

PRIVACY POLICY

1. Introduction

This document is the Privacy Policy of XCM Capital Markets Ltd., referred to as "**the Company/Company/Broker/the Broker**".

XCM respects your privacy and is committed to protecting your personal data. This privacy policy will inform you how we look after your data when you visit our Website, www.tradeberry.com (hereinafter the "**Website**"), regardless of where you visit it from, and tell you about your privacy rights and how the law protects you.

This privacy policy aims to give you information on how XCM collects and processes your personal data through your use of this Website, including any data you may provide when you fill in our contact form or sign up for our newsletter.

This Website is not intended for children, and we do not knowingly collect data relating to children.

Before using the Website, you must read this privacy policy to know how and why we use your data. This privacy policy supplements other notices and privacy policies and is not intended to override them.

We have appointed a data privacy manager responsible for overseeing questions concerning this privacy policy. If you have any questions about this privacy policy, including any requests to exercise your legal rights, please get in touch with the data privacy manager using the following email: contact@tradeberry.com

2. Changes to the Privacy Policy and Your Duty to Inform Us of Changes

We keep our privacy policy under regular review. This version was last updated on 1 September 2022.

The personal data we hold about you must be accurate and current. Please let us know if your personal data changes during our relationship.

3. Third-Party Links

This Website may include links to third-party websites, plug-ins, and applications. Clicking or enabling those links may allow third parties to collect or share your data. We do not control these third-party websites and are not responsible for their privacy statements. When you leave our Website, we encourage you to read the privacy policy of every Website you visit.

4. The Data We Collect About You

Personal data, or personal information, means any information about an individual from which that person can be identified. It does not include data where the identity has been removed (anonymous data).

We may collect, use, store, and transfer different kinds of personal data about you, which we have grouped as follows:

- **Identity Data** includes first name, maiden name, last name, username or similar identifier, marital status, title, date of birth, and gender;
- **Contact Data** includes geographical addresses, email addresses, and telephone numbers;
- **Technical Data** includes internet protocol (IP) address, your login data, browser type and version, time zone setting and location, browser plug-in types and versions, operating system and platform, and other technology on the devices you use to access this Website;
- **Usage Data** includes information about how you use our Website;
- **Marketing and Communications Data** includes your preferences in receiving marketing from our third parties and us and your communication preferences;
- We also collect, use, and share **Aggregated Data**, such as statistical or demographic data, for any purpose. Aggregated Data could be derived from your personal data but is not considered personal data in law as this data will not directly or indirectly reveal your identity. For example, we may aggregate your Usage Data to calculate the percentage of users accessing a specific website feature. However, suppose we combine or connect Aggregated Data with your personal data so that it can directly or indirectly identify you. In that case, we treat the combined data as personal data that will be used per this privacy policy.

5. If You Fail to Provide Personal Data

Where we need to collect personal data by law or under the terms of a contract we have with your Company, and you fail to provide that data when requested, we may not be able to perform the contract we have or are trying to enter into with your Company (for example, to provide your Company with our services). In this case, we may have to cancel a product or service your Company has with us, but we will notify you if this is the case at the time.

6. How Is Your Personal Data Collected?

We use different methods to collect data from and about you, including through:

- **Direct interactions.** You may give us your Identity and Contact Data by filling out forms or corresponding with us by post, phone, email, or otherwise. This information includes personal data you provide when you:
 - subscribe to our publications;
 - the requested marketing materials are sent to you;
 - enter a competition, promotion, or survey; or
 - give us feedback or contact us.
- **Automated technologies or interactions.** As you interact with our Website, we will automatically collect Technical Data about your equipment, browsing actions, and patterns. We collect this personal data by using cookies and other similar technologies, and we may also receive Technical Data about you if you visit other websites employing our cookies. Please see our cookie policy for further details;
- **Third parties or publicly available sources.** We will receive personal data about you from various third parties as set out below:

- Technical Data from analytics providers such as Google Analytics.

7. Confidentiality and Data Protection

XCM will treat all information about you as private and confidential. We will not disclose any information relating to you to any third party except (i) to the extent required by any applicable laws or regulations; (ii) where there is an effective court order or decision requiring us to disclose the relevant information; (iii) where the Company's interests require disclosure; or (iv) at your request or with your consent.

8. Use of Personal Data

All personal information about you that we acquire may be stored (by electronic and other means) and used by us in the following ways:

- to enable us to provide services to your Company;
- to respond to requests for information from you;
- to follow up with you after you request information to see if we can provide any further assistance for statistical purposes and market and product analysis;
- to develop and improve the products and services we offer and/or may deliver to your organization;
- for our administrative purposes (including, but not only maintaining our records) and compliance purposes;
- for crime prevention and detection;
- to prevent or detect abuse of our services or any of our rights and to enforce or apply our terms and conditions and/or other agreements or to protect our (or others) property or rights; or
- to contact you (for example, by telephone, email, or other means) to inform you about products or services that interest you.

