

Privacy Statement

This page details the privacy statement for The ID Register (Guernsey) Limited trading as The ID Register www.theIDregister.com (<http://www.theidregister.com>) and its affiliates (“we”, “us” and “our”).

We provide a web portal where any user who publishes or subscribes to KYC information may access the services we offer through the website www.theIDregister.com (<http://www.theidregister.com>) (the “Site”). The Site is owned by us, a limited company registered in Guernsey under Company Number 57109 and with a registered office at 5th Floor, Market Building, Fountain Street, St Peter Port, Guernsey GY1 1BX.

For the purposes of the Data Protection (Bailiwick of Guernsey) Law, 2017, the Data Controller in relation to The ID Register companies listed below is The ID Register (Guernsey) Limited.

- The ID Register (Ireland) Limited

The Data Controller has appointed The ID Register (Ireland) Limited as its Data Processor and representative in the European Union.

This privacy statement applies to all those accessing the Site, including Authorised Users and their agents or delegates (“you”, “your”). This privacy statement only covers this website <http://www.theidregister.com> and it does not cover any sites that you can link to from this site so you should always be aware when you are moving to another site and read the privacy statement on that site.

This privacy statement is not intended to and does not create any contractual or other legal rights in or on behalf of any party.

The Law

The following laws regulate how we collect, store, manage, use, disclose and provide access to personal information:

- The Data Protection (Bailiwick of Guernsey) Law, 2017
- Data Protection Acts 1988 and 2003 (Ireland) and the Data Protection Act (Ireland) 2018
- General Data Protection Regulation (Regulation EU 2016/679)

Public Areas of Site

When using the public areas of this site you are not required to provide us with any personal information and we do not monitor or collect any personally identifiable information from you on your use of the public portions of this site. We may track the number of users who visit areas of the site, but this tracking will not identify you.

How We Collect Personal Information from you

When you register to use the Services provided through the Site we will ask you to voluntarily provide us with certain personally identifiable data, such as your name, date of birth, address, telephone number, e-mail address, driver’s licence, passport details, bank account details, credit or debit card details, investment information and employment information including source of wealth and source of funds. You may also choose to provide the personally identifiable data of other Data Subjects having been duly authorised to do so by the Data Subjects in accordance with our Terms of Business.

We may also collect details of your visits to the Site (including but not limited to traffic data, location data, IP addresses, weblogs and other communication data, and the resources that you access).

Generally, this information will be collected directly from you, for example when you fill out an application form, upload Client Due Diligence (“CDD”) documents, submit an online form to us, use the Services, connect with other users, download information or correspond with us.

We will retain your personal information for as long as you are using the Services provided through the Site, and for such additional period as we may be required to retain such personal information under applicable law.

Reasons For Collecting Personal Information

We collect personal information from you and process such personal data for a variety of reasons:

- Opening and operating an account with us
- Processing an investment application from you or managing your investments(s); including communicating about your investment(s). This may be due to your association with an investment as: investment manager, investment advisor; lawyer; administrator; investor; or owner / controller of an investment vehicle
- To notify you about changes to the Site
- Accessing the Site and Services
- Sending marketing communications in relation to information, products or services which you have requested from us or which we feel may interest you, where you have consented to be contacted for such purposes
- Personalising your experience
- To carry out our obligations arising from any contracts entered into between you and us, including accounting, billing and other internal administrative purposes
- Complying with our legal obligations under applicable laws and to the extent required by applicable laws, rules or regulations, including at the request of any competent authority, court or regulator

By creating a profile through the Site you consent to the collection and processing of your personal information and other personal information provided by you for the above purposes, which is conducted on the basis of one or more of the following reasons: such consent; necessity for performance of obligations under our contract with you; or necessity for compliance with legal obligations to which we are subject and/or to which our clients are subject. You may withdraw your consent at any time by written notice to us.

Processing

The ID Register processes your information in order to fulfil the terms of our contract with you, a contract to which you are a party or a contract to which you have indicated an intent to become a party, in particular, to assist you and / or your contractual counterparty in complying with Anti-Money Laundering, Foreign Account Tax Compliance Act, Common Reporting Standard and Securities Laws requirements.

By its very nature, the above mentioned requirements mandate the identification of individuals who beneficially own or control entities / legal arrangements such as corporations, trusts, foundations and limited partnerships.

The ID Register encourages such individuals to own and control their own profile on The ID Register, however, this profile may be controlled by a nominated individual, for example, an employee of a company over which the data subject exercises control.

