

GS Markets

Privacy policy

1.	Introduction	2
2.	Who this privacy policy applies to	2
3.	How we collect your personal data	3
4.	What personal data we collect and use	3
5.	Why we use your personal data	5
6.	Who we share your personal data with and why	7
7.	How long we keep your personal data	8
8.	Transfers outside the EEA	8
9.	Direct marketing - including your right to opt out	9
10.	Cookies and website tracking technologies	9
11.	Your rights	10
12.	Updates to this policy	11
13.	Contact us	11

1. Introduction

Your privacy is important to us.

The purpose of this privacy policy is to explain how we collect, use or otherwise process your personal data when you use our website (available under gsmarkets.nl) ('Website') so that you understand what we do with your personal data, why we use it and the options available to you. This privacy policy also sets out the types of cookies and tracking technologies we use on our Website, for what purposes we use them and the choices you can make.

Which entity is responsible for the processing of your personal data?

The Website is operated by Goldman Sachs, which is responsible for the processing of your personal data as controller. When we use 'we', 'us' or 'Goldman Sachs' in this document, we are referring to:

Goldman Sachs International

Branch Frankfurt am Main

Friedrich-Ebert-Anlage 49

60308 Frankfurt am Main

Germany

What do we mean by personal data?

Any information that is about you or that can be used to identify you is personal data. This includes, for instance, your name, address, email address, and online or device information like IP addresses.

A list of the personal data that we collect, use and manage is set out in section 4 below.

2. Who this privacy policy applies to

This privacy policy applies to the people listed below. We collect personal data about all of them:

- Visitors to our Website or related social media pages
- Website account holders
- Callers to our Website hotline (enabling visitors to speak with sales representatives)
- Anyone who corresponds with us by post, email, social media or any other method in connection with the use of our Website and related services.

What if you're not covered by this privacy policy?

If you have a different relationship with Goldman Sachs that isn't listed above, then please visit www.goldmansachs.com/privacy-and-cookies to find out more about how your personal data is processed.

3. How we collect your personal data

We collect personal data about you when:

You create or update a user account.

You communicate with us by email, over the phone, by post, through our Website or related social media platforms, via your account profile or using any other method. We also record all telephone calls and record your phone number.

You visit our Website, e.g. click on links or download content, or use our products or services. We may also collect information when you open or click on links in our email communications.

You make a complaint or give feedback. This includes any data you share with us or that we receive as part of our investigation into your feedback or complaint.

4. What personal data we collect and use

You are free to visit our Website without actively providing any of your personal data. In this case, we will only receive certain information that is collected automatically when you connect to our site (such as your IP address and other related data). We use such data to provide you with our Website and services, and – if you have provided your consent to our use of cookies and tracking technologies (see section 10 below) – to analyze usage of our Website and to personalize our products and services. To ensure our Website reflects applicable local regulatory requirements, we may need to track your IP address before you can visit our Website to understand from which geographical region you are accessing our Website.

In addition to the passive data collection described above, to benefit from certain of our services you may need to register an account with us and/or may otherwise have to reveal certain of your personal data.

Below we set out what data we collect and use and when we collect it. Please note that some data elements appear in more than one category of collection.

