



Privacy Statement

Introduction:

In order to provide you with financial planning services we will collect and hold personal data about you. We are also required to comply with the General Data Protection Regulation (Regulation (EU) 2016/679 (the G.D.P.R.)) and as such hereby set out details as to how we process your data and your rights.

Why we need your data:

We need your data in order for us to:

- Provide financial planning services to you in accordance with this agreement.

This may include, but is not limited to, giving you financial advice and making recommendations as to Investments, Pensions, Protection, and financial products which are suitable for you, taking into account current financial markets and economic conditions, availability of products and the providers of those products, as well as a detailed analysis of your personal circumstances and requirements.

- Comply with our regulatory obligations.

This consists of those imposed by the Financial Conduct Authority (FCA) in regard to the relevant 'Know Your Client' obligations, and the Regulator's requirements for record keeping for the purposes of audits and reviews, records of transactions undertaken and customer histories for prescribed periods of time as directed.

- Respond to any legitimate, legal requests for information about you to the Regulatory authority or pursuant to an order of any court or tribunal having relevant jurisdiction, or as required by law for the purposes of, but not limited to, combatting fraud, money-laundering and criminal activities.

- Carry out our legitimate business and professional management responsibilities.

This includes, but is not limited to, providing you with suitable advice, ensuring your portfolio and financial products continue to be suitable for you, adhering to anti-money laundering requirements, and investigating and resolving complaints.

Your data rights:

Where we collect data directly from you, we will:

- In addition to those third-party companies expressly detailed in this agreement, inform you in writing of the name and contact details of the data controller for that data and their representative. For example, where we arrange an investment on your behalf with a third-party provider, the data controller may be the financial institution in question.
- Inform you, where appropriate, of the contact details for any Data Protection Officer appointed by us.
- Inform you and make clear the purposes for which the data is to be processed and the legal basis for that processing. In the event that the legal basis to be relied on is that of the legitimate interests of the data controller or any third party, we will inform you as to the nature of those legitimate interests.
- Inform you of the recipients or categories of recipients of data.
- In the event that the data controller proposes to transfer the data to a country other than those covered by the G.D.P.R, provide you with details of the safeguards surrounding such transfers and how to obtain a copy of them.
- Inform you of the period for which we propose to hold the data, or where this is not possible, the criteria which we will apply to data retention.
- Remind you of your rights whereby you may:
 - ✓ request access to data of which you are the data subject
 - ✓ object to, or withdraw consent for, the processing of the same
 - ✓ obtain rectification of inaccurate data
 - ✓ prevent data processing for the purposes of direct marketing
 - ✓ object to decisions being taken by automated means and have the logic behind those decisions clearly explained

- ✓ claim compensation for damages caused by a breach of the Act
- ✓ request data erasure

Your right to access data:

Where you exercise your right to request access to data of which you are the data subject, we will undertake to respond to you within 30 calendar days of receipt of your request. There will be no charge for this service unless the request is clearly unfounded or excessive in which case, we reserve the right to charge a fee or refuse to respond.

You may request that we cease to process your data at any time, by giving notice to us in writing.

To access your data please contact us by:

Email: info@brookswwealth.co.uk
(please add FAO Data Controller in the subject box)

Post: Data Controller
Wealthline / Brooks Wealth
34 Thorpe Wood Business
Thorpe Wood
Peterborough
PE3 6SR

Telephone: 01733 314553

We will undertake to comply with any such request as soon as is reasonably practicable. However, please note our data retention periods as stated below.

Where the legal basis for the processing of your data is to adhere to compliance with a statutory or contractual obligation, or the necessary precondition to entering into a contract, including compliance with the requirements of any Regulator, we will inform you as to:

- Whether you are legally required to provide such data, and
- The consequences of failing to provide such data

Where we obtain your data other than directly from you, you will have the same or equivalent rights to those set out above.