We may provide your personal data to third-party contractors engaged by us to perform, or assist in the performance of our services, or to advise us in connection with our services, provided that such third parties will only be given access to your personal information based on a binding non-disclosure agreement and solely to perform such assistance services or provide advice. We shall ensure that any such third party adopts appropriate security measures regarding your and others' personal data. We have drafted compliant Processor Agreements and due diligence procedures to ensure that the third-party service providers (as well as we) meet and understand their/our obligations under Data Protection Law. These measures include initial and ongoing reviews of the service provided, the necessity of the processing activity, the technical and organizational measures in place, and compliance with the Data Protection Law.

9. Marketing

We strive to provide you with choices regarding specific personal data uses, particularly regarding marketing and advertising.

10. Promotional Offers from Us

We may use your Identity, Contact, Technical, and Usage Data to form a view of what we think you may want or need or what may interest you. As such, we decide which products, services, and offers may be relevant for you.

You will receive marketing communications only if you have opted-in/consented to obtain such information from us.

11. Third-Party Marketing

We might get your express opt-in consent before we share your personal data with any third party for marketing purposes.

12. Opting Out

You can ask third parties or us to stop sending you marketing messages by following the opt-out links on any marketing message sent to you or by contacting us at any time.

Where you opt out of receiving these marketing messages, this will not apply to personal data provided to us due to service, partnership, or other transactions.

13. Cookies

You can set your browser to refuse all or some browser cookies or to alert you when websites set or access cookies. If you disable or refuse cookies, please note that some parts of this Website may become inaccessible or not function properly. Please see the cookies policy for more information about the cookies we use.

14. Transfer of Data Abroad

Your personal data may be transferred to, stored, and processed in other countries, including countries that do not offer "adequate protection" for any purpose related to the operation of your account. Such purposes include but are not limited to the processing of instructions and generation of confirmations, the operation of control systems, the operation of management information systems, and allowing personnel who share responsibility for managing your relationship from other offices to view information about you.

Before doing so, we will put contractual arrangements in place to ensure the adequate protection of your information. We shall ensure that such arrangements comply with widely accepted "business best practice" standards for protecting individual and corporate privacy and confidentiality.

We have security procedures covering storing and disclosing your personal information to prevent unauthorized access and comply with our legal obligations.

You are entitled to ask us for details of the personal information we hold about you, the purposes for which such personal information is being or will be processed, and the recipients or classes of recipients to whom it may be disclosed. If you would like to request this information, please contact us. We may charge a fee for providing this information to you

(details of which are available upon request). Make a written request to us. We will also correct, delete and/or block personal information from further processing if that information proves to be inaccurate.

Data may also become subject to the legal disclosure requirements of other countries. Provision of any data related to such legal requirements shall be strictly limited to the data mandated to be disclosed by law, and no further information shall be disclosed voluntarily.

15. How Long Will You Use My Personal Data For?

We will only retain your personal data for as long as reasonably necessary to fulfil the purposes we collected it for, including to satisfy any legal, regulatory, tax, accounting, or reporting requirements. We may retain your personal data for a more extended period in case of a complaint or if we reasonably believe there is a prospect of litigation regarding our relationship with you.

To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data, the potential risk of harm from unauthorized use or disclosure of your personal data, the purposes for which we process your personal data, and whether we can achieve those purposes through other means, and the applicable legal, regulatory, tax, accounting or other requirements.

We must keep basic information about our customers and partners (including Contact and Identity) by law.

In some circumstances, we will anonymize your personal data (so that it can no longer be associated with you) for research or statistical purposes, in which case we may use this information indefinitely without further notice to you.

16. Subject Access Request (SAR)

We have SAR procedures to accommodate the revised 30-day timeframe for providing the requested information and for making this provision free of charge. Our new procedures detail how to verify the data subject, what steps to take for processing an access request, what exemptions apply, and a suite of response templates to ensure that communications with data subjects are compliant, consistent, and adequate.

We try to respond to all legitimate requests within one month. Occasionally, it could take us longer than a month if your request is particularly complex or you have made several requests. In this case, we will notify you and keep you updated.

17. Data Breach

Our breach procedures ensure that we have safeguards and measures in place to identify, assess, investigate, and report any personal data breach at the earliest possible time but within 144 hours to the Data Protection Office and also to the data subject where required. Our robust procedures have been disseminated to all employees, informing them of the reporting lines and steps to follow.

18. Contact and requests

If you have concerns or wish to exercise your rights under the Data Protection Law, In that case, you can contact the Data Protection Officer at XCM in the following ways:

To: The Data Protection Officer
Email: contact@tradeberry.com