
New Zealand

Wells Fargo International Privacy Notice

Effective: 07 July 2023

The Wells Fargo entity listed in Section 9 (“**we**”, “**our**”, “**us**” or “**the Company**”) which you and/or your organization have a relationship or otherwise share Personal Data with provides this privacy notice (“**Notice**”) to describe our practices as a data controller regarding the collection, storage, use, disclosure, and processing of Personal Data (as defined below). If you or your organization has a relationship or otherwise share Personal Data with a Wells Fargo entity in any country other than New Zealand, a different privacy notice (located at <https://www.wellsfargo.com/privacy-security/>) regarding that Wells Fargo entity's practices will govern those information collection and processing activities.

1. Types of Personal Data Collected

In New Zealand, we primarily have relationships and accounts only with corporations and other legal entities. However, we may collect information about individual representatives (“**Individuals**”) of our customer organizations (“**Customers**”), such as the Individual's:

- **Work contact details:** such as name, work address, phone number, mobile phone number, email address, and online contact details, including but not limited to unique identification and password for access to our website, mobile applications, and/or social media features.
- **Position description:** such as employer, title, position held, duties, and length of employment.
- **Authentication data:** such as passport, driver's license, other governmental identification information, home address and telephone number, documents that verify address, date of birth, country of domicile, documents that verify employment, marriage certificate (if the Individual acts as a personal guarantor), and signature authorization.
- **Financial data:** such as salary and other income, sources of wealth, assets and documents that verify assets, credit reports, financial relationships, and financial transactions.
- **Background check data:** such as background check information including credit and criminal checks and screening, to the extent required or permitted by local law.
- **Surveillance data:** such as images and voices captured by CCTV video and audio surveillance equipment installed (to the extent permitted by local law) onto the business premises of a Wells Fargo entity if your Individuals visit the business premises.
- **Electronic and voice communications data:** such as content, data and recordings relating to business communications with Wells Fargo through all applicable communication channels, including email, text, instant message or chat, transcriptions, telephone communications, voice recordings, video recordings, presentations hosted by Wells Fargo.

Collectively, the above categories of data constitute “**Personal Data**”. We may collect Personal Data directly from Individuals, Customers, including through interactions with the Bank and use of Bank systems, private lists, and publicly available sources. We may process your Personal Data in physical and electronic form and will do so in a way that adequately

safeguards your Individuals' personal rights and interests in accordance with New Zealand's data protection laws. You and your Individuals have the right to refuse to consent to providing Personal Data. However, processing of this information is necessary, and failure to provide this information may result in Wells Fargo being unable to provide or continue to provide the requested services to the Customer where Personal Data is necessary to provide the requested services.

2. Purposes of Collection and Use

The purposes of collection and use of Personal Data are:

- **To provide the services requested by our Customers**, perform obligations under our agreements and carry out related business functions, including performing data and transaction processing, conducting credit checks, handling Customer inquiries, including communicating, presenting, and meeting with a Customer, and managing the Customer relationship, we collect and use Personal Data such as work contact details, position description, authentication data, financial data, background check data, electronic and voice communications data, and other categories of Personal Data where needed.
- **To comply with legal obligations, regulations, regulatory guidance or codes of practice** applicable to the Company and its Affiliated Entities (defined below) in the United States and/or any relevant jurisdictions, including but not limited to complying "know your customer" obligations based on applicable anti-money laundering and anti-terrorism requirements, economic and trade sanctions, customer due diligence, fraud prevention and information security, suspicious activity reporting, operating whistleblowing systems or channels, foreign exchange and international trade, tax reporting and other applicable laws, regulations, ordinances, and obligations, complying with any requests from any regulator or authority to the extent permitted by applicable law, we collect and use Personal Data such as work contact details, position description, authentication data, financial data, background check data, electronic and voice communications, and other categories of Personal Data where needed.
- **To confirm a person's authority as a representative or agent of a Customer** with which the Company or its Affiliated Entities have entered or intend to enter into various arrangements, including but not limited to deposit contracts, loan contracts, contracts for foreign exchange transactions, contracts for derivative transactions, and letters of credit, we collect and use Personal Data such as work contact details, position description, background check data, authentication data, and other categories of Personal Data where needed.
- **To conduct recordkeeping and otherwise manage the business** (for example, to monitor or facilitate compliance with Wells Fargo's internal policies, to perform risk management, to maintain or upgrade Wells Fargo's technology or systems, to protect the business, rights or property of any Wells Fargo Group entity (defined in Section 3) by raising any legal claim, defense or proceedings, to support the conduct of audits, support business transfers, combinations, restructuring, dissolutions or similar activities relating to any Wells Fargo Group entity, etc.), subject to and in accordance with applicable law, we collect and use Personal Data such as work contact details, position description, authentication data, financial data, background check data, electronic and voice communications, and other categories of Personal Data where needed.