Except in the circumstance detailed below, we will inform you which source the data originated from and whether it came from publicly accessible sources. The information to be provided will be in accordance with the following time periods, whichever shall occur first:

- As soon as practicable after obtaining the data and in any event within 1 month
- At the time of our first communication with you using the data
- When the data is first disclosed to another person

We shall not be obliged to provide you with the information:

- ✓ Where you already have this information
- ✓ Where we are subject to an obligation of professional secrecy prohibiting the disclosure of the information
- ✓ Where disclosure would render impossible or severely impair the achievement of the reasons for which the data is to be processed. In such cases, we will do what we can to protect your rights and freedoms with respect to our processing of the data

You have the right to complain in regard to any aspect of the processing of your data and any breach of the above rights to the relevant supervisory authority, who in the case of the United Kingdom is the Information Commissioners Office, who may be contacted:

- ✓ Online: www.ico.org.uk
- ✓ By phone: 0303 123 1113

Sensitive Data:

We may need to collect sensitive personal data including information about *your* health, ethnic origin, or criminal prosecutions from you and third parties such as employers and credit reference agencies, fraud prevention agencies and other similar organisations in order to provide *you* with the services, for example where *you* require advice on protection or annuity products.

To provide *our* financial planning services, we must ensure we understand *your* health, beliefs, and other factors to ensure we are able to provide *you* with the most appropriate advice and products. This means that we may obtain *your* sensitive personal data from the third parties referred to above for the purpose of providing *you* with the services and share it with third party providers to obtain quotes on *your* behalf for example where we are providing *you* with annuity or protection advice as part of *our* services.

We believe that we can obtain and hold sensitive data about you under the lawful basis of 'Legal Claims'.

Holding your data:

We will review the data we hold on you on a regular basis to ensure compliance with data protection law. In the course of any review, we will:

- Delete any data which is trivial or transitory in nature, or which in our opinion is no longer required for the purposes set out above.
- Update the data to ensure that any errors or inaccuracies are corrected.
- Archive data as detailed below.
- Subject to the data retention periods, detailed below, securely delete the data when it is identified that we no longer need to hold it.
- The data collected by any Artificial Intelligence (AI) systems may be stored and processed in data centres located globally. We may also use third-party service providers who store data on our behalf. Please be aware that the data may be transferred to, processed, and stored in different locations, some of which may be outside of the UK. We take necessary steps to ensure that your data is handled securely in accordance with applicable privacy regulations.

We may retain and process your data for the following periods. In the event that more than one period applies to the same data, we will retain the data to the last such period to expire:

- We will hold any agreements between you and us for 6 years from the termination or expiry of the agreement unless we have been notified of any claim or circumstance which might give rise to a claim under or by reference to such agreements.
- We will process data relating to investments which we have provided advice on and/or arranged for you. We will process such data throughout the entire period you remain a client of the firm and for a period of no less than 6 years following our ceasing to provide service to you in regard to those investments. In the case of long-term investments, we may process your data until the date of maturation of such long-term investments.
- We will hold data as required by any Regulator until the end of any limitation period imposed by that Regulator, which in the case of the Financial Services Authority is currently 6 years for all types of business undertaken except for Occupational Pension Schemes, which can include Defined Benefit Transfers and Scheme Money Purchase Transfers, whereby the data retention period is indefinite.
- We will hold data as required for the purposes of any legal proceedings for a period of 6 years following the conclusion of any such proceedings unless a longer period is required pursuant to any court rule or enactment. Proceedings will be taken to have concluded on the expiry of any period given for appealing any final judgment or on the date of concluding any settlement staying all relevant claims if the proceedings were settled before judgement.
- Save for the above, we will hold data for a maximum of 50 years from the date we receive the data.

Archiving data:

We will regularly review data and where in our opinion such data has ceased to be Active, we will archive it and process it only as Archived Data. Any data which is deemed Archived Data will only be processed in limited circumstances.

All storage of data, whether Active Data or Archived Data will be in accordance with good industry practice and be undertaken in accordance with organisational systems and procedures, which will be regularly reviewed, to maintain the security of data.

Data portability:

On the termination or expiry of any agreement to provide services to you and on your written request, we will, subject to our right to retain copies of data for the purposes set out above, agree to return any data you have provided to us in a structured, commonly used machine-readable format, or transfer the same to a new data controller nominated by you.

