



## PRIVACY NOTICE

T.T. TOPTRADER TRADING (hereinafter, "TOPTRADER") is a registered brand name of Goldenburg Group Ltd, a Cyprus Investment Firm (CIF) supervised and regulated by the Cyprus Securities and Exchange Commission (CySEC) with CIF Licence No 242/14.

### 1. Introduction

Goldenburg Group Limited (hereinafter the "Company"), is committed to protect your privacy and handling your data through a transparent manner. The Company understands the importance of maintaining the confidentiality and privacy of your personal data. By entrusting us with your information, we would like to assure you of our commitment to keep such information private. We have taken measurable steps to protect the confidentiality, security, and integrity of Your Information.

### 2. Privacy Notice

This Privacy notice aims to provide you an overview of how the Company collects and processes your personal data and informs you about your rights under the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation - hereinafter, "GDPR"), as well as Law providing for the Protection of Natural Persons with regard to the Processing of Personal Data and for the Free Movement of such Data of 2018 (Law 125(1)/2018) (hereinafter, "the Laws") as amended from time to time. This statement is directed to natural persons who are either current, past or potential clients of the Company and their representatives (such as attorneys acting on their behalf).

### 3. Who we are

The Company is an authorised company, established in Cyprus, with registration number 328474. The Company is registered and licensed by the Cyprus Securities and Exchange Commission (hereinafter the "CySEC") with license number 242/14.

The Company has registered Tied Agents under its name which are established in European Union. The said Tied Agents are working exclusively for the Company. Each Tied Agent shall have its own Privacy Statement which shall be published on its website that may be linked and/or refer to the Company's website and/ or name.

If you have any questions or want more details about how the Company uses your personal information, you can contact our Data Protection team at [dataprotection@goldenburggroup.eu](mailto:dataprotection@goldenburggroup.eu).

### 4. Collection of Information

As part of the Company's client account opening procedures and ongoing obligations, needs to abide with the legislative framework currently in place with the Cyprus Securities and Exchange Commission ('CySEC'). Specifically, the Company shall comply with its legal obligations under the Prevention and Suppression of Money Laundering Activities Law of 2007 - 2019, as amended, for the establishment on the Client's economic profile and prevention of money-laundering as well as abide with the relevant record keeping obligations under the European Commission Delegated Regulation (EU) 2017/565 supplement in Directive 2014/65/EU of the European

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**T:** +357 25 349 815 | **A:** 46 Ayios Athanasios, 4102 Limassol, Interlink Building, 1st Floor | **E:** [info@toptrader.eu](mailto:info@toptrader.eu)

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Parliament and of the Council as regards organisational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive ('Delegated Regulation') and Law regarding the provision of investment services, the exercise of investment activities and the operation of regulated markets N. 87(1)/2017 for establishing the suitability and appropriateness of each Client based on the services offered by each CIF (Suitability & Appropriateness Tests) and recordings of telephone conversations, client transactions, the Foreign Account Tax Compliance Act (FATCA) and the Common Reporting Standard (CRS).

The Company based on the above-mentioned, collects and maintains the following:

- i) Name and Surname
- ii) Date of Birth
- iii) Place of Birth
- iv) Nationality
- v) Copy of the Passport and/or of the Identity Card
- vi) Utility bill (including the full address of the client)
- vii) Tax Identification Number
- viii) Tax Residence
- ix) Telephone number
- x) Email
- xi) Employer's name
- xii) Profession
- xiii) Industry of Employment
- xiv) Gross Annual Income
- xv) Net Worth
- xvi) Anticipated amount to invest xvii) Bank Account Details
- xvii) knowledge and experience

The Company may collect the said information directly from you (during the account opening procedure) and/or from other persons including for example, credit reference agencies, fraud prevention agencies, banks, other financial institutions, third authentication service providers (for example by using Lexis-Nexis for authentication purposes and background purposes) and the providers of public registers.

The Company may also collect Your Information in regards to your use of our website(s), such as pages visited, your IP address, frequency, duration of visit and trading activities. The Company also keeps records of your trading behaviour, including a record of:

- a) Services you use, products you trade and their performance
- b) Historical data about the trades and investments you have made including the amount invested
- c) Historical data about your payment activities, trading account balances and your withdrawal activities.

Further to the above, the Company may also request further information to improve its Service to you (Existing or Potential Clients) or our activities under our relevant Agreement, as the case may be, or comply with Applicable Regulations.

The Company records any communications, electronic, by telephone, in person or otherwise, that we have with you in relation to the services that were provided by the Company to you and the relationship with you. The said recordings will be the Company's sole property and will constitute evidence of the communications between the Company and you.

## 5. To Whom the Company may disclose your information

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As part of using your personal information for the purposes set out above, we may disclose your information to:

- a) Service providers and specialist advisers who have been contracted to provide us with IT, financial, regulatory, compliance, accounting and/or other services.
- b) Tied Agents with whom the Company has closed relationships and who are exclusively working for the Company.
- c) Regulatory Authorities.
- d) Anyone authorised by you.
- e) Relevant authorities to investigate or prevent fraud, money laundering or other illegal activity.
- f) Trade Repository or similar.
- g) The Company's employees so as to exercise their duties to further the Agreement between us, or to assure the efficient functioning of our Platform, the Automatic Orders and the Trading Data functions.

The Company requires from third parties who handle or obtain personal information on behalf of the Company in order to comply with their contractual obligations with us to acknowledge the confidentiality of this information, undertake to respect any individual's right to privacy and comply with all the relevant data protection laws and this privacy notice

## **6. Use of the Information**

The Company will use, store, process and handle Your Personal Data in accordance with GDPR and the Law, as amended or replaced from time to time.

