

# BofAML EU Privacy Notice for Media Contacts

Last Updated April 2019

This **Privacy Notice** explains how Merrill Lynch International, Bank of America Merrill Lynch International Designated Activity Company, BofA Securities Europe Société Anonyme and each other affiliate or subsidiary (see [BofAML Entities List](#) for additional information.) of Bank of America Corporation which is established in the European Union, listed in Appendix 1 (each a “**BofAML EU/UK Entity**” or “**we**”), collect, use, share and protect personal data from registrants for events that they host.

This Privacy Notice is in addition to other privacy notices related to other products and services that the firm provides to clients and individuals.

## **Personal Data We Collect**

Personal Data is information that identifies or relates to an identifiable individual. The Personal Data we may collect in relation to events that we host includes:

- Name
- Postal address
- Email address
- Phone number
- Fax number

## **How We Collect Personal Data**

You provide Personal Data to us in order to receive market research materials. We also receive Personal Data from third party service providers.

## **Use of Personal Data**

We use Personal Data to provide you with market research materials, such as reports, that you have requested to receive.

We have a legitimate interest in using Personal Data to provide you with our market research materials.

We may also use your Personal Data to accomplish our business purposes, such as for:

- Audits, to verify that our internal processes function as intended and are compliant with legal, regulatory or contractual requirements;
- Determining the effectiveness of our market research; and
- Operating and expanding our business activities, for example, understanding which parts of our services are of most interest to our users so we can focus our energies on meeting our users’ interests.

We engage in these activities to comply with a legal obligation, and/or because we have a legitimate interest.

## **Disclosure of Personal Data**

We may disclose Personal Data to:

- Bank employees or contractors with a legitimate business purpose for accessing the Personal Data.

## **Recipients of Personal Data**

All employees and contractors who have access to Personal Data for legitimate business purposes have received training concerning maintaining the confidentiality of such data and committed themselves to confidentiality.

## **Other Uses and Disclosures**

We may also use and disclose Personal Data as we believe to be necessary or appropriate to do so:

- to comply with applicable law including treaties or agreements with or between foreign or domestic governments (including in relation to tax reporting laws), which may include laws outside the country you are located in,
- to respond to requests from public and government authorities, which may include authorities outside your country,

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- to cooperate with law enforcement, governmental, regulatory, or other similar agencies or authorities to which we or our affiliates are subject or submit;
- to courts, litigation counterparties and others, pursuant to subpoena or other court order or process or otherwise as reasonably necessary, including in the context of litigation, arbitration and similar proceedings to enforce our terms and conditions, and as reasonably necessary to prepare for or conduct any litigation, arbitration and/or similar proceedings; and
- to enforce our terms and conditions and protect our rights, privacy, safety or property, and/or that of our affiliates, you or others.

In addition, we may use, disclose or transfer Personal Data to a third party in the event of any reorganization, merger, sale, joint venture, assignment, transfer or other disposition of all or any portion of our business, assets or stock (including in connection with any bankruptcy or similar proceedings). Such third parties may include, for example, an acquiring entity and its advisors.

## **Other Information**

“Other Information” is any information that does not reveal a person’s specific identity or does not directly relate to an identifiable individual, such as:

- Browser and device information
- App usage data
- Information collected through cookies, pixel tags and other technologies
- Demographic information and other information provided by you that does not reveal a person’s specific identity
- Information that has been aggregated in a manner that it no longer reveals a person’s specific identity
- Survey responses and similar information which reveals views and preferences, but which does not reveal a person’s specific identity.

If we are required to treat Other Information as Personal Data under applicable law, then we may use and disclose it for the purposes for which we use and disclose Personal Data as detailed in this Privacy Notice.

## **Collection of Other Information**

We and our service providers may collect Other Information in a variety of ways, including:

- Through a browser or device: Certain information is collected by most browsers or automatically through devices, such as a Media Access Control (MAC) address, computer type (Windows or Mac), screen resolution, operating system name and version, device manufacturer and model, language, Internet browser type and version and the name and version of the Services (such as the App) being used. We use this information to ensure that the Services function properly.
- Using cookies: Cookies are pieces of information stored directly on the computer being used. Cookies allow us to collect information such as browser type, time spent on the Services, pages visited, language preferences, and other anonymous traffic data. We and our service providers use the information for security purposes, to facilitate navigation, to display information more effectively, and to personalize the user’s experience. We also gather statistical information about use of the Services in order to continually improve their design and functionality, understand how they are used and assist us with resolving questions regarding them. We do not currently respond to browser do-not-track signals.

Most browsers allow individuals to automatically decline cookies or be given the choice of declining or accepting a particular cookie (or cookies) from a particular website. Please refer to <http://www.allaboutcookies.org/manage-cookies/index.html> for more information. Declining cookies may cause certain parts of the Services to cease working.

- Using pixel tags and other similar technologies: Pixel tags (also known as web beacons and clear GIFs) may be used to, among other things, track the actions of users of the Services (including email recipients), measure the success of our marketing campaigns and compile statistics about

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usage of the Services and response rates.

- **Analytics:** We may use Google Analytics, which uses cookies and similar technologies to collect and analyze information about use of the Services and report on activities and trends. This service may also collect information regarding the use of other websites, apps and online resources. You can learn about Google's practices by going to <https://policies.google.com/privacy/google-partners>. We may use Flash LSOs and other technologies to, among other things, collect and store information about your use of the Services. If you do not want Flash LSOs stored on your computer, you can adjust the settings of your Flash player to block Flash LSO storage using the tools contained in the Website Storage Settings Panel. You can also go to the Global Storage Settings Panel and follow the instructions (which may explain, for example, how to delete existing Flash LSOs (referred to as "information"), how to prevent Flash LSOs from being placed on your computer without your being asked, and how to block Flash LSOs that are not being delivered by the operator of the page you are on at the time). Please note that setting the Flash Player to restrict or limit acceptance of Flash LSOs may reduce or impede the functionality of some Flash applications.

## **Uses and Disclosures of Other Information**

We may use and disclose Other Information for any purpose, except where we are required to do otherwise under applicable law. In some instances, we may combine Other Information with Personal Data. If we do, we will treat the combined information as Personal Data as long as it is combined.

## **Security**

We seek to use reasonable organizational, technical and administrative measures to protect Personal Data within our organization. Unfortunately, no data transmission or storage system can be guaranteed to be 100% secure. If you have reason to believe that your interaction with us is no longer secure please immediately notify us in accordance with the "Contacting Us" section below.

## **Third Party Services**

This Privacy Notice does not address, and we are not responsible for, the privacy information or other practices of any third parties, including any third party operating any website or service to which our website may link. The inclusion of a link does not imply endorsement of the linked site or service by us or our affiliates.

## **Retention Period**

We will retain Personal Data for as long as it is needed or permitted in light of the purposes for which it was obtained. The criteria used to determine our retention periods include: (i) the length of time we have an ongoing relationship with you; (ii) whether there is a legal obligation to which we are subject; and (iii) whether retention is advisable in light of our legal position (such as in regard to applicable statutes of limitations, litigation or regulatory investigations).

## **Minors**

We do not solicit individuals under the age of eighteen (18) to register and we do not knowingly collect Personal Data from individuals under 18. Information about children attending an event is submitted by the parent(s).

## **Jurisdiction and Cross-Border Transfer**

Personal Data may be stored and processed in any country where we have facilities or in which we engage service providers, including the United States. In certain circumstances, courts, law enforcement agencies or regulatory agencies in those countries may be entitled to access Personal Data.

If you are located in the European Economic Area (EEA): Some non-EEA countries are recognized by the European Commission as providing an adequate level of data protection according to EEA standards (the full list of these countries is available here [http://ec.europa.eu/justice/data-protection/international-transfers/adequacy/index\\_en.html](http://ec.europa.eu/justice/data-protection/international-transfers/adequacy/index_en.html)). For transfers from the EEA to countries not considered adequate by the European Commission, we have put in place adequate measures, such as standard contractual clauses adopted by the European Commission to protect Personal Data. You may obtain a copy of these measures by following this link: <http://ec.europa.eu/justice/data-protection/international->

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[transfers/transfer/index\\_en.html](#). Transfers may also be made pursuant to contracts in your interest or at your request.

## **Updates to this Privacy Notice**

We may change this Privacy Notice from time to time. The “LAST UPDATED” legend at the top of the Privacy Notice indicates when it was last revised. Any changes will become effective when we post the revised Privacy Notice. Continued use of the registration website signifies acceptance of the revised Privacy Notice.