Sharing of Information with Users of The ID Register

Personal Information stored on the ID Register may be shared with other users of The ID Register under the following circumstances:

- Consent of the data subject or a representative of the data subject through the request and /or acceptance of connection requests
- Sharing of personal information required under a contract to which the data subject is a party (or has indicated an intent to become a party to) and is required to share this information under the contract. In this case the data subject themselves may be a direct party to the contract or a beneficial owner or controller of that party whose identification and verification is therefore required by law and in the public interest of preventing: the financing of terrorism; the laundering of money; & the evasion of tax.
- Profiles created on The ID Register will contain geographic address information. When another user of The ID Register wishes to connect to a profile they can search for the name of the profile and make a connection request. In order to minimize mistaken requests to connect to a profile with a similar or identical name (for example, there may be multiple individuals with the same name on The ID Register),

the User will also see the Country and City where the individual or entity is located when they search for the name.

If you wish to disable this information (name and city/country) from being searchable to other users, you can tick the 'Keep Address Private' box on your profile.

Disclosure of Your Information to Third Parties

We will not disclose or transfer personal information to third parties for the purposes of marketing or profiling, however we may disclose or transfer such information to agents or third parties authorized to act on our behalf such as our screening provider or to our affiliates including the ID Register (Ireland) Limited only for the purposes of providing the Services.

Please note that the sharing of personal information uploaded to the Site may be seen by others and by uploading it and sharing it with other users, you consent for it to be shared by those with whom you connect, including their Super Users, Authorised Users, their agents or delegates.

Your choices as to who is able to see your personal information will be respected and we will not transfer that information to others, save as set out in this privacy statement. To the extent that your personal data is transferred to a country outside the European Economic Area such transfer will only be undertaken with your consent, which will be given by you by connecting with a person located outside the European Economic Area, or as required under a contract to which you (directly as a contractual party or indirectly as beneficial owner / controller) are a party or have indicated your intent to become a party to the contract and the disclosure of this information is required under this contract and/or by law. Your personal data may also be transferred outside of the EEA as part of The ID Register screening service as outlined below.

Part of The ID Register service involves the screening of names against international lists for sanctions, adverse media and Politically Exposed Persons (PEPs) among other lists. The ID Register uses a third party screening provider as a sub-processor for the provision of this service and the data relating to individuals which is sent to the screening provider is limited to the name, address and date of birth of the individual in question. To provide the screening solution, the sub-processor may transfer personal data to countries other than the country in which the data was originally collected, including without limitation the United States, India, Bangladesh, South America, China, Canada, and the Asian Pacific region. The sub – processor agrees to maintain a valid certification to the Privacy Shield or any other lawful data transfer mechanism that is recognized under EU Data Protection Law as providing an adequate level of protection for such cross-border transfers of personal data. The screening provider may also use further sub-processors in providing this service and will ensure that the same data protection obligations are imposed on such sub-processors.

You may choose to subscribe to the additional service of a review of the FATCA and CRS classification of your profile by KPMG in which case the profile will be viewed by KPMG Channel Islands. This may include personal data associated with this profile such as details of beneficial owners and controllers.

On occasion, we will use and disclose statistical data regarding the use of the Services, but this will not include personal information or any identifiers from which you could be identified. Your personal information will not be used in advertisements for the Services.

Security

We have strict security and confidentiality procedures covering the storage and disclosure of your information in order to safeguard it, prevent unauthorised access and to comply with applicable laws. Whilst we do our best to safeguard your personal information, we cannot ensure or warrant the security of any information that you transmit to us.

Cookies/IP addresses

Cookies are pieces of information that your web browser transfers to your computer's hard drive for record keeping purposes. Cookies can make the web more useful by storing information about your preferences on a particular site, thus enabling web site owners to provide more useful features for their users. The ID Register uses cookies in accordance with our Cookie Policy which can be found [here](#).

We do not currently log user IP addresses (the location of your computer on the internet) but we reserve the right to do so for systems administration, site security, evidence certification and trouble-shooting purposes. We do not log IP addresses to track a user's session, nor do we link IP addresses to anything personally identifiable. Your browser will also inform us of the type of computer or operating system being used by you.

DATA PROTECTION AND ARTICLE 28 OF THE GENERAL DATA PROTECTION REGULATION

The ID Register is a Data Processor and our clients are Data Controllers. Our clients may also be the Data Processor where their client is the Data Controller in which case The ID Register will be the sub-processor. Notwithstanding this, in any situation in which The ID Register determines the purpose and means of data processing, we agree to comply with the obligations of a Data Controller under applicable law.

