

Events Thailand Privacy Notice

Last Updated May 15, 2020

This **Privacy Notice** explains how Bank of America, National Association, Bangkok Branch and Merrill Lynch Securities (Thailand) Limited (each a “**BofA Thailand Entity**” or “**we**”), collect, use, share, and protect personal data from registrants for events (“**Events**”) that they host. We refer to the individuals whose Personal Data (as defined below) we process, such as individuals who work for or are otherwise engaged by, or interact with, our clients, their affiliates or other third parties in connection with the Events, as “**you**” in this Privacy Notice. This Privacy Notice is in addition to other privacy notices related to other products and services BofA Thailand Entity provides to clients and individuals.

PERSONAL DATA

“Personal Data” is information that identifies or relates to an identifiable individual that may be collected in relation to Events that we host, including one or more of the following:

- Name
- Postal address
- Telephone number
- Fax number
- Email address and other identifying addresses for electronic communications
- Date of birth
- Details from passports and other government or state issued forms of personal identification (including social security, driver’s license, national insurance and other identifying numbers)
- Photographic or video images
- Signature
- Speaker biographies
- Telephonic or electronic recordings
- Travel details
- Spouse/partner name
- Name and age of child/children

We need to collect and process Personal Data in order to host Events, or because we are legally required to do so. If we do not receive the information that we request, we may not be able to provide the requested Services. We do not collect the entire set Personal Data listed above for each Event; it varies on the nature of the business.

Collection of Personal Data

You provide Personal Data through the event registration process. We also receive Personal Data from our Sales group(s).

Keeping Personal Data secure is one of our most important responsibilities. We maintain physical, technical, electronic, procedural and organizational safeguards and security measures to protect personal data against accidental, unlawful, or unauthorized destruction, loss, alteration, disclosure, or access, whether it is processed by us in Thailand or elsewhere. Appropriate employees are authorized to access personal data for legitimate and specified business purposes. Our employees are bound by a code of ethics and other internal policies that require confidential treatment of personal data and are subject to disciplinary action if they fail to follow such requirements. Business data such as business contact details, title or address are not considered personal data.

Use of Personal Data

We use Personal Data to ensure that all participants in an event have a safe and enjoyable experience. This data may be used, for example, to provide notifications concerning the event, to answer frequently asked questions, to ensure you have event materials and up to date information relating to that event. We have a legitimate interest in using Personal Data to manage the event and ensure a safe event for all. We also use Personal Data to comply with our legal obligations.

We may also use your Personal Data to accomplish our business purposes and legitimate business interests, including the following:

- Data analysis, for example, to improve our events and develop new events;
- Audits, to verify that our internal processes function as intended and are compliant with legal, regulatory or contractual requirements;
- Enhancing, improving, or modifying our current products and services;
- Determining the effectiveness of our event campaigns, so that we can adapt our events to the needs and interests of our clients; 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

Personal Data may be disclosed to third parties in connection with the Events we are hosting. We may disclose Personal Data to:

- Our third party service providers to facilitate services they provide to us. These services can include providers of services such as website hosting, data analysis, payment processing, order fulfilment, information technology and related infrastructure provision, customer service, email delivery, auditing, and other services; and
- Event vendors, organizers, volunteers, contractors, and sponsors to facilitate the event.

Recipients of Personal Data

Disclosures of Personal Data to third party service providers will be made subject to conditions of confidentiality and security appropriate to the specific circumstances of each such disclosure. The recipients of any such information will depend on the Events

that are being hosted. All employees, volunteers 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,
- 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;
- to enforce our terms and conditions and protect our rights, privacy, safety or property, and/or that of our affiliates, you or others; and,
- To 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.

SENSITIVE PERSONAL INFORMATION

We do not typically collect sensitive Personal Data in connection with the Events. Please do not send us any Personal Data which would be categorized as sensitive personal data under the Thailand Personal Data Protection Act or its implementing regulations (e.g., information related to racial or ethnic origin, political opinions, religion or other beliefs, health, biometrics or genetic characteristics, criminal background or trade union membership) (“Special Data”) through the Events or otherwise, unless we specifically request this information from you or make a due diligence enquiry of you where the response necessitates you disclosing Special Data to us. At the time of Events registration, participants may tell us about disabilities that may require accommodation. This information will be used only to the extent necessary to facilitate any disability accommodations.

In such a case, please ensure you notify us that you are providing Sensitive Personal Data. We may receive Sensitive Personal Data from third party service providers and others in support of due diligence activities we undertake to satisfy various legal and regulatory requirements to which we are subject.

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

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- 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.

Uses and 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 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 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 www.google.com/policies/privacy/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, which can be found by going to www.macromedia.com/support/documentation/en/flashplayer/help/settings_manager07.html. You can also go to the Global Storage Settings Panel at www.macromedia.com/support/documentation/en/flashplayer/help/settings_manager03.html 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.

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- **IP Address:** An IP address is automatically assigned to a computer by an Internet Service Provider. An IP address may be identified and logged automatically in our server log files whenever a user accesses the Services, along with the time of the visit and the page(s) that were visited. Collecting IP addresses is standard practice and is done automatically by many websites, applications and other services. We use IP addresses for purposes such as calculating usage levels, diagnosing server problems and administering the Services. We may also derive approximate location from IP address.

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.

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 the website may link. The inclusion of a link does not imply endorsement of the linked site or service by us or by our affiliates.

SECURITY

We rely on and use appropriate and reasonable organizational, technical and administrative measures to protect Personal Data within our organization to protect against unauthorized or unlawful processing of Personal Data and/or against accidental loss, alteration, disclosure or access, or accidental or unlawful destruction of or damage to Personal Data. 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.

RETENTION PERIOD

We will retain Personal Data for as long as needed in accordance with our retention schedules or permitted in light of the purpose(s) 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).

AUTOMATED DECISION MAKING

We do not use automated decision making in our processes.

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.

For transfers from Thailand to countries not considered adequate, we have put in place adequate measures, such as standard contractual clauses to protect Personal Data. Transfers may also be made pursuant to contracts in your interest or at your request.

By providing BofA Thailand Entity with your Personal Data, you recognize and understand that BofA Thailand Entity may collect, use, transfer, or disclose your Personal Data to the third parties and for the purposes identified in this Notice to reasonably provide you with the Services and/or Events. If you do not provide us with the Personal Data described in this Notice, BofA Thailand Entity may no longer be able to provide you with the desired Events experience. In the event that BofA Thailand Entity seeks to disclose your information to promote or publicize products or services, BofA Thailand Entity will obtain specific consent for such marketing purpose prior to such disclosure. Your consent for such marketing purposes is not a condition of participating in the Events.

INDIVIDUAL RIGHTS

You may be entitled to make certain requests of BofA Thailand Entity under applicable data protection law. These rights may include, subject to applicable conditions or restrictions:

- The right to withdraw your consent for BofA Thailand Entity to process your personal information, but only where BofA Thailand Entity relies on consent as the legal basis for processing your personal information;
- The right to know when your personal information has been collected without your consent;
- The right to object to or restrict processing of your personal information;
- The right to request that BofA Thailand Entity maintain accurate records related to your personal information; and
- The right to request erasure, destruction, or anonymization of your personal information.

How individuals can access, change or suppress their 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 to data portability is provided to you by applicable law), you may contact us by emailing individualrightsrequests@bofa.com. We will respond to your request consistent with applicable law.

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. We will try to comply with your request as soon as reasonably practicable.

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.

Receiving electronic communications from us

If you no longer want to receive marketing-related emails from us on a going-forward basis, you may opt-out by following the instructions in the relevant electronic communication.

We will try to comply with your request(s) as soon as reasonably practicable. Please note that if you opt-out of receiving marketing-related emails from us, we may still send you important administrative and Event -related messages, which you cannot opt out of.

UPDATES TO THIS PRIVACY NOTICE

We may change this Privacy Notice, from time to time. The “LAST UPDATED” legend at the top of this Privacy Notice indicates when this Privacy Notice was last revised. Any changes will become effective when we post the revised Privacy Notice. Continued use of the registration website following these changes (or your continued provision of Personal Data to us) signifies acceptance of the revised Privacy Notice.

CONTACTING US

The BofA Thailand Entity who provides the Services in connection with which your Personal Data has been provided is the company responsible for collection, use and disclosure of your Personal Data under this Privacy Notice.

If you have any questions about this Privacy Notice, please contact our Thailand Data Protection Officer at thailand.dpo@bofa.com.

To help us to manage your query, please include your full name and the name of the BofA Thailand Entity you understand is processing your personal data and/or any reference number that was made available by a BofA Thailand Entity to you.