

# Pacific Dawn Limited

## Privacy Policy

### Overview

Pacific Dawn Limited ("PDL" or "we") values the personal data entrusted to us by its clients, prospective clients and others who provide personal data to us from time to time.

This Privacy Policy sets out the basis on which we will process any personal data collected from you or that you provide to us via our websites or otherwise and to the extent permitted by law.

"Personal data" means any information about an identifiable individual. Examples of personal data include name, residential address, email address, phone number, passport number, driver's license number or such other information which relates to and can identify the individual.

"Nomura Group" means Nomura Holdings, Inc. and all of its affiliates and subsidiaries, which includes Pacific Dawn Limited.

### General principles

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PDL will maintain the highest standard of care in processing your personal data, in accordance with all relevant laws, regulations and guidelines issued by the relevant authorities from time to time, as well as applicable internal policies. Key data protection principles that we adhere to include the following:

- Personal data will be collected and processed in a lawful and fair manner, in compliance with all relevant laws and regulations.
- Personal data will be used only for purposes which are listed below in the sub-section "How we use your personal data" or which are otherwise notified to you from time to time, and/or such other purposes as required or permitted by applicable laws and regulations.
- Appropriate technical and organisational measures will also be taken against unauthorised or unlawful processing of personal data and against accidental loss or destruction of, or damage to, personal data.
- PDL will (i) have, or implement as required, appropriate control systems to ensure that its employees, agents or contractors are properly apprised of their obligations under applicable laws and regulations as well as relevant internal policies, and (ii) require its external service providers which provide services to it to have proper controls and procedures in place to protect personal data provided to them.
- PDL will not keep personal data for longer than is necessary for the specified purpose(s) unless otherwise required by overriding legal/regulatory requirements or internal document retention policies.
- All requests for the access or correction of the personal data we hold about you and/or withdrawal of your consent in respect of our processing of your personal data shall be carried out in accordance with the *Privacy Act 2020* and such other applicable laws and regulations.

## Processing of your personal data

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### How we use your personal data

We may use the personal data that you provide to us in connection with the provision of services or research to you, facilitation and administration of business dealings with you, administration of any features or services of our websites for the purposes of that feature or service, and/or such other purposes as required or permitted by applicable laws and regulations. We may also use your personal data to communicate with you about topics that we believe may be of interest to you or otherwise provide marketing information or materials to you from time to time about products and services of the Nomura Group, provided, if required by relevant law or regulation, you have given us separate prior express consent to send you this information. You are entitled to tell us if you do not wish to receive such communications (see "Your rights" below).

While processing your personal data, we have implemented and will continue to maintain administrative, technical and physical safeguards to protect your personal data from loss, misuse, unauthorized access, disclosure, unauthorized alteration or unlawful destruction.

### How we share your personal data

We may share your personal data with other Nomura Group entities or third parties for the purposes set out below including without limitation the following:

- any [Nomura Group entity](#) in connection with the operation of its business, or the provision of Nomura corporate, back office or IT services or otherwise in connection with any of the purposes expressed in the sub-section "How we use your personal data" or otherwise notified to you from time to time;
- any agent, contractor or third party service provider who provides services to PDL or another Nomura Group entity in connection with the operation of their business, to the extent necessary to perform services on their behalf or to comply with legal and/or regulatory requirements. In New Zealand, this includes Debtworks (NZ) Limited who may collect and process your Personal data on our behalf;
- any governmental agency or entity, regulatory authority, or other public authority or persons, to the extent necessary for us to comply with any laws, rules, orders, subpoenas, official requests, or similar processes which apply to Nomura Group anywhere in the world, or as required in connection with any investigation or legal proceedings;
- any actual or proposed purchaser of all or part of the business of PDL or the Nomura Group or, in the case of any merger, acquisition or other public offering, the purchaser or subscriber for shares in PDL or a member of the Nomura Group, and their advisors and financiers; and
- any other third party for any purpose for which PDL may deem such provision necessary including to ensure compliance with a legal obligation or pursuant to a written request by a government/statutory entity.

As PDL's operations are supported globally, your personal data may be transferred to a Nomura Group company or to third parties providing services to a Nomura Group company. Such data may be stored in overseas locations (including without limitation Japan, Hong Kong, Singapore and Australia) by any such entity. When transferring your personal data to such third parties, we will take all appropriate steps to provide an adequate level of protection for your personal data in accordance with relevant laws and regulations. These steps may include, where appropriate, use of suppliers

that adhere to applicable international standards, requiring service providers to agree to appropriate contractual protections and/or put in place appropriate technical and organisational security measures in respect of the processing of personal data, and exercising audit and inspection activities in respect of the actions of those third parties in connection with the use of your personal data.

For a better understanding of how Nomura Group handles Personal data, please refer to the Nomura Group Privacy Policy, available here: <http://www.nomuraholdings.com/policy/privacy.html>

## **Your rights**

You are entitled to access any of the personal data that we hold about you by submitting a written request to PDL's Privacy Officer (see details provided below). You are also entitled to ask us to correct, cancel or delete any of your personal data where you believe such information is inaccurate or out of date. To the extent permitted by applicable law, reasonable fees may be charged by PDL for complying with your request(s) to provide personal data that PDL holds about you.

To exercise your rights of access, cancellation or correction, to opt-out of receiving marketing about products and services that we believe may be of interest to you, or if you would like to raise any other questions relating to privacy, please submit a written request to the PDL Privacy Officer.

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### **Privacy Officer**

Bruce Cross, Director – Operations & CEO | Debtworks (NZ)  
Ltd  
Email: [bruce@debtworks.co.nz](mailto:bruce@debtworks.co.nz)

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## **Changes to our Privacy Policy**

From time to time, we may change this Privacy Policy. You may request the latest version at any time.

This version of the Privacy Policy is effective 1 December 2020.