



Data Protection Statement



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Data Protection Statement

The IST Investment Foundation („IST“) values your privacy and attaches great importance to data protection. Therefore, IST processes personal data only in accordance with applicable data protection law, in particular the Swiss Federal Data Protection Act (FADP) and, where relevant, the EU Data Protection Regulation (GDPR).

In this privacy statement, we, the IST Investment Foundation, the IST2 Investment Foundation as well as the IST3 Investment Foundation (hereinafter **IST, we, or us**) explain how we collect and otherwise process personal data. This is not an exhaustive description; other data protection declarations may regulate specific matters. Personal data means any information relating to an identified or identifiable individual.

If you provide us with personal data of other persons (for example, family members, data of work colleagues), please make sure that these persons are aware of this data protection statement and only share their personal data with us if you are allowed to do so and if this personal data is correct.

The German version, which is also the basis for all language versions of our data protection statement, is authoritative.

1. CONTROLLER / DATA PROTECTION OFFICER / REPRESENTATIVE

The foundation with which you have a business relationship (IST, IST2 or IST3) is responsible for processing your personal data.

Questions in connection with data protection can be directed to the following office:

IST Investmentstiftung
Datenschutzverantwortlicher
Manessestrasse 87
8045 Zürich
E-Mail-Adresse: datenschutz@istfunds.ch

2. COLLECTION AND PROCESSING OF PERSONAL DATA

We primarily process personal data that we receive from our customers (investors, borrowers, tenants, etc.) and other business partners in the course of our business relationship with them and other persons involved in it, or that we collect from their users while operating our website and other applications. To the extent permitted by law, we also take certain data from publicly accessible sources (e.g. debt collection registers, land registers, commercial registers, press, Internet) or receive such data from other companies, from authorities, courts and other third parties (such as credit agencies). In addition to the data about you that you give us directly, the categories of personal data that we receive about you from third parties include, in particu-

lar, information from public registers, information that we learn in connection with official and legal proceedings, information in connection with your professional functions and activities (so that we can, for example, conclude and process transactions with your employer with your help), information about you in correspondence and meetings with third parties, creditworthiness information (insofar as we process transactions with you personally), Information about you provided by people close to you (family, advisors, legal representatives, etc.) so that we can conclude or process contracts with you or involving you (e.g. references, your address for deliveries, powers of attorney, information on compliance with legal requirements such as anti-money laundering and export restrictions, information from banks, insurance companies, sales and other contractual partners of ours on the use or provision of services by you (e.g. payments made, purchases made, etc.). e.g. payments made, purchases made), information from the media and Internet about you (if this is indicated in the specific case, e.g. in the context of an application, press review, marketing/sales, etc.), your addresses and, if applicable, interests and other socio-demographic data (for marketing), data related to the use of the website (e.g. IP address, MAC address of the smartphone or computer, details of your device and settings, cookies, date and time of visit, pages and content accessed, functions used, referring website, location details).

Collection of data in the context of job applications

When you apply for a vacant position with us, we process your data for the purpose of conducting the application process. Without this data, we are not able to assess your application and decide whether you are suitable for the position in question.

For example, we use contact data to arrange appointments with you. We collect personal information, such as that contained in your resume, and process data from job references or training diplomas. In addition to this absolutely necessary data, you have the option of providing us with additional information for the application process. We use the data provided to us for assessing the application and making decisions.

Your application data will only be shared with persons involved in the application process, such as management, supervisors, employees, foundation board. In addition, data may be disclosed to authorities if there is a legal obligation to disclose.

Processing is permitted within the scope of the application process. The data will generally be deleted 6 months after the end of the application process. If your application is followed by the conclusion of an employment contract, the data will continue to be stored and used for the implementation of the employment relationship.

3. PURPOSE OF DATA PROCESSING AND LEGAL GROUNDS

We use the personal data we collect primarily to enter into and process contracts with our customers and business partners, in particular in connection with the investment and management of our customers' assets and the purchase of products and services from our suppliers and subcontractors, as well as to comply with our legal obligations in Switzerland and abroad. If you work for such a customer or business partner, your personal data may of course also be affected in this capacity.

