

PRIVACY NOTICE IN RELATION TO DANSKE BANK'S USE OF THE STATEMENTS OF FACTS

This privacy notice applies to processing of specific, limited personal data by Danske Bank A/S ("Danske Bank") in connection with conclusion of certain investigations and legal processes initiated in Denmark and other countries, including the US, against Danske Bank in relation to the now terminated Non-Resident Portfolio in Danske Bank's Estonia Branch (the "Estonia Investigation").

Danske Bank has now resolved the Estonia Investigation, including with the US Department of Justice ("DOJ") and Securities and Exchange Commission ("SEC"). Danske Bank's resolutions with the DOJ and SEC include an agreed "Statement of Facts" and "Complaint Facts", respectively (together "Statements of Facts"). The Statements of Facts have been drafted by the DOJ and SEC and have been made publicly available by them. This privacy notice is only applicable to the processing of personal data contained in the Statements of Facts by Danske Bank for the purposes determined by Danske Bank.

This privacy notice describes how Danske Bank as the data controller will process personal data in connection with Danske Bank's own use of the Statements of Facts. Furthermore, it describes the rights of the individuals directly or indirectly referred to in the Statements of Facts ("data subjects") in relation to Danske Bank's use, storage and further processing of the personal data in this regard. Certain data subjects may have received a privacy notice on earlier occasions and under such circumstances, this privacy notice will have a supplementary nature.

1. CATEGORIES OF PERSONAL DATA, PURPOSES OF PROCESSING AND LEGAL BASIS

In relation to Danske Bank's use of the Statements of Facts, Danske Bank will process general, non-sensitive personal data about the data subjects, such as name, previous or current job position of an individual at Danske Bank or third party and any relevant specific quotations or work-related actions mentioned in the Statements of Facts. Further, Danske Bank will process information on potential criminal offences, for instance, as statements of wrongdoing and concrete or general criticism related to directly or indirectly identifiable individuals that are former or current employees or board members of Danske Bank. The processing of personal data in relation to Danske Bank's use of the Statements of Facts will in most cases take place in a pseudonymised form (i.e. where the data subject in question is not directly identifiable by the information in the Statements of Facts).

The source of the personal data processed by Danske Bank is the Statements of Facts.

The purposes of the processing of the above-mentioned personal data contained within the Statements of Facts (e.g. name, job position, quotations, actions and information on potential criminal offences) are expected to be as follows: releasing the information on the concluded investigation and litigation process in the US, all future litigation processes and handling of all legal claims, proceedings or regulatory and compliance matters in Denmark and other countries (whether or not arising from the Estonia Investigation), sharing with and briefing of relevant third parties, the provision of Danske Bank's comments on the Statements of Facts to the public and other third parties, all matters relating to Danske Bank's current and former employees, and all other relevant matters where the Statements of Facts is deemed relevant by Danske Bank from time to time.

Processing of the personal data is based on the legitimate interests of Danske Bank, except where such interests are regarded to be overridden by the data subjects' interests or fundamental rights and freedoms, cf. Article 6(1)(f) of the General Data Protection Regulation and section 8(3) and (4) of the Danish Data Protection Act in relation to information on potential criminal offences. Danske Bank's legitimate interests in processing of the personal data pursuant to both provisions, i.e. Article 6(1)(f)

of the General Data Protection Regulation and section 8(3) and (4) of the Danish Data Protection Act, is to ensure an appropriate conclusion of the Estonian investigation and the related litigation processes, defend legal claims against Danske Bank and provide information on the Statements of Facts to the relevant third parties, where such provision is mandatory or otherwise deemed appropriate. Where personal data contained in the Statements of Facts in relation to potential criminal offences is processed in order to safeguard these interests, Danske Bank will only pursue the relevant legitimate, public or private interests (including in the case of disclosure) if these clearly override the data subjects' interests, including the interest of secrecy.

2. RECIPIENTS OF THE PERSONAL DATA

The personal data in the Statements of Facts may be shared with or disclosed to Danske Bank Group entities within or outside the EU/EEA, Danske Bank's legal advisers, public authorities, respondent banks, collaboration parties and other relevant third parties, including but not limited to counterparties, external advisors and courts. Moreover, as the Statements of Facts have been made public by the DOJ, the broader public will also have the possibility to gain access to the content.

3. TRANSFER OF THE PERSONAL DATA TO COUNTRIES OUTSIDE THE EU/EEA

For the purposes described above, the personal data may be transferred to countries outside the EU and EEA. Danske Bank will ensure that any such transfer is carried out in accordance with the applicable data protection legislation, including the General Data Protection Regulation. This entails that the transfer of the personal data to a recipient in a third country will either be subject to an established adequate level of protection (such as the EU standard contractual clauses) or a derogation for the specific situations stated in article 49(1) of the General Data Protection Regulation (such as establishment, exercise or defence of legal claims).

4. STORAGE OF THE PERSONAL DATA

The personal data relevant for the above-mentioned purposes will as a minimum be retained as long as necessary in relation to any ongoing process in order to fulfil these purposes. Further retention may take place, if necessary, for instance, for documentation purposes in accordance with the applicable statute of limitations.

5. DATA SUBJECTS' RIGHTS

The data subjects are entitled to the rights of access to the personal data, rectification, erasure, restriction of processing and objection as outlined and limited by the General Data Protection Regulation and the Danish Data Protection Act.

6. QUESTIONS AND COMPLAINTS

In case of any questions or complaints in relation to the processing of personal data by Danske Bank or this privacy notice, please contact Danske Bank's DPO [\[insert contact details\]](#).

Complaints in relation to processing of the personal data may also be submitted to the Danish Data Protection Agency (www.datatilsynet.dk).