



## **NIF – GDPR DATA PROTECTION AND COOKIE NOTICE**

Last Updated: 21 May 2024

### **1. INTRODUCTION AND SCOPE**

This data protection and cookie notice (this “**Notice**”) describes how NATO Innovation Fund GP SARL, NIF Investment Advisor UK Limited and NIF Investment Manager B.V. and each of their affiliates (“**us**”, “**we**”, or “**our**”) collect, use, disclose and otherwise process personal data of data subjects who are resident in the European Economic Area (“**EEA**”) or the United Kingdom (“**UK**”) (collectively the “**Data Subjects**”) who:

- visit or interact with our website ([www.nif.fund](http://www.nif.fund)) or other online platforms (collectively, the “**Websites**”);
- visit our premises or offices;
- communicate with us, including through e-mail, telephone, or post; and/or
- are a director, officer, employee, or contact at an Investor, Service Provider, or Business Partner (as such terms are defined in Part C of Schedule 1 (Definitions)).

If you are an Investor, Service Provider, Business Partner, or Governmental Authority, please provide this Notice to your directors, officers, employees, or contacts who have dealings with us.

We act as joint controllers of Data Subjects’ personal data under the EU General Data Protection Regulation, the UK General Data Protection Regulation, and related data protection laws in the EEA and the UK (collectively, the “**GDPR**”) in relation to the processing activities covered by this Notice. We have set out in section 10 (How to Contact Us) our respective responsibilities to deal with your data protection rights under the GDPR.

This Notice does not apply to data subjects who are applying for a role with us, or if who are a current employee or staff member of ours. If we process personal data as a data processor, we will process such personal data in accordance with the terms of the contract we have with the third party for whom we act as data processor, and this Notice shall not apply to the processing of such personal data. The Website is not intended for use by data subjects who are not resident in the EEA or the UK.

Capitalised terms not defined in the main body of this Notice have been defined in Schedule 1 (Definitions). To receive this notice in another format (for example, audio, large print, braille) please contact us using the contact details in section 10 (How to Contact Us) below.

### **2. WHAT TYPES OF PERSONAL DATA DO WE PROCESS AND HOW DO WE COLLECT THIS PERSONAL DATA?**

In this section we set out the types of personal data we may collect and the potential sources of such information. We may also receive any or all the types of personal data referred to in this section from our Affiliates.

#### **Automatically Generated Personal Data**

We may receive the following personal data which is automatically collected or logged from our information systems or third parties when Data Subjects access and use the Website or otherwise interact with us:

- Cookie and Technical Data
- Monitoring Data
- Usage Data



### **Business Partner Provided Personal Data**

We may receive the following personal data from Business Partners:

- AML/KYC Data
- Contact and Professional Data
- Demographic Data
- Employment Data
- Government Issued Data
- KYC/AML Data

### **Data Subject Provided Personal Data**

We may receive the following personal data directly from Data Subjects (whether by uploading, email, telephone, post, physical provision at our offices, or otherwise):

- AML/KYC Data
- Contact and Professional Data
- Demographic Data
- Government Issued Data
- Marketing and Communications Data
- Voluntarily Provided Data

### **Government Provided Personal Data**

We may receive the following personal data from Governmental Authorities (including from websites and registers):

- AML/KYC Data
- Contact and Professional Data
- Demographic Data
- Employment Data

### **Investor, Service Provider, and Professional Advisor Provided Personal Data**

We may receive the following personal data from Investors, Service Providers, and Professional Advisors:

- AML/KYC Data
- Contact and Professional Data



- Demographic Data

- Employment Data
- Government Issued Data
- KYC/AML Data

### **Publicly Available Personal Data**

We may receive the following personal data from publicly available sources (including the internet):

- AML/KYC Data
- Contact and Professional Data
- Demographic Data
- Employment Data
- Government Issued Data
- KYC/AML Data

We may combine Personal Data that you provide to us with Personal Data that we collect from you, or about you from other sources, in some circumstances. This will include Personal Data collected in an online or offline context.