## **How You Can Access, Change or Suppress your Personal Data**

If you would like to request to review, correct, update, suppress, restrict or delete personal data that you have previously provided to us, or if you would like to request to receive an electronic copy of your personal data for purposes of transmitting it to another company (to the extent this right of portability is provided to you by applicable law), you may contact us at [individualrightsrequests@bankofamerica.com](mailto:individualrightsrequests@bankofamerica.com).

In your request, please make clear what Personal Data you would like to have changed, whether you would like to have the Personal Data suppressed from our database or otherwise let us know what limitations you would like to put on our use of the Personal Data. For your protection, we may only implement requests with respect to the Personal Data associated with the particular email address that you use to send us your request, and we may need to verify your identity before implementing your request.

Please note that we may need to retain certain information for recordkeeping purposes and/or to complete any transactions that you began prior to requesting a change or deletion. There may also be residual information that will remain within our databases and other records, which will not be removed.

## **Contacting Us**

If you have any questions about this Privacy Notice you may contact our EU Data Protection Officer at [BAML.EUDPO@baml.com](mailto:BAML.EUDPO@baml.com)

Individuals may also file a complaint with a supervisory authority in the EEA competent for their relevant country or region. A list of data protection authorities is available at [http://ec.europa.eu/newsroom/article29/item-detail.cfm?item\\_id=612080](http://ec.europa.eu/newsroom/article29/item-detail.cfm?item_id=612080)

## **Additional Information for Germany**

For enquiries about your Personal Data processed or controlled by Bank of America N.A. Frankfurt branch or Bank of America Merrill Lynch International Designated Activity Company, Zweigniederlassung Frankfurt am Main or to exercise rights granted by the Federal Data Protection Act, you can also contact the Data Protection Officer at Neue Mainzer Strasse 52, 60311 Frankfurt am Main, directly at [datenschutzbamlfrankfurt@baml.com](mailto:datenschutzbamlfrankfurt@baml.com) or by telephone on +49 69 5899 5028.

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## Appendix 1 – BofAML EU/UK Entities<sup>1</sup>

BAL Global Finance (Deutschland) GmbH	Investments 2234 Overseas Fund 16 B.V.
BAL Global Finance (UK) Limited	Investments 2234 Overseas Fund 17 B.V.
Banc of America Leasing Ireland Co., Limited.	Investments 2234 Overseas Fund 18 B.V.
CM Investment Solutions Limited	Investments 2234 Overseas Fund I B.V.
Bank of America Custodial Services (Ireland) Limited	Investments 2234 Overseas Fund II B.V.
Bank of America Merrill Lynch UK Pension Plan Trustees Limited	Investments 2234 Overseas Fund III B.V.
Bank of America Merrill Lynch International Designated Activity Company	Investments 2234 Overseas Fund IV B.V.
Bank of America, National Association - Athens Branch	Investments 2234 Overseas Fund VI B.V.
Bank of America, National Association - Frankfurt Branch	Investments 2234 Overseas Fund VII B.V.
Bank of America, National Association - London Branch	Investments 2234 Overseas Fund VIII B.V.
Bank of America, National Association - Milan Branch	Investments 2234 Overseas Fund X B.V.
Blue Finn S.a r.l.	Investments 2234 Overseas Fund XII B.V.
BofA Securities Europe Société Anonyme	
BofAML Trustees Limited	Investments 2234 Overseas Fund XIV B.V.
EGB-SKARBIEC Powiazany Fundusz Inwestycyjny Zamkniety	Investments 2234 Overseas Fund XV B.V.
Farmington Investment SI (Loans and Securities)	Investments 2234 Overseas Holdings B.V.
Fondo Espanol de Recuperaciones B.V.	Investments 2234 PTC
GEM 21 s.r.l.	Merrill Lynch Capital Markets España, S.A., S.V.
Investments 2234 China Fund 1 B.V.	Merrill Lynch Equities Limited
Investments 2234 Overseas Fund 11 B.V.	Merrill Lynch Equity S.à r.l.
Investments 2234 Overseas Fund 12 B.V.	Merrill Lynch Europe Limited
Investments 2234 Overseas Fund 13 B.V.	Merrill Lynch Europe PLC
Investments 2234 Overseas Fund 14 B.V.	Merrill Lynch International

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<sup>1</sup> Including all branches of EU or UK established BofAML entities and all EU or United Kingdom branches of Bank of America, National Association.

Note that the list may be updated from time to time without notice. The current list will be available on our website at <https://www.bofaml.com/en-us/content/emea-legal-entity.html>.