3. Disclosure of Personal Data

The Company may disclose or transfer Personal Data to the recipients below for the purposes listed in Section 2 (in each case to the extent necessary and on a need-to-know basis).

- **Affiliated Entities.** The Company has Affiliated entities operating in the United States and around the world ("**Affiliated Entities**"), including the group parent in the United States, Wells Fargo & Company, and Wells Fargo Bank, N.A. (collectively, the Company and our Affiliated Entities are the "**Wells Fargo Group**"). We may disclose Personal Data to our Affiliated Entities on a worldwide basis. A non-exhaustive list of Affiliated Entities is found in this Wells Fargo & Company 10-K filing made with the US Securities and Exchange Commission:

<https://www.sec.gov/Archives/edgar/data/72971/000007297123000071/wfc-1231x2022xex21.htm>

- **Beneficiaries, counterparties, and other parties related to a transaction.** The Wells Fargo Group may disclose Personal Data to beneficiaries, counterparties, or other parties related to a transaction on a worldwide basis to provide the services requested by our customers and to comply with legal obligations and regulations.
- **Service providers.** The Wells Fargo Group may disclose Personal Data to information technology providers or other service providers around the world that act under our instructions regarding the processing of such data ("**Data Processors**"). Data Processors will be subject to contractual obligations to implement appropriate administrative, technical, physical, and organizational security measures to safeguard Personal Data and to process Personal Data only as instructed. The Wells Fargo Group may also disclose Personal Data to third party credit reporting bodies (as described in Section 4 below), independent external auditors, or other service providers around the world that may not be acting as a Data Processor. Such service providers will be subject to any necessary contractual obligations regarding the protection and processing of such Personal Data.
- **Legal requirements.** Subject to applicable law, the Wells Fargo Group may disclose Personal Data if required or permitted by applicable law or regulation, including laws and regulations of the United States and other countries, or in the good faith belief that such action is necessary to: (a) comply with a legal obligation or in response to a request from law enforcement or other public authorities wherever the Wells Fargo Group may do business; (b) protect and defend the rights or property of any Wells Fargo Group entity; (c) act in urgent circumstances to protect the personal safety of Individuals, Customers, and contingent resources /employees of any Wells Fargo Group entity or others; or (d) protect against any legal liability. In addition, the Wells Fargo Group may share your Personal Data with U.S. regulators and with other self-regulatory bodies to which we are subject, wherever the Wells Fargo Group may do business.
- **Business transfers, combinations, and related activities.** As we develop our business, the Wells Fargo Group might sell, buy, acquire, obtain, exchange, restructure or reorganize businesses or assets. In the event of any actual or proposed sale, merger, reorganization, transaction, restructuring, dissolution or any similar event involving our business or assets, Personal Data may be shared with the relevant entity or may be part of the transferred assets and will be subject to any necessary contractual obligations to ensure the protection of Personal Data.

The recipients of Personal Data identified in this Section 3 may be located in the United States and other jurisdictions that may not provide, or require recipients to provide, the same level of data protection as your home country. As needed, we have taken steps to establish appropriate data transfer agreements or otherwise address cross-border data transfer restrictions. These measures enable us to transfer and use Personal Data in a secure manner anywhere in the world where we have an establishment, or where we have contracted third parties to provide us with services.

