

POLICY RELATING TO THE PROCESSING OF PERSONAL DATA IMPLEMENTED IN THE CONTEXT OF BPIFRANCE INVESTISSEMENT'S ACTIVITY

Updated on 27/07/2023

1. WHO IS THIS POLICY FOR?

This policy (the "**Policy**") is intended for all persons whose data is processed by Bpifrance Investissement, the management company of the Bpifrance group, or by investment vehicles managed and/or advised by Bpifrance Investissement (existing or future companies or holding companies).

Indeed, Bpifrance Investissement is required to process personal data in the context of its various direct or indirect investment activities, in equity and quasi-equity.

You are covered by this Policy if you are ("**You**"):

- Legal representative, authorised person, point of contact, beneficial owner or shareholder/partner in a company in which Bpifrance Investissement intends to invest or any other person whose data collection is necessary for the examination of a transaction (hereinafter the "**Target Company**");
- Legal representative, authorised person, point of contact, beneficial owner or shareholder/partner in a company or in which Bpifrance Investissement has invested, or any other person whose collection of data is necessary for the investigation of a transaction (hereinafter the "**Participation**");
- Legal representative, authorised person, point of contact, beneficial owner, subscriber of an investment fund subscribed to by Bpifrance Investissement (hereinafter the "**Partner Fund**") or legal representative, authorised person, point of contact, beneficial owner or shareholder/partner of the management company that manages the said Partner Fund;
- Legal representative, authorised person, point of contact, beneficial owner or shareholder/partner of a legal entity that has subscribed to one of the structures managed and/or advised by Bpifrance Investissement (hereinafter the "**Managed Fund**");
- Legal representative, authorised person, point of contact, beneficial owner or shareholder/partner of any stakeholder in a transaction carried out by a Fund Managed by Bpifrance Investissement or any other investment vehicle (e.g. co-investor, corporate bank, external advisor);
- Any other person whose data collection is strictly necessary for Bpifrance Investissement in order to carry out its activities.

The purpose of the Policy is to inform you about the processing of personal data implemented by Bpifrance Investissement in the context of its various activities.

When you provide personal data relating to other persons, it is your responsibility to duly inform these persons of the transmission of their data to Bpifrance Investissement and to make available to them the information contained in this Policy.

For certain specific activities, Bpifrance Investissement may be required to provide you, if necessary, with additional information adapted to the processing implemented.

2. WHO IS RESPONSIBLE FOR THE PROCESSING CARRIED OUT?

Bpifrance Investissement, 27-31 avenue du Général Leclerc 94710 Maisons Alfort, is deemed to be acting as the data controller (the "**Company**") when it processes your Personal Data for the purposes detailed below.

3. WHAT DATA DOES BPIFRANCE INVESTISSEMENT PROCESS, FOR WHAT PURPOSES AND FOR HOW LONG IS THIS DATA KEPT?

In accordance with the applicable regulations, in particular European Regulation 2016/679, known as the General Data Protection Regulation (GDPR) and the national provisions relating to information technology, files and freedoms, Bpifrance Investissement, as data controller, collects and processes your personal data for the purposes listed below.

Bpifrance retains your personal data for the time necessary to implement the purposes set out and applies the retention periods below.

We invite you to refer to the information adapted to your particular situation.

3.1 CASE N°1: YOU ARE LINKED TO A TARGET COMPANY OR A BPIFRANCE INVESTISSEMENT INVESTMENT INVESTMENT

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
<p>On the basis of the performance of the contract</p>	<p>1- Contractualization (in particular in the context of investments in the capital of Target Companies or additional investments in the capital of Participations), including contacting the Target Companies, carrying out non-regulatory due diligence (legal, financial, tax, strategic, and ESG), negotiating and signing pre-contractual legal documentation</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company, dates of employment, employment contract, remuneration.</p>	<p>5 years from the sale or exit of the investment</p> <p>5 years from the end of the relationship or the last contact in the absence of investment</p>
	<p>2- The operational monitoring of the participations (including the exercise of mandates in the Participations by Bpifrance Investissement employees within the governance bodies (general meeting, board of directors, supervisory board, other committee)</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the sale or exit of the investment</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
	<p>3- The completion of divestment transactions in the Investments, including the preliminary analysis of the exit opportunity and the selection of potential buyers</p>	<p>Identification data : title, surname, first name.</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the sale or exit of the investment</p>
	<p>4- In the case of electronic signature of legal documentation, overall management of the electronic signature and, establishment of the body of evidence contributing to the reliability of the electronic signature process</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional telephone number, professional e-mail address, function/position within the company.</p>	<p>5 years from the sale or exit of the investment</p>
<p>On the basis of a legal obligation to which Bpifrance Investissement is subject</p>	<p>5- Carrying out regulatory due diligence on Target Companies, Participations, co-investors or acquirers if applicable and external representatives in the event of a joint venture: Know Your Customer (KYC), anti-money laundering and countering the financing of terrorism, anti-corruption, carrying out due diligence on</p>	<p>Identification data: title, surname, first name, date and place of birth, personal postal address, mobile phone number, nationality, country of residence, identity documents (including passport and ID card), photo, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company, professional experience.</p> <p>Judicial data and data relating to offences, convictions and security measures <u>within the limits of the legal obligations to which Bpifrance</u></p>	<p>5 years from the termination of the business relationship with regard to identification documents, assessment of the risk of money laundering and all information relating to the knowledge of the business relationship</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
	international sanctions and embargoes	<u>Investissement is subject and only in the context of the performance of due diligence.</u>	
	6- Complaint management in accordance with the regulatory framework applicable to the Bpifrance group	Identification data : title, surname, first name, signature (electronic or handwritten). Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.	5 years from the sale or exit of the investment
	7- Compliance with any other legal or regulatory provision to which Bpifrance Investissement is subject	Identification data : title, surname, first name, signature (electronic or handwritten). Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.	For a period not exceeding that necessary for the achievement of the specified purposes, increased, where applicable, by the French and European legal and regulatory limitation periods
On the basis of Bpifrance Investissement's legitimate interest in managing and developing its relationships with Target	8- Identification of investment opportunities	Identification data : title, surname, first name. Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.	5 years from the end of the relationship or the last contact
	9- Event organization and management	Identification data : title, surname, first name Data relating to professional life : professional e-mail address, position/position within the company.	3 years from the end of the relationship or the last contact

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
Companies and Investments	10- Sending newsletters	Identification data : title, surname, first name Data relating to professional life : professional e-mail address, position/position within the company.	3 years from the end of the relationship or the last contact
	11- Participation in studies or surveys in relation to the Target Company or the Participation	Identification data : title, surname, first name Data relating to professional life : professional e-mail address, position/position within the company.	2 years from the completion of the study
On the basis of Bpifrance Investissement's legitimate interest in defending its rights in court	12- Management of possible disputes	Identification data : title, surname, first name, signature (electronic or handwritten). Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.	5 years from the end of the operation concerned

3.2 CASE N°2: YOU ARE LINKED TO A PARTNER FUND INVESTED BY BPIFRANCE INVESTISSEMENT

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
<p>On the basis of the performance of the contract</p>	<p>1- Carrying out initial or additional investment operations in Partner Funds</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the investment</p>
<p>On the basis of a legal obligation to which Bpifrance Investissement is subject</p>	<p>2- Carrying out regulatory due diligence on Partner Funds: Know Your Customer (KYC), anti-money laundering and countering the financing of terrorism, anti-corruption, carrying out international sanctions and embargo due diligence</p>	<p>Identification data: title, surname, first name, date and place of birth, personal postal address, mobile phone number, nationality, country of residence, identity documents (including passport and ID card), photo, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company, professional experience.</p> <p>Judicial data and data relating to offences, convictions and security measures within the limits of the legal obligations to which Bpifrance Investissement is subject and only</p>	<p>5 years from the termination of the business relationship with regard to identification documents, assessment of the risk of money laundering and all information relating to the knowledge of the business relationship</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
		<u>in the context of the performance of due diligence.</u>	
	<p>3- Complaint management within the framework of the regulations applicable to the Bpifrance group</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the investment</p>
	<p>4- Compliance with any other legal or regulatory provision to which Bpifrance Investissement is subject</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company</p>	<p>For a period not exceeding that necessary for the achievement of the specified purposes, increased, where applicable, by the French and European legal and regulatory limitation periods</p>
<p>On the basis of Bpifrance Investissement's legitimate interest in managing and</p>	<p>5- Investment monitoring (including participation in the advisory committees of the Partner Funds)</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the investment</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
developing its relationships with partner funds and potential partner funds	6- Exchanges with the management teams of the Partner Funds, including the processing of requests for information	<p>Identification data : title, surname, first name</p> <p>Data relating to professional life : professional e-mail address, position/position within the company.</p>	5 years from the end of the investment
	7- Identification of new Partner Funds	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	5 years from the end of the relationship or the last contact
	8- Event organization and management	<p>Identification data : title, surname, first name</p> <p>Data relating to professional life : professional e-mail address, position/position within the company.</p>	3 years from the end of the relationship or the last contact
	9- Sending newsletters	<p>Identification data : title, surname, first name</p> <p>Data relating to professional life : professional e-mail address, position/position within the company.</p>	3 years from the end of the relationship or the last contact

