4.8. Search of a line of credit

We process your Personal Data to seek a line of credit for the Funds.

Legal basis of the processing: our legitimate interest in financing the Funds.

5. How long do we keep your Personal Data?

We make sure that we collect up-to-date Personal Data and keep it for as long as is strictly necessary for the purposes for which it was collected.

We retain the Personal Data we collect for the purposes described in the Privacy Notice, for the entire period of subscription in the Funds, and during 10 years maximum as from the closure of the Funds, in order to ensure our legal defence or the exercise of our rights in the event of a litigation.

6. To whom do we transfer your Personal Data?

To achieve the purposes described in this Privacy Notice, your Personal Data may be disclosed to the following recipients (the “Processor”) which processes Personal Data on behalf of Keensight Capital:

- BNP Paribas and Société Général Securities Services which act as custodians of the Funds;
- Baker Tilly Strego, which acts as the Funds’ accounting delegate;
- Deloitte, which acts as the Fund's auditor;
- AGAMA Conseil, which has been mandated to perform periodic controls;
- Public administrations responsible for fighting against money laundering and terrorist financing, such as TRACFIN or the AMF, when they submit a request in accordance with the applicable law;
- The “ID Register”, which has been mandated to perform KYC update and in some cases the subscription process;
- Lenders and potential lenders for the Funds, based in France;
- Our external legal counsel, based in France.

7. What transfers of Personal Data do we carry out?

7.1. Overview

All personal data contained in any document provided by the Investor, including the subscription Form and its appendices, and all other personal data collected in the course of the Investor's relationship with Keensight Capital and/or its services providers may be transmitted to other companies directly

or indirectly affiliated with the Funds, Keensight Capital, its services providers or any provider of financing to the Fund and/or the Custodians (the “Processor”).

Keensight Capital may delegate the processing of Personal Data to an entity which is not affiliated, directly or indirectly, to Keensight Capital. Consequently, Personal Data may be transferred and/or processed outside of the European Union in countries that do not offer the same data protection level. The Investor then has the right to request access to the documents authorizing the transfer of Personal Data outside of the European Union.

7.2. Transfer of Personal Data outside of the UE

Keensight Capital understands that any transfer of Personal Data undergoing processing or intended for processing after transfer to a third country (a country outside the UE and not deemed adequate by the UE) or to an international organisation, shall only take place in compliance with Chapter 5 of the GDPR. Keensight Capital takes proportionate and effective measures to protect Personal Data held and processed by it, however we recognise the high-risk nature of disclosing and transferring Personal Data to a third country or to an international organisation. This policy outlines the measures and controls that we will take to comply with the GDPR and provides guidance on to our employees and associated third-parties once international data transfers are envisaged by our processes.

7.3. General principles of transfer

Article 44 of the GDPR states that: *“Any transfer of Personal Data which are undergoing Processing or are intended for Processing after transfer to a third country or to an international organisation shall take place only if, subject to the other provisions of this Regulation, the conditions laid down in this policy are complied with by the Controller and Processor, including for onward transfers of Personal Data from the third country or an international organisation to another third country or to another international organisation. All provisions in this policy shall be applied in order to ensure that the level of protection of natural persons guaranteed by the GDPR regulation is not undermined”.*

7.4. Transfer on the basis of adequacy decision

With reference to Article 45, a transfer of Personal Data to a third country or an international organisation may take place where the UE has decided that the third country, a territory or one or more specified sectors within that third country, or the international organisation in question, ensures an adequate level of protection. Such transfer shall not require any specific authorisation.

The UE has so far recognised the following countries as providing adequate protection:

- Andorra
- Argentina
- Canada (commercial organisations)
- Faroe Islands
- Guernsey
- Israel
- Isle of Man

- Japan
- Jersey
- New Zealand
- Switzerland
- Uruguay
- South Korea
- United Kingdom.

7.5. Transfer subject to appropriate safeguards

If a country is not listed as an adequate country, according to Art 46 of the GDPR, Keensight Capital or Processor may transfer Personal Data to that country or an international organisation only if the Keensight Capital or Processor has provided appropriate safeguards ensuring secure Data transfer.