4. Credit Reporting Bodies

The Company and its Affiliated Entities may obtain credit reporting information about Individuals from credit reporting bodies. Credit reporting information includes:

- credit information typically provided to credit reporting bodies by other credit providers and relating primarily to an Individual's dealings with such credit providers, including applications for credit, payment information, and default information; and
- credit worthiness information about Individuals that credit reporting bodies derive from the information above, such as credit scores, risk ratings and other evaluations.

The Wells Fargo Group may also disclose an Individual's Personal Data (including credit information relating to that Individual's dealings with us) to credit reporting bodies. Those credit reporting bodies may include such Personal Data in reports that they provide to other credit providers to assist them to assess the Individual's credit worthiness. Some examples include: (a) providing Personal Data about the Individual's application for credit when obtaining credit reporting

information for the purposes of assessing that application; or (b) if the Individual fails to meet payment obligations to us, or if the Individual commits a serious credit infringement in relation to credit provided by us, we may be entitled to disclose this information to credit reporting bodies.

The Wells Fargo Group discloses credit information to the following credit reporting bodies:

Equifax New Zealand Information Services and Solutions Limited
(NZBN 9429039517487)
<http://www.equifax.co.nz>
Level 8, 22 Fanshawe Street
Auckland 1010
New Zealand

These credit reporting bodies are each required to have a policy that explains how they will manage credit-related Personal Data. Please visit their websites and follow the "Privacy" links to review their privacy policies or contact them directly for further information.

Individuals have the right to request these credit reporting bodies exclude credit reporting information from: (a) being used by such bodies in connection with pre-screening for direct marketing requested by a credit provider; and (b) any permissible direct marketing activities the Wells Fargo Group may request such bodies to perform. Individuals should contact each relevant credit reporting body directly if they wish to request this.

Individuals also have the right to request credit reporting bodies not to use or disclose their credit reporting information if they believe that they have been, or are likely to be, the victim of fraud (for example, they suspect someone is using their identity details to apply for credit). Individuals must contact the credit reporting bodies directly should this be the case.

5. Consents

To the extent permitted under applicable law, where consent is required or permitted as a lawful basis of processing by applicable law, you expressly consent to the collection, use, disclosure (including cross-border transfer), and other processing of Personal Data as described in this Notice by providing Personal Data to the Wells Fargo Group or authorizing our Customer to provide such information to us. Where you directly or indirectly provide any Wells Fargo Group entity with the Personal Data of any individuals, you must have first informed such individuals about our data privacy practices by providing them with a copy of this Notice and obtained all required informed consents (including separate consents) from such individuals to permit the activities described in this Notice, before providing their Personal Data to the Wells Fargo Group. You expressly waive the bank secrecy or confidentiality laws and obligations, if any, of the country or countries where you and the accounts are located to the extent permitted by applicable law.

You may revoke consent at any time by notifying us at the address provided in Section 10 of this Notice. Prior uses and disclosures will not be affected (unless required by applicable law), and we may otherwise continue to process Personal Data as permitted or required by law. Revocation of consent may result in our inability to provide or continue to provide the requested services to the Customer.

6. Information Management, Security Control Measures, and Retention Periods

Wells Fargo will take appropriate measures so that Personal Data can be kept accurate and up-to-date, and such measures will be in accordance with the applicable security requirements. In an effort to prevent the loss, misuse, unauthorized access, disclosure, alteration or destruction of Personal Data, Wells Fargo will take appropriate legal, technical, physical and organizational security measures to protect Personal Data. We will keep Personal Data no longer than necessary to i) fulfil the purposes outlined in this Notice; ii) comply with legal or regulatory obligations to which Wells Fargo is subject; or iii)

perform a contract duly established with you or in order to take steps at your request prior to entering a contract. We have implemented appropriate record retention policies to retain Personal Data only to the extent permitted by applicable laws. We may need to hold Personal Data beyond retention periods in response to an audit, investigation, or other legal matter. These requirements also apply to our third-party service providers. Where required by law, Wells Fargo will anonymize data for additional processing.

While registering with our website, mobile applications, or social media features (each, a "Site"), we may provide you with a unique identification and password for accessing our products and services. We encourage you to choose your password wisely such that no intruder or third party can obtain any unauthorized access to the Site. We also encourage you to keep your password confidential and not have any written or other record of the password that can be accessible by an intruder or third party.