Data we collect and use	When we collect it
<p>Contact information</p> <p>This includes your name, address and email address.</p>	<p>When you communicate with us by email, by post or through our Website or related social media pages.</p>
<p>Account information</p> <p>This includes information such as your name, address, email address, country of residence, date of birth, online password and your marketing preferences.</p>	<p>When you open or update a user account.</p>
<p>Your trading preferences</p> <p>This can include your preferred brokers, your investment budget and trading frequency.</p>	<p>When you open or update a user account or add this information in your profile.</p>
<p>Call recordings and correspondence</p> <p>This can include recordings of your telephone calls and telephone number, your name, email address, your email usage (opens, clicks), your correspondence, and social media contact details.</p>	<p>When you write to us by post, by email, or through our Website or related social media pages or any other method, when you call us, or when you open or click on links in our email communications.</p>
<p>Complaints information</p> <p>This includes details about your complaint, and the progress and outcome of your complaint.</p>	<p>Whenever you make a complaint by phone, by email, by post or through our Website or related social media pages.</p>
<p>IP address, cookie identifiers, device and location</p> <p>This includes your IP address and approximate location, user cookie identifiers, information about the device you use to access our services, and about your browser.</p>	<p>When you visit our Website, open a user account or log into your account.</p> <p>For details please see section 10 below on cookies and tracking technologies.</p>
<p>Website behaviour and interactions</p> <p>This includes details about your usage of our Website (e.g. number of visits, page views, searches, download of content, click on links).</p>	<p>When you visit our Website, open a user account or log into your account.</p> <p>For details please see section 10 below on cookies and tracking technologies.</p>
<p>Authentication details</p> <p>This includes your email address, online password or other data we need to secure your access to your account or provide you with account information.</p>	<p>When you visit our Website, open a user account, log into your account, or change your password. Authentication details may also be collected during the course of communicating with you or responding to your complaints, queries or requests.</p>

Data we collect and use	When we collect it
<p>Information about products or services you have shown an interest in</p>	<p>When you visit our Website, open a user account or hold or manage an account with us.</p>
<p>Social media</p> <p>This includes any information you post or publish on our social media pages in connection with the use of our Website and related services, like Twitter or Facebook. We'll also collect information when you communicate with us using these social media platforms in connection with the use of our Website and related services.</p>	<p>When you visit our Website or related social media pages, and when you contact us in connection with the use of our Website and related services.</p>

5. Why we use your personal data

In this section we explain to you for which purposes we use your personal data and on what legal basis.

To meet our legal obligations

We use your personal data to help us comply with the relevant laws and regulations that apply to us and our services.

To fulfil our contract with you

When you become a registered Website user, or otherwise accept our terms governing your use of our Website, we agree to provide you with certain services.

We will use your personal data to the extent necessary for the performance of our contract with you, in particular to help us meet our contractual obligations, or in order to take steps at your request prior to entering into our contract with you.

When using your data is within our legitimate interests

This means that we use or otherwise process your personal data where it is within our legitimate interests to do so. For example, it is in our legitimate business interests to analyse how you interact with our Website so that we can continue to develop and improve our services.

We won't process your personal data where your own interests, fundamental rights or freedoms override our interests to use it. In certain circumstances when we are relying on our legitimate interests to process your personal data, you have the right to object to us using it - see section 11 for more details. The table below includes details of our legitimate interests to use your personal data.

We specifically use your personal data to do the following:

Communicate with you, such as to respond to any correspondence and to contact you when we need to provide you with information about our services.

Maintain the security of your account and our services.

Protect you and us against misuse of our Website and related services, and against other illegal behaviour, including fraud or other crime, and to investigate circumstances of such inappropriate behaviour.

Improve our products and services and their performance by tracking your use of them through data analytics, models and algorithms.

Maintain the quality of our services.

Conduct market research, analysis and learn about preferences. We do this to test and evaluate our existing products, and research potential new services.

Understand the performance of our business.

Provide you with a better user experience by customising and personalising content of our Website and related communications to you based on your Website behaviour and interactions and the personal details you provide to us.

Help train our staff so that we can maintain the quality of our products and services.

Meet our regulatory requirements by keeping records of calls, correspondence and our business activities. We also record calls for quality and training purposes.

We specifically use your personal data to do the following:

Produce management information and reports to help us identify potential issues, and to ensure we are managing our risk appropriately.

Establish, exercise or defend our legal claims.

When you have provided your consent

We further process your personal data where you have given your consent.

For instance, we directly market our services to you by post or email on the basis of your consent, and you can opt out at any time – see section 9 below.

