

DATA PROTECTION NOTICE

Last modified: February 2024

BEX Capital Partners (“we” or “us”, as applicable) recognizes and respects your right to privacy.

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1. Who is the controller in charge of the processing of your Personal Data?

- a. Under the General Data Protection Regulation (EU Regulation 2016/679, hereinafter referred to as the "**GDPR**"), we, BEX Capital, a French *société à responsabilité limitée* having its registered office at 37B, Promenade des Anglais, 06000 Nice, France, registered with the Nice RCS under number 838 257 392 and authorised as a portfolio management company (*société de gestion de portefeuille*) by the French Financial Supervisory Authority, the *Autorité des Marchés Financiers* or AMF, under number GP-18000004, are the controller responsible for the processing of personal data (the "**Personal Data**" or "**Data**") described in this Privacy Notice (the "**Privacy Notice**").
- b. The aim of this Privacy Notice is to inform you about the processing of your Personal Data that we carry out in connection with the subscription of shares in the funds listed in Schedule 1 (the "**Funds**"), and the performance of the subscription agreement in relation thereto (the "**Subscription Agreement**").
- c. The ways to contact us regarding the processing of your Personal Data are set out in Section 8 of the Privacy Notice.

2. What categories of Personal Data do we collect, and about whom?

To achieve the data processing purposes described in this Privacy Notice, we collect and process the following categories of Personal Data:

- civil status Data (e.g., surname and first name, date and place of birth, copy of identity card and/or passport);
- contact details Data (e.g., email address, postal address and proof of residence, telephone number); and
- professional life Data (e.g., profession, professional title, function within a legal entity, authorization to legally represent a legal entity);
- Financial Data (e.g., tax number and bank account details).

3. Who are the persons from whom we collect Personal Data?

The Personal Data processed are those of natural persons duly authorised to represent the Investors that are legal entities.

4. What sources do we collect Personal Data from?

Personal Data that you directly provide us:

- when you complete the Subscription Agreement;
- when you contact us in writing or orally in connection with the performance of the subscription agreement or for any other questions.

5. For what purposes and on what legal bases do we process your Personal Data?

We use your Personal Data for the following objectives:

Purpose	Legal basis
Carry out the subscription of shares in the Funds by the investors, by <i>inter alia</i> creating an investor account, enabling the subscription of shares in the Funds and ensuring the following-up of the subscription.	Our legitimate, commercial interests in ensuring the subscription of shares in the Funds.
Ensure that the Subscription Agreement is performed until its term.	Our legitimate, commercial interests in ensuring the performance of the Subscription Agreement.
<p>Comply with our legal obligations and those imposed to the Funds under European and French laws, in particular obligations pertaining to:</p> <ul style="list-style-type: none"> the fight against money laundering and terrorist financing, which require, <i>inter alia</i>, that the beneficial owner of the investment be identified ("<i>know your customer</i>"), verified and, if necessary, that a suspicious transaction report be sent to the competent authority; compliance with applicable regulations relating to the protection of Personal Data, including the GDPR. 	Compliance with the legal obligations imposed on us as controller and our legitimate interests in ensuring that the Funds comply with their own legal obligations.
Ensure the Funds' and our judicial defence and exercise of rights in case of a dispute pertaining to the subscription of shares, the performance of the Subscription Agreement or other acts on our part or yours	Our legitimate interests in ensuring the Funds' and our judicial defence or asserting the Funds' rights and our rights in the event of a dispute
Inform individuals about changes to this Privacy Notice and answering to their questions about it	Compliance with our obligations under the GDPR and French data protection law
Handle individuals' requests to exercise their rights under the GDPR and French data protection law	Compliance with our obligations under the GDPR and French data protection law
Request and receive services from legal advisers and consultants, by providing our legal advisers and consultants with your Personal Data when it is necessary for them to perform their services.	Our legitimate interests in obtaining services from our legal advisers and consultants that are adapted to our needs.