### **Special Category Personal Data**

We do not request any special categories of personal data with respect to the data processing activities covered by this Notice (this includes details about race or ethnicity, religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union membership, information concerning health, and genetic and biometric data). However, Data Subjects may provide these types of personal data to us as Voluntarily Provided Personal Data. To the extent that we process such data, in addition to the GDPR lawful basis set out in Section 3, we will also satisfy an applicable GDPR condition under article 9(2)(a), article 9(2)(e), article 9(2)(f), or article 9(2)(g) GDPR for such processing.

### **Criminal Convictions and Offences Personal Data**

We do not also request any personal data relating to criminal convictions and offences with respect to the data processing activities covered by this Notice. However, such personal data may be revealed to us because of KYC, AML, or transaction-related due diligence which we may conduct or be provided to us as Voluntarily Provided Personal Data. To the extent that we process such data, in addition to the GDPR lawful basis set out in Section 3, we will also satisfy an applicable GDPR condition under article 10 and/or EU member state or UK law, as applicable.

### **Personal Data relating to Children**

Our Website and our services are not intended for children. We do not knowingly collect personal data from children under the age of 13. Parents or guardians of a child under the age of 13 who believe such child has disclosed personal to us, should contact us using the contact details at section 10 (How to Contact Us) below. A parent or guardian of a child under the age of 13 may review and request deletion of such child's personal data as well as prohibit the use thereof.

## **3. HOW DO WE USE PERSONAL DATA?**



This section sets out how we use the personal data that we obtain or receive and our lawful basis under the GDPR for doing so (as defined in Part B of Schedule 1).

PURPOSE OF DATA PROCESSING	TYPE OF PERSONAL DATA	LAWFUL BASIS FOR PROCESSING
<p>Providing investment management, advisory and management services to our Investors and Business Partners, including:</p> <ul style="list-style-type: none"> <li>opening, maintaining, and closing Investor and Business Partner accounts</li> <li>managing contractual relationships with Investors and Business Partners;</li> <li>managing and administering investments in our funds</li> <li>facilitating transfer of funds and facilitating fund formation</li> <li>communicating with Investors and Business Partners (other than marketing)</li> <li>analyzing and managing commercial risks</li> </ul>	<ul style="list-style-type: none"> <li>Contact and Professional Data</li> <li>Account Data</li> <li>AML/KYC Data</li> <li>Demographic Data</li> <li>Government Issued Data</li> <li>Voluntarily Provided Data</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> <li>Performance of a Contract</li> </ul>
<p>Operating, evaluating, developing, promoting, and growing our and our Affiliate’s business (including developing new products and services), including evaluating, entering into, and performing under:</p> <ul style="list-style-type: none"> <li>commercial transactions with Service Providers, Professional Advisors, Investors and Business Partners</li> <li>corporate transactions (including those involving raising capital, whether equity or debt, mergers and acquisitions, joint ventures, the sale, transfer, or merger of all or parts of our business or our assets)</li> </ul>	<ul style="list-style-type: none"> <li>AML/KYC Data</li> <li>Contact and Professional Data</li> <li>Employment Data</li> <li>Government Issued Data</li> <li>Marketing and Communications Data</li> <li>Voluntarily Provided Data</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> <li>Performance of a Contract</li> </ul>
<p>Complying with legal and regulatory obligations, including:</p> <ul style="list-style-type: none"> <li>conducting Investor, Service Provider, Professional Advisor and Business Partner due diligence, and on-boarding checks</li> <li>maintaining accurate books and records</li> <li>facilitating internal and external audits</li> <li>conducting internal investigations</li> <li>conducting verification, “know your client”, terrorist financing, sanctions, and anti-money laundering checks</li> <li>preventing and detecting fraud</li> <li>investigating and addressing any complaints, claims, proceedings, or disputes</li> <li>responding to requests and directions from Governmental Authorities; and</li> <li>seek advice from Professional Advisors, including legal advice.</li> </ul>	<ul style="list-style-type: none"> <li>Account Data</li> <li>AML/KYC Data</li> <li>Contact and Professional Data</li> <li>Cookie and Technical Data</li> <li>Demographic Data</li> <li>Employment Data</li> <li>Government Issued Data</li> <li>Marketing and Communications Data</li> <li>Monitoring Data</li> <li>Usage Data</li> <li>Voluntarily Provided Data</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> <li>Performance of a Contract</li> <li>Compliance with a Legal Obligation</li> </ul>

