

DATA PRIVACY STATEMENT

In accordance with the General Data Protection Regulation (697/2016/EU) (the “**GDPR**”) and applicable Irish data protection legislation (currently the Irish Data Protection Acts 1988 to 2018, as may be amended, updated or supplemented from time to time) (collectively, “**Data Protection Legislation**”) Polen Capital Funds ICAV (the “**ICAV**”) being a data controller, must provide you with information on how the personal data that you provide as part of your subscription to shares in the ICAV will be processed by the ICAV, its service providers and delegates and their duly authorised agents and any of their respective related, associated or affiliated companies.

As a consequence of your investment, the ICAV acting as a data controller may itself (or through third parties including but not limited to State Street Fund Services (Ireland) Limited, (the “**Administrator**”), State Street Custodial Services (Ireland) Limited (the “**Depository**”), KBA Consulting Management Limited (the “**AIFM**”) and Polen Capital Credit, LLC (the “**Investment Manager**”) together with any sub-distributors that may be appointed from time to time (collectively the “**Distributor**”), local paying agents and mailing firms appointed by any of the foregoing (together the “**Service Providers**”)) process your personal information or, to the extent that you are a non-natural person, that of your directors, officers, employees, intermediaries and/or beneficial owners. Save where otherwise expressly provided, any reference in this Data Privacy Statement to “you” or “your” in the context of processing personal data of data subjects shall be understood to mean and relate to the personal data of your directors, officers, employees, intermediaries and/or beneficial owners as the context may require.

In certain circumstances, the Investment Manager, the AIFM and the Administrator may each separately use your personal data for its own purposes and as a result be considered a data controller of such data. In such circumstances, all rights afforded to you as a data subject under the GDPR shall be solely exercisable against the Investment Manager, the AIFM and the Administrator.

In this regard, please note the following:

Purposes of Processing and Legal Basis for Processing

The personal data collected from you or provided by you or on your behalf in connection with your holdings in the ICAV will be collected, stored, disclosed, used and otherwise processed by the Service Providers on behalf of the ICAV for the purposes outlined in the table below.

Processing Activity by or on behalf of the ICAV	Legal Basis for Processing
Where you are a natural person, managing and administering your holdings in the ICAV and any related account on an ongoing basis	Performance of the contract between the ICAV and you
Where you are a natural person, disclosures to third parties such as auditors, regulatory authorities, tax authorities and technology providers in the context of the day to day operations of the ICAV;	Performance of the contract between the ICAV and you.
Where you as an investor are a non-natural person, disclosures to third parties such as auditors, regulatory	Pursuing the legitimate interests of the ICAV in managing and administering the holdings of the non-

Processing Activity by or on behalf of the ICAV	Legal Basis for Processing
bodies, tax authorities and technology providers in the context of the day to day operations of the ICAV;	natural person in the ICAV and any related account on an ongoing basis.
Complying with any applicable legal, tax or regulatory obligations imposed on the ICAV including legal obligations under Fund law, the AIFM Regulations and the AIF Rulebook under tax law and under anti-money laundering / counter terrorist financing legislation	Compliance with a legal obligation to which the ICAV is subject
Recording, maintaining, storing and using recordings of telephone calls and electronic communications that you make to and receive from the ICAV, the Service Providers and their delegates or duly appointed agents and any of their respective related, associated or affiliated companies for any matters related to investment in the ICAV, dispute resolution, record keeping, security and/or training purposes;	<p>Pursuing the legitimate interests of the ICAV including:</p> <ul style="list-style-type: none"> • For the ICAV to enjoy the benefit of, enforce or defend its rights and perform its obligations in connection with the contract between the ICAV and you. <p>Further information relating to the balancing test undertaken by the ICAV in respect of such processing is available upon request.</p>

The Investment Manager, the AIFM and the Administrator each as separate data controllers of your personal data may also collect, store, disclose, use or otherwise process your personal data for the purposes outlined in the table below.

