



Annex II

Disclaimer and Privacy Policy – for public use

Legal Notice

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If you do not wish to accept these cookies onto your computer, you can disable cookies via the settings on your browser.

Privacy Policy

We understand the importance of keeping your personal data safe. This privacy policy (“**Policy**”) sets out what data we collect from clients and any further data collected in the course of the business relationship and why, how it is stored, processed and what your rights are in relation to this data.

In case of any questions about this Policy or your data rights, please contact us by using the contact form on this Website, or alternatively to:

Sail Ventures

E-mail: info@sailventures.com

Phone: +31 70 744 8884

1. Data categories and sources of data

The main categories of personal data processed by us, are (inter alia):

- With respect to directors, officers and contractors of &Green, personal identification data, such as name, contact details, bank account information, social security number, travel ID, CVs;
- With respect to contributors’ representatives, personal identification data, such as name and contact details;



- IP addresses or other visitor origin profiles may be traceable from visiting our website or social media profiles;
- Profile pictures, pictures from events and videos.

2. Lawful basis and purpose of the processing

Any personal data provided to us is processed based on the legal grounds enumerated in Art. 6, Par. 1 of the GDPR. Most of our data processing arises from regulatory or contractual requirements, without which we would not be able to operate or be in compliance with applicable laws. Certain data, such as business cards and photographs we may have of you from events, is processed based on consent or legitimate interest. For the processing of data that are not central to our contractual or regulatory obligations, you have the right to withdraw your consent and request that we stop processing and to delete such data at any time.

3. Profiling and automated decision-making

We do not use data profiling or automated decision-making as per Art. 22 and recital 71.

4. Third-party data processing

Our data systems are maintained and backed-up by an external IT service provider which are located within the EU, in jurisdictions deemed to have an EU-equivalent level of protection, or are otherwise bound contractually to comply with GDPR requirements.

In order to fulfil our obligations arising from contract or applicable laws, certain personal data may be transmitted to other service providers or regulatory authorities.

Due diligence is performed on such third parties to ensure that they are complying with GDPR.

We shall be held liable for any kind of technical incidents that may occur during electronic transmission (including infection by virus, worm, etc.).

In the case of a data security incident affecting your personal data, we shall notify such breach as may be required to the Dutch data protection authority within 72 hours after coming aware of such data security incident, and/or the data subjects concerned, unless it is unlikely to result in a risk to the rights of data subjects. Each service provider of the Fund, acting as data processor, shall also in turn notify to the Fund without undue delay in the event of such a data security incident.

5. Transfer to third countries

To the extent practicable, &Green avoids transferring your data to non-EU countries or to countries without EU equivalent data protection. To the extent required for the working relationships between service providers and between &Green and its investees, some data may be transferred outside of the EU, such as to affiliates of service providers, providers of IT cloud solutions and to investees. In such cases, prior due diligence is performed to ensure that service providers only transfer data to their affiliates which are compliant with GDPR, that the IT cloud solutions chosen have implemented GDPR compliant security measures, and that the data is transferred in a secure way to investees.



The commitments relating to the protection of personal data herein shall apply mutadis mutandis to all data processors identified by us.

6. Provision of data

Personal data relating to candidates for directors, officers and contractors must be provided in order to enable us to perform required due diligence and obtain necessary approvals.

Certain data relating to representatives of contributors and contractual counterparties are also required to be provided to enable effective notification to the respective parties.

Please note that if you choose to provide any personal information to us via any of the contact facilities listed on this Website, we may process such information in order to respond to your queries or for operational and administrative purposes. This information will not be transferred to third parties without your permission, except as required under a legal obligation such as to comply with the Fund's regulatory or contractual obligations. We retain such data for the duration required by applicable law or contractual obligations of the Fund, taking into account any required retention period to meet any legal procedural requirements in case of any need to provide information with integrity to competent authorities.

In particular, please note that any queries addressed to &Green at its registered office or by e-mail to info@andgreen.com, may primarily be processed on behalf of the Fund by Intertrust (Netherlands) B.V., having its place of business at Prins Bernhardplein 200, 1097JB Amsterdam, The Netherlands ("**Intertrust**"), providing corporate and administrative services to &Green ("**Fund Administrator**"), in coordination with Sail, Innpact (as defined below) and other service providers of the Fund if needed.

In relation to any complaints addressed to &Green via complaints@andgreen.fund, please note that the information provided may primarily be processed on behalf of the Fund by Innpact S.à r.l., registered at 5, rue Jean Bertels, 1230 Luxembourg, Luxembourg ("**Innpact**"), providing fund management support services to the Board of &Green, in coordination with the relevant officer in charge in accordance with the Complaints policy, as well as the other service providers of the Fund if necessary and to the extent permitted by the complaints management policy of the Fund.

Please note that the Fund has a zero-tolerance policy towards any form of retaliation towards complainants, and you have the right to remain anonymous when submitting claims pursuant to the Fund's complaints management policy. If you choose to remain anonymous, please understand that we will not be able to provide you with any follow-up reporting regarding the status of investigations or handling and resolution of the matter. Any and all claims received on any anonymous basis will nonetheless be treated seriously and handled in accordance the general steps outlined in our complaints management policy.

7. Storage of personal data

Any and all personal data will not be retained for longer than necessary in order to fulfil our obligations arising from contract or applicable laws.



For those data processes which are not strictly necessary for the fulfilment of our obligations arising from contract or applicable laws, you have the right to object to the processing and storage of your data and the right to request for your data to be securely deleted.

8. Your rights as a data subject

Please find below an outline of the most pertinent rights you have as data subjects. The exhaustive list of your rights as data subject can be found in Art.15-22 and Art. 77 of the GDPR.

- Right to access, rectification, and erasure

You have the right to see what personal data we have of you in our files.

If you spot an error in your personal data in our files, or that it is no longer up to date, you have the right to request that it is rectified.

Any of your personal data we have in our files will be deleted upon request, unless we have an overriding obligation to maintain the data such as arising from contract or applicable laws.

- Right to restriction of processing

We will limit the ways and purposes your personal data is processed upon request, unless there are overriding obligations arising out of contract or applicable laws.

- Right to data portability

You have the right to request that your personal data is transferred from us to another recipient of your choosing, in a structured, commonly used and machine-readable format.

- Right to object

You have the right to object to the processing of your data by the us and to request us to stop processing your data. In such case we will stop processing your data unless there are overriding obligations such as those arising from contract or applicable laws.

Please note that we do not send any newsletters and do not pass on your contact details to any third parties for their own marketing purposes without your explicit consent.

- Right to complain

You have the right at all times to lodge a complaint regarding the processing of your data, whether to us via complaints@andgreen.fund (see section above) or directly to a national data protection authority of a European Union Member State, such as the Dutch data protection authority.