To the extent required under applicable law, we also ask for your consent to record any telephone calls as necessary for quality and training purposes or to demonstrate compliance with our regulatory requirements

6. Who we share your personal data with and why

We share your personal data with other members of the Goldman Sachs group and with third party service providers, who act on our behalf to help provide you with our services. Your personal data will only be used for the purposes listed in section 5 above and as described below.

We'll also share your personal data with other types of third parties in the following circumstances:

Why we share your data	Who we share it with
To help detect, investigate and prevent illegal behaviour, including fraud or other crime.	Law enforcement agencies and third party service providers who may share it with others for the same reason.
When we're required to do so by law, or when we're asked to respond to requests from law enforcement agencies or regulators.	Law enforcement agencies, regulators, courts and tribunals, and parties involved in litigation or tribunal proceedings.
To verify your device and email address. This is to make sure they belong to you and aren't being used for illegal behaviour, including fraud or other crime.	Risk management companies.

Why we share your data	Who we share it with
If our business, or part of it, is sold or reorganised.	Prospective purchasers and assignees.
Other extenuating circumstances, such as if we need to get legal advice.	Any other person or company we reasonably think we need to. For example, with our legal advisors.
Other reasons that we'll explain at the appropriate time and always with your consent.	The third parties who ask for your data, who we'll tell you about when we ask for your consent.

7. How long we keep your personal data

As a rule, we only keep your data for as long as necessary for the purposes for which your data is collected and processed. For instance, we store your account information for as long as you are an active user of our Website and services. Your account will be closed and your data will be deleted after two years of inactivity.

However, we may need to retain certain of your data to comply with our legal and regulatory obligations and to meet any requests made by regulators or other relevant authorities and agencies.

We may further keep certain of your data to establish, exercise and defend our legal rights and claims or for other legitimate business reasons.

We may also keep your data for other purposes for which we'll ask your permission at the time. Sometimes we will need to keep it to comply with legal or regulatory obligations or Goldman Sachs policy requirements.

8. Transfers outside the EEA

We'll transfer your personal data outside the European Economic Area (EEA) where we consider it reasonable to do so.

For example, as a member of the Goldman Sachs group, we may rely on services provided to us by our group companies in the United States and elsewhere. Some of our service providers may also process personal data in countries outside of the EEA. We may also transfer your personal data outside of the EEA for law enforcement purposes.

If we do transfer your data outside of the EEA, we will comply with applicable data protection laws.

Some recipients of your personal data may be located in countries outside the EEA that may not provide for the same level of data protection as considered adequate in the European Union. However, in these cases we take appropriate measures to ensure that your personal data will be adequately protected by these recipients with a level of protection comparable to the protection in the European Union

For instance, where required, our service providers and Goldman Sachs affiliates have signed standard contractual clauses approved by the European Commission, or other supervisory authorities.

To find out more about our international data transfers and the measures taken by us to protect your personal data, including how to obtain a copy of them, please contact us at the contact details set out at the bottom of this policy.

9. Direct marketing - including your right to opt out

When you register for a user account, we ask if you'd like to receive marketing material by email or in the post. You can freely choose whether to receive any marketing material or not. When signing up to receive marketing material, you further consent that your usage of our marketing emails, such as email-opens and email-clicks, may be tracked by us to help us better understand how our registered users accept and use our marketing emails, to personalize our marketing communications, and for statistical analysis relating to the use of our marketing materials.

If you do choose to receive marketing materials, you can change your mind at any time and opt out. You can change your marketing preferences by logging into your user account or by clicking the unsubscribe link in one of our marketing emails (which will unsubscribe you from email marketing only).

You can also contact us at any time at using the contact details set out at the bottom of this policy

10. Cookies and Website tracking technologies

Our Website uses cookies for performance and analytics purposes, and to provide you with a more personalized user experience. A cookie is a small file of letters and numbers that we store on your browser or the hard drive of your computer. We may also use web storage and further tracking technologies, such as web beacons, pixel tags and fingerprinting. For the purposes of this section, the term 'cookies' includes all related technologies that work in a similar way.