The appropriate safeguards referred to above may be provided for, without requiring any specific authorisation from the European Commission, through:

- a legally binding agreement between public authorities or bodies;
- Binding Corporate Rules (BCR) in accordance with Article 47 (agreements governing transfers made between organisations within a corporate group);
- standard Data protection clauses adopted by the European Commission in accordance with the examination procedure referred to in Article 93(2) in the form of template transfer clauses adopted by the European Commission;
- standard Data protection clauses adopted by a Supervisory Authority and approved by the Commission pursuant to the examination procedure referred to in Article 93(2);
- an approved code of conduct (see Article 40) together with binding and enforceable commitments of the Controller and Processor in the third-party country to apply the appropriate safeguards
- certification under an approved certification mechanism as provided for in the GDPR;
- an approved certification mechanism pursuant to Article 42, together with binding and enforceable commitments of the Controller or Processor in the third country to apply the appropriate safeguards, including the Investors' rights;
- subject to the authorisation from the competent European Commission, the appropriate safeguards referred to in the above may also be provided for, in particular, through: standard contractual clauses between the Controller or Processor and the Controller, Processor or the recipient of the Personal Data in the third country or international organisation; or
- provisions to be inserted into administrative arrangements between public authorities or bodies which include enforceable and effective Data Subject rights.

7.6. Derogations from the prohibition on transfers of Personal Data outside of the EU

In the absence of an adequacy decision pursuant to Article 45(3), or of appropriate safeguards pursuant to Article 46 of the GDPR, the Controller and the Processor will not transfer Personal Data to a third country or an international organisation except in the case of specific conditions specified in Article 49 of the GDPR.

8. What are your rights with regards to the processing of your Personal Data? How can you exercise them?

8.1. Your rights as regards our processing of your Personal Data

As regards our processing of your Personal Data described in this Privacy Notice, you have the right, under certain circumstances set out in the GDPR and the French data protection law (insofar as it applies):

- to be provided with a copy of any Personal Data that we hold about you, and receive information about our processing of your Personal Data;
- to require us to update or correct any inaccurate Personal Data, or complete any incomplete Personal Data;
- to require us to delete your Personal Data;
- to restrict our processing of your Personal Data that we carry out;
- not to be the subject of a decision based exclusively on automated processing, including profiling, which produces legal effects concerning you or which significantly affects you in a similar way;
- to object to the processing of your Personal Data;
- to receive your Personal Data in a structured, commonly used and machine-readable format, and to ask us to transfer them to another controller;
- to define guidelines for the storage, erasure and disclosure of your Personal Data after your death. These guidelines are general or specific. The general guidelines concern all your Personal Data and may be registered with a trusted third party certified by the French Data Protection Authority ("*Commission Nationale de l'Informatique et des Libertés*") ("CNIL"). The specific instructions concern the processing of Personal Data mentioned in these instructions, and are registered with us.

Finally, you have a right to lodge a complaint with the relevant supervisory authority (in particular in the Member State of your habitual residence, place of work or place of the alleged infringement), if you are of the opinion that any of your Personal Data is processed in a manner constituting an infringement to the General Data Protection Regulation.

8.2. Contact us to exercise your rights

If you wish to exercise any of your abovementioned rights, you can contact us using one of the options below:

- you can send us an email to the following addresses: gdpr@keensightcapital.com
- you can write to the following postal address: Keensight Capital, 128, rue du Faubourg Saint-Honoré - 75008 Paris (France).

We kindly ask you to clearly indicate in your communication which Personal Data or processing operations are the subject of your request.

You can also contact us if you have any questions or queries as regards our processing of your Personal Data, using the contact options above.

9. Updates to this Privacy Notice

You can find out the date when this Privacy Notice was last amended by checking "Last modified" at the top of this page. The latest version of this Notice is available at any time on Keensight Capital's website (www.keensightcapital.com).

All substantial or material changes to this Privacy Notice will be communicated to you well in advance of the changes actually taking effect, using an explicit and effective method of communication.