

## PRIVACY POLICY

At Avafin Group, we are strongly committed to protecting and respecting your privacy, and to processing your personal data in compliance with the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (“GDPR”).

This Privacy Policy applies to all personal information collected or submitted by you during any written, electronic, and oral communications with us, in connection with your activity on Avafin Group websites, or when you otherwise interact with us through other online or offline means. This Privacy Policy may be supplemented by additional privacy statements, terms or notices provided to you.

Please, be aware that Avafin Group websites may contain links to the websites of our partner networks and/or Avafin Group entities. Please note that these websites have their own privacy policies and that we do not accept any responsibility or liability for these policies. We encourage you to read their privacy policies and know your privacy rights before interacting with them.

By submitting your personal data, you agree to this Privacy Policy. When you provide personal data to us, you represent that the data is true, accurate, complete and up to date. By accepting this Privacy Policy, you also agree to update your personal data to keep it accurate and complete, being you responsible for any direct or indirect damage, that may arise from this breach. In the event that you provide us with personal data from a third party (proxy holders or advisors), you represent that you have collected his/her consent, and also you commit yourself to inform him/her about the content of this Privacy Policy before the communication.

The users are informed that failure to provide some essential personal data may prevent us from responding to his/her request.

We recommend that you read this Policy in detail, as well as you visit it regularly because it may occasionally be updated. If you need assistance or have any enquiry, you can contact our Data Protection Officer at [dpo@creamfinance.com](mailto:dpo@creamfinance.com) or by postal service, sending your request to the address mentioned below.

For clarity, throughout this notice, ‘Avafin’ ‘we’ and ‘us’ and ‘our’ refers to Avafin Group holding company; and ‘Avafin Group’ refers to Avafin Group holding company and its affiliates, directly or indirectly, controlled by the holding company (“Avafin Group affiliates”).

### 1. Who is the Controller of your data?

The controller (as defined under GDPR) of your personal data is AVAFIN HOLDING LTD.; TAX No. CY 103353450, with registered address at 40 Kimonos Street, 3095, Limassol, Cyprus (“Avafin Group holding company”).

Please, note that also our affiliates may be independent controllers of your personal data in certain circumstances depending on our relationship, and the commercial activities we are carrying out. For all matters related to privacy and the processing, use, and storage of your personal data by Avafin Group affiliates, as data controllers, please visit the privacy policies of the respective entities on their websites.

See a list of Avafin Group entities:

- Lendon.pl (Creamfinance Poland Sp. z o.o.)
- Lendon.mx (Moneyveo México S.A. de C.V., SOFOM,E.N.R.)
- CreditOn.cz (Creamfinance Czech s.r.o)
- CreditOSi.es (Creamfinance Spain SLU)
- CreamCredit.lv (SIA Creamfinance Latvia)

- ExtraPortfel.pl (Creamfinance Poland Sp. z o.o.)
- CreditAir.cz (Creamfinance Czech s.r.o.)

Data Protection Officer contact details: [dpo@creamfinance.com](mailto:dpo@creamfinance.com)

## 2. Which categories of personal data we collect and from which sources?

We might collect or receive data from you in connection with your activity on Avafin Group websites or when you otherwise interact with us through other online or offline means in connection with our commercial activities. Sometimes you give your personal data to us directly (e.g. when you contact us to ask a question), sometimes we collect it (e.g. using cookies) or sometimes we receive your data from other third parties, including other Avafin Group affiliates, or from publicly available sources.

We can collect your data automatically through your navigation on our sites, with the installation of cookies and other technologies and tracking devices, as it is detailed in the corresponding [Cookies Policy](#). These technologies help us to better understand user behavior including for security and fraud prevention purposes, tell us which parts of our websites people have visited, and facilitate and measure the effectiveness of advertisements and web searches.

Categories of personal data collected	Examples
Identifying data	Name and surname, identification card number or passport
Contact information	E-mail, telephone number, address
Social characteristics	Nationality, gender, age, marital status, date of birth
Company's data when you act on behalf of a company / organisation	The name and identifying data of your company / organisation and your function within it, as well as your professional contact data
Work related information and academic background	Employer name and location, job title or area of expertise, work experience, education history, skills, certificates, and licenses.
Marketing data	Information about your interests and marketing preferences, marketing campaigns, subscription date to the newsletter.
Prospective investors information	Credit-worthiness checks and other relevant information
Information about shareholders	Details of your account or your investment in Avafin, including issuing confirmations and periodic statements, and personal data that may be collected or generated in the course of the investor relationship
AML due diligence check	Criminal records, KYC information, politically exposed persons, data relating to criminal convictions and offences.
Data collected in public events	Photographs, videos, and voice recordings; attendee information and preferences.
Technical data when browsing the website	IP address, browser type, Internet provider, Internet provider, character encoding, time zone, location, operating system, access devices, output and browsing the web, pages of reference and output, viewed files (HTML, graphics, etc.), page response times, download errors, duration of visits, methods used to leave the page.
Other data	Other personal data provided by you in open forms or when you interact with us.

Note that when you act on behalf of a company or other legal entity, based on our legitimate interest, we may process your personal data in relation to your position to engage into a business relationship with your company.

### **3. For what purposes do we use your Personal Data and on which legal basis do we rely?**

We take the collection, usage and security of your personal data seriously, and we can only use your personal data under law if we have a good reason for doing so. Please note that we may also use personal data for other purposes with your consent.

Depending on the circumstances and purposes indicated below, Avafin may rely on your consent or the fact that the processing is necessary for the performance a contract with you, or to comply with legal obligations. Where we rely on our legitimate interests for a given purpose, it is our understanding that our legitimate interests are not overridden by your interests, rights or freedoms, given (i) the transparency we provide on our data processing activities, (ii) our data protection by design and default approach, (iii) our routine data protection reviews, and (iv) the rights you have in relation to our data processing activities.

If you have questions about the legal basis, you can contact our Data Protection Officer.

#### **To answer to your requests for information**

We will answer to your requests and questions when you use the contact form on our website, or you contact us by any other electronic means.

**Legal basis:** Depending on the purpose of the request, we rely on our legitimate interest – Art. 6.1 (f) GDPR or on your request prior to entering into a contract – Art. 6.1 (b) GDPR.

**Categories of personal data:** Identifying data; Contact information; Other data.

#### **Management of investor relations**

**Legal basis:** Processing is necessary for the performance of the shareholders' agreement (account administration and communications for general shareholders purposes), or in order to take steps at your request prior to entering into a contract – Art. 6.1 (b) GDPR (prospective investors). Also, we may process your information for compliance with legal obligations – Art. 6.1 (c) GDPR: e.g. AML due diligence checks, to identify shareholders and maintain our register of shareholders, to issue notices of general meetings, to submit questions prior to a general meeting, to issue minutes, to process the shareholders exercise of rights.

**Categories of personal data:** Identifying data; Contact information; Company's data when you act on behalf of a company / organisation; Work related information and academic background; Prospective investors information; Information about shareholders; AML due diligence checks; Other data.

#### **Marketing and public relations activities**

The purpose is to provide you with information and newsletters by post, email, phone, SMS, on our websites, online or social media advertisement about Avafin Group, our financial products, our funding and investment activities, and about public events organised by us. Furthermore, we can conduct public relations activities, including communication e.g. with journalists, media

agencies, bloggers and other people for the purpose of enhancing the strategic communication process with our stakeholders.

When we send or display personalised communications or content, we may use some techniques qualified as “profiling”. This means that we may collect personal data about you in the different circumstances, we analyse it and thus we evaluate and predict your personal preferences and/or interests. Based on our analysis, we send or display communications and/or content tailored to your interests/needs. You have the right to object to the use of your data for “profiling” in certain circumstances. Please see “Which rights you can exercise?” section below.

**Legal basis:** We pursue our legitimate interest in performing marketing activities, conducting public relations activities and when carrying out decisions based on profiling – Art. 6.1 (f) GDPR. In case your consent is required to conduct such marketing and public relations activities, we will ensure to obtain your explicit and freely given consent in advance – Art. 6.1 (a) GDPR.

**Categories of personal data:** Identifying data; Contact information; Social characteristics; Company’s data when you act on behalf of a company / organisation; Marketing data.

### **To run our public events, meetings, and conferences.**

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Avafin may organise and manage webinars, seminars, workshops, conferences, or panel discussions, both virtual and on-site to share our expertise and knowledge and to promote our products. If you attend an event organised or otherwise supported by us, we may use your personal data as attendee, to send you the event invitation, to manage your participation and the event’s organisation and logistics, to control de access to the event facilities, to edit videos and audiovisual pieces, or to send you a satisfaction survey after the event.