The ID Register is based in the EU and in jurisdictions which have been the subject of an adequacy decision by the European Commission within the meaning of Article 45 of GDPR. Our sub-processors are also based in the EU, jurisdictions which have been the subject of an adequacy decision or jurisdictions subject to EU law.

As a Data Processor, The ID Register:

- Complies with Article 28 of the General Data Protection Regulation
- Processes data only on instructions from our clients, their clients or the Data Subject, including but not limited to transfers from the EEA to third countries except where required to do so by law
- Implements technical and organizational measures to comply with all data protection laws to which the services are subject
- Binds sub-processors to equivalent standards of data protection by appropriate means such as a contract or approved certification mechanism. We use sub-processors to provide the screening and optional FATCA/CRS KPMG review aspects of our services.
- Ensures our staff have signed confidentiality agreements

We confirm that for clients who have signed a services agreement with The ID Register for remuneration, we will:

- Inform clients of any changes to sub-processors and provide an opportunity to object
- Taking into account the nature of processing, provide reasonable assistance to our clients with Data Subject Access Requests insofar as possible
- Taking into account the nature of processing, provide reasonable assistance to our clients insofar as possible with obligations pursuant to Articles 32 to 36 of GDPR
- Inform you if we believe your processing instructions are contrary to any applicable law
- Notify you without undue delay of any personal data breach related to your Client Files as defined in our Terms of Business
- Maintain records of processing and make them available to a competent regulatory authority or data protection authority upon request
- Inform you of any official Data Subject Requests and only respond upon your documented instruction. For the avoidance of doubt, this does not include business as usual requests for individuals to access their profile on The ID Register
- Allow for and contribute to data protection audits including inspections, conducted by the controller or another auditor mandated by the controller at a maximum frequency of once per calendar year. Such audits are conditional on all reasonable efforts being made by the auditors to avoid causing disruption, damage or injury to The ID Register's business and ability to provide services. The costs of such audits will be borne by the Data Controller or Data Processor requesting the audit.

DEFINITIONS

Unless otherwise stipulated, the following terms have the same meaning as set out in GDPR: Data Breach; Data Controller; Data Processor; Data Protection Officer; Data Subject; Personal Data; Subject Access Request; & Supervisory Authority

Should you require more information, please email privacy@theidregister.com.

Access to your information and contacting The ID Register

You have a right to access your information to check whether it is accurate and up to date. Should you wish to access or amend information held about you, or if you have any other queries on our privacy policy or site security please contact us using the details provided below. In addition, you have the ability to view and edit your information online.

You have the right to request the rectification or erasure of your personal information and the right to restrict or object to any processing in relation to such personal information. You also have the right to data portability. If you wish to exercise any of these rights, please contact us using the details provided below.

Privacy Complaints

We work hard to ensure that the service we provide meets your expectations. However, should you wish to raise any issues regarding the operation of this privacy statement or its impact on you, please contact us using the contact details provided below.

If your complaint remains unresolved following completion of our internal complaints procedures you have a right to lodge a complaint with the Data Protection Commissioner for Guernsey the Data Protection Commissioner (Ireland) or any other relevant data protection supervisory authority.

Monitoring Telephone Calls and e-mails to Our Offices

Telephone calls using the telephone numbers provided on this web site and all extensions of The ID Register and e-mail correspondence with The ID Register via generic or individual employees e-mail addresses may be recorded or monitored. By using such communication methods you are consenting to the recording or monitoring of the same.

Changes to this privacy statement

If this privacy statement changes in any way, an updated version of it will be placed on this page. Regularly reviewing this page ensures that you are always aware of what information is collected by us, how it is used and under what circumstances it will be shared with other parties. (Clearly should the policy change, information already collected will remain subject to the terms and conditions that applied at the time of collection).

Contacting Us

Should you have any questions or comments about this Privacy Statement, or otherwise wish to contact us, our data protection officer or our representatives please contact us at help@theidregister.com or contact, through the Site at www.theidregister.com/contactus, or by post as follows:

- The ID Register (Guernsey) Limited at 5 th Floor, Market Building, Fountain Street, St Peter Port Guernsey, GY1 1BX;
- The ID Register (Ireland) Limited Heron House, Blackpool Retail Park, Blackpool, Cork, T23R50R'

The Data Protection Officer for The ID Register can also be contacted at privacy@theidregister.com