Whom we may share your data with:

In order to carry out our legitimate business and to provide you with financial planning services, we have entered into agreements with and will share your information with the following companies, for the purposes of Compliance, IT systems security, data management and control, and auditing. Full details of these companies' address (all UK based) and contact details are available on request:

- ✓ Institutions and providers of financial products we use to provide you with agreed service such as banks, insurance companies, investment, mortgage and pension providers.
- ✓ Compliance and Training Solutions Ltd (Compliance consultants)
- ✓ Wavenet (IT Solutions)
- ✓ AI and Platform Providers and other financial services institutions as required
- ✓ Legal representatives and accountants (only where required)
- ✓ Identity authentication agencies: When required we will make checks with third party agencies to authenticate and verify identity. These checks will be applied to sanctions lists. Any personal data obtained for the purposes of meeting with the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017 will only be processed for the purposes of preventing money laundering or terrorist financing, unless the use of the data is permitted by or under another enactment other than those regulations, or otherwise where consent has been obtained from you.
- ✓ The Financial Conduct Authority
- ✓ Purchasers / investors: We may share your information with third parties to whom we may choose to sell, transfer or merge parts of our business or our assets or who are stakeholders or investors in our business. Alternatively, we may seek to acquire other businesses or merge with them. If a change happens to our business, then the new owners may use your personal data in the same way as set out in this notice

Legal Terms:

If any provision, or part thereof, of this agreement is found by any court or administrative body of competent jurisdiction to be invalid, unenforceable or illegal, the other provisions shall remain in force.

In the event of any change in Data Protection Law occurring after the date of this agreement which requires the adoption of revised provisions dealing with data retention or portability, the parties will use all reasonable endeavours to agree such consequential changes to this agreement as may reasonably be required to comply with the requirements of Data Protection Law ("Compliant Terms") and incorporate the same as an amendment to this agreement.

Potential Business Transfers

In the event that Wealthline Ltd is involved in a merger, acquisition, sale of assets, or other business transaction, your personal data may be part of the assets transferred. Any such transfer will comply with applicable data protection laws, and the receiving party will continue to handle your personal data in accordance with this Privacy Notice, or an updated notice provided at the time of transfer.

We will notify you in advance of any such transfer, providing details of the acquiring entity and any changes to how your data will be processed, if applicable.

Keeping in touch:

We have a quarterly newsletter which contains updates on our business, staff members, the market, regulatory changes and other information you may find useful and interesting. If you would like to receive this, please tick the box below as to whether you would like to receive this. It is sent by email.

Email ☐

If you **do not** tick the box, we will assume that you **do not wish** to receive the newsletter.

We will not use your data for marketing purposes of any sort unless you have expressly given us your prior consent. The use of your data as detailed in the remainder of this agreement is not affected by whether you choose to consent to the use of data for marketing purposes.

Please note that you may withdraw your consent to marketing at any time by giving us notice in writing.

Declaration and Consent:

We take your privacy very seriously and will only use your personal information and data to administer the services we have agreed to provide you with, including but not limited to any products or contracts for investments, pensions, life cover, equity release or discretionary investment management services you have made or entered into through our firm.

By signing this Data Protection and Privacy Notice you are confirming your agreement to these terms.

By signing this Data Protection and Privacy Notice you are also confirming your marketing preferences as detailed in the 'Marketing' section of this agreement whereby you have given your consent, or otherwise, for either us to contact you about additional products and services.

By signing this Data Protection and Privacy Notice you are confirming your agreement to the below statements.

- **I agree** for Brooks Wealth to process my data for the purpose as stated in the 'Why we need your data' section of this statement;
- **I agree** for Brooks Wealth to share my data with other companies as detailed in the 'Whom we may share your data with' section of this agreement.

If you consent to us potentially obtaining your sensitive personal data from third parties as referred to above for the purpose of providing you with the services you may need and sharing it with third party providers to obtain quotes on your behalf (for example where we are providing you with annuity or protection advice as part of our services) please tick in the box below:

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Client 1 Signature:

Client 1 Name:

Client 2 Signature:

Client 2 Name:

Date: