

# Privacy Notice for Shareholders

Dear Shareholders,

Industrial and Commercial Bank of China (Thai) Public Company Limited (the “**Bank**”) values your privacy and strives to protect your personal data as a shareholder, attorney or proxyholder of the shareholder (collectively referred to as “**Personal Data**”) based on the Personal Data Protection Act B.E. 2562 including the notifications and regulations issued by virtue of such Act (“**PDPA**”) that the Bank as “the Data Controller”, collects, uses or discloses your Personal Data during the time you are the shareholder, attorney or proxy holder of the shareholder until after your status as a shareholder has ended.

This Privacy Notice explains:

- What kind of your Personal Data does the Bank collect?
- How does the Bank use your Personal Data?
- Who does the Bank disclose your Personal Data to?
- What are the choices that the Bank offers including how to access and update your Personal Data?
- What are your privacy rights and how does the law protect you?

## 1. Collecting Your Personal Data

The Bank collects your Personal Data from the information given by you to the Bank.

The types of your Personal Data that the Bank collects under the related laws include, but not limited to, the following data:

**Personal Data:** Given name, surname, gender, identification number, passport number, address, contact information (such as e-mail, telephone number), nationality, number and type of shares held, picture on ID card or passport; and voice and visual recording of the shareholders’ meeting as well as recording from CCTV.

## 2. Purpose for Collecting, Using and Disclosing Your Personal Data

The Bank collects, uses and discloses your Personal Data only if the Bank has proper reasons and it is lawful to do so. This includes disclosing it outside the Bank.

The Bank relies on one or more of the following legal basis when collecting, using and disclosing your Personal Data:

- When it is the Bank’s legal obligation (Legal Obligation).
- When it is necessary according to the Bank’s legitimate interest (Legitimate Interest).
- When you consent to it (Consent).

In order to comply with the laws, the Bank will not collect, use and/or disclose the Sensitive Personal Data without your consent unless it is lawful to do so.

The purposes for which the Bank may collect, use and disclose your Personal Data under the related laws and Legal Basis on which the Bank may perform such collection, use and disclosure, are as follows:

Purpose for Collecting, Using and Disclosing Data	Legal Basis for Collecting, Using and Disclosing Data
<ul style="list-style-type: none"> <li>To arrange shareholders' meetings</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To prepare shareholders register</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To exercise rights as shareholders</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To pay dividends (if any)</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To withhold tax in case of dividend payout (if any)</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To disclose or report to authorities</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To provide data according to the Bank's legal claim</li> </ul>	Legal Obligation
<ul style="list-style-type: none"> <li>To reporting within the organization/group</li> </ul>	Legal Obligation/ Legitimate Intent

When the Bank relies on its Legitimate Interest as the basis for collecting, using or disclosing your Personal Data, this means that it has considered whether or not your rights are overridden by the Bank's interests and has concluded that they are not.

**3. Use and Disclosure of Your Personal Data**

The Bank may disclose your Personal Data to others when it is lawful to do so including cases where the Bank or other persons:

- Have a Legal Obligation to do so (such as withholding tax);
- Are required by law to report (such as the Ministry of Commerce), take legal actions, assert or defend legal rights;
- Have Legitimate Interest to do so (such as to report within the organization/group, to analyze data, to enhance effective management); and/or
- Ask for your consent to disclose Your Personal Data to others and you have given the consent.

The Bank may disclose your Personal Data to others as follows:

- The Revenue Department.
- Law enforcement, government, courts, dispute resolution bodies, the Bank's supervisory authorities, auditors and any parties appointed or requested by the Bank's regulators.
- Other parties involved in any dispute, including disputed transactions.
- Fraud prevention agencies that will use such data to detect and prevent fraud and other financial crimes.

- Anyone that the Bank has been instructed by you to disclose your Personal Data to.
- Third parties in terms of sale of the Bank's business, partially or fully.

Unless otherwise specified in this Privacy Notice, the Bank will not use your Personal Data for any purpose other than the purposes described to you in this Privacy Notice. Should the Bank intend to collect, use or disclose your Personal Data other than specified in this Privacy Notice, the Bank will notify you and obtain your consent prior to the use and disclosure except when the Bank is permitted to do so without your consent under the law. You have the right to give consent or to decline the consent of such use or disclosure of your Personal Data.

The Bank will handle Your Personal Data under its possession strictly according to this Privacy Notice.

#### **4. Retention of Your Personal Data**

The Bank retains your Personal Data for as long as it is necessary to carry out the purposes for which it was collected.

The Bank will keep your Personal Data for the duration that you are the Bank's shareholder and continue to keep such data for a period of 10 years. Except for legal reasons, the Bank may retain your Personal Data for more than 10 years. When it is not necessary for the Bank to collect your Personal Data, it will destroy, delete or anonymize it so that it can no longer be associated with the owner of the Personal Data.

#### **5. Your Privacy Rights and Legal Protection**

- **Right to Withdraw:** You have the right to withdraw your consent for the Bank to collect, use or disclose Your Personal Data, which you can do at any time. In case the Bank collects, uses or discloses your Personal Data based on your consent, the Bank may continue to collect, use or disclose your Personal Data if the Bank has another Legal Basis to do so.
- **Right to Access:** You have the right to receive a copy of your Personal Data collected, used or disclosed by the Bank and to check whether or not the Bank has lawfully collected, used or disclosed your Personal Data.
- **Right to Correct:** You have the right to have your Personal Data that is incomplete or inaccurate information corrected.
- **Right to Erasure:** You have the right to ask the Bank to delete or remove, destroy or anonymize Your Personal Data where there is no good reason for the Bank to continue collecting, using or disclosing it. You can exercise this right together with the Right to Object.
- **Right to Object:** You have the right to object to the collection, use or disclosure of your Personal Data where the Bank is relying on the Legitimate Interest of the Bank.

- **Right to Restrict:** You have the right to ask the Bank to suspend the collection, use or disclosure of your Personal Data, for example, if you want the Bank to correct your Personal Data or when you request the Bank to prove the reason or basis of law for collecting, using or disclosing your Personal Data.
- **Right to Portability:** In some cases, you will be able to obtain a copy of your Personal Data that is generally available in electronic form. This right can only be used in the case of the Personal Data you submitted to the Bank and the Bank has collected, used or disclosed such Personal Data based on your consent.
- **Right to Lodge a Complaint:** You have the right to file a complaint with the related government authority including, but not limited to, the Personal Data Protection Committee of Thailand ("PDPC") in the case where, in your view, the Bank or the Bank's employees have violated or failed to comply with the PDPA.

The exercise of your rights above may be restricted under relevant laws and it may be necessary for the Bank to deny or not be liable to carry out your requests, and the Bank will inform you of the reason.

## **6. Handling of Complaints**

In the event that you wish to make a complaint about how the Bank collects, uses or discloses your Personal Data, please contact the Bank according to the channel specified in No. 10 of this Privacy Notice and the Bank will try to consider your request as soon as possible. This does not prejudice your right to file the complaint with the related government authority on personal data protection.

## **7. Security of Your Personal Data**

Your Personal Data is the Bank's asset, therefore, the Bank places great importance on ensuring the security of your Personal Data. The Bank regularly reviews and implements up-to-date physical, technical and organizational security measures when collecting, using or disclosing your Personal Data. The Bank has internal policies and controls in place to ensure that your Personal Data is not lost, destroyed, misused or disclosed and it is not accessed by others except by the Bank's employees in the performance of their duties. The Bank's employees are trained to handle your Personal Data securely and with utmost respect, failing which they may be subject to a disciplinary action.

## **8. Your Responsibilities**

You are responsible for ensuring that your Personal Data you have given to the Bank or provided on your behalf, is up-to-date, complete and not misleading; as well as notifying the Bank as soon as possible when there is any change to your Personal Data by contacting the Bank through any of the channels specified in No. 10 of this Privacy Notice.

## **9. Revision of the Bank's Privacy Notice**

The Bank keeps the Bank's Privacy Notice under regular reviews and thus the Privacy Notice may be subject to change at the Bank's sole discretion.

## **10. Contact Us**

If you have any question with regard to the protection of your Personal Data or if you wish to exercise your rights, please contact:

- Data Protection Officer: E-mail [DPOICBCT@th.icbc.com.cn](mailto:DPOICBCT@th.icbc.com.cn)
- Representative of the Corporate Secretary Department at Tel. 02-663-9455