**Legal basis:** By registering for a specific event, you give your consent to the processing of your personal data submitted as a part of the registration process – Art. 6.1 (a) GDPR. Photographs and/or audio-visual footage may be taken and/or live-streamed or broadcasted during (part of) Avafin events. Photos and videos can be published on Avafin websites and social media pages as well as, if applicable, on the co-organiser’s online platforms. Photos and videos may also be recorded and can be reproduced in various media including Avafin publications, social networks and press, in connection with a specific event, or for further institutional purposes as well as for promotional activities of Avafin. By attending an Avafin event, you agree you may appear in published photos and/or videos as stated above. This processing is carried out based on our legitimate business interests – Art. 6.1 (f) GDPR.

If you are not comfortable being photographed/filmed or with any material published containing your image, you can object to such data processing by emailing us and we will do our best to respect your choice. You can also object by speaking to the photographer and/or choosing to stand out from the shot if you see that photographs/videos are taken.

**Categories of personal data:** Identifying data; Contact information; Social characteristics; Company’s data when you act on behalf of a company / organisation; Data collected in public events; Other data.

### **Social media activities**

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Avafin is present on various social media sites (Facebook, Twitter, LinkedIn and Instagram). We will process your personal data if you subscribe to our social media site as a follower, if you leave a comment or you interact with us in a different way. Please note that social media sites are owned by third parties. This means that we don’t have full control of these sites and any information that you may choose to share on our social media sites may also be used by the site provider for their own independent purposes, which are not covered by this privacy notice.

The purpose of processing your personal data on our social media sites is to ensure that the content is relevant and presented in the most effective manner for you, that you as a visitor have a positive experience when navigating our sites, and to answer your questions, inform you about products, services, and all activities of Avafin Group.

**Legal basis:** The use of your Personal Data is necessary for us to pursue our legitimate interest in managing and administering our social media sites, promote our activities, provide you with useful information and answer your requests – Art. 6.1 (f) GDPR.

**Categories of personal data:** Identifying data; Contact information; Social characteristics; Other data (e.g. personal data you openly make public on our social media sites).

## **Recruitment**

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If you are a job applicant your personal data will be used for e.g. assessing your suitability for the position, to communicate with you, and to create a sufficient offer letter/contract for employment.

**Legal basis:** The use of your personal data is necessary for us for the performance of a labor contract or in order to take steps at your request prior to entering into a labor contract – Art. 6.1 (b) GDPR. We may request your consent if past employer references are required, or to store your CV for consideration for future employment opportunities.

**Categories of personal data:** Identifying data; Contact information; Social characteristics; Work related information and academic background; AML due diligence checks; Other data (e.g. personal data you openly make public on your CV or during the interviews).

## **Operating and managing our business operations, and improving Avafin websites**

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We may process your personal data to ensure the proper functioning of our operations and administration of our general business, accounting, record-keeping and legal functions, and to prevent fraud. Also, we may process your personal data by using cookies and similar technologies when you use our websites, to the delivery of the request you have made, for optimisation and development of the user experience of our website and the services we provide, to carry out statistics for how our website is used and to improve its performance, and for security. We can also use various third-party cookies and social media plugins to make it easier for you to share content from our website on Facebook, LinkedIn, etc. For these types of processing, Avafin will in some instances be a joint data controller with the supplier of the third-party cookies in question.

**Legal basis:** We process your personal data based on your consent – Art. 6.1 (a) GDPR; or our legitimate interest – Art. 6.1 (f) GDPR.

**Categories of personal data:** Identifying data; Contact information; Company's data when you act on behalf of a company / organisation; Prospective investors information; Information about shareholders; Technical data when browsing the website; Other data.

## **4. How do we protect your personal data?**

We are committed to ensuring the security of your Data. To this end, we maintain appropriate technical and organisational measures to ensure high level of security and confidentiality of the information handled by Avafin Group, and to avoid, as far as possible, any accidental or unlawful destruction, loss, alteration, or unauthorised access. We adopt internal policies and implement measures which meet in particular the principles of data protection by design and data protection by default. For the implementation of our technical and organisational measures,

we take into consideration the nature of the personal data, the scope, context, and purposes of the processing, as well as likelihood and severity of risks to the rights and freedoms of the data subjects.

