

## PRIVACY NOTICE

NOVEMBER 2021

This notice (the “**Privacy Notice**”) applies to the processing of personal data relating to the Group Creditors, beneficiaries of the holding period trust (to the extent they are natural persons) and all other relevant natural persons by the Deed Administrators, and their respective affiliates, legal and other advisers and agents (together, “us” or “we”), in connection with the restructuring of NMC Healthcare Ltd (in administration) (subject to deed of company arrangement) (“LTD”) and certain of its subsidiaries. Capitalised terms used in this Privacy Notice shall have the meaning given to them in the admitted group creditor letter circulated to the NMC stakeholder website (<https://nmc.ae/investor-relations>) on 1 November 2021 (“**Admitted Group Creditor Letter**”) or holding period trust deed described in the deed of company arrangement entered into by LTD (“**Holding Period Trust Deed**”) (the “**Transaction Documents**”), unless specified otherwise herein.

For this Privacy Notice, “Data Protection Legislation” means all applicable legislation and regulations relating to the protection of personal data in force from time to time.

### *Purpose of processing*

As a result of the activities contemplated in the Admitted Group Creditor Letter or Holding Period Trust Deed, and to comply with our own legal obligations, the Deed Administrators require to collect certain personal data relating to you, including know-your-client (or KYC) data.

Please contact the Deed Administrators at [INS\\_NMCADGM@alvarezandmarsal.com](mailto:INS_NMCADGM@alvarezandmarsal.com) for further information. You have the right to make a complaint at any time to the appropriate data protection authority (which, in the UK, is the Information Commissioner's Office). We would, however, appreciate the chance to deal with your concerns before you approach your relevant data protection authority so please contact us in the first instance.

### *Categories of personal data collected*

We may collect, use, store and transfer the following types of personal data about you, which may be collected directly from you or via third party agents and representatives:

- **Individual Identity Data:** first name, maiden name and last name (including any former names), username or similar identifier, official identification number, marital status, title, signature, date of birth, gender, nationality and residency (including, without limitation, any anti-money laundering, “know-your client”, identification and verification documentation);
- **Contact information:** telephone number, e-mail address, physical address, mailing address; and
- **Financial:** bank account information.

### *How we use your personal data*

We will only use your personal data for the purpose for which we originally collected it, which will include the following:

- To share your KYC information with our agents and for any other purpose pursuant to the Transaction Documents;
- To process your claims; and
- To distribute your Entitlements to you.

### ***Failure to provide personal data***

Where we need to collect personal data by law, or under the terms of a contract we have with you (including to distribute your Entitlements to you) and you fail to provide that data when requested, we may not be able to perform the contract we have or are trying to enter into with you (for example, to provide you with goods or services). In this case, we may not be able to distribute your Entitlements to you, but we will notify you if this is the case at the time.

### ***Sharing and transfers of personal data (for EEA and UK residents only)***

We may, for the purposes of processing your KYC information and distributing your Entitlements, transfer your personal data outside of the UK or EU, including to any of our external third party KYC agents. When we transfer your personal data outside of the UK or EU, we ensure a similar degree of protection is afforded to it by ensuring that the EU Standard Contractual Clauses to legitimize data transfers from the UK or EU to third party countries have been executed by the relevant parties. Please contact us if you would like further information on this specific mechanism used by us when transferring your personal data outside of the UK or the EU.

### ***Retention and security of personal data***

We will only retain your personal data for as long as reasonably necessary to fulfill the purposes for which the data was originally collected, including for the purposes of satisfying any legal, regulatory, tax, accounting or reporting requirement. We may retain your personal data for a longer period in the event of a complaint or if we reasonably believe there is a prospect of litigation in respect of our relationship to you.

To determine the appropriate retention period for personal data, we consider the amount, nature and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal, regulatory, tax, accounting or other requirements.

### ***Data Security***

We have put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.

We have put in place procedures to deal with any suspected personal data breach and will notify you and any applicable regulator of a breach where we are legally required to do so.

### ***Data Subject Rights (for EEA and UK residents only)***

If you are an EEA or UK resident, under certain circumstances, you have the following rights under Data Protection Legislation in relation to your personal data:

- Request access to your personal data;
- Request correction of your personal data;
- Request erasure of your personal data;
- Object to processing of your personal data;
- Request restriction of processing your personal data;
- Request transfer of your personal data; and
- The Right to withdraw your consent.

If you wish to exercise any of the rights set out above, please contact the Deed Administrators at [INS\\_NMCADGM@alvarezandmarsal.com](mailto:INS_NMCADGM@alvarezandmarsal.com).