

## Nordic Investment Opportunities A/S Privacy notice regarding investments

Version: November 2020

### 1. Introduction and purpose

- 1.1 Nordic Investment Opportunities A/S (the “**Company**”) facilitates investments for its clients, which are professional and opt-in professional clients mainly in the Nordic region, in certain feeder funds (“**Feeders**”) and fund-of-funds (“**FoFs**”) which shall invest in alternative investment funds (“**AIFs**”) within infrastructure, real estate, private equity, private debt and venture capital.
- 1.2 In order for us to provide our investment services, it is necessary for us to process personal data. This privacy notice describes how we process personal data, namely what kind of information is collected, processed and disclosed, on whom and for what purposes as well as the rights of the individuals.
- 1.3 The individuals about whom the Company processes personal data are these:
1. Investors who are physical persons.
  2. Members of the board of directors of investors, members of the board of management of investors, ultimate beneficial owners of investors.
  3. Other contact persons at the investors, including: Registered administrative contact persons, registered commercial contact persons, registered ‘Direct Liaison Officers’, representatives of the investors, other individuals authorised to act and carry out transactions on behalf of the investor.

These are all referred to as the “**Data Subjects**”.

### 2. Categories of personal of data and purposes

Categories of Data Subjects and categories of personal data													
Category 1: • Investors who are physical persons	Special categories of personal data (tick the boxes) <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;"><input checked="" type="checkbox"/> None</td> <td style="width: 50%; border: none;"><input type="checkbox"/> Health data</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Racial or ethnic origin</td> <td style="border: none;"><input type="checkbox"/> Sex life or sexual orientation</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Political opinions</td> <td style="border: none;"><input type="checkbox"/> Genetic or biometric data for the purpose of identification</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Religious beliefs</td> <td style="border: none;"><input type="checkbox"/> Criminal convictions and offenses</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Philosophical beliefs</td> <td></td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Trade union membership</td> <td></td> </tr> </table>	<input checked="" type="checkbox"/> None	<input type="checkbox"/> Health data	<input type="checkbox"/> Racial or ethnic origin	<input type="checkbox"/> Sex life or sexual orientation	<input type="checkbox"/> Political opinions	<input type="checkbox"/> Genetic or biometric data for the purpose of identification	<input type="checkbox"/> Religious beliefs	<input type="checkbox"/> Criminal convictions and offenses	<input type="checkbox"/> Philosophical beliefs		<input type="checkbox"/> Trade union membership	
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	<input checked="" type="checkbox"/> Non-sensitive categories of personal data <ul style="list-style-type: none"> <li>• Name, gender, citizenship, e-mail and postal addresses, telephone numbers.</li> <li>• Information on status as a politically exposed person (including next of kin).</li> </ul>												

