Privacy Policy Statement

NOTICE TO CLIENTS AND OTHER PERSONS RELATING TO ACT 8/2005 OF THE PERSONAL DATA PROTECTION ACT

Important Notice

This Notice will create legal obligations and liabilities on your part. It is strongly advised that you read and understand the provisions of the Notice thereof carefully and to seek independent legal advice before you agree to be bound by this Notice.

1. From time to time, it is necessary for Clients and various other individuals (including but not limited to applicants for banking/financial/insurance/investment services and facilities, sureties and persons providing security or guarantee for banking facilities, shareholders, directors, officers and managers of corporate clients, and other contractual counterparties)(collectively, "Data Subjects") to supply the Bank with data in connection with the opening or continuation of accounts, the establishment or continuation of banking facilities or provision of banking, financial and other services by the Bank, or the provision of supplies or services to the Bank and the Clients.
2. Failure to supply such data may result in the Bank being unable to open or continue accounts, establish or continue banking facilities, provide banking, financial and other services or accept or continue the provision of supplies or services to the Bank and the Clients.
3. Data are collected from Data Subjects in the ordinary course of the continuation of the Bank's relationships with the Data Subject, for example, when the Data Subjects write cheques, deposit money, apply for credit, or give instructions or gain access to or otherwise use the Services. The Bank will also collect data relating to the Data Subjects from third parties, including third party service providers with whom the Data Subjects interact in connection with the marketing of the Bank's products and services and in connection with the Data Subject's application for the Bank's products and services.
4. Data relating to a Data Subject may be used for the following purposes:
   - 4.1 Considering and assessing the Clients' application for the Bank's products and services;
   - 4.2 the daily provision or operation of banking, financial and/or other services/facilities provided by or to the Bank or the Clients (including but not limited to the provision of credit card, charge card facilities and services provided via the internet);
   - 4.3 the provision of relevant data to any credit reference agency;
   - 4.4 in relation to the provision of banker's references about the Data Subject to other financial institutions or other persons;
   - 4.5 the processing of banking, financial, investment and/or other services/facilities' applications;
   - 4.6 in connection with the conducting of credit and other status checks with any credit reference agency, credit enquiry agency or other persons (including, without limitation, upon an application for any credit facility or upon periodic or special review or renewal of such facility,which will normally take place at least once a year) and collecting debts;
   - 4.7 ensuring Data Subjects' ongoing creditworthiness;
   - 4.8 creating and maintaining the Bank's credit and risk related scoring models;
   - 4.9 assisting other financial institutions to conduct credit checks and collect debts;
   - 4.10 providing status reports on the Data Subject or the accounts of the Data Subject when so requested by any other bank, financial institution or recognized credit reference agency or credit enquiry agency;
   - 4.11 researching and designing banking, financial, investment and insurance services or related products of the Bank for use of the Data Subjects;
   - 4.12 marketing services, products and other subjects (please see further details in paragraph 6.1 below);
   - 4.13 determining amounts owed to or by Data Subjects;
   - 4.14 performing treasury functions;

4.15 the enforcement of obligations of Data Subjects, including but not limited to collection of amounts outstanding from Data Subjects and those providing security, guarantees or other credit support for the Data Subjects' obligations (such persons referred to collectively as "Credit Support Providers");

4.16 enabling an actual or proposed successor of the Bank or any of its holding companies, subsidiaries, associates and/or any of their branches, offices or units (whether within or outside Macau) (collectively, the "Bank Group", and each, the "Bank Group Member") or an actual or proposed assignee, transferee, participant or sub-participant of the Bank's rights and/or obligations in respect of the Data Subject (including without limitation an actual or proposed taker of a charge, assignment or other security or collateral over any of the Bank's rights in respect of the Data Subject) or an actual or proposed purchaser of all or any part of the Bank's business or its shares to evaluate the transaction intended to be the subject of such succession, assignment, transfer, participation, sub-participation or purchase (including without limitation any security or collateral arrangement);

4.17 purposes within the ordinary course of banking business, including but not limited to provision of administrative and data processing services to the Bank;