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention periods
	<p>10- Participation in studies or surveys related to the Partner Fund</p>	<p>Identification data : title, surname, first name</p> <p>Data relating to professional life : professional e-mail address, position/position within the company.</p>	<p>2 years from the completion of the study</p>
<p>On the basis of Bpifrance Investissement's legitimate interest in implementing "non-regulatory measures in the context of an investment</p>	<p>11- Carrying out legal, financial, tax, strategic, and ESG due diligence on Partner Funds and Potential Partner Funds</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the investment</p>
<p>On the basis of Bpifrance Investissement's legitimate interest in defending its rights in court</p>	<p>12- Management of possible disputes</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the operation concerned</p>

3.3 CASE N°3: YOU ARE LINKED TO A SUBSCRIBER OF A FUND MANAGED BY BPIFRANCE INVESTISSEMENT

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention period
On the basis of the performance of the contract	<p>1- Exchange during the pre-marketing phase or commercialization of the Managed Fund</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from:</p> <ul style="list-style-type: none"> - of the Managed Fund's end-of-life - the last exchanges with the subscriber in the event of abandonment of the project to create the fund.
	<p>2- The development and conclusion of subscription forms with institutional subscribers</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the fund's life</p>
	<p>3- The organization of committees bringing together subscribers, including the sending of the convocation, the communication of files and the drafting of minutes</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the fund's life</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention period
	<p>4- In the case of electronic signature of the subscription form, overall management of the electronic signature and, establishment of the body of evidence contributing to the reliability of the electronic signature process</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional telephone number, professional e-mail address, function/position within the company.</p>	<p>5 years from the end of the fund's life</p>
<p>On the basis of a legal obligation to which Bpifrance Investissement is subject</p>	<p>5- Carrying out regulatory due diligence on institutional underwriters: Know Your Customer (KYC), anti-money laundering and countering the financing of terrorism, anti-corruption, carrying out due diligence on international sanctions and embargoes</p>	<p>Identification data: title, surname, first name, date and place of birth, personal postal address, mobile phone number, nationality, country of residence, identity documents (including passport and ID card), photo, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company, professional experience.</p> <p>Judicial data and data relating to offences, convictions and security measures <u>within the limits of the legal obligations to which Bpifrance Investissement is subject and only in the context of the performance of due diligence.</u></p>	<p>5 years from the termination of the business relationship with regard to identification documents, assessment of the risk of money laundering and all information relating to the knowledge of the business relationship</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention period
	<p>6- Complaint management in accordance with the General Regulations of the Autorité des Marchés Financiers (AMF)</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the fund's life</p>
	<p>7- Compliance with any other legal, tax or regulatory provision to which Bpifrance Investissement is subject</p>	<p>Identification data : title, surname, first name, signature (electronic or handwritten).</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>For a period not exceeding that necessary for the achievement of the specified purposes, increased, where applicable, by the French and European legal and regulatory limitation periods</p>
<p>On the basis of Bpifrance Investissement's legitimate interest in managing and developing its relationships with subscribers and potential subscribers</p>	<p>8- Management of the relationship between Bpifrance Investissement and its subscribers or potential subscribers</p>	<p>Identification data : title, surname, first name</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the fund's life</p>
	<p>9- Identification of potential subscribers</p>	<p>Identification data : title, surname, first name.</p> <p>Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.</p>	<p>5 years from the end of the relationship or the last contact</p>

Legal basis for processing	Purposes of the processing	Categories of Personal Data Processed	Retention period
	10- Event organization and management	Identification data : title, surname, first name Data relating to professional life : professional e-mail address, position/position within the company.	3 years from the end of the relationship or the last contact
	11- Sending newsletters	Identification data : title, surname, first name Data relating to professional life : professional e-mail address, position/position within the company.	3 years from the end of the relationship or the last contact
	12- Participation in studies or surveys related to the Managed Fund	Identification data : title, surname, first name Data relating to professional life : professional e-mail address, position/position within the company.	2 years from the completion of the study
On the basis of Bpifrance Investissement's legitimate interest in defending its rights in court	13- Management of possible disputes	Identification data : title, surname, first name, signature (electronic or handwritten). Data relating to professional life : professional postal address, professional telephone number, professional e-mail address, position/position within the company.	5 years from the end of the fund's life

Please note that, in accordance with the principle of minimisation, Bpifrance Investissement only collects the personal data it needs for the above-mentioned purposes.

When you do not provide personal data identified as mandatory, Bpifrance Investissement is not able to carry out its activities and carry out the operations concerned.

4. HOW IS YOUR PERSONAL DATA COLLECTED?

Your personal data is collected by Bpifrance Investissement directly from you or from a third party who has duly informed you of the transmission of your information to Bpifrance Investissement.

In some cases, Bpifrance Investissement also collects personal data about you indirectly from:

- Other entities of the Bpifrance group in compliance with the legal, regulatory or contractual confidentiality obligations that apply to third parties;
- Co-investors of Bpifrance Investissement or any other financier in the context of the transactions;
- Databases made available by authorities or official third parties (e.g. the Official Journal of the French Republic, the Trade and Companies Register, databases managed by financial sector supervisory authorities);
- IT service providers whose solution integrates a database that may hold information about you.

In these cases, Bpifrance Investissement ensures that the indirect collection of this data complies with the GDPR.

5. TO WHOM IS YOUR PERSONAL DATA DISCLOSED?

Your data is intended for Bpifrance Investissement and may also be communicated:

- To other entities of the Bpifrance group, as soon as such transmission is necessary to enable these entities to meet their legal or regulatory obligations. This transmission of intra-group information does not in any way exempt the entities of the Bpifrance group from the legal, regulatory or contractual confidentiality obligations that apply to them with regard to third parties;
- To the professional advisors (advisors, experts, law firms, investment banks) and auditors of Bpifrance Investissement, it being specified that there is no obligation to inform these persons in this way if they are subject to professional secrecy or are otherwise bound by confidentiality obligations;
- IT service providers, or any other service provider (including lawyers) or subcontractors providing services in connection with all or part of the processing identified above on behalf of Bpifrance Investissement;
- To any French or European administrative, judicial, or supervisory authority that needs to be aware of it in the context of an administrative or judicial procedure that benefits from a right of communication based on a legislative provision, at their request.

In addition, your data may also be communicated in the following cases:

- **With regard to the data of subscribers and potential subscribers:**
 - To the Depositary of the vehicle in which you have subscribed, who carries out the missions incumbent on him in application of the laws and regulations in force as well as those contractually entrusted to him by Bpifrance Investissement;
 - To the Accounting Delegate of the vehicle in which you have invested, to whom Bpifrance Investissement has delegated the accounting management of its funds;
 - To the Statutory Auditor of the said vehicle, who, in particular, certifies the sincerity and regularity of the accounts;
 - To credit institutions in the event of the implementation of financing in the vehicle to which you have subscribed;

- To the competent tax authorities, in order for Bpifrance Investissement to comply with its legal obligations, including in particular those arising from the DAC 2 Directive as transposed into French law and the Foreign Account Tax Compliance Act (FATCA).
- **With regard to data collected in the context of investments in Target Companies and Participations and subscriptions to Partner Funds:**
 - In the context of investment operations (initial or additional) or divestment, to any co-investors or any other financier within the limits of the confidentiality commitments made by Bpifrance Investissement.

Bpifrance Investissement is committed to limiting the transfer of personal data outside the European Union. When such transfers are to be implemented, Bpifrance Investissement relies on the following to carry out these transfers:

- A decision issued by the European Commission, attesting to the level of adequacy of the regulations of the country to which your data is transferred;
- One of the derogations provided for by the GDPR (in particular when the transfers are implemented because they are necessary for the conclusion or performance of a contract concluded in your interest between Bpifrance Investissement and the legal entity to which you are linked).

In other cases, Bpifrance Investissement ensures that the transfer is supervised in accordance with the GDPR and implements the appropriate guarantees with regard to the protection of personal data, by means of legal, technical and organisational measures.

6. WHAT ARE YOUR RIGHTS?

In accordance with the applicable regulations, and subject to the conditions set out therein for the exercise of these rights, you benefit from:

- The right to access, rectify, delete, and portability of your personal data.
- The right to request the limitation of the processing concerning you and to object to receiving commercial prospecting.
- The ability to provide Bpifrance Investissement with instructions relating to the fate of his or her personal data in the event of death.

To exercise your rights, you can contact the data protection officer of the Bpifrance group, using the contact details provided in Section 7 ("*How to contact Bpifrance Investissement?*") below.

You also have the right to lodge a complaint with the Commission Nationale de l'Informatique et des Libertés (CNIL).

7. HOW TO CONTACT BPIFRANCE INVESTISSEMENT?

Please send all correspondence to the Data Protection Officer (DPO) of the Bpifrance group using the contact details below:

By email via donneespersonnelles@bpifrance.fr.
By post by writing to Bpifrance - DCCP - Data Protection Officer
Address: 27-31 avenue du Général Leclerc 94710 Maisons Alfort

8. UPDATING THE POLICY

This Policy may be amended and updated periodically to reflect legislative or regulatory developments or to meet our information obligations under applicable regulations on the protection of personal data.

We invite you to refer to it regularly on the Bpifrance website. The Policy is available at the following address: [Data Protection | Bpifrance](#)

In the event of substantial changes, Bpifrance Investissement will make this Policy available, specifying the changes relating to the processing of your personal data at the address above.