Processing Activity by the Investment Manager	Legal Basis for Processing
Direct marketing for the purposes of sending information about other funds and/or investment services offered by the Investment Manager.	Pursuing the legitimate interests of the Investment Manager.

Processing Activity by the AIFM	Legal Basis for Processing
For the purposes of using your personal data in order to comply with its own legal obligations under relevant anti-money laundering/counter-terrorist financing laws or other legislation or regulation	Compliance with a legal obligation to which the AIFM is subject.
To improve the delivery of service to its clients (business analysis, training and related purposes) in pursuit of its legitimate interests.	Pursuing the legitimate interests of the AIFM.
For the establishment, exercise or defence of legal claims brought against the AIFM in pursuit of its legitimate interests.	<p>Pursuing the legitimate interests of the AIFM.</p> <p>Further information relating to the balancing test undertaken by the AIFM in respect of such processing is available upon request.</p>

Processing Activity by the Administrator	Legal Basis for Processing
Retaining AML and other records received in connection with your investment in the ICAV	Compliance with a legal obligation to which the Administrator is subject, being those legal obligations imposed on it under AML/CTF legislation.

Please note that where personal data is processed for purposes of legitimate interests, you have a right to object to such processing and the ICAV and its appointed Service Providers will no longer process the personal data unless it can be demonstrated that there are compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims.

Consent

Your consent is not required to process your personal data for the purposes referenced above. However, in order to process your personal data for the purposes outlined below, the ICAV and the Administrator seek your consent.

Consent to transfer of your personal data to the Administrator who may use such data for its own purposes

The ICAV and the Administrator seek your consent to the transfer of your personal data to, and use by, the Administrator for the purposes of (i) complying with its legal obligations under relevant AML/CTF legislation and/or (ii) assisting in any subsequent AML screening carried out by it in connection with your investment in any other fund or product administered by the Administrator on behalf of its other clients.

You have a right not to permit the Administrator to use your personal data for such purposes.

If you consent to the use of your personal data by the Administrator for such purposes, please tick here and provide your contact details below:

You have a right to withdraw the consent(s) provided above at any time. However, your withdrawal of consent will not affect the lawfulness of processing based on consent before its withdrawal. You can withdraw your consent by contacting the ICAV using the details outlined under "Contact Us" below.

Profiling and Screening

The ICAV and its appointed Service Providers may engage in PEP screening and financial sanctions screening programs defined by the European Union ("EU"), the United Nations ("UN"), Her Majesty's Treasury ("HMT") and the Office of Foreign Assets Control ("OFAC") for the purposes of complying with the Criminal Justice (Money Laundering and Terrorist Financing) Act 2010 as may be amended or replaced from time to time and with UN, EU and other applicable sanctions regimes. The implementation of such PEP screening and financial sanctions screening programmes may result in the ICAV or its Service Providers refusing an application for Shares in the ICAV or delaying or refusing to make any redemption payment or distribution payment to you if you, your directors or any beneficial owner of your Shares appear on such screening programmes. In the event that you are identified as a PEP as a result of the screening process, you may be required to provide additional information and/or documentation to the ICAV or its Service Providers. Such processing, which may reveal your political

opinion, is considered lawful on the grounds of substantial public interest permitted under Article 9(2)(g) of the GDPR.

Undertaking in connection with other parties

By providing personal data to the ICAV, you undertake to be authorised to disclose to the ICAV relevant information applicable to the beneficial owner of the investment, to your directors and authorised signatories and to persons that own, directly or indirectly, an interest in the ICAV. In this respect you confirm that you have provided these persons with all the information required under applicable data protection law, notably regarding their data protection rights, and received from these persons their authorisation for the processing and transfer of their personal data to us.

Disclosures to Service Providers and / or Third Parties

Personal data relating to you which is collected from you or provided by you or on your behalf may be handled by Service Providers appointed by the ICAV and its or their duly appointed agents and any of related, associated or affiliated companies within the Polen, KBA Consulting Management, State Street group(s) for the purposes specified above.

These Service Providers will be obliged to adhere to the data protection laws of the countries in which they operate.