PURPOSE OF DATA PROCESSING	TYPE OF PERSONAL DATA	LAWFUL BASIS FOR PROCESSING
Preparing for and addressing investigations and disputes (including those involving Affiliates, Investors, Business Partners, Service Providers, Professional Advisors, Governmental Authorities)	<ul style="list-style-type: none"> <li>All types of data set out in Part A of Schedule 1 to the extent relevant to the dispute</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> <li>Performance of a Contract</li> <li>Compliance with a Legal Obligation</li> </ul>
Responding to Data Subjects who request such contact	<ul style="list-style-type: none"> <li>Contact and Professional Data</li> </ul>	<ul style="list-style-type: none"> <li>Consent</li> </ul>
Managing and protecting our business, employees and staff from risks and threats, including: <ul style="list-style-type: none"> <li>identifying and preventing physical threats, such as thefts, and physical violence (including through CCTV coverage of our premises); and</li> <li>identifying and preventing virtual threats such as cyber-attacks.</li> </ul>	<ul style="list-style-type: none"> <li>Contact and Professional Data</li> <li>Cookie and Technical Data</li> <li>Account Data</li> <li>AML/KYC Data</li> <li>Demographic Data</li> <li>Government Issued Data</li> <li>Monitoring Data</li> <li>Usage Data</li> <li>Voluntarily Provided Data</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> <li>Compliance with a Legal Obligation</li> </ul>
Sending electronic marketing and promotional materials to Data Subjects in a business-to-business context and enabling Data Subjects to complete surveys	<ul style="list-style-type: none"> <li>Contact and Professional Data</li> <li>Marketing and Communications Data</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> <li>Consent</li> </ul>
Participating and recording audio and video content of virtual and physical meetings (including webinars, training sessions and other events)	<ul style="list-style-type: none"> <li>Account Data</li> <li>Contact and Professional Data</li> <li>Monitoring Data</li> <li>Voluntarily Provided Data</li> </ul>	<ul style="list-style-type: none"> <li>Legitimate Interests</li> </ul>

If a Data Subject has provided consent to processing and subsequently withdraws that consent, we may still process that Data Subject’s personal data where we have another lawful basis for doing so, provided that the Data Subject has not expressly asked us to stop processing their personal data in accordance with section 7 (Data Protection Rights).

Where we need to collect personal data by law or under the terms of a contract that we have with a Data Subject and the Data Subject fails to provide that personal data when requested, we may not be able to perform the contract we have with the Data Subject.

#### 4. SHARING OF PERSONAL DATA

We may share Data Subjects’ information with the following third parties (as defined in Part C of Schedule 1):

- Affiliates
- Business Partners
- Governmental Authorities



- Investors

- Professional Advisors
- Service Providers

We require all our data processors and any other third party that we provide Data Subjects’ personal data to respect the security of Data Subjects’ personal data and to treat it in accordance with applicable law.

Please see section 6 (International Data Transfers) below for information on international transfers to such third parties.

## 5. COOKIES

Cookies are small text files that are placed on your computer by websites that you visit. They are widely used in order to make websites work, or work more efficiently, as well as to provide information to the owners of the site. We use certain cookies on our Website and platforms. Please see our cookie banner on our Website for more details.

Many web browsers allow some control of most cookies through the browser settings. To find out more about cookies, including how to see what cookies have been set, visit [www.aboutcookies.org](http://www.aboutcookies.org) or [www.allaboutcookies.org](http://www.allaboutcookies.org). To opt out of being tracked by Google Analytics across all websites, visit <http://tools.google.com/dlpage/gaoptout>.