## **5. For how long will we retain your data?**

We retain your personal data only for as long as it is necessary. We delete personal data after a reasonable time according to the following criteria:

- we retain your personal data for as long as we have an ongoing relationship with you (e.g., if you subscribed to our newsletter, you become an investor, or you participate in our events). In case of consent, you can revoke it at any time;
- we retain your personal data for as long as needed in order to comply with a legal requirements or contractual obligations to which we are subject to;
- we retain your personal data where this is advisable to protect our legal position (for instance in relation to statutes of limitations, litigation, or legal investigations) and to pursue the legitimate interests of Avafin.

This means that we may retain your personal data for a reasonable period after your last interaction with us. When the personal data that we collect is no longer required in this way, we will destroy, delete or anonymize it in a secure manner.

Where cookies are placed on your computer, we keep them for as long as necessary to achieve their purposes (e.g. for the duration of a session for session ID cookies) and for a period defined in accordance with local regulations and guidance.

## **6. Do we transfer your data to third parties?**

When we transfer your data to third parties, we are committed to ensuring that the recipient has the appropriate technical and organisational measures in place to guarantee the confidentiality and security of the data transferred.

We may communicate your data to some recipients:

- Our trusted third-party suppliers and contractors.
- Public authorities, law enforcement agencies, judges and courts in accordance with applicable law.
- To Avafin Group affiliates on a need-to-know and authorised basis.

Some of Avafin Group affiliates and third parties with whom we share your personal data may be located in countries outside the EU and/or European Economic Area. Where we transfer your Personal Data to Avafin Group affiliates and third parties located outside the EU and the European Economic Area, we may be required to take specific additional measures to safeguard the relevant personal data. Certain countries outside the EU and the European Economic Area have been approved by the European Commission as providing essentially equivalent protections to EU data protection laws and, therefore, no additional safeguards are required to transfer your personal data to these jurisdictions. In countries that have not had these approvals, we will use appropriate safeguards to protect any personal information that are being transferred, such as EU Commission-approved standard contractual clauses, or other measures, to ensure that your personal data is protected adequately.

## **7. Which rights can you exercise?**

If you are a data subject (as defined under GDPR) you will have the following rights in relation to personal data that we process about you:

- Right of access.
- Right to rectification of inaccurate personal data.
- Right to erasure.
- Right to restriction of processing.
- Right to data portability
- Right to object the processing of your personal data.
- Right to not be subject of a decision solely based on automated processing, including profiling, which produces legal effects on you or similarly significantly affects you.

If the legal basis for using your personal data is your consent, you may at any time withdraw your consent by informing us about your wishes. If you choose to withdraw your consent, we may no longer use your personal data based on consent. The withdrawal will not affect the lawfulness of use based on consent before its withdrawal. In some cases, we may continue using your personal data after withdrawal of your consent, if allowed or required by the applicable legislation.

Please note that these rights are subject to certain exemptions, and may not all be available in the country in which you are based. This might be due to obligations imposed upon us, such as other legislation requiring us to retain the personal data, protection of the rights and freedoms of others, or the like. We always do our utmost to carefully evaluate every single request and will provide the reasons if actions are not taken.

If you wish to further understand or exercise your rights, please contact us by post to the company's address, or by e-mail to the following address: [dpo@creamfinance.com](mailto:dpo@creamfinance.com).

If you have requested to receive information from Avafin Group, such as newsletters, and you no longer wish to receive these, you can unsubscribe at any time via the email that you receive.

If you are not satisfied with our response, you can always lodge a complaint with your local data protection authority.

## **8. Links to other websites**

On Avafin websites there may be links to other Avafin Group affiliates or third-party websites that we consider convenient and informative for you. If you access those links you will leave Avafin websites, so bear in mind that Avafin is not responsible for their privacy policies. At all times, we encourage you to be aware of and read the privacy policies of these websites. Remember that as previously indicated, this Privacy Policy only applies to the data collected and/or processed by Avafin.

## **9. Changes in our Privacy Policy**

This Privacy Policy replaces all previous versions, and we reserve the right to update and amend it from time to time as appropriate. In the event of an important amendment, we will notify you at our website or send an email if we deem this necessary.

This Privacy Policy was last updated: October 2022.