The ICAV, the Investment Manager, the AIFM, the Depositary and the Administrator may disclose your personal data to other third parties where required by law or for legitimate business interests. This may include disclosure to third parties such as auditors and the Central Bank of Ireland, regulatory bodies, taxation authorities and technology providers.

Transfers Abroad

Personal data collected from you or provided by you or on your behalf may be transferred outside of Ireland including to companies situated in countries outside of the European Economic Area (“EEA”) which may not have the same data protection laws as in Ireland. These countries may include the United States of America, the United Kingdom and India.

Where data transfers outside of the EEA take place, the ICAV and/or the relevant Service Provider have taken the necessary steps to ensure that appropriate safeguards have been put in place to protect the privacy and integrity of such personal data. Please contact Legal2@polencapital.com should you wish to obtain information concerning such safeguards.

Data Retention Period

The ICAV and its appointed Service Providers will retain all information and documentation provided by you in relation to your investment in the ICAV for such period of time as may be required by Irish legal and regulatory requirements, being at least six years after the period of your investment has ended or the date on which you had your last transaction with us.

The Administrator will retain all information and documentation provided by you in relation to your investment in the ICAV for such period of time as may be required by Irish legal and regulatory requirements, being at least six years after the period of your investment has ended or the date on which you had your last transaction with us.

The Investment Manager will retain all information and documentation provided by you for direct marketing for such period of time as may be required by Irish legal and regulatory requirements, and for a minimum period of six years after the conclusion of the relevant contract with the ICAV and the Investment Manager.

The AIFM will retain all information and documentation provided by you for customer relationship management whilst you remain a customer and have consented, except where there is a legal obligation to retain this data, all will be deleted within one month upon termination of the relationship. Information and documentation provided by you for anti-money laundering purposes will be retained for a period of 6 years.

Your data protection rights

Please note that you have the following rights under the GDPR. In each case, the exercise of these rights is subject to the provisions of the GDPR:

- (i) You have a right of access to and the right to amend and rectify your personal data.
- (ii) You have the right to have any incomplete personal data completed.
- (iii) You have a right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement if you consider that the processing of personal data relating to you carried out by the ICAV infringes the GDPR.
- (iv) You have a right to be forgotten (right of erasure of personal data).
- (v) You have a right to restrict processing.
- (vi) You have a right to data portability.
- (vii) You also have the right to object to processing where personal data is being processed for direct marketing purposes and also where the ICAV or a Service Provider is processing personal data for legitimate interests.

Where you wish to exercise any of your data protection rights against the ICAV or against the Investment Manager, the AIFM or the Administrator, please contact us via the details provided below under "Contact Us".

The ICAV or its Service Provider will respond to your request to exercise any of your rights under the GDPR in writing, as soon as practicable and in any event **within one month** of receipt of your request,

subject to the provisions of the GDPR. The ICAV or its Service Provider may request proof of identification to verify your request.

Failure to provide personal data

As outlined in the section titled “**Purposes of Processing and Legal Basis for Processing**”, the provision of personal data by you is required for us to manage and administer your holdings in the ICAV and so that we can comply with the legal, regulatory and tax requirements referenced above. Where you fail to provide such personal data in order to comply with anti-money laundering/counter terrorist financing or other legal requirements, in certain circumstances, we may be prohibited from making redemption or any applicable dividend payments to you **and/or** may be required to discontinue our business relationship with you by compulsorily redeeming your shareholding in the ICAV.

Contact us

If you have any questions about the ICAV’s use of your personal information, please contact the ICAV at the following email address: Legal2@polencapital.com

If you have any questions about the Investment Manager’s use of your personal information, please contact the Investment Manager at the following email address: Legal2@polencapital.com

If you have any questions about the AIFM’s use of your personal information, please contact the following email address dataprotection@kbassociates.ie or the following contact telephone number:- 00353 1 668 7684.

If you have any questions about the Administrator’s use of your personal information, please contact the Administrator at the following email address/using the following contact telephone number:-Email; PolenCapitalTA@StateStreet.com Phone; +353 1 242 5584