	<ul style="list-style-type: none"> <li>• Information on contact with the investors.</li> <li>• Investment information (including previous investments, current holdings, portfolio, previous experience, length of time the investor wishes to hold the investment, preferences regarding risk taking, risk profile and the purpose of the investment).</li> <li>• Complaints from investors.</li> <li>• Salary/income and tax information.</li> <li>• Information on relatives.</li> <li>• Former employment records.</li> <li>• Transcripts from Company registers and transcripts from the relevant financial supervisory authority or business authority.</li> <li>• Information on ownership of assets (including liquid assets and real estate).</li> <li>• Photos.</li> <li>• National identification numbers</li> <li>• Passport copies and/or copies of health insurance cards (which contain national identification numbers or equivalent)</li> <li>• Information on whether the investor has provided the Company with legitimization and identity information in accordance with know-your-customer requirements.</li> </ul>												
<p>Category 2:</p> <ul style="list-style-type: none"> <li>• Members of the board of directors of investors.</li> <li>• Members of the board of management of investors.</li> <li>• Ultimate beneficial owners of investors.</li> </ul>	<p>Special categories of personal data (tick the boxes)</p> <table border="0" style="width: 100%;"> <tr> <td><input checked="" type="checkbox"/> None</td> <td><input type="checkbox"/> Health data</td> </tr> <tr> <td><input type="checkbox"/> Racial or ethnic origin</td> <td><input type="checkbox"/> Sex life or sexual orientation</td> </tr> <tr> <td><input type="checkbox"/> Political opinions</td> <td><input type="checkbox"/> Genetic or biometric data for the purpose of identification</td> </tr> <tr> <td><input type="checkbox"/> Religious beliefs</td> <td><input type="checkbox"/> Criminal convictions and offenses and related security measures</td> </tr> <tr> <td><input type="checkbox"/> Philosophical beliefs</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Trade union membership</td> <td></td> </tr> </table> <hr/> <p><input checked="" type="checkbox"/> Non-sensitive categories of personal data:</p> <ul style="list-style-type: none"> <li>• Name, gender, citizenship, e-mail and postal addresses, telephone numbers.</li> <li>• Information on status as a politically exposed person.</li> <li>• Information on contact with the Data Subjects.</li> <li>• Complaints from the Data Subjects.</li> <li>• Transcripts from Company registers and transcripts from the relevant financial supervisory authority or business authority.</li> <li>• National identification numbers</li> <li>• Passport copies and/or copies of health insurance cards (which contain national identification numbers or equivalent)</li> <li>• Information on whether the investor has provided the Company with legitimization and identity information in accordance with know-your-customer requirements.</li> </ul>	<input checked="" type="checkbox"/> None	<input type="checkbox"/> Health data	<input type="checkbox"/> Racial or ethnic origin	<input type="checkbox"/> Sex life or sexual orientation	<input type="checkbox"/> Political opinions	<input type="checkbox"/> Genetic or biometric data for the purpose of identification	<input type="checkbox"/> Religious beliefs	<input type="checkbox"/> Criminal convictions and offenses and related security measures	<input type="checkbox"/> Philosophical beliefs		<input type="checkbox"/> Trade union membership	
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<p>Category 3: Other contact persons at the investors, including:</p> <ul style="list-style-type: none"> <li>• Registered administrative contact persons.</li> <li>• Registered commercial contact persons.</li> <li>• Registered 'Direct Liaison Officers'.</li> <li>• Representatives of the investors.</li> <li>• Individuals authorised to act and to carry out transactions on behalf of the investor.</li> </ul>	<p>Special categories of personal data (tick the boxes)</p> <table border="0"> <tr> <td><input checked="" type="checkbox"/> None</td> <td><input type="checkbox"/> Health data</td> </tr> <tr> <td><input type="checkbox"/> Racial or ethnic origin</td> <td><input type="checkbox"/> Sex life or sexual orientation</td> </tr> <tr> <td><input type="checkbox"/> Political opinions</td> <td><input type="checkbox"/> Genetic or biometric data for the purpose of identification</td> </tr> <tr> <td><input type="checkbox"/> Religious beliefs</td> <td><input type="checkbox"/> Criminal convictions and offenses and related security measures</td> </tr> <tr> <td><input type="checkbox"/> Philosophical beliefs</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Trade union membership</td> <td></td> </tr> </table> <hr/> <p><input checked="" type="checkbox"/> Non-sensitive categories of personal data:</p> <ul style="list-style-type: none"> <li>• Name, e-mail and postal addresses, telephone numbers.</li> <li>• Information on contact with the Data Subjects.</li> <li>• Complaints from the Data Subjects.</li> </ul>	<input checked="" type="checkbox"/> None	<input type="checkbox"/> Health data	<input type="checkbox"/> Racial or ethnic origin	<input type="checkbox"/> Sex life or sexual orientation	<input type="checkbox"/> Political opinions	<input type="checkbox"/> Genetic or biometric data for the purpose of identification	<input type="checkbox"/> Religious beliefs	<input type="checkbox"/> Criminal convictions and offenses and related security measures	<input type="checkbox"/> Philosophical beliefs		<input type="checkbox"/> Trade union membership	
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2.1 We process the personal data for the following purposes:

