

Personal data are processed by the European Investment Fund (“EIF” or “**Controller**”) in accordance with Regulation (EU) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, as such regulation may be amended from time to time.

### 1. Legal Basis

The legal basis for this processing is Article 2 of the EIF Statutes, which obliges EIF to “contribute to the pursuit of the objectives of the European Union”.

With a view to fulfilling its referred task, the EIF provides financial guarantees and equity investments to financial intermediaries for the final benefit of Small and Medium Sized Enterprises. In this context, the EIF

- has developed a framework of policies, published on its website<sup>1</sup>, which provide general guidance to EIF transactions;
- is entrusted with a variety of mandates from third parties, i.e. mandators/funding providers, which may contain specific policy guidelines to the transactions funded out of such mandates.

The referred policy frameworks complement the statutory mission of the EIF.

### 2. Data Subjects

You are the data subject and your personal data will be processed if you fall into one of the following categories:

- legal representative of the respective applicant , financial intermediary and/or
- individual, who is identified to be instrumental for the commercial success of the proposed transaction

### 3. Purpose

The implementation of the referred policy framework requires a detailed due diligence process, which allows EIF to assess the commercial and policy-related opportunities of a transaction on one hand and the related legal and reputation risks on the other hand. The financial intermediaries through which EIF implements its statutory tasks may take the form of financial institutions or private equity and equivalent structures.

The personal data referred to herein will be collected for the purposes of:

- allowing a fair and complete assessment of any applicant and of the viability of any envisaged transaction;
- identifying and monitoring potential risks for EIF from a transaction to which EIF has subscribed a commitment, including risks relating to tax fraud;
- identifying wider reputation risks related to the transaction or the key individual members of the applicant; and
- implementing the “Know-Your-Customer” process in compliance with the Directive (EU) 2015/849 of the European Parliament and Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, as amended and supplemented from time to time.

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<sup>1</sup> [www.eif.org](http://www.eif.org)

Any refusal from the applicants to provide the required personal data in the context of the Due Diligence process could result in the rejection of the application.

#### 4. Data Categories

The referred personal data comprise essentially information on the identity, the professional education and curriculum vitae, as such data are provided by the Data Subject. Such data may be completed by additional information gathered through research tools and news databases.

#### 5. Data Recipients

The aforementioned personal data will be processed only by the EIF relevant services and may also be shared with the European Investment Bank (EIB), mandators/funding providers ("Recipients") on a case-by-case basis.

Personal data may be transferred to the Recipients even established outside of the European Economic Area to the extent adequate protection equivalent to the standards of the Regulation (EU) 2018/1725 can be ascertained.

#### 6. Data Retention Period

Any personal data collected and processed in the context herein will be retained by the EIF for a maximum period of 5 years as from the date of the termination of the business relationship with the financial intermediary or the rejection of the application.

#### 7. Rights of Data Subject

- You have the right to obtain from the controller confirmation as to whether or not personal data concerning you are being processed, and, where that is the case, access your personal data by contacting the Controller (info@eif.org) or through the EIF DPO (dpo@eif.org) and you will receive a response without undue delay (**right of access**);
- You have the right to obtain from the controller without undue delay the rectification of any inaccurate personal data concerning you (**right to rectification**). EIF may restrict the application of your right of access and rectification where such restriction may constitute a necessary measure to safeguard, including but not limited to:
  - the prevention, investigation, detection and prosecution of criminal offences
  - the protection of the data subject or of the rights and freedoms of others
- You have the right to obtain from the controller the erasure of your personal data when they are no longer necessary in relation to the purposes for which they were collected (**right to erasure**);
- You have the right to obtain from the controller restriction of processing when (i) you contest the accuracy of your personal data, (ii) the processing is unlawful, (iii) the controller no longer needs the personal data for the purposes of the processing or (iv) you have objected to processing, pending the verification whether the legitimate grounds of the controller override yours (**right to restriction of processing**);
- You have the **right to object**, on grounds relating to your particular situation, when the processing of personal data is unlawful;
- You have the right to receive from the controller your personal data in a structured, commonly used and machine-readable format and transmit those data to another controller without hindrance from the controller to which the personal data have been provided (**right to data portability**);
- You may lodge a complaint to the European Data Protection Supervisor ([www.edps.europa.eu](http://www.edps.europa.eu)) at any time (**right to lodge a complaint**).