## 6. INTERNATIONAL DATA TRANSFERS

Personal data may be transferred, stored, and accessed within the UK or EEA or transferred to, stored in, and accessed from countries outside the UK or EEA in order to fulfil the purposes described in this Notice, including Canada and the United States. For transfers to countries outside the UK and the EEA, the data protection regime may be different than in the country in which the Data Subject is located. Therefore, whenever we transfer personal data out of the UK and the EEA, we will ensure that we protect such personal data through having adequate safeguards in place (GDPR Article 46(2)), such as the EU 2021 Standard Contractual Clauses (“SCCs”), the UK International Data Transfer Agreement or the UK Addendum to the SCCs.

If the jurisdiction to which we transfer the personal data from the UK or the EEA is recognized by the UK or the European Commission (as applicable) as having adequate data protection regimes, we will rely on that adequacy decision (GDPR Article 45). You will be able to obtain additional details regarding our data transfer mechanism by contacting us as specified in the Contact Us section.

## 7. DATA PROTECTION RIGHTS

You may have the following rights under applicable data protection laws in relation to your personal data:

Your right	Description
<b>Request access to your personal data</b>	This enables you to receive a copy of its personal data that we hold and to check that we are lawfully processing it.  You will not have to pay a fee to access their personal data (or to exercise any of the other rights). However, we may charge a reasonable fee if your request is clearly unfounded, repetitive or excessive. Alternatively, we could refuse to comply with your request in these circumstances.
<b>Request correction of the personal data that we hold about you</b>	You can require us to correct any mistakes in your personal data.  You must provide us with enough information to identify you and let us know

	the information that is incorrect and what it should be replaced with.
<b>Request erasure of your personal data</b>	<p>This enables you to ask us to delete or remove your personal data where there is no permitted reason for us to continue to process it.</p> <p>You can ask us to erase your personal data where:</p> <ul style="list-style-type: none"> <li>• you do not believe that we need your personal data in order to process it for the purposes set out in this Notice;</li> <li>• if you have given us consent to process your personal data, you withdraw that consent and we cannot otherwise legally process your personal data;</li> <li>• you object to our processing and we do not have any legitimate interests that mean we can continue to process your personal data; or</li> <li>• your personal data has been processed unlawfully or has not been erased when it should have been.</li> </ul>
<b>Object to processing of your personal data</b>	<p>Where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation that makes you want to object to processing on this ground as you feel it impacts on your fundamental rights and freedoms.</p> <p>In some cases, we may demonstrate that we have compelling legitimate grounds to process your personal data which override your rights and freedoms.</p>
<b>Request restriction of processing of your personal data</b>	<p>This enables you to ask us to suspend the processing of your personal data in the following scenarios:</p> <ul style="list-style-type: none"> <li>• if you want us to establish the accuracy of the personal data;</li> <li>• where our use of the personal data is unlawful but you do not want us to erase it;</li> <li>• where you need us to hold the personal data even if we no longer require it as you need it to establish, exercise or defend legal claims; or</li> <li>• you have objected to our use of the personal data, but we need to verify whether we have overriding legitimate grounds to use it.</li> </ul>
<b>Request the transfer of your personal data to you or to a third party</b>	<p>You can require us to provide to you, or a third party you have chosen, your personal data in a structured, commonly used, machine-readable format.</p> <p>This right only applies to automated personal data that you initially provided consent for us to use or where we used the personal data to perform a contract with you. We also periodically delete personal data in accordance with our data retention policies, including following the termination of your employment or engagement with us.</p>
<b>Withdraw consent at any time where we are relying on consent to process your personal data</b>	<p>This will not affect the lawfulness of any processing carried out before you withdraw your consent.</p> <p>If you withdraw your consent, we may not be able to comply with our contract with you. We will advise you if this is the case at the time that you withdraw consent.</p>





To exercise any of the rights set out above, please contact us using the contact details provided in section 10 (How to Contact Us) below. Where you have any such rights under applicable laws, we will respond to any such rights that you want to exercise within one (1) month of receiving the request, unless the request is complex, in which case it may take longer.

We may need to request specific information from you to help us confirm your identity and your right to access the personal data (or to exercise any of the other rights). This is a security measure to ensure that personal data is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.

Please be aware that there are exceptions and exemptions that apply to some of the rights, which we will apply in accordance with the applicable data protection laws.