Below we further explain what types of cookies we use on our Website, for what purposes we use them and the options available to you.

Essential cookies

These cookies are essential for the correct functioning of our Website, and as such are strictly necessary. They enable basic Website features, like providing secure login, remembering your session and language preference and protecting the Website from attempted fraud or misuse.

Functionality and analytical cookies

Functionality cookies allow your browser to remember your Website choices and details, including your login details or other settings you have customised.

Analytical cookies allow us to analyse your use of our Website (such as your behavior and interactions, including page views, searches, download of content, click on links, number of visits, etc.) so we can improve its functionality and provide you with a better, more personalized user experience.

Functionality and analytical cookies are optional. We will only place those cookies on your device if you have provided your consent. We will obtain your consent when you first visit our Website. If you do not wish to provide your consent, you can indicate your preferences in our [cookie preferences tool](#) (as explained below). To change your settings, i.e. to withdraw your consent and opt-out of to our use of functionality or analytical cookies, please also use our [cookie preferences tool](#).

Our cookie preferences tool

To find out more about how we use each of these types of cookies, and to store or change your settings, please click [here](#) or on the cookie preferences link at the bottom of our Website. You can choose whether to receive functional and analytical cookies by using this tool.

11. Your rights

We've set out your rights about your personal data below. If you have any questions about your rights or you wish to exercise any of your rights, please contact us using the contact details set out at the bottom of this policy. You should understand that these rights do not apply in all circumstances and are subject to exceptions.

Access

You have the right to be provided with information about the personal data we have about you and details of how we process it, as well as the right to receive a copy of such personal data.

Rectification

You have the right to obtain from us the rectification of inaccurate data concerning you and, taking into account the purpose of the processing, to have incomplete personal data completed.

If you have an account with us and your personal data changes, we encourage you to change the information yourself in your account profile.

Erasure

You have the right to request that your personal data be erased in certain circumstances. We may continue to store your personal data if we are entitled or required to retain it.

Restriction of processing

You can request that we restrict processing of your personal data in certain circumstances. There may be situations where we are entitled to continue using your information and/or to refuse your request.

Data Portability

You can ask us to receive the personal data that we hold on you in a structured, commonly used and machine-readable format, so you can pass it to a third party, or – where technically feasible – to have such data transmitted directly to a third party by us. This right applies if we are using your data based on your consent or on a contract with you and if we are using an automated method to process it.

Object

In certain cases, we use your personal data where it is within our legitimate interests to do so (see section 5 for more information). When this is the case, you have the right to object to us using your personal data in this way. There may be situations where we are entitled to continue processing your personal data and/ or to refuse your request.

Withdrawal of consent

Where we rely upon your consent to use your personal data, you have the right to withdraw consent at any time, without affecting the lawfulness of the processing based on your consent before the withdrawal.

Automated decision-making

You have the right not to be subject to an automated decision in scenarios where the statutory requirements are not fulfilled. We do not carry out any automated decision-making processes.

Complaints

If for any reason you're not satisfied with our approach to using your personal data, you have the right to complain to the data protection authority. Our data protection authority is Autoriteit Persoonsgegevens.

12. Updates to this policy

The information in this privacy policy may change from time to time. For example, the categories of personal data that we collect, the purposes for which it's processed and the ways in which it's shared may change.

We will update this privacy policy to reflect these changes wherever necessary and we'll give you notice of any significant changes.

13. Contact us

If you have any questions or concerns about how we use your data, please get in touch with us.

You can call us on 0800 - 022 18 64

You can write to us at:

Goldman Sachs International

Branch Frankfurt am Main

Friedrich-Ebert-Anlage 49

60308 Frankfurt am Main

Germany

You can also contact our Data Protection Officer at infomarkets@gs.com

Last updated: 03/04/2019