

This Privacy Policy explains how we use the personal information that Amber Capital generally collects or generates in relation to our products and services. This Privacy Policy applies to you if:

- (A) You are a client or potential client of Amber Capital;
- (B) You have requested to receive any Amber Capital marketing material including performance information and newsletters; and/or
- (C) You have given your Personal Data to Amber Capital for any other purposes, for example including but not limited to as a current, former or prospective service provider, vendor, employee or partner.

If you are an existing investor in a fund managed by Amber Capital you will have received separate notification (“**Investor Privacy Notice**”) that includes, but is not limited to, a description of the personal data that is collected, how the information is used and your rights. Potential investors will also receive a copy of the Investor Privacy Notice prior to investment. Please contact IR@ambercapital.com for further information in relation to the Investor Privacy Notice.

1. **BACKGROUND**

- 1.1 Amber Capital UK LLP with its registered office at 14-17 Market Place, London W1W 8AJ, UK (“**Amber UK**”) and other companies in the Amber Capital group, including Amber Capital Italia SGR S.p.A whose registered office is at Piazza del Carmine 4, 20121 Milan, Italy (“**Amber Italy**”) each acts as a data controller and/or data processor in respect of your Personal Data for the purposes of the European Union General Data Protection Regulation (“GDPR”). Amber Capital is responsible for ensuring that it uses your Personal Data in compliance with GDPR and applicable data protection laws.
- 1.2 At Amber Capital we respect the privacy of our clients and we are committed to keeping all your Personal Data secure. This Privacy Policy governs the handling of Personal Data by Amber Capital in the course of carrying on commercial activities.
- 1.3 We use the following definitions in this Privacy Policy:

“**Amber Capital**”, “**we** or “**us**” means Amber UK, Amber Italy and other companies in the Amber Capital group.

“**Personal Data**” means any data which relates to a living individual who can be identified from that data or from that data and other information which is in the possession of, or is likely to come into the possession of, Amber Capital (or its representatives or service providers). In addition to factual information, it includes any expression of opinion about an individual and any indication of the intentions of Amber Capital or any other person in respect of an individual.

2. **THE TYPES OF PERSONAL DATA THAT CAN BE USED**

- 2.1 We might collect and process the following Personal Data about you:

- **Information that you provide to us:** This includes information about you that you provide to us. Although the kind of Personal Data will vary depending on the nature of the interaction and service, information that might be provided in the normal course of doing business with you includes, but is not limited to:
 - basic Personal Data (such as first name; family name; position in the company; company name; company email address; business phone number; business address; city; postcode; country);
 - any information that you choose to share face-to-face, by telephone, by email or otherwise. This may include residential addresses or other contact details, signature, nationality, date and place of birth, tax identification number, copies of identification documents, bank account details, but may also include information about assets or net worth, credit history, source of funds details, as well as special categories of data, such as information about a person's family, ethnic origin, religious beliefs, or other which may be considered sensitive information.
- **Information that we collect or generate about you:** This may include information relating to your investment or potential investment in an Amber Capital managed fund or an account with us, emails, call recordings, website usage data, records of our interactions with you and minutes and notes in relation to our contact with you.
- **Information we obtain from other sources:** This might include information from public websites, credit reference agencies and other public sources and information received from any of your advisers, intermediaries or agents.

3. HOW WE USE YOUR PERSONAL DATA

- 3.1 Your Personal Data may be stored and processed by us in the following ways and for the following purposes:
- (A) Assessing eligibility as a potential investor in a fund managed by Amber Capital or providing other investment services to you;
 - (B) General business administration, including communicating with you, communicating with service providers on your behalf where necessary and any counterparties, accountancy and audit services, risk monitoring and administration of IT systems;
 - (C) Compliance with legal and regulatory obligations and industry standards;
 - (D) Providing Amber Capital marketing and investment material and recording interactions with you for marketing purposes;
 - (E) For future employment purposes if you or your agent has sent us a resume or other personal information; or
 - (F) To assess your services if you are a vendor and you or your representative has sent us information about your goods or services.

We are entitled to process your Personal Data in these ways for the following reasons:

- (A) Processing may be necessary to discharge a relevant legal or regulatory obligation;
 - (B) The processing will, in all cases, be necessary for Amber Capital's legitimate business interests such as:
 - (1) carrying out Amber Capital's business activities, including investment services and direct marketing;
 - (2) ensuring compliance with all legal and regulatory obligations and industry standards, and preventing fraud;
 - (3) establishing, exercising or defending legal rights or for other purposes relating to legal proceedings; and
 - (4) ensuring the security of information systems.
 - (C) We have your consent;
 - (D) In respect of any processing of sensitive Personal Data falling within special categories, such as any Personal Data relating to political opinions of a politically exposed person, the processing will be necessary for reasons of substantial public interest.
- 3.2 We will take steps to ensure that the Personal Data is accessed only by employees of Amber Capital that have a need to do so for the purposes described in this Privacy Policy.

4. **DISCLOSURE OF YOUR INFORMATION TO THIRD PARTIES**

- 4.1 We may share your Personal Data within the Amber Capital group of companies for the purposes described above.
- 4.2 We may also share your Personal Data outside of the Amber Capital group for the following purposes:
- With other third parties for the purposes of providing services to you, including a fund managed by Amber Capital and its service providers, agents and delegates including for example its administrator and/ or alternative investment manager and their respective affiliates, professional advisers such as law firms, accountancy firms and tax advisers, other service providers, including technology service providers and counterparties. These third parties will be subject to appropriate data protection obligations and they will only use your Personal Data as described in this Privacy Policy;
 - To the extent required by law or regulation, for example if we are under a duty to disclose your Personal Data in order to comply with any legal obligation (including, without limitation, in order to comply with tax reporting requirements and disclosures to regulators), or to establish, exercise or defend our legal rights or if a regulator or tax authority has reasonably requested such information; and

- If we sell some or all of our business or assets, in which case we may need to disclose your Personal Data to the prospective buyer for due diligence purposes.

5. INTERNATIONAL TRANSFERS OF PERSONAL DATA

5.1 Amber Capital is a global business. Our customers and our operations are spread around the world. As a result we collect and transfer Personal Data on a global basis. That means that we transfer and store your Personal Data outside the European Economic Area (“EEA”)

5.2 Where we transfer your Personal Data to another country outside the EEA, we will ensure that it is protected and transferred in a manner consistent with legal requirements. In relation to data being transferred outside of EEA, for example, this may be done in one of the following ways:

- The country that we send the data to might be approved by the European Commission as offering an adequate level of protection for Personal Data;
- The recipient might have signed up to a contract based on “model contractual clauses” approved by the European Commission, obliging them to protect your Personal Data;
- Where the recipient is located in the US, it might be a certified member of the EU-US Privacy Shield scheme; or
- In other circumstances the law may permit us to otherwise transfer your Personal Data outside Europe.

6. HOW LONG WE KEEP YOUR PERSONAL DATA

6.1 How long we will hold your Personal Data for will vary and will be determined by the following criteria:

- The purpose for which we are using it – as it will need to be kept for as long as is necessary for any of those purposes; and
- Legal obligations – laws or regulation may set a minimum period for which we have to keep your Personal Data.

7. YOUR RIGHTS

7.1 You have a number of legal rights in relation to the Personal Data that we hold about you, in most cases, you can exercise them free of charge. These rights include:

- The right to obtain information regarding the processing of your Personal Data and access to the Personal Data which we hold about you;
- The right to withdraw your consent to the processing of your Personal Data at any time. Please note, however, that we may still be entitled to process your Personal Data if we have another legitimate reason for doing so. For example, we may need to retain Personal Data to comply with a legal obligation;

- In some circumstances, the right to receive some Personal Data in a structured, commonly used and machine-readable format and/or request that we transmit those data to a third party where this is technically feasible. Please note that this right only applies to Personal Data which you have provided directly to Amber Capital;
- The right to request that we rectify your Personal Data if it is inaccurate or incomplete;
- The right to request that we erase your Personal Data in certain circumstances. Please note that there may be circumstances where you ask us to erase your Personal Data but we are legally entitled to retain it;
- The right to object to, or request that we restrict, our processing of your Personal Data in certain circumstances. Again, there may be circumstances where you object to, or ask us to restrict, our processing of your Personal Data but we are legally entitled to refuse that request; and
- The right to lodge a complaint with the relevant data protection regulator if you think that any of your rights have been infringed by us.

7.2 You can exercise your rights by contacting us using the details set out under “Questions and Concerns” below. You can find out more information about your rights by contacting an EU data regulator such as the UK’s Information Commissioner’s Officer, or by searching their website at ico.org.uk.

8. **QUESTIONS AND CONCERNS**

8.1 If you have any questions or concerns about Amber Capital’s handling of your Personal Data, or about this Policy, please address questions and requests to: IR@ambercapital.com.