

## Data Privacy Notice

Personal data means data which relates to a living person who may be identified directly or indirectly from that data. The processing of Personal Data is governed by the General Data Protection Regulation 2016/679 (“GDPR”). Acumen & Trust DAC is the data controller in respect of Personal Data it processes in its provision of financial advice and services to its clients.

Acumen & Trust DAC is committed to respecting and protecting clients’ privacy and would like all its clients to feel safe when providing us with their personal details. We will always clearly identify ourselves in correspondence and on our website.

To provide you with relevant information and to respond to your requests we sometimes ask that you provide us with information about yourself.

This Privacy Notice will inform you of the information we gather and how it is used. Acumen & Trust DAC maintains the same privacy practices with respect to data that is collected off-line and on-line and this notice also covers both those methods of data collection and use. Acumen & Trust DAC complies with EU General Data Protection Directive (GDPR) for the collection, use, and retention of all personal data.

Our Data Privacy Policy is available on request.

### Why we Gather Information?

As a client of Acumen & Trust, we process personal information and we do this for a number of specific reasons, principally:

- so as to deliver to you the service we have been engaged to provide;
- in order to meet statutory obligations and other tax and regulatory requirements which we are subject to;
- to communicate with a product provider such as an Insurance Company or asset manager;
- to initiate a product application if requested by you;
- to communicate with you by post, telephone, email or SMS (unless you instruct us not to do so) and;
- in order to provide you with information in relation to our other services.

### What Information we gather

The type of personal information gathered, processed and held on the records of Acumen & Trust DAC may include the following:

- Personal Details – including date of birth, gender, nationality, and marital status;
- Contact Details - such as name, title, personal address, work and personal telephone numbers, and personal email;

- Income Details - this may include basic salary, overtime, bonuses and details of any other earnings / income;
- Employment History – we may need to hold your date(s) of joining and leaving, and prior remuneration history;
- Personal Identification Number- this may include your PPS number, or another unique identifier number provided by you or your employer;
- Bank Account Details – where required to facilitate payments into and out of accounts
- Your General Financial Circumstances – in order to provide a financial review, we may hold information on all your assets, and liabilities;
- Pension Details – we may hold details of both current and prior pension scheme benefits, pension contributions, insurance cover;
- Medical Information – we may need to hold information in order to secure risk benefits. If so, this information will be held by us for the required period of time as set out in our Data Retention Schedule;
- Identification – we may be required to hold ID (such as photo ID for Anti Money Laundering regulations), or copies of birth / marriage certificates (for example when a maturity / pension benefit is due for payment);
- Information about you provided by others e.g. your spouse/partner, professional advisors, etc;
- Personal data disclosed to us by Insurance Companies or other relevant parties as part of the provision of services to you;
- Sensitive or special categories of personal data, i.e. data relating to your physical or mental health.

Sometimes we may use your information even though you are not our customer. For example, you may be a beneficiary under a trust, a director of a client company, an employee of a client, a member of your employer's pension scheme, or be a potential customer applying for one of our products or services.

### **When we collect your Information**

We gather information in advance or when we initially meet individual clients. Information is also provided to us in the form of application forms, transaction records, email and written correspondence, information provided via telephone, and via the online use of our website. We aim to update this information, whenever you require a further service or product, or whenever you advise us of a change in your circumstances.

You may visit our website, and choose to either identify yourself (the website may request that you give us information about yourself, from which we are able to identify you, such as your name, email or other contact details).

Alternatively, you may choose not to identify yourself or reveal any personal information. In either case, we can collect domain information from your visit to customise and improve your experience on our website.

This website may collect certain information from your visit, including the date and time of your access, the pages you have accessed, the name of the Internet Service Provider and the Internet Protocol (IP) address by which you are accessing the Internet, and the Internet address from which you linked to our site, if applicable. We may use this information to better understand how our website is being used so that we can improve its performance.

## Use of the Information we gather

We gather, use and share information only where there is a legal basis for doing so. This includes where you have given us information in order to provide you with a service, product or arrange a transaction or contract for you.

Typically, the legal basis for using your data is to provide a service or arrange a transaction which you have requested. The legal basis will also include complying with our legal and regulatory obligations, e.g. under the Central Bank requirements, which include the requirements of the Consumer Protection Code, the Fitness and Probity Standards and Minimum Competency Code, interaction with the Data Protection Commission, Financial Services and Pensions Ombudsman, Revenue, Pensions Authority, Law Enforcement Agencies, and when conducting Anti-Money Laundering checks.