When we rely on our legitimate interests for a given purpose, we do so because we believe our legitimate interests are not overridden by your interests or fundamental rights and freedoms. If you wish to obtain information on the "balancing tests" we have carried out to reach this conclusion, please contact us using the contact information provided in section 8 of the Privacy Notice

6. To whom do we disclose your Personal Data?

To achieve the purposes described in this Privacy Notice, your Personal Data are disclosed to the following recipients:

- our legal advisors;
- our depositaries ;
- our administrative agent(s);
- our statutory auditors;
- Agama Conseil to whom we have delegated the periodic monitoring (*contrôle périodique*) ;
- the Investor that you legally represent (if applicable);
- public administrations or governmental bodies responsible for fighting against money laundering and terrorist financing, such as TRACFIN or the AMF, as well as the tax authorities, when they submit a request or when we provide them with information in accordance with the applicable law.

7. What transfers of Personal Data outside the European Economic Area do we carry out?

We do not transfer Personal Data outside the European Economic Area. BEX's IT infrastructure is hosted by NEXEREN, an affiliate of XEFI, whose servers are located in France.

8. How long do we keep your Personal Data?

Purpose	Data retention period
Carry out the subscription of shares in the Funds by the Investor.	5 years maximum as from the end of the Subscription Agreement.
Ensure that the Subscription Agreement is performed until its term.	5 years maximum as from the end of the Subscription Agreement.
Comply with our legal obligations and those imposed to the Funds.	20 years maximum as from the closure of the relevant Fund.
Ensure the Funds' and our judicial defence and exercise of rights in case of a dispute.	20 years maximum as from the closure of the relevant Fund.
Inform individuals about changes to this Privacy Notice and answering to their questions about it.	5 years as from the day the information or response is provided to the individual.
Handle individuals' requests to exercise their rights under the GDPR and French data protection law.	5 years as from the day the response is provided to the individual.
Request and receive services from legal advisers and consultants.	20 years maximum as from the closure of the relevant Fund.

9. What are your rights with regard to the processing of your Personal Data? How can you exercise them?

a. Your rights as regards our processing of your Personal Data

With regard to our processing of your Personal Data described in this Privacy Notice, you have the right, under certain circumstances set out in the GDPR and the French data protection law to:

- be provided with a copy of any Personal Data that we hold about you, and receive information about our processing of your Personal Data;
- require us to update or correct any inaccurate Personal Data, or complete any incomplete Personal Data;
- require us to delete your Personal Data;
- restrict our processing of your Personal Data that we carry out;
- not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning you or similarly significantly affects you;

- object, on grounds relating to your particular situation, to the processing of your Personal Data;
- receive the Personal Data, in a structured, commonly used and machine-readable format and have the right to transmit those Personal Data to another controller; and
- define guidelines for the storage, erasure and disclosure of your Personal Data after your death. These guidelines are general or specific. The general guidelines concern all your Personal Data and may be registered with a trusted third party certified by the French Data Protection Authority (*Commission Nationale de l'Informatique et des Libertés*) ("**CNIL**"). The specific instructions concern the processing of Personal Data mentioned in these instructions and are registered with us.

Finally, you have a right to lodge a complaint with the relevant supervisory authority (in particular in the country of your habitual residence, place of work or place of the alleged infringement), if you are of the opinion that any of your Personal Data is processed in a manner constituting an infringement to the GDPR.

b. Contact us to exercise your rights

If you wish to exercise any of your abovementioned rights, or if you have any questions regarding our processing of your Personal Data, you can contact us using one of the options below:

- you can send an email to our Data Protection Officer to the following address:
admin@bexcapiital.com
- you can write to the following postal address: BEX Capital, 37B, Promenade des Anglais, 06000 Nice, France

We kindly ask you to clearly indicate in your communication which Personal Data or processing operations are the subject of your request.

10. Updates to this Privacy Notice

You can find out the date when this Privacy Notice was last amended by checking "Last modified" at the top of this page. All substantial or material changes to this Privacy Notice will be communicated to you well in advance of the changes actually taking effect.

Schedule 1

List of Funds

- BEX Fund II SLP
- BEX Fund III SLP
- BEX Fund IV SLP
- BEX Fund IV EURO Feeder SLP

- BEX Co-investment 2 SCSp