- To onboard investors, e.g. verifying for professionalism and suitability and verifying submitted data.
- To provide investment services, namely management services, investment advice, transmission, execution services (execution of investments with Feeders and AIFs on behalf of investors) and placement services (placing financial instruments of AIFs with the managers of such entities and placing the financial instruments of the managers with the investors).
- To report to investors, handle day-to-day questions and organize meetings.
- To carry out mandatory auditing.
- To comply with investor protection rules under financial legislation, including documentation requirements, categorization, suitability and appropriate assessments of the investors.
- To comply with legal obligations under the Danish Act on Measures to Prevent Money Laundering and Financing of Terrorism (the "AML Act") (e.g. customer due diligence requirements).
- To receive legal and other advice from tax, financial and other professional service providers.
- To comply with legal obligations pursuant to financial legislation, namely the Danish Alternative Investment Fund Managers Etc. Act and the AML Act to ensure proper identification and categorization of the investors as part of the investment.
- To comply with applicable personal data protection regulation and other legitimate interests, e.g. documentation requirements, compliance with basic principles and legal grounds for processing personal data, putting in

place, maintaining and testing technical and organisational security measures, investigating and reporting suspected personal data breaches, if any, handling requests and complaints from Data Subjects and others, if any, handling inspections and queries by supervisory authorities, if any, handling disputes with Data Subjects and third parties, if any, and preparing and carrying out mergers and acquisitions relating to the Company or third party companies.

### **3. Sources**

3.1 The personal data are collected from:

- The Data Subjects.
- Publicly available information, e.g. from company registers, financial supervisory authorities and business authorities.
- Third party service providers.
- Mutual third-party acquaintances.
- Other contacts within the potential or actual investors.

3.2 When we collect personal data directly from you for the above-mentioned purposes, you provide the personal data to be able to conclude a contract with us and in order to fulfil statutory requirements. You are legally obliged to provide some personal data to us for the investment and other regulatory purposes. The consequences of not providing the personal data is that we will not be able to conclude a contract with you or the investor and offer our services.

### **4. Disclosure of the personal data**

4.1 The personal data will be disclosed to and shared with the following recipients:

- The Feeders target of the investment and their managers.
- The Company's legal advisors, auditors and other advisors (tax, financial) and other professional service providers.
- The Company's auditors.
- The Company's shareholders, Board of Directors and Investment Committee Members
- Government bodies e.g. tax authorities and business authorities, including the Danish FSA, the Danish Central Tax Administration, and regulatory, judicial and legislative bodies.

### **5. The legal basis for the processing of the personal data**

5.1 The legal basis for the processing of the personal data is the following:

- Performance of contract with the investors, namely providing investment advice, transmission, execution services and placement services, cf. article 6(1)(b) of the GDPR.
- Our legitimate interests in onboarding, communicating, reporting and contacting the investors on a day-to-day basis, cf. article 6(1)(f) of the GDPR.