In addition, we also process personal data about you and other individuals, as permitted and as we deem appropriate, for the following purposes in which we (and sometimes third parties) have a **legitimate interest** consistent with the purpose:

- Offer and further development of our offers, services, websites and other platforms on which we are present;
- Communication with third parties and processing of their inquiries (e.g. applications, media inquiries);
- Testing and optimizing procedures for needs analysis for the purpose of direct customer contact as well as collecting personal data from publicly accessible sources for the purpose of customer acquisition;
- Advertising and marketing (including the holding of events), insofar as you have not objected to the use of your data (if we send you advertising from us as an existing customer/interested party, you can object to this at any time, we will then put you on a blocking list against further advertising mailings);
- Market and opinion research, media monitoring;
- Assertion of legal claims and defense in connection with legal disputes and official proceedings;
- Prevention and investigation of criminal offenses and other misconduct (e.g., conducting internal investigations, data analysis to combat fraud);
- Guarantees of our operations, in particular IT, our websites and other platforms;
- Video surveillance to maintain housekeeping rights and other measures for IT, building and facility security and protection of our employees, tenants and other persons and assets belonging to or entrusted to us (such as access controls, visitor lists, network and mail scanners, telephone records);
- Acquisition and sale of business units, companies or parts of companies and other transactions under company law and the related transfer of personal data as well as measures for business management and, to the extent necessary to comply with legal and regulatory obligations as well as internal regulations of IST

Insofar as you have given us **consent** to process your personal data for certain purposes (for example, when you register to receive newsletters), we process your personal data within the scope of and based on this consent, insofar as we have no other legal basis, and we require such a basis. Consent

given can be revoked at any time, but this has no effect on data processing that has already taken place.

4. COOKIES / TRACKING AND OTHER TECHNIQUES REGARDING THE USE OF OUR WEBSITE

Cookies

We typically use „cookies“ and similar technologies on our websites to identify your browser or device. A cookie is a small file that is sent to your computer or automatically stored on your computer or mobile device by the web browser you are using when you visit our website. This allows us to recognize you when you return to this website, even if we do not know who you are. In addition to cookies that are only used during a session and deleted after your website visit („session cookies“), cookies can also be used to store user settings and other information for a certain period of time (e.g. two years) („permanent cookies“). However, you can set your browser to reject cookies, store them for one session only, or otherwise delete them early. Most browsers are preset to accept cookies. You can disable the use of cookies in whole or in part at any time in the settings of your browser. However, this may result in limited availability of the functions of our website.

We use permanent cookies to store user preferences (e.g. language) and to help us better understand how you use our offers and content.

By using our websites and agreeing to receive newsletters and other marketing emails, you consent to the use of these techniques. If you do not want this, then you must set your browser or e-mail program accordingly.

Google Analytics

For the purpose of identifying trends and improving our online offering, we use the product „Google Analytics“ on our website, a web analytics service provided by Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043 USA, and Google Ireland Limited, Gordon House, Barrow Street, Dublin 4, Dublin, D04 E5W5, Ireland. Google Analytics uses „cookies“, which are text files placed on your computer, to help the website analyze how users use the site. We have configured the service so that the IP addresses of visitors are shortened by Google in Europe before being forwarded to the USA and thus cannot be traced. We have turned off the „Data Forwarding“ and „Signals“ settings. Although we can assume that the information, we share with Google is not personal data for Google, it is possible that Google can draw conclusions about the identity of visitors from this data for its own purposes, create personal profiles and link this data to the Google accounts of these individuals. Insofar as you have registered with the service provider yourself, the service provider also knows you. The processing of your personal data by the service provider then takes place under the responsibility of the service provider in accordance with its data protection provisions. The service provider only informs us how our respective website is used (no information about you personally).

You can completely or partially deactivate the use of cookies in your browser settings at any time. However, this may result in limited availability of the functions of istfunds.ch. By using this website, you consent to the processing of data about you by Google in the manner and for the purposes set out above. You can object to the collection of data by Google Analytics with effect for the future by installing a deactivation add-on for your browser: <https://tools.google.com/dlpage/gaoptout?hl=de> .

Social Media Plug-Ins

We may use so-called plug-ins from social networks such as LinkedIn, YouTube and others on our websites. This is apparent to you in each case (typically via corresponding icons). We have configured these elements so that they are disabled by default. If you activate them (by clicking on them), the operators of the respective social networks can register that you are on our website and can use this information for their purposes. The processing of your personal data is then the responsibility of this operator according to its data protection regulations. We do not receive any information about you from him.

We have various presences on the following social media platforms: LinkedIn, YouTube.

We receive this data from you and the platforms when you come into contact with us via our online presences (e.g., when you communicate with us, comment on our content or visit our presence). At the same time, the platforms evaluate your use of our online presences and link this data with other data about you known to the platforms (e.g., about your behavior and preferences). They also process this data for their own purposes under their own responsibility, in particular for marketing and market research purposes (e.g., to personalize advertising) and to control their platforms (e.g., which content they show you).

We would like to point out that you use our appearances on social media platforms and their functions under your own responsibility. This applies in particular to the use of interactive functions (e.g., commenting, sharing, rating).

To exercise your data subject rights, you can contact us or the provider of the social media platform.

The providers describe what information the social media platform receives and how it is used in their privacy statements. There you will also find information on contact options and on the settings options for advertisements.