Your personal data (not publicly available information and/or already possessed by the Company without abiding with the provisions of the general data protection regulation), will be collected and processed explicitly and specifically only for the purposes that have been collected for ('purpose limitation') while the Company must require only the information necessary in relation to the purposes for which they have been collected.

We may transfer your personal information outside the European Economic Area. If we will make such a transfer, we will ensure that the transfer is lawful and that there are appropriate security arrangements in place to safeguard your personal data as provided by Applicable Regulations.

## **7. Processing your personal data without your consent**

In certain circumstances the company can process your data without your consent. The following are considered to be the most relevant:

- i) Processing is necessary for the performance of a contract to which the person is party, or in order to take measures of the person's request prior entering into a contract. The Company processes personal data in order to provide its services based on the contractual relationship with its clients (i.e. so as to perform its contractual obligations). In addition, processing of personal data takes place to be able to complete the client on-boarding/ acceptance procedures and to enter in contractual relationship with the client.
- ii) The Company must comply with various legal obligations and requirements (e.g. anti-money laundering laws, financial regulation laws, tax laws etc.) which are sufficient as a legitimate basis for processing of personal data.
- iii) Processing is necessary for the purposes of the legitimate interests pursued by the controller or by the third party to whom the personal data are communicated, on condition that such interests override the rights, interests and fundamental freedoms of the persons. For instance, personal data might be processed in connection with litigation, internal reporting, statistical processes etc.

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## **8. Processing your personal data with your consent**

If processing of your personal data is not based on reasons described above ("Processing your personal data without your consent") it is based on your consent. For example, you might agree that your personal information will be used to send you marketing communications by email or phone or other agreed forms. The consent shall be provided freely, specific, informed and an unambiguous indication of your desires, which by statement or by clear affirmative action, signifies agreement to the processing.

You have the right at any time to withdraw that consent by contacting us via email at [dataprotection@goldenburggroup.eu](mailto:dataprotection@goldenburggroup.eu).

## **9. For how long we keep your personal data**

The Company shall keep your personal data for as long as the company has business relationship with you. Retention periods will be determined taking in account the type of information that is collected and the purpose for which it is collected, bearing in mind the requirements applicable to the situation and the need to destroy outdated, unused information at the earliest reasonable time.

## **10. Management of your personal information and Safeguard Measures**

The Company has taken all the appropriate organisational measures to ensure that your personal data are secured. Moreover, the Company has established an Internal Educational Training for its employees. The employees that are processing your data are being trained to respect the confidentiality of customer information and the privacy of individuals. We consider breaches of your privacy as top priority and the Company will enhance its internal procedures to prevent any such event.

The Company has implemented procedures in respect to safeguarding your data. Access to your information have only employees and/or Tied Agents that need to have access to the information in order to enable the continuity of the agreement between you and the Company.

Furthermore, we hold personal information in a combination of secure computer storage, secure servers and from time to time and if it is deemed necessary, we will store them in paper-based files. The Company has taken all the necessary steps to protect the personal information that it holds from misuse, loss, unauthorised access, modification or disclosure.

While we will use all reasonable efforts to safeguard Your Information, you acknowledge that the use of the internet is not entirely secure and for this reason we cannot guarantee the security or integrity of any personal data transferred from you, or to you via the internet.

## **11. Right to Be Informed and Right of Access**

As a natural person you have the right to require confirmation whether we are processing your personal information and to obtain a copy of any personal information which we hold about you. Additionally, you may also request the reasoning of holding such information. If you require additional copies, we may charge you a reasonable administration fee.

To make a request, please contact us, verifying your identity and specifying what information you require. You may contact us via e-mail at [dataprotection@goldenburggroup.eu](mailto:dataprotection@goldenburggroup.eu).

## **12. Right to Erasure and Right to Obtain the Rectification of Inaccurate Personal Data**

If the personal information we hold about you is inaccurate or incomplete, you are entitled to have it rectified.

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You may inform the Company at any time that your Information has changed, or that you wish the Company to delete information we hold about you or to rectify it, by emailing us at [dataprotection@goldenburgroup.eu](mailto:dataprotection@goldenburgroup.eu). We will change, rectify or delete your information in accordance to your instructions, except to the extent that we are required to hold your Information for regulatory or legal purposes, to provide you with the Services you have requested or to maintain adequate business records.

### **13. The right to restrict processing**

Under certain conditions stipulated by the applicable legislation you have the right to request that the Company restrict the processing of your personal data.

### **14. The right to data portability**

You have the right to request that the Company transfer the data that we have collected to another organization, or directly to you, under certain conditions.

### **15. The right to object to processing**

You have the right to object the processing of your personal data at any time on grounds relating to your situation.

### **16. Automated decision-making and profiling**

Generally we do not make decisions about you based solely on an automated process (e.g. through automatic profiling) that affects your ability to use the services or has another significant effect on you. However, if we do so, you have the right to be informed on it and you can request not to be subject to such a decision unless we can demonstrate to you that such decision is necessary for entering into, or the performance of, a contract between you and us.

### **17. Questions**

If you have any questions regarding this Privacy Notice, wish to access or change your information or have a complaint, or if you have any questions about security on our Website, you may email us at [dataprotection@goldenburgroup.eu](mailto:dataprotection@goldenburgroup.eu).

Furthermore, in case you are not happy with the quality of Services we have provided you with in regard to the personal data processing, you as a natural person have the right to lodge a complaint with our supervisory authority which is the Commissioner for Personal Data Protection in the Republic of Cyprus.

### **18. Update of this Notice**

This Notice is subject to change without notice. For this reason, you are advised to look for updates from time to time.

Date of the last review: July 2022