In addition to the above rights, you have the right to lodge a complaint at any time to any supervisory authority relating to Data Protection Laws in your jurisdiction in the EEA, or the UK. In the Netherlands, the relevant supervisory authority will be the Dutch Data Protection Authority (*Autoriteit Persoonsgegevens*, which can be contacted through its website: <https://www.autoriteitpersoonsgegevens.nl/een-tip-of-klacht-indienen-bij-de-ap>). In the UK, the relevant supervisory authority will be the Information Commissioner's Office.

We would, however, appreciate the chance to deal with your concerns before you approach any supervisory authority and if you reach out using the details in the Contact Us section below in the first instance.

## **8. AUTOMATED PROCESSING AND DECISION MAKING**

We may use automated software tools to produce transcripts of audio and video virtual meetings which may involve the processing of your personal data. These transcripts will be reviewed by a human being. We do not make any decisions regarding Data Subjects solely using automated decision making (including profiling) based on Data Subjects' personal data where such decision produces legal effects concerning the Data Subject or similarly affects the Data Subjects.

## **9. RETENTION OF PERSONAL DATA**

We will only retain Data Subjects' personal data for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements. To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data, regulatory requirements, the potential risk of harm from unauthorized use or disclosure of the personal data, the purposes for which we process the personal data and whether we can achieve those purposes through other means, and the applicable legal requirements. Details of retention periods for personal data are available from us on request using the contact details at section 10 (How to Contact Us) below.

## **10. HOW TO CONTACT US**

To ask any questions regarding this Notice or to exercise any rights, please contact us using the following contact details:

- You can contact our DPO by writing to us at: [dpo@nif.fund](mailto:dpo@nif.fund)
- If you are resident in the EEA, you may also contact, NIF Investment Advisor UK Limited's EU GDPR Representative: NIF Investment Manager B.V. at Westermarkt 2, 1016 DK Amsterdam. This entity will also be responsible for responding to GDPR requests submitted by data subjects resident in the EEA.
- If you are resident in the UK, you may also contact NIF Investment Manager B.V.'s UK GDPR representative: NIF Investment Advisor UK Limited at 2nd Floor 86 Jermyn Street, London, England, SW1Y 6JD. This entity will also be responsible for responding to GDPR requests submitted by data subjects resident in the UK.





## **11.LINKS TO OTHER WEBSITES**

Our Website may contain links to other websites. These websites may have separate privacy and data collection practices, independent of our practices, and Data Subjects' use and access to such sites is subject to those terms and policies. We have no responsibility or liability for these independent policies or actions and we are not responsible for the privacy practice or the content of such websites.

## **12. AMENDMENTS TO THIS NOTICE**

This Notice may be revised from time to time, including where we add new features and services, as laws change, and as industry privacy and security best practices evolve. We display a "Last Updated" date in at the top of this Notice so it is clear when there has been a change. If we make any change to this Notice regarding use or disclosure of personal data, we will provide notice on the Website and as otherwise required. Small changes or changes that do not significantly affect Data Subjects' privacy interests may be made at any time and without prior notice.