- To ensure compliance with EU and national AML and financial legislation, namely in relation to documentation, categorization, suitability and assessments of appropriateness of the investors (insofar as this is required), including the AML legislation, EU Directive 2014/65/EU, Commission Delegated Regulation (EU) 2017/565 of 25 April 2016, the Danish Financial Business Act (the “FBA”) and executives orders issued pursuant hereto, e.g. Executive Order no. 747/2017 on investor protection, cf. article 6(1)(c) of the GDPR and section 11(2)(1) of the Danish Data Protection Act (“DPA”).
- Consent to disclosure to Feeders and the managers of such entities for the purpose of facilitating investments and for the purpose of assisting such entities with complying with their legal obligations, cf. section 117(1) of the FBA, cf. article 6(1)(a) of the GDPR, cf. section 11(2)(2) of the DPA.
- Disclosure is necessary for compliance with a legal obligation, to government bodies, e.g. tax authorities and business authorities, including the Danish FSA, other regulatory, judicial and legislative bodies as well as auditors, cf. section 117(1) of the FBA, the Tax Control Act, the Danish Auditing Act, the Danish Administration of Justice Act or the AML Act cf. article 6(1)(c) and section 11(2)(1) of the DPA.
- Our legitimate interests in defending our legal interests and receiving assistance with transactions and investments and disclosure to legal advisors and other advisors (tax, financial and other professional service providers), cf. sections 117(1) and 118(1) of the FBA, cf. Executive Order no. 816 on Ordinary Customer Information dated 27 June 2007, cf. article 6(1)(c) and section 11(2)(3) of the DPA.
- To ensure compliance with applicable personal data protection legislation and other legitimate interests as described in section 2.2, cf. article 6(1)(f) of the GDPR.

## 6. Consent

- 6.1 You have the right to withdraw your consent to the disclosure of your personal data. If you withdraw the consent, this will not affect the lawfulness of the disclosure prior to the withdrawal, but we will no longer be able to use your consent as a legal basis for disclosing your personal data. Please contact us using the contact details below if you wish to exercise the right to withdraw your consent.

## 7. Transfer of personal data to data processors

- 7.1 We transfer the personal data to our data processors, which process the personal data on our behalf, e.g.:
- IT suppliers, including hosting, backup and support providers, ad hoc translators or external (IT) investigators.
  - Service providers related to KYC documentation, customer due diligence and suitability tests etc.

## 8. Transfers to third countries

- 8.1 Depending on the actual or contemplated investment, we may transfer personal data to controllers outside the EU/EEA. When we transfer personal data to Feeders and the managers of such entities, the transfer is based on EU's 2010 standard contractual clauses for transfers to processors and controllers in non-EU/EEA-countries, EU-US Privacy Shield, or based on other ad-hoc exceptions such as legal claims. The 2010 standard contractual clauses are available here: <https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32010D0087&from=en>

## 9. Retention periods

- 9.1 Personal data is stored as long as it is necessary in order to fulfil the purposes above, to document the right to process the personal data, to establish, exercise and defend legal claims and to comply with minimum retention periods pursuant to the AML Act, the Danish Companies Act, the Danish Bookkeeping Act, the FBA etc. and executive orders issued hereunder.

## 10. Your rights

- 10.1 Subject to the conditions set out in the applicable data protection legislation and the AML Act, you enjoy the following rights:
- The right to request access to the personal data.
  - The right to rectification of the personal data.
  - The right to erasure of the personal data.
  - The right to restriction of processing.
  - The right to data portability (if our processing based on consent or contract).
  - The right to object to the processing of the personal data (if our processing is based on legitimate interests).
- 10.2 You have the right to lodge a complaint with the competent supervisory authority, such as the Danish Data Protection Agency. Please consult their website for how to submit a complaint at [www.datatilsynet.dk](http://www.datatilsynet.dk).

### **Legitimate interests:**

You have the right to object, on grounds relating to your particular situation, at any time to our processing of personal data which uses 'legitimate interests' as a legal basis for the processing (as set out in article 6(1)(f) of the GDPR). Where you have exercised this right to object, we will no longer process your personal data on the legal basis of 'legitimate interests' unless we can demonstrate compelling legitimate grounds for the processing, which override your interests, rights and freedoms or if the processing is necessary for the establishment, exercise or defence of legal claims.

**11. Contact**

- 11.1 Please contact us at if you have any questions about the protection of your personal data or if you wish to exercise your legal rights.

Contact details of the controller:

Nordic Investment Opportunities A/S

Højbro Plads 10

1200 Copenhagen K

Denmark

CVR-no.: 39785595

E-mail address: [compliance@nio.partners](mailto:compliance@nio.partners)