HypoVereinsbank Member of UniCredit

DATA PROTECTION NOTICE

related to SWIFT Transaction Processing Service

In addition to our Data Protection Notice for clients and the conditions for payment transfer transactions, we provide information below about the processing of your personal data for cross-border payment data transfers and domestic express transfers by us and the Society for Worldwide Interbank Financial Telecommunication SC (SWIFT) within the framework of the SWIFT Transaction Processing Service and your related data protection rights.

Who is responsible for data processing within the SWIFT Transaction Processing Service and who can I contact?
The SWIFT Transaction Processing Service enables SWIFT users (payment service providers such as banks) to transmit, send, receive, reference and manage the personal data required to carry out payment orders. A contract about the joint controllership in accordance with Art. 26 (1) of the EU General Data Protection Regulation (GDPR) between UniCredit Bank GmbH and SWIFT ("SWIFT Personal Data Protection Policy"[1]) determines which contracting party has which obligation in accordance with the provisions of the GDPR.

We are therefore jointly responsible

UniCredit Bank GmbH
Arabellastr. 12, 81925 München
Phone: +49 (0)89 378-0
info@unicredit.de

Data Protection Officer:
datenschutzrechte@unicredit.de

and

Society for Worldwide Interbank Financial Telecommunication Société Coopérative
Avenue Adèle 1, B-1310 La Hulpe, Belgien
Phone: +32 2 655 31 11
www.swift.com

Data Protection Officer:
privacy.officer@swift.com

Which sources and which data do we use?
We process personal data which we have received from clients and derived from it for the secure execution of payment orders for cross-border payment data transfers and domestic express transfers.

Relevant personal data are personal details (e.g. name, address), order data (e.g. account number of the client and the payee in a payment order), purpose and transaction identifiers (e.g. transaction reference number).

What is the purpose of processing your data (purpose of personal data processing) and on which legal basis does this take place?
We process your data to protect the following legitimate interests (Art. 6 (1 f) GDPR):

- Processing the payment order within the SWIFT Transaction Processing Service,
- advance checking of payment orders, including checking the existence of the payee account,
- verification, tracking and management of payment orders,
- prevention and investigation of criminal acts,
- risk management within UniCredit Bank GmbH and the payment service providers connected to SWIFT.

Who will receive my data?
As part of the joint controllership of UniCredit Bank GmbH and SWIFT, those units will be granted access to your data that need them to carry out the SWIFT Transaction Processing Service or to comply with legal and statutory obligations. Service providers and agents appointed may also receive the data for these purposes. These are companies in the categories IT services and telecommunication.

SWIFT receives and processes pseudonymized data, which is based on payment orders and exchanged via the SWIFT network, under sole responsibility for its service "SWIFT processing of pseudonymised account statistics". This service is used to detect anomalies to identify fraud in payment transactions and increase payment efficiency in the SWIFT network as well as to protect clients and payees. This data is stored by SWIFT for 13 months within the European Union and Switzerland. Any questions or requests for information in this regard should be addressed directly to SWIFT.

Will the data be transferred to a third country or an international organisation within the joint controllership?
Data will be transferred to locations outside the European Union (so-called third countries) if this is necessary to carry out your payment orders or is legally required.

Furthermore, transfer to bodies in third countries is intended in the following cases, whereby data protection obligations are observed when transferring to third countries and additional technical and organisational measures are taken to protect personal data:

- For reasons of reliability, availability and security, SWIFT stores payment data in its data centers in the European Union, Switzerland and, if the transactions relate to third countries, in the USA.
- If necessary in individual cases, your personal data may be transmitted to an IT service provider in the United States or another third country to ensure that the IT department remains operative, observing the European data protection rules.

For how long will my data be stored?
We process and store your personal data as long as this is necessary to carry out the SWIFT Transaction Processing Service or to fulfill legal and statutory obligations.

What are my rights with regard to data protection?
Every data subject has the right of access pursuant to Art. 15 GDPR, the right to rectification pursuant to Art. 16 GDPR, the right to erasure pursuant to Art. 17 GDPR, the right to restriction of processing pursuant to Art. 18 GDPR, the right to object pursuant to Art. 21 GDPR and the right to data portability pursuant to Art. 20 GDPR. The right of access and the right to erasure may be subject to restrictions under the law of the relevant EU member state. Moreover, there is a right to appeal to a competent data protection supervisory authority (Art. 77 GDPR).

Am I obliged to provide data?
Providing your data is necessary in order to securely execute your payment orders using the SWIFT Transaction Processing Service.

To what extent will decision-making, including profiling, be automated?
As part of the SWIFT Transaction Processing Service, there is generally no fully automated decision, including profiling, in accordance with Art. 22 GDPR.

1 https://www.swift.com/about-us/legal/compliance/data-protection-policies

Information about your right to object pursuant to Art. 21 GDPR

You have the right to object, on grounds relating to your particular situation, at any time to the processing of personal data concerning you which is based on Art. 6 (1 f) GDPR (data processing on the basis of the balancing of interests); this also applies for profiling as defined in Art. 4 point 4 GDPR.

If you do object, we will no longer process your personal data unless we have compelling justified reasons for such processing which take precedence over your interests, rights and freedom or, alternatively, such processing serves to assert, exercise or defend legal claims.

If you would like to object to the processing of pseudonymized account statistics by SWIFT for the service “SWIFT processing of pseudonymised account statistics”, please provide your account number(s), the name of the account owner(s), the name(s), the BIC (Business Identifier Code) of the financial institution(s) servicing your account(s) and your email address and send your objection to opt.out@swift.com.