**SCHEDULE 1 (DEFINITIONS)**

**A. TYPES OF PERSONAL DATA THAT WE PROCESS**

TYPE OF PERSONAL DATA	DETAILS
<b>Account Data</b>	<ul style="list-style-type: none"> <li>• Electronic account log-in data</li> <li>• Passwords</li> <li>• Credentials</li> </ul>
<b>Anti-Money Laundering and Know Your Customer Data (“AML/KYC Data”)</b>	<ul style="list-style-type: none"> <li>• Personal data contained in government issued identification documents</li> <li>• Financial and banking information (including investment history and source of funds)</li> <li>• Information relating to political exposure if revealed during AML, KYC, fraud checks, or transaction-related due diligence</li> <li>• Criminal convictions and offences data if revealed during AML, KYC, fraud checks, or transaction-related due diligence</li> </ul>
<b>Contact and Professional Data</b>	<ul style="list-style-type: none"> <li>• First name</li> <li>• Last name</li> <li>• Name of employer or the organization represented</li> <li>• Title and position</li> <li>• E-mail address</li> <li>• Physical address</li> <li>• Telephone numbers</li> </ul>
<b>Cookie and Technical Data</b>	<ul style="list-style-type: none"> <li>• Our cookie banner sets out details of the cookie and related data which we collect and process.</li> <li>• Internet protocol (IP) address</li> <li>• Browser type and version</li> <li>• Time zone setting and location</li> <li>• Browser plug-in types and versions</li> <li>• Operating system and platform</li> <li>• Other technology on the devices used to access the Website</li> </ul>
<b>Demographic Data</b>	<ul style="list-style-type: none"> <li>• Date and country of birth</li> <li>• Gender</li> <li>• Country of residence, nationality, and citizenship</li> </ul>
<b>Employment Data</b>	<ul style="list-style-type: none"> <li>• Information relating to employment or engagement</li> <li>• Compensation and salary information</li> <li>• Employment or other contract information (e.g., in connection with)</li> </ul>
<b>Government Issued Data</b>	<ul style="list-style-type: none"> <li>• Social Security number</li> <li>• Driver’s license number</li> <li>• Passport number</li> <li>• National identification number</li> <li>• Tax identification number</li> </ul>
<b>Marketing and Communications Data</b>	<ul style="list-style-type: none"> <li>• Preferences in receiving marketing from us and third parties</li> <li>• Communication preferences</li> </ul>
<b>Monitoring Data</b>	<ul style="list-style-type: none"> <li>• Recording of telephone and video calls</li> <li>• Photographic or video images of Data Subjects (including CCTV)</li> </ul>
<b>Usage Data</b>	<ul style="list-style-type: none"> <li>• Information about how the Website is used</li> </ul>
<b>Voluntarily Provided Data</b>	<ul style="list-style-type: none"> <li>• Any other personal data provided by the Data Subject, including “special category” personal data or criminal convictions or offences data.</li> </ul>

**B. GDPR LAWFUL BASES FOR PROCESSING**

LAWFUL BASIS	DESCRIPTION
<b>Compliance with a Legal Obligation</b>	We may process personal data to the extent necessary for us for us to comply with applicable laws.
<b>Consent</b>	We may process personal data where the Data Subject has provided consent for us to do so.
<b>Legitimate Interests</b>	We may process personal data for our legitimate interests as a business or those of a third party where we have concluded that our processing does not prejudice the Data Subject’s privacy in a way that would override our legitimate interest in processing the personal data. We have provided examples of our legitimate interests, where applicable, in section 3 (How do we use personal data?).
<b>Performance of a Contract</b>	We may process personal data where it is necessary for us to do so in order to exercise our rights or satisfy our obligations under a contract we have with the Data Subject.

**C. THIRD PARTY DATA SOURCES AND RECIPIENTS**

THIRD PARTY	DESCRIPTION	STATUS OF THIRD PARTY
<b>Affiliates</b>	Refers to our affiliates, subsidiaries, or entities under common management or subject to common control as us.	Joint controller with our other Affiliates.
<b>Business Partners</b>	Refers to current or prospective business partners (i) involving investments from us and/or (ii) with which we undertake commercial, corporate, or other business transactions (involving mergers, acquisitions, equity, debt or credit).	Independent controller.
<b>Governmental Authorities</b>	Refers to governmental authorities in the EEA, UK, or other countries, including law enforcement agencies, tax authorities, and supervisory authorities, and regulators.	Independent controller.
<b>Investors</b>	Refers to current or prospective investors, including investments into fund and investment vehicles managed or advised by investment advisers or management companies which are affiliates of ours.	Independent controller.
<b>Professional Advisors</b>	Refers to current or prospective professional advisors including lawyers, accountants, bankers, auditors, and insurers.	Independent controller.

<b>Service Providers</b>	Refers to current or prospective third party providers of services such as IT services, hosting services, administration services, and other business process services, and marketing services. Our Service Providers may also include funds administrators and financial institutions (such as banks)	Typically, our data processors, except with respect to Service Providers who are independently regulated, and in which case, such Service Provider will be an independent controller to that extent.
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