

Information about data collection required for the provision of private banking investment services

1. Pursuant to provisions of the Credit Institutions Act, the Bank has the obligation to treat as a banking secret any and all data, facts and circumstances learned in the process of providing services to and transacting with a client, where the client is considered to be any person requesting or receiving a banking and/or financial service from the Bank.

2. Exceptions to banking secrecy are detailed in article 157, paragraph 3 of the Credit Institutions Act.

3. Pursuant to the General Data Protection Regulation (EU) 2016/679, in effect since 25 May 2018, (hereinafter referred to as: Regulation), the Bank provides the following information to ensure fair and transparent client data processing and protection:

- a. Data controller: OTP banka d.d., Domovinskog rata 61, 21 000 Split;
- b. Contact details of the data protection officer:
 - Mail: Data Protection Officer of OTP banka d.d., Domovinskog rata 61, 21 000 Split or
 - E-mail: zastita-osobnih-podataka@otpbanka.hr;
- c. Personal data collected for the purpose of Private Banking Investment Services Agreement include: full name, taxpayer ID number (OIB), e-mail address, IBAN), and – depending on the agreed services – the following:
 - Agreement for the Order to Purchase or Sell Financial Instruments, Agreement for the Use of OTP e-Trader Service: client details (full name, taxpayer ID number (OIB), registered office and address, e-mail address, telephone/mobile phone number, IBAN), data about the authorised person (full name and taxpayer ID number), password, photograph/scan of ID card), information on the type and number of financial instruments, financial instrument account number with the Central Depository and Clearing Company (SKDD-CCP) or with another counterparty
 - Agreement for the Use of PB Club / Club+ Services: full name, taxpayer ID number, e-mail address. The mentioned data collection shall be carried out in accordance with the Credit Institutions Act, Capital Market Act, Anti Money Laundering and Counter Terrorist Financing Act, General Tax Act, Act on Administrative Cooperation in the Field of Taxation, and the pertaining secondary legislation;
- d. Furthermore, we would like to advise that the Bank processes the following data, based on its legitimate interest:
 1. Data processing with purpose to protect persons, property, work environment and ensure safety of all persons in business premises of the Bank and external ATMs, including video surveillance and record of visitors.
 2. Data processing with purpose to prevent and investigate fraud or other criminal offenses and all types of misuse of bank's services.
 3. Data processing with purpose of transparency, traceability and consumer protection, also including audio records.
 4. Data processing with purpose of detecting the future difficulties of client in order to prevent failing of fulfilling his financial obligations in time and aiming timely and preventive reaction.
 5. Data processing of contact data in order of giving the client important information from business relationship like system unavailability, loss of credit cards, card or account fraud attempting, in case of any kind of complaints, reaching agreement on debt settlement, etc.
 6. Data processing with purpose of detailed analysis of credit exposure, including shared credit exposure of client and his/her spouse regarding the Bank, and processing related to requests for clients with high risk indicator (including suspicions of fraudulent activities) in the approval process of any transaction, in aim of minimizing manifestation of financial loss, and mitigating of potential operational, reputational and credit risk in order to improve long-term quality of credit and total portfolio of the Bank.
 7. Data processing by reviewing client transactions related to games of chance for the purpose of risk management in loan operations.
 8. Data processing of public information in order to perform debt recovery activities.
 9. Data processing in terms of client segmentation with purpose to offer products and services to existing clients at Bank's sales point, through bank's service channels or inbound calls.
 10. Data processing for purpose of direct marketing when the offer is made for equal or comparable products and services of the Bank that data subjects already use, considered by the Bank as better suited to the needs of certain categories of clients or intended as easier access or product /service management, as much as data subjects don't oppose this processing.
 11. Data processing of official contact data related to natural person performing activities inside the business entities (Bank's clients/potential clients) in purpose of direct marketing which may include performing of surveys and questionnaires, etc.
 12. Publishing adds of public auction with link to the official FINA site.