5. DATATRANSFER AND TRANSFER OF DATA ABROAD

Within the scope of our business activities and the purposes set out in section 3, we also disclose data to third parties, insofar as this is permitted and appears to us to be appropriate, either because they process it for us or because they want to use it for their own purposes. This concerns in particular the following entities:

- between the various IST investment foundations (IST, IST2 and IST3) as

well as subsidiaries or companies in which IST holds majority stakes or representatives of IST act as governing bodies;

- service providers of us (such as banks, asset managers, insurance companies), including processors (such as IT providers, custodian banks, fund administrators, real estate administrators, mortgage servicers, etc.);
- dealers, suppliers, subcontractors and other business partners;
- customers;
- domestic and foreign authorities, official agencies or courts;
- media;
- the public, including visitors to websites and social media;
- competitors, industry organizations, associations, organizations and other bodies;
- Acquirers or parties interested in acquiring businesses, companies or other parts of the IST Group;
- other parties to potential or actual legal proceedings;

all joint **recipients**.

These recipients are mostly in Switzerland but may also be abroad. In particular, you must expect the transfer of your data to all countries where IST and its group companies, branches or other offices are represented, as well as to other countries in Europe and the USA where the service providers we use are located (such as Google or Microsoft).

If a recipient is located in a country without adequate legal data protection, we contractually oblige the recipient to comply with the applicable data protection (for this purpose, we use the revised standard contractual clauses of the European Commission or the Swiss Federal Data Protection and Information Commissioner (FDPIC), unless it is already subject to a legally recognized set of rules to ensure data protection and we cannot rely on an exemption provision. An exception may apply in particular in the case of legal proceedings abroad, but also in cases of overriding public interests or if the performance of a contract requires such disclosure, if you have consented or if it is a matter of data made generally available by you, the processing of which you have not objected to.

6. RETENTION PERIODS FOR YOUR PERSONAL DATA

We process and store your personal data as long as it is necessary for the fulfillment of our contractual and legal/regulatory obligations or otherwise for the purposes pursued with the processing, i.e., for example, for the duration of the entire business relationship (from the initiation, processing to the termination of a contract) as well as beyond that in accordance with the statutory retention and documentation obligations. In this context, it is possible that personal data will be retained for the time during which claims can be asserted against our company and insofar as we are otherwise legally obligated to do so, or legitimate business interests require this (e.g., for evidence and documentation purposes). As soon as your personal data is no longer required for the above-mentioned purposes, it will be deleted or anonymized.

mized as a matter of principle and to the extent possible. For operational data (e.g., system logs, logs), shorter retention periods of twelve months or less apply in principle.

7. DATA SECURITY

We or our external service providers (data processors) take appropriate technical and organizational security precautions to maintain the confidentiality, integrity and availability of your personal data and to protect against unauthorized access and misuse, such as the issuance of regulations/policies, training, IT and network security solutions, access controls and restrictions, encryption of data carriers and transmissions, back-ups, controls, etc.

8. OBLIGATION TO PROVIDE PERSONAL DATA TO US

In the context of our business relationship, you must provide those personal data that are necessary for the establishment and performance of a business relationship and the fulfillment of the associated contractual obligations (you usually do not have a legal obligation to provide us with data). Without this data, we will generally not be able to enter into or perform a contract with you (or the entity or person you represent). Also, the Website cannot be used if certain traffic-securing information (such as IP address) is not disclosed.

9. YOUR RIGHTS

Within the scope of the data protection law applicable to you and insofar as provided therein, you have the right to information, correction, deletion, the right to restriction of data processing and otherwise the right to object to our data processing, in particular that for the purposes of direct marketing, and other legitimate interests in the processing, as well as to the release of certain personal data for the purpose of transfer to another controller (so-called data portability). Please note, however, that we reserve the right to enforce the restrictions provided for by law, for example if we are obliged to retain or process certain data, have an overriding interest in doing so (insofar as we are entitled to rely on this) or require it for the assertion of claims. If you incur costs, we will inform you in advance. We have already informed you about the possibility of revoking your consent in section 3. Please note that the exercise of these rights may conflict with contractual agreements and may have consequences such as the premature termination of the contract or cost consequences. We will inform you in advance if this is not already contractually regulated.

In general, exercising these rights requires that you are able to prove your identity (e.g., by a copy of identification documents where your identity is not evident otherwise or can be verified in another way). In order to assert these rights, please contact us at the addresses provided in Section 1 above.

In addition, every data subject has the right to enforce his/her rights in court or to lodge a complaint with the competent data protection authority. The competent data protection authority of Switzerland is the Federal Data

Protection and Information Commissioner (<http://www.edoeb.admin.ch>).

10. AMENDMENTS OF THIS DATA PROTECTION STATEMENT

This Data Protection Statement was last updated on 1 September, 2023. We may amend it at any time without notice. The current version published on our website applies. Insofar as the Data Protection Statement is part of an agreement with you, we will inform you of the change by e-mail or other suitable means in the event of an update.



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