Where you have agreed to the using of your data in a specific way, you may withdraw your consent at any time.

We may use your data if necessary to protect your “vital interests” in exceptional circumstances e.g. where we suspect a fraud may be in the course of perpetration.

Data may also be used for our legitimate interests (which you may object to) or those of a third party, such as

- keeping you up to date with information about other products and services we offer, except where your consent is required by law in order to communicate with you;
- any analytics or data sharing with other service providers which are not for the purpose of managing the Scheme or performing the service;
- sensitive or “special categories” of personal data when you retire early on grounds of disability or ill health or for the purpose of obtaining insurance cover shall be processed on one or more of the following grounds:
  - with your explicit consent;
  - where necessary to protect your vital interests where you are physically or legally incapable of giving consent;
  - where necessary for the establishment, exercise or defense of a legal claim by us;
  - where necessary for the purpose of carrying out our obligations and exercising our rights in the field of employment and social security and social protection law.

In addition we do reserve the right to use the data for the following:

- To be able to carry out background checks where relevant;
- To comply with information requests from government or regulatory bodies.

### **Who we share your information with**

When providing our services to you, we may share your information with:

- your authorised representatives;
- third parties, including intra-group companies, with whom (i) we need to share your information to facilitate transactions or services you have requested, and (ii) you have agreed that we may share your information;
- product providers with which we propose to arrange business on your behalf;
- service providers who provide us with support services;
- statutory and regulatory bodies where we are legally obliged to do so;
- credit reference/rating agencies;
- auditors, professional advisors, insurance companies and other service providers in connection with the services provided to you.

### **How long we hold your data**

We will hold personal data, for no longer than is necessary for the purpose for which it was collected, but also in order to comply with the large number of legal and regulatory mandated data retention rules, set by authorities such as the Central Bank of Ireland, The Office of the Data Protection Commission, the Financial Services and Pensions Ombudsman.

The timescales may also depend on the type of financial, insurance, investment or pension product provided to you.

Our Data Retention Schedule is available upon request.

### **Implications of not providing your data**

If you do not provide certain information Acumen & Trust DAC may not be able to:

- provide requested products or services to you;
- continue to provide and/or renew existing products or services;
- assess suitability;
- where relevant, give you a recommendation for a financial product or service which you may require.

### **Transfer of information outside the European Economic Area (EEA)**

It is our aim to retain any information which we hold within the EEA. However, given the nature of our business relationships with certain product providers, such providers may have legitimate business reasons to transfer information outside the EEA. The product providers with which we arrange business on your behalf are obliged to comply with the provisions of the GDPR in relation to the transfer of data within or outside the EEA.

## Data Security

Acumen & Trust DAC's intent is to strictly protect the security of your personal information; honour your choice for its intended use; and carefully protect your data from loss, misuse, unauthorised access or disclosure, alteration or destruction. We have taken appropriate steps to safeguard and secure information we collect online, including the use of encryption when collecting or transferring sensitive data.

Our outsourced managed IT services provider, IT Force Limited, has recently been awarded the ISO 27001 Certification. IT Force is one of the few technology companies in Ireland to achieve this important Information security standard.

## Your Rights

You have the right to raise objections in relation to the processing of your personal data, which may include a right to restrict such processing in certain instances. You also have a right to request a copy of your personal data and, in limited circumstances, to request its rectification or erasure. Any such queries, objections or requests should be directed to the Compliance Officer and will be processed in accordance with the applicable Data Protection Legislation. If you are not satisfied with how your query or complaint has been resolved, you have the right to raise the matter with the Office of the Data Protection Commissioner.

## Contacting Us

If you have any questions or comments about our privacy notice or data protection practices, please contact us at the details below.

Acumen & Trust DAC may modify or update this privacy notice at any time without prior notice. You can check the "Last Updated" date below to see when the notice was last changed. We encourage you to check this notice often so that you can continue be aware of how we are protecting your personal information.

Email: [Solutions@acumen.ie](mailto:Solutions@acumen.ie)

Or via post and address your request to:

**The Compliance Officer  
Acumen & Trust DAC,  
4A Sandyford Business Centre,  
Burton Hall Road,  
Sandyford,  
Dublin 18,  
D18 K856**

Date: 10<sup>th</sup> August 2020