13. Data processing of branch usage, data of POS transaction usage, including POS location, amount and number of transactions, cash withdrawals on ATMs, including total amount, location and number of withdrawals, data of services payments, including type of payment, total amount of payment and number of transaction, data of deposits in Bank, incoming and outgoing transfers, investments in financial instruments, including payment method, total amount paid, and type of financial instrument, reasons of usage or non-usage regarding offered banking products. The purpose of data processing is establishment of advanced analytics client data analyzing, the probability of fund transfers out of the Bank, to perform client segmenting for better price adjustment categories of banking products and services. Data are being processed based on legitimate interest of Bank to improve our products and services. Processing of above-mentioned data helps us to understand in better way client's financial needs and habits in order to offer products and services with price conditions adjusted to client needs.
 14. Processing/delivery of the debtor's contact information to the receivables buyer for the purpose of establishing communication with the debtor and optimizing the collection process.
 15. Data processing through necessary (technical) cookies in order to provide the possible service and user experience for OTP bank website visitors.
 16. Data processing that includes the transfer of client data to a third party in order to provide the service of issuing certificates in accordance with relevant regulations and standards in the field of application of electronic signatures and data security, in the online loan approval process. Data processing for the purpose of resolving requests/complaints of individuals and preventing potential financial losses of the Bank, related to the process of accepting and replacing banknotes partially stained due to ink leakage from electrochemical protection on ATMs.
- e. Categories of recipients are as follows: Croatian National Bank, Croatian Financial Services Supervisory Agency, Ministry of Finance (Tax Administration, Financial Intelligence Unit), Central Depository and Clearing Company (SKDD), Zagreb Stock Exchange and counterparties specialising in the provision of outsourced services under conditions defined in the Decision on Outsourcing;
- All client's personal data are considered banking secrets and are used exclusively for the requirements of the Bank, and the exemption from the banking secrecy obligations referred to in Article 157 (3) of the Credit Institutions Act shall apply to the following cases:
1. where the client's consent is given that specific confidential information may be disclosed to another natural and/or legal person, provided that the consent may be verified. To the extent that the confidential information involves personal data, the consent shall be given in accordance with the regulations governing the protection of personal data;
 2. where this enables the credit institution to pursue its interest when exercising the sale of client's receivables;
 3. where confidential information is disclosed to the Croatian National Bank, the Financial Inspectorate of the Republic of Croatia or another supervisory or competent authority for the purposes of supervision or oversight within their competence;
 4. where confidential information is exchanged within a group of credit institutions for the purpose of risk management;
 5. where confidential information on clients is disclosed directly to another credit institution in accordance with Article 321 of this Act;
 - 5.a where confidential information on clients is disclosed directly to another credit institution and/or financial institution or to a legal person which collects and exchanges information between credit and/or financial institutions, and the information is required for assessing client's creditworthiness or managing credit risk;
 6. where confidential information on clients who defaulted on their obligations is disclosed to a legal person who collects and disseminates such information among credit and/or financial institutions;
 7. where the disclosure of confidential information is essential for collecting and establishing facts in criminal or preliminary proceedings, when requested or ordered in writing by the competent court;
 8. where the disclosure of confidential information is necessary to carry out foreclosure or bankruptcy proceedings over the property of a client, legacy proceedings or other property rights proceedings, and such disclosure is requested or ordered in writing by the competent court or notary public in the course of performing the functions entrusted to them pursuant to law;
 9. where the interests or obligations of a credit institution or its client require the disclosure of confidential information to establish the legal relationship between the credit institution and the client in court proceedings, arbitration proceedings or conciliation proceedings;
 10. where confidential information is disclosed to the Financial Intelligence Unit pursuant to the law governing the prevention of money laundering and terrorist financing;
 11. where confidential information is disclosed to the Office for the Prevention of Corruption and Organised Crime pursuant to the law governing the prevention of corruption and organised crime;
 12. where confidential information is required by the tax authorities (Tax Administration and Customs Administration) in procedures carried out within the framework of their competence under law, and is disclosed at their written request;
 13. where confidential information is disclosed to the Croatian Agency for Deposit Insurance pursuant to the law

- governing deposit insurance;
14. where the account balance reflects inability to effect payments and the certificate is requested to substantiate the existence of grounds for bankruptcy;
 15. disclosure of information to insurance undertakings within the procedure of insuring the credit institution's receivables;
 16. disclosure of information in the course of concluding legal arrangements which have the effect of insuring the credit institution's receivables, such as derivative credit instruments, bank guarantees and similar arrangements;
 17. disclosure of information, subject to written consent of the credit institution's management board, to a holder of a qualifying holding in the credit institution, to a person intending to acquire a qualifying holding in the credit institution, to a person to whom the credit institution is merged by acquisition or with whom the credit institution merges by formation of a new credit institution, to a legal person intending to take over the credit institution as well as to auditors, legal and other experts authorised by a holder of a qualifying holding or a potential holder;
 18. disclosure of information necessary for the exercise of the credit institution's activities which are subject to outsourcing, where information is disclosed to the providers of outsourced activities;
 19. where a credit institution that provides services of storing and administering financial instruments for the account of clients, including custody services, discloses information on the holder of securities to a credit institution that is the issuer of these book-entry securities at its request;
 20. where confidential information is disclosed to social welfare centres at their written request, within the framework of their competence under law and for the purpose of taking measures to protect the rights of children (persons under 18) and persons under guardianship;
 21. where requested in writing by a competent state attorney's office or the European Public Prosecutor's Office or where the Croatian state attorney's office or the European Public Prosecutor's Office orders the Ministry of the Interior in writing to collect information in preliminary proceedings;
 22. where confidential information is disclosed to a co-debtor, pledgor, guarantor or another participant in the credit relationship, and only information on that credit relationship;
 23. where confidential information is disclosed at written request to a person who incorrectly paid funds to an account of a credit institution's client, and only information necessary to initiate court proceedings for the repayment of incorrectly paid funds;
 24. where confidential information is disclosed to resolution authorities and the Ministry of Finance in connection with the implementation of the Act on the Resolution of Credit Institutions and Investments Firms;
 - 24.a. where confidential information is disclosed to the Single Resolution Board in accordance with Regulation (EU) No 806/2014; and
 25. where so provided in other laws.
- f. Pursuant to the Credit Institutions Act, the Bank shall keep the personal data for at least 11 years following the end of the year in which the business relationship was terminated.
- g. Further to the General Data Protection Regulation, the client has the following rights at all times:
- right to access to personal data and detailed information on how such personal data are processed
 - right to obtain rectification of inaccurate personal data
 - right to erasure of personal data ('right to be forgotten')
 - right to restriction of processing,
 - right to data portability;
 - right to object to the processing of personal data (including the right to object to the processing based on the legitimate interest);
 - right to object to automated individual decision-making, including profiling
 - right to lodge complaints with the authorised supervisory body of the Republic of Croatia, i.e. the Croatian Personal Data Protection Agency, Ulica Metela Ožegovića 16, 10 000 Zagreb
- h. The collected personal data are a prerequisite for conclusion of the contract, that is, for entering into the contractual relationship with the client;
- i. Detailed information on the processing of your personal data in line with the General Data Protection Regulation (EU 2016/679) are provided in the Data Protection Policy, which is available on the Bank's internet site www.otpbanka.hr and in its branches, at your request.

By signing below, the Client acknowledges to have read and understood the above information.

Date

Client: