

EU GENERAL DATA PROTECTION REGULATION ("GDPR")

PRIVACY NOTICE

EU GENERAL DATA PROTECTION REGULATION MATTERS

With effect from 25 May 2018, the EU General Data Protection Regulation (Regulation (EU) 2016/679) (together with applicable implementing laws, "GDPR") will apply, to the extent relevant, to the processing of personal data by Buckthorn Partners LLP ("BP LLP") in the course of their businesses, and certain other persons. This notice sets out information relating to those activities.

BP LLP

BP LLP is a controller of personal data for the purposes of the GDPR and will, in the course of its business, process personal data. Information regarding such processing is set out herein.

Any person seeking information with respect to control or processing of personal data by BP LLP or seeking to exercise any rights afforded to them under GDPR should contact jconnolly@buckthornpartners.com, Buckthorn Partners LLP Compliance Officer.

Under GDPR, any person wishing to is entitled to make a complaint with respect to BP LLP's control or processing of personal data directly to the relevant supervisory authority for data protection issues. In the UK this is the Information Commissioner's Office ("ICO"). Contact details for the ICO may be found at www.ico.org.uk.

The policies and procedures adopted by BP LLP with respect to the control or processing of personal data may be amended from time to time. Similarly, the purposes for which BP LLP may control or process personal data may change from time to time. If any changes would require a material amendment to the information set out herein, details of such changes will be made available in the current version of this document from time to time.

Summary of Personal Data

For the purposes of GDPR, personal data means any information about an individual from which that person can be identified. In the course of its business, BP LLP may collect, use, store and transfer personal information from individuals that are employees, directors, officers or other representatives or agents of market counterparties, professional services and other service providers, trade associations, public bodies and other entities or undertakings. Such personal data is typically limited in scope, and includes, for example, the name and contact details of such individuals, as well as some technical data (such as internet protocol addresses), usage data and information about marketing and communication preferences.

In addition, BP LLP may also use, store and transfer personal information concerning former applicants for positions of employment at or membership of, or former employees or members of, BP LLP. Such personal data may include some or all of the following: name and contact details, information about employment and educational history, performance records, salary data, references, account details, identification data, tax information, social security numbers and information regarding immigration status. BP LLP will endeavour contact those former job applicants or former employees if the personal data processed in relation to the same is material in order to inform them of the continued processing of their personal data, the nature of that processing, the lawful basis upon which the processing is taking place, and their rights under the GDPR with respect to such processing.

Collection of Personal Data

BP LLP may collect personal data through a range of means. These may include direct interactions (where a person provides personal data to BP LLP through correspondence or other direct methods of communication), through third-party service providers (for example, recruitment agents) or publicly available sources (where BP LLP receives personal data through a publicly available source such as a website or publicly-available registry).

Use of Personal Data

BP LLP will only process personal data in circumstances where they have established a lawful basis under GDPR to do so. These circumstances include where the processing of the relevant data relates to a legitimate interest of BP LLP, further described below. In such circumstances BP LLP will have established that the processing is necessary for the relevant purpose, and not inconsistent with the interests, rights or freedoms of a relevant data subject.

In accordance with the above, BP LLP has determined that the lawful bases for its processing of personal data are the legitimate interests of BP LLP to undertake activities necessary and ancillary to the carrying on of an investment management business, including where necessary for the purposes of BP LLP carrying out its activities relating to any fund, vehicle or account in respect of which BP LLP acts as manager, investment manager, sub-investment manager, investment adviser or sub-investment adviser (the “Funds”), the administration of the Funds, the investment activities of the Funds, otherwise in furtherance of any contract entered into with respect to the activities of the Funds, to exercise and comply with the relevant Fund’s or BP LLP’s rights and obligations at law or under regulation where such obligations are not set out under the laws of any member state of the European Economic Area (“EEA”), to establish, exercise or defend legal claims and in order to protect and enforce its (or another person’s) rights, property, or safety, or to assist others to do the same, and in order to provide information about its services and any investment products it offers.

In addition, BP LLP may also control or process personal data where necessary to comply with legal or regulatory obligations applicable to them under the laws of the European Union or any member state of the EEA, or in order to give effect to a contract, or to take necessary pre-contractual steps with a view to potentially entering into a contract (including in its capacity as an employer or a prospective employer), to the extent applicable.

BP LLP may from time to time control or process personal data for the purposes of operating their business, entering into contractual arrangements in the context of their investment management business, including in respect of the Funds marketing, and advertising the Funds and/or other investment vehicles and/or services related to BP LLP. Any person subject to GDPR who does not wish their personal data to be processed for marketing purposes may opt out of such processing by notifying the Buckthorn Partners LLP Compliance Officer at jconnolly@buckthornpartners.com.

BP LLP will only use personal data for the purposes that it has been collected for, unless they reasonably consider that they need to use it for another reason and that reason is compatible with the original purpose of the control or processing. Any person requiring information with respect to any additional purpose for which personal data may be controlled or processed may obtain such information from the Compliance Officer of Buckthorn Partners LLP. If BP LLP needs to control or process personal data for an unrelated purpose, it will use its reasonable endeavours to notify affected persons and to explain the basis on which they are permitted to undertake the same.

Disclosure of Personal Data

BP LLP may share personal data with certain third parties for the purposes set out above. The relevant third parties with whom such personal data may be shared include entities appointed to provide services to the Funds, BP LLP and their affiliates, and regulatory, legal and tax authorities. Further details of the third parties with whom personal data may be shared are available on request from the Compliance Officer of Buckthorn Partners LLP. Wherever possible, personal data will only be disclosed by BP LLP to a third party in circumstances where that third party has agreed to respect the security of personal data and treat it in accordance with applicable law. BP LLP will seek to ensure that third parties to whom any personal data may be disclosed will not use personal data for their own purposes and only process personal data for specified purposes and otherwise in accordance with the instructions of BP LLP and/or with the GDPR.

Transfer of Personal Data outside the European Economic Area

The activities of BP LLP are such that it may be necessary for personal data to be transferred and/or processed outside the EEA.

In circumstances where BP LLP transfers personal data outside the EEA, they will seek to ensure a similar degree of protection is afforded to it by ensuring that personal data is generally transferred only to persons in countries outside the EEA in one of the following circumstances.

- To persons and undertakings in countries that have been deemed to provide an adequate level of protection for personal data by the European Commission.
- To persons and undertakings to whom the transfer of such personal data is made pursuant to a contract that is compliant with the model contracts for the transfer of personal data to third countries from time to time approved by the European Commission.
- To persons and undertakings based in the United States if they are part of the EU-U.S. Privacy Shield which requires them to provide similar protection to personal data shared between Europe and the United States.

Further information on specific mechanisms utilised by BP LLP transferring personal data outside the EEA and the countries to which such transfer may be made which may include, but are not limited to the Channel Islands may be obtained from the Compliance Officer of Buckthorn Partners LLP upon request.

Data Retention

BP LLP will retain personal data for as long as necessary to fulfil the purposes for which it has been collected. This will include any period of retention required to satisfy any legal, regulatory, taxation, accounting, regulatory or reporting requirement applicable to BP LLP.

In determining the appropriate retention period for any personal data, BP LLP will consider the amount, nature and sensitivity of the data, the potential risk of harm from unauthorised use or disclosure of the data, the purpose for which the relevant data is being processed, the extent to which the purposes for which the relevant data is being processed can be achieved by other means and any applicable legal requirements. Without prejudice to the generality of the foregoing, BP LLP has determined that it will retain records for at least five years, in accordance with the rules, requirements and guidance of the United Kingdom Financial Conduct Authority.

Details of retention periods applicable to personal data subject to GDPR are available upon request from the Compliance Officer of Buckthorn Partners LLP. In some circumstances, a person may request that BP LLP delete any personal data retained by it. Further, in some circumstances, BP LLP may anonymize personal data for research or statistical purposes, in which case such information may be retained and utilised indefinitely without further notice.

Rights of Persons

Under GDPR, persons whose data is processed by BP LLP will have certain rights. These rights include the right to access personal data, the right to require correction of personal data, the right to require erasure of personal data in certain circumstances, the right to restrict processing of personal data, and the right to require a transfer of personal data. In addition, if the processing of personal data is based on a legitimate interest of BP LLP, a person will have the right to object to the processing of that personal data.

Any person seeking to exercise any such right should contact the Compliance Officer of Buckthorn Partners LLP. In certain circumstances, BP LLP may charge reasonable fees if any such request is clearly unfounded, repetitive or excessive.