7. Data Subject Rights and Choice for Marketing Materials

Data Subject Rights

Your Individuals may have certain rights in relation to Personal Data we hold about them. They may have the right to access, delete and correct any Personal Data held about them. They also have the right to withdraw their consent to the processing of their Personal Data, but such withdrawal will not affect the lawfulness of processing performed prior to the withdrawal request or performed based on a lawful basis other than consent.

Requests must be submitted by the Individual in writing to the address listed in Section 10 below. After we have verified the Individual's identity, we will endeavor to respond promptly to valid data subject requests and take the other actions requested as specified by local law. Where permitted by law, we may charge an appropriate fee to cover the costs of responding to the request. These rights may not be absolute, and exceptions may be applicable. If Wells Fargo is not able to accommodate the request, the requestor will be provided with reasons for the denial.

Choice for Marketing Materials.

If you do not want to receive marketing and sales materials from Wells Fargo by direct mail, telephone, or email, please follow the "unsubscribe" instructions provided in those communications or submit a written request to the address listed in Section 10 below. We will comply with your request within a reasonable period of time after receiving it or within the time period required by local law.

8. Complaints

You have a right to make a complaint if you think we have not adhered to this Notice or any applicable privacy law in handling your Personal Data. If you would like to make a complaint, please submit your complaint in writing to the contact details below. We will respond to a written complaint within 30 days. If you are not satisfied with our response, you may be able to pursue your complaint with the data protection authority or privacy commissioner for your country.

9. Wells Fargo entity in New Zealand covered by this notice:

The name and address of the Wells Fargo entity collecting, and processing Personal Data in New Zealand is as follows:

Entity Name

Wells Fargo International Finance (New Zealand) Limited

Address

North Lobby, Level 1, Office #108, 293 Durham Street, Christchurch, 8013, New Zealand

10. Customer Inquiries

Please direct all requests relating to access, correction, and other legal rights regarding Personal Data, or any questions regarding this Notice to:

APAC Regional Privacy Officer

138 Market Street
#30-01 CapitaGreen
Singapore, 048946
Telephone: (65) 6395 6900
privacy.apac@wellsfargo.com

Your comments are valuable to us and we assure you that we will do our best to address them.

11. Modifications

This Notice may be modified as a result of amendments to the law or regulations or due to other reasons. In such case, an amended Notice will be posted on our website at http://www.wellsfargo.com/privacy_security/. The page providing the Notice shall contain a date as to when the Notice was last updated.

Acknowledgement and Consent

By signing in the appropriate space below (or clicking the accept button if acknowledged electronically), the Customer confirms and agrees to all the following:

- a) that the Customer consents to the collection, use, processing, storage, and transfer of Personal Data in accordance with the terms and conditions contained in the Notice;
- b) where the Customer provides Wells Fargo with the Personal Data of any other Individuals, that it has informed such Individuals about Wells Fargo's data privacy practices by providing them with a copy of this Notice (also found at: <http://www.wellsfargo.com/assets/pdf/personal/privacy-security/new-zealand-customer-privacy-notice-english.pdf>) and has obtained any and all requisite consents from such Individuals necessary to permit the activities described in the Notice;
- c) that Wells Fargo may amend this Notice at any time by posting an updated version on its website referenced above, which the Company shall check periodically; in case of any update to the Notice, the Company shall provide the abovementioned Individuals with a copy of the updated Notice and obtain any and all required consents from such individuals to permit the activities described in the updated Notice;
- d) that the Customer's Personal Data may be disclosed or transferred overseas to the recipients of Personal Data identified in [Section 3](#) of this Notice which may be located in jurisdictions that may not provide, or require these recipients to provide, the same level of data protection as New Zealand; and
- e) this Notice supersedes any prior notice on this subject and shall cover all Personal Data collected or maintained by Wells Fargo in connection with its relationship with the Customer.

Customer Name (Borrower's Legal Entity Name)

Signature (Please sign here)

Signatory's Name (Please print)

Signatory's Position/Job Title

Date