

## Privacy policy

### 1. General provisions

- 1.1. This privacy policy governs the modalities relating to BlueEarth's website ("**Website**") and subscription services ("**Subscription Services**") provided and maintained by Blue Earth Capital AG, Zugerstrasse 57, 6341 Baar-Zug, Switzerland, and its affiliates ("**BlueEarth**") for its users ("**Users**"). This privacy policy describes in detail how BlueEarth deals with personal data that BlueEarth collects, processes and stores from Users on its Website and Subscription Services.
- 1.2. The terms of this privacy policy are subject to any additional terms of disclaimers or other contractual terms the User has entered into with BlueEarth such as the subscription agreement of a product, subscription to BlueEarth online and mobile services and any applicable mandatory laws and regulations.
- 1.3. By accessing this Website the User accepts this privacy policy. If a User does not agree to this privacy policy, or any update thereof, the User shall not proceed on this Website.
- 1.4. BlueEarth reserves the right to modify this privacy policy from time to time. The last line of this privacy policy indicates when this privacy policy was last updated.
- 1.5. Please note that this privacy policy does not apply to any websites controlled by third parties not affiliated with BlueEarth that this Website may link to. BlueEarth is not responsible for and has no influence on the content or the privacy practices of third party websites.

### 2. Data protection regulations

- 2.1. BlueEarth commits to implement all necessary technical and/or organizational measures to ensure the protection of personal data from any accidental or unlawful destruction, loss, deterioration, unauthorized disclosure or access and any other unlawful form of processing.
- 2.2. When the Users access this Website, BlueEarth's web server uses cookies and automatically records details, including personal data, about the Users visit (i.e. IP address, the type of browser software used, the BlueEarth's Website pages that the User actually visits including the date and the duration of the visit, the User's search queries). Please also refer to Appendix I for BlueEarth's Cookie Policy.
- 2.3. In addition, BlueEarth collects personal data which the Users provide through this Website or by entering into contact with BlueEarth, for example when the Users provide personal details to subscribe for BlueEarth's press releases and other publications. The recipients of such personal data within BlueEarth are business departments/units related to client services, investor relations or public relations on a need to know basis.
- 2.4. The source of such personal data originates from the information directly provided by the Users. In principle, no publicly accessible sources will be used for retrieving the categories of personal data indicated above. However, in limited cases, personal data may be sourced

from PR and/or media providers, including related public websites (i.e. journalist and/or analyst contact details).

- 2.5. BlueEarth is entitled to hold and process personal data on the following lawful grounds:
  - a) the processing is necessary to operate the Website and provide Subscription Services; and
  - b) the processing is necessary for BlueEarth's legitimate interests for the Purpose as defined below, provided your interests and fundamental rights do not override those interests (such as those described in section 2.2 and section 2.6 under sub-paragraphs b) and c)).
- 2.6. BlueEarth ensures that the Users personal data will only be collected, stored and processed pursuant to applicable data protection law and regulations and to the extent necessary for the purposes set out below (collectively, the "**Purpose**"), being to:
  - a) process personal data for the performance, management and monitoring of BlueEarth's Website and Subscription Services;
  - b) process personal data for marketing purposes in relation to BlueEarth's Subscription Services;
  - c) process personal data derived from the use of BlueEarth's Website for technical administration, business analytics and diagnostics; and
  - d) provide personal data to third party service providers engaged by BlueEarth to provide administrative, transfer, document storage, record keeping and other functions in connection with BlueEarth's Website and/or Subscription Services.
- 2.7. The Users hereby acknowledge that in the course of processing their personal data for the Purpose such data may be transferred to entities situated in or operating in countries outside the European Economic Area ("**EEA**") including cloud services and that such countries may not have an adequate level of data protection. Such countries include jurisdictions in which BlueEarth's service providers are situated and operating. However, BlueEarth has established appropriate safeguards for such cross-border data transfers by way of an Intra-Group Data Transfer Agreement and the execution of EU model clauses as part of its standard commercial agreements with its external service providers.
- 2.8. Personal data will be processed for the Purpose in a strictly confidential manner and not communicated to third parties not authorized to receive such personal data, unless disclosure of personal data is required by data protection regulation and/or regulatory authorities.
- 2.9. Personal data will be stored for the Purpose as defined above as long as is necessary for the Purposes and/or necessary to comply with legal or regulatory obligations, in particular personal data will be retained during the time of the User relationship and up to ten subsequent years (subject to other (local) requirements).
- 2.10. The Users have the right to request access to personal data or to request rectification, erasure, restriction of processing of personal data as well as the right to object to the processing of its personal data. In selected cases, the Users may also have the right to receive an electronic copy of selected personal data for further use by the Users (data

portability right). BlueEarth has mandated Partners Group to act as data protection officer. Any request shall be sent to [dpo@partnersgroup.com](mailto:dpo@partnersgroup.com).

- 2.11. If the Users believe that BlueEarth has violated or is violating its data protection rights under data protection regulations, where applicable, the Users have the right to lodge a complaint with a responsible data protection supervisory authority. To find a responsible data protection authority, please see [http://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index\\_en.htm](http://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index_en.htm).
- 2.12. In case the Users have any questions or requests related to data protection or its personal data, please contact BlueEarth's data protection officer at [dpo@partnersgroup.com](mailto:dpo@partnersgroup.com).
- 2.13. Just as BlueEarth's business changes constantly, this privacy policy including its appendixes may also change. Where this privacy policy changes, BlueEarth will take appropriate steps to bring the amendment to the Users attention. To assist you, this privacy policy has an effective date set out at the end of this document.

### **3. Choice of law and jurisdiction**

- 3.1. This privacy policy including appendixes shall be governed by and construed in accordance with the laws of Switzerland (excluding conflict of laws provisions). Any disputes arising out of or in connection with this privacy policy including appendixes shall be subject to the exclusive jurisdiction of the ordinary courts of Baar (Canton of Zug), Switzerland.

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## Appendix I – Cookies policy

### 1. General provisions

- 1.1. This cookies policy governs the modalities relating to the access to BlueEarth's website or platform ("**Website**") provided and maintained by Blue Earth Capital AG, Zugerstrasse 57, 6341 Baar-Zug, Switzerland, and its affiliates ("**BlueEarth**") for its Website users ("**Users**"), and specifically the use of cookies in this context.
- 1.2. This cookies policy describes in detail how BlueEarth logs IP addresses and uses cookies and similar technologies that allow it to recognise the Users and to customise their experience and be provided with information about the way the visitors access the Website.

### 2. Definition of a cookie

- 2.1. Cookies are text files, containing small amounts of information, which are downloaded to the Users' computer or mobile device when they visit a website or mobile application. They are used to recognise the Users' computer as they move between pages on a website, or when they return to a website or mobile application they have visited previously. Cookies are widely used to make websites work, or to work more efficiently, as well as to provide information to the owners of the website.
- 2.2. BlueEarth uses cookies to enhance the online experience of its visitors (for example, by remembering the language and/or product preferences) and to better understand how its Website is used. Cookies will tell, for example, whether the Users have visited BlueEarth's Website before or whether they are a new visitor. They can also help to ensure that adverts seen online are more relevant to the Users and their interests.
- 2.3. There are two broad categories of cookies:
  - **First party cookies**, served directly by BlueEarth to the Users' computer or mobile device. They are used only by BlueEarth to recognise the Users' computer or mobile device when it revisits the Website.
  - **Third party cookies**, which are served by a third-party service provider on BlueEarth's Website and can be used by the service provider to recognise the Users' computer or mobile device when it visits other websites. Third party cookies are most commonly used for website analytics or advertising purposes.
- 2.4. Cookies can remain on the Users' computer or mobile device for different periods of time. BlueEarth uses both 'session cookies' and 'permanent cookies'. Session cookies exist only while the Users' browser is open and are deleted automatically once they close their browser. Permanent cookies survive after the Users' browser is closed and can be used to recognize their computer or mobile device when they open their browser and browse the internet again.

### 3. Cookies used by BlueEarth

The Website serves only the following types of cookies to the Users' computer or mobile device:

Type of Cookie	Purpose
<b>Cookies necessary for essential purposes</b>	These cookies are essential to provide the Users with services available through this Website and to use some of its features, such as access to secure areas. Without these cookies, services they have asked for, like transactional pages and secure login accounts, would not be possible.
<b>Functional Cookies</b>	These cookies serve a variety of purposes related to the presentation, performance and functionality of this Website. Their overall purpose, however, is to enhance visitors' experience and enjoyment of this Website.  For example, some of these cookies enable visitors to specify language, product or other website preferences.
<b>Performance Cookies</b>	These cookies are used to collect information about how visitors use BlueEarth's Website.  The information gathered does not identify any individual visitor and is aggregated. It includes the number of visitors to our Website, the websites that referred them to BlueEarth' Website and the pages that they visited on the Website.  This information is used to help run BlueEarth's Website more efficiently, to gather broad demographic information and to monitor the level of activity on the Website.
<b>Advertising Cookies</b>	When the Users visit BlueEarth's Website or click on advertisements or promotional areas on the Website these cookies are used to deliver adverts more relevant to the Users and their interests. They are also used to limit the number of times they see an advertisement as well as help to evaluate the effectiveness of advertising and promotion.  They are usually placed by advertising networks with our permission. They remember that the Users have visited a website and this information is shared with other organisations such as advertisers.
<b>Social Cookies</b>	These cookies enable users to share pages and content through third party social media and other websites. The companies that serve these cookies may also use the Users' information to serve targeted advertising on other websites.

#### 4. How to control or delete cookies

- 4.1. You can set your cookie preferences changing your browser settings so that cookies from this Website cannot be placed on your computer or mobile device. To do this, you need to follow the instructions provided by your browser (usually located within the "Help", "Tools" or "Edit" facility).
- 4.2. Further information about cookies, including how to see what cookies have been set on their computer or mobile device and how to manage and delete them, can be found on

[www.allaboutcookies.org](http://www.allaboutcookies.org) and [www.youronlinechoices.eu](http://www.youronlinechoices.eu). BlueEarth is not responsible for effectiveness of or compliance with any third parties opt-out options.

**5. More information**

BlueEarth has mandated Partners Group to act as data protection officer. For more information, any request shall be sent to [dpo@partnersgroup.com](mailto:dpo@partnersgroup.com).

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