4.18 complying with the obligations, requirements or arrangements for disclosing and using data that apply to the Bank or any Bank Group Member or that it is expected to comply according to:

i any law binding or applying to it within or outside Macau existing currently and in the future (e.g. Legal Regime for the Exchange of Tax Information and its provisions including those concerning automatic exchange of financial account information);

ii any guidelines or guidance given or issued by any legal, regulatory, governmental, tax, law enforcement or other authorities, or self-regulatory or industry bodies or associations of financial services providers within or outside Macau existing currently and in the future (e.g. Legal Regime for the Exchange of Tax Information and its provisions including those concerning automatic exchange of financial account information);

iii any present or future contractual or other commitment with local or foreign legal, regulatory, governmental, tax, law enforcement or other authorities, or self-regulatory or industry bodies or associations of financial services providers that is assumed by or imposed on the Bank or any Bank Group Member by reason of its financial, commercial, business or other interests or activities in or related to the jurisdiction of the relevant local or foreign legal, regulatory, governmental, tax, law enforcement or other authority, or self-regulatory or industry bodies or associations;

4.19 complying with any obligations, requirements, policies, procedures, measures or arrangements for sharing data and information within the Bank Group and/or any other use of data and information in accordance with any group-wide programmes for compliance with sanctions or prevention or detection of money laundering, terrorist financing or other unlawful activities;

4.20 purposes specifically provided for in any particular service or facility offered by the Bank;

4.21 purposes relating to any of the above and the Bank may carry out "matching procedures" (whether or not with a view to taking any adverse action against the Data Subject) or data comparison in respect of all or any of such purposes.

5. Data held by the Bank in relation to a Data Subject will be kept confidential but the Bank may provide such information to the following parties (whether within or outside Macau) for the purposes set out in paragraph 4 above:

5.1 any other Bank Group Member;

5.2 any person to whom the Bank or any Bank Group Member is under an obligation or otherwise required to make disclosure under the requirements of any law binding on or applying to the Bank or any Bank Group Member, or any disclosure under and for the purposes of any guidelines or guidance given or issued by any legal, regulatory, governmental, tax, law enforcement or other authorities, or self- regulatory or industry bodies or associations of financial services providers with which the Bank or any Bank Group Member are expected to comply, or any disclosure pursuant to any contractual or other commitment of the Bank or any Bank Group Member with local or foreign legal, regulatory, governmental, tax, law enforcement or other authorities, or self-regulatory or industry bodies or associations of financial services providers, all of which may be within or outside Macau and may be existing currently and in the future;

5.3 the Bank's professional advisors (including without limitation its auditors and legal advisors);

5.4 any agent, contractor, service provider or person (whether or not such person is a Bank Group Member) who provides administrative, data processing, telecommunications, computer, payment, securities clearing or other services to the Bank (including without limitation any credit reference agency, rating agency, insurer or insurance broker, direct or indirect provider of credit protection and,

in the event of default, any debt collection agency) in connection with the operation of its business, whether in or outside Macau for the purposes of such services;

5.5 any other person including a Bank Group Member which has undertaken to keep such information confidential;

5.6 third party service providers with whom the Data Subject has chosen to interact with in connection with the Data Subject's application for the Banks products and services;

5.7 any nominee, trustee, co-trustee, centralized securities depositary, registrar, custodian, brokers or dealers or other persons who are involved in, and for the purposes of, the provision of banking services or products to the Data Subject;

5.8 any financial institution with which the Data Subject has or proposes to have dealings;

i any actual or proposed successor of the Bank or any other Bank Group Member;

ii third party financial institutions, insurers, credit card companies, securities and investment services providers;

iii third party reward, loyalty, co-branding and privileges programme providers;

iv co-branding partners of the Bank and the Bank Group Members (the names of such co-branding partners can be found in the application form(s) for the relevant services and products, as the case may be);

v charitable or non-profit making organisations;

vi external service providers (including but not limited to mailing houses, telecommunication companies, telemarketing and direct sales agents, call centres, data processing companies and information technology companies) that the Bank engages for the purposes set out in paragraph 4.12 above.

5.9 5.9 any actual or proposed assignee, participant, sub-participant or transferee of the Bank's rights in respect of the Data Subject including, without limitation, any actual or proposal security/collateral taker as referred to in paragraph 4.16 above, or such other person as may be required or necessary in respect of the sale of mortgages or other security by the Bank or any purchaser of all or any part of the Bank's business or its shares as referred to in paragraph 4.16 above;

5.10 any person to the extent required for purposes of any litigation, arbitration, investigative or regulatory proceedings or procedure in Macau or elsewhere;

5.11 banks of drawers of cheques made payable to Data Subjects in order to confirm to such drawers payment to the Data Subjects under such cheques;

5.12 any person who requests the Bank to provide references with respect to the Data Subject upon producing proof of the Data Subject's prescribed consent;

5.13 any other person with the Data Subject's express written consent.

6. The Bank intends to use data of a Data Subject in direct marketing and the Bank requires the consent of a Data Subject (which includes an indication of no objection) for that purpose. In this connection, please note that:

6.1 the Bank may use the name, contact details, products and services portfolio information, transaction pattern and behaviour, financial background and demographic data of a Data Subject held by the Bank from time to time in direct marketing;

6.2 the following classes of services, products and subjects may be marketed:

i financial, insurance, credit card, banking and related services and products;

ii reward, loyalty or privileges programmes and related services and products;

iii services and products offered by the Bank's co-branding partners (the names of such co-branding partners can be found in the application form(s) for the relevant services and products, as the case may be);

iv donations and contributions for charitable and/or non- profit making purposes;

6.3 the above services, products and subjects may be provided or (in the case of donations and contributions) solicited by the Bank and/or:

i the Bank Group Members;

ii third party financial institutions, insurers, credit card companies, securities and investment services providers;

iii third party reward, loyalty, co-branding or privileges programme providers;

iv co-branding partners of the Bank and the Bank Group Members (the names of such co-branding partners can be found in the application form(s) for the relevant services and products, as the case may be);

v charitable or non-profit making organisations;

6.4 Apart from marketing the above services, products and subjects itself, the Bank also intends to provide the data as set out in paragraph 6.1 above to all or any of the persons described in paragraph 6.3 above for use by them in marketing those services, products and subjects, and the Bank requires the Data Subject's written consent (which includes an indication of no objection) for that purpose.

6.5 According to paragraph 6.4 above, the Bank may receive money or other property in return for providing the data to the other persons and, when requesting the Data Subject's consent or no objection as described in paragraph 6.4 above, the Bank will inform the Data Subject if it will receive any money or other property in return for providing the data to the other persons.

6.6 If a Data Subject does not wish the Bank to use or provide to other persons his data for use in direct marketing as described above, the Data Subject may notify the Bank to exercise his opt-out right.

7. Under and subject to the terms of the Personal Data Protection Act, any individual has the right:

7.1 to check whether the Bank holds data about him/her and may request access to such data;

7.2 to request the Bank to correct any data relating to him/her which is inaccurate;

7.3 to request the Bank to ascertain its data policies and practices and to be informed of the kind of personal data held by the Bank.

8. Subject to the terms of the Personal Data Protection Act, the Bank has the right to charge a reasonable fee for the processing of any data access request.

9. Data of a Data Subject may be used, processed, stored, disclosed or transferred in and to any country or territory as the Bank or any person who has obtained such data from the Bank (as referred to in paragraph 5) considers appropriate. Such data may also be disclosed in accordance with the local practices and the laws, regulations or guidelines (whether or not having the force of law), or court orders in such country or territory.

10. The person to whom requests for access to data or correction of data or for information regarding the Bank's policies and practices and kinds of data held are to be addressed as follows to:

Legal and Compliance Department

Banco Delta Asia S.A.

Address: Rua do Campo, No.39-41, Macau

Telephone: 2855-9898

Fax: 8396-2964

Email: Compliance.BDA@delta-asia.com

11. Nothing in this Notice shall limit the rights of clients under the Personal Data Protection Act.