

DATA PRIVACY AND COOKIES POLICY

Background

The General Data Protection Regulation (“GDPR”) (697/2016/EU) and UK data protection legislation (currently the Data Protection Act 1988) (collectively, “Data Protection Legislation”), require 1167 Capital LLP (“1167”, “we” or “us”) being the Data Controller to provide you with information on how the personal data that you provide us with or which we collect will be processed.

Where your details are provided to the us as a result of your investment in or interest in our products and services then we may process your personal information or if you are a corporate entity that of your directors, officers, employees or beneficial owners. Data that we collect from you or from other public sources may include name, telephone numbers, email addresses, work address and website navigation data which is implied in the use of the protocols of internet communication including IP addresses and other parameters connected with the operating system and the structure and conditions of the user’s computer but will not include any sensitive personal data.

Cookies

We may collect information about your computer, including where available your IP address, operating system and browser type, for system administration purposes. Cookies contain information that is transferred to your computer's hard drive. Cookies allow a web application such as our website to tailor its operations to your needs, likes and dislikes by gathering and remembering information about your preferences. This statistical data does not identify an individual. We only use this information to gather information on IP addresses and pages visited, to analyse trends, to administer the website, to track users’ movements on the website and for purposes of statistical analysis. You can choose to accept or decline cookies. Most web browsers automatically accept cookies, but you can usually modify your browser setting to decline cookies if you prefer. This may prevent you from taking full advantage of our website. Unless you have adjusted your browser settings so that it will refuse cookies, our system will issue cookies when you log on to our website.

1. Purposes of processing and legal basis for processing

The personal data collected from you or provided by you or on your behalf in connection with your investment in or interest in our products and services (together the “funds”) may be processed by us (or any of our or their affiliates, agents, employees, delegates or sub-contractors) for the following purposes:

Pursuing our legitimate interests including:

- (a) taking measures above and beyond any legal obligation to meet the objectives listed below under the heading *Compliance with a legal obligation* which we and our delegates believe are necessary or advisable;
- (b) carrying out statistical analysis and market research;
- (c) recording, maintaining, storing and using recordings of telephone calls that you make to and receive from us and our delegates or duly appointed agents and any of their respective related, associated or affiliated companies for; processing and verification of instructions, investigation and fraud prevention purposes, crime detection, prevention, investigation and prosecution, to enforce or defend us and our affiliates' rights (either themselves or through third parties to whom they delegate such responsibilities), in order to comply with any legal obligation imposed on us, for quality, business analysis, training and related purposes in order to improve service delivery by us and our delegates; to pursue our legitimate interests in relation to such matters or where the processing is in the public interest;

(d) to disclose information to other third parties such as our service providers, auditors, regulatory authorities and technology providers in order to improve service delivery or to manage regulatory relationships.

Performance of the contract

- (a) to facilitate the opening of your account with us or the funds' administrators, the management and administration of your holdings in the funds and any related account on an on-going basis which are necessary for the performance of your contract with us or the funds, including without limitation the processing of redemption, conversion, transfer and additional subscription requests and the payment of distributions;
- (b) to update and maintain records and fee calculations;
- (c) circulating periodic reports relating to your account or the funds.

Compliance with a legal obligation

- (a) in order to carry out anti-money laundering checks and related actions which we consider appropriate to meet any legal obligations imposed on us relating to the prevention of fraud, money laundering, terrorist financing, bribery, corruption, tax evasion or to prevent the provision of financial and other services to persons who may be subject to economic or trade sanctions, on an on-going basis, in accordance with our anti-money laundering procedures;
- (b) to facilitate the reporting of tax-related information and returns to tax authorities in the United Kingdom or the home domicile of an investor where required to comply with a legal obligation applicable to the funds, and to the authorities in countries where a fund seeks to invest where such reporting is required to open or maintain an investment account or otherwise ensure a fund is not subject to withholding tax or other deductions in the absence of such disclosure.

Please note that where personal data is processed for purposes of legitimate interests, you have a right to object to such processing and 1167 or the funds will no longer process the personal data unless the funds can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims. Please note that objection may ultimately require you to sell any holdings or to close your account.

If you have registered for any of our events, subscribed to our mailing list or otherwise provided personal data, please note that mailings offer an "Unsubscribe" link.

Consent

Your consent is not required to process your personal data for the purposes referenced above. However, in order to process your personal data for the purposes of direct marketing, we seek your consent. Please see the section 2. Consent to Direct Marketing below which deals exclusively with the Data consent for that purpose.

If you have any queries in relation to our use of your personal information or if you wish to exercise your rights in relation to same, please contact us at the following address:

1167 Capital LLP, 26-27 Bedford Square London WC1B 3HP United Kingdom in writing or at 1167dataprotection@1167capital.com

Consent to Direct Marketing

From time to time, we may send you news views or information about our current or planned products and services that they offer by letter, by telephone, by email or by other reasonable means of communication and by providing us with your contact details on this website, you hereby consent to the provision of such communications. Please note you that have a right not to receive such information.

If you do not consent to continuing to receive such direct marketing information and/or marketing material, please note that mailings offer an “Unsubscribe” link.

Should you not unsubscribe following this communication, you have a right to withdraw this consent at any time. However, your withdrawal of consent will not affect the lawfulness of processing based on consent before its withdrawal. You can withdraw your consent by clicking on the Unsubscribe button above or by contacting us at the address above.

2. Disclosures to Data Processors and Third Parties

In addition to any disclosure envisaged under “1. Purposes of processing and legal basis for processing” above, we may disclose your personal information to regulatory authorities or otherwise as may be required by law.

Where personal information is disclosed by us to a service provider or other third party, such as the funds’ administrators, for processing on their behalf, we will only do so on the basis that the third party has undertaken to comply with Data Protection Legislation.

3. Transfers Abroad

The disclosure of personal information between us or to the third parties set out above may involve the transfer of data to the USA and other jurisdictions both within and outside the European Economic Area (EEA) including the United Kingdom post-Brexit, provided the transfer is made in accordance with the requirements of the Data Protection Legislation. Such countries may not have the same data protection laws as your jurisdiction.

4. Retention period

1167 and its delegates will only retain your personal information for as long as is required for the purposes listed above.

5. Your data protection rights

Please note that you have the following rights under the Data Protection Legislation in relation to your personal information in addition to any rights listed above. In each case, the exercise of these rights is subject to the provisions of the Data Protection Legislation:

- (a) You have a right of access to and the right to have your personal data amended or rectified to ensure it is accurate.
- (b) You have the right to have any incomplete personal data completed.
- (c) You have a right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement if you consider that the processing of personal data relating to you carried out by the Data Controller infringes the Data Protection Legislation.
- (d) You have a right to request that your personal information is erased (in certain specific circumstances).
- (e) You have a right to restrict processing (in certain specific circumstances).
- (f) You have a right to data portability (in certain specific circumstances).

6. Failure to provide personal data

Please note that where your information, which includes personal data, is required to open an account or to buy the funds or to comply with anti-money laundering or other legal requirements, failure to provide this information means we will be unable to open an account for you and the funds will not be able to accept the investment or may have to restrict your ability to redeem your shares, to receive any dividends or otherwise deal with in the funds as desired.

7. How to contact us

If you have any questions about our use of your personal information, please contact us at 1167 Capital LLP, 26-27 Bedford Square London WC1B 3HP United Kingdom in writing or at 1167dataprotection@1167capital.com