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1. Terms and Conditions

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You can only use the Site if you are eighteen (18) years of age and legally capable of entering into binding contracts.

Warranty Disclaimer

The site is provided on an "as is" basis without warranties of any kind, either express or implied, including but not limited to warranties of title or implied warranties of merchantability, fitness for a particular purpose, or non-infringement, other than those warranties which are imposed by and incapable of exclusion, restriction or modification under the laws applicable to this agreement.

Linked Web Sites

<http://www.sma.axgroup.mt> does not review or monitor any web sites linked to the Site and is not responsible for the content of any such linked web sites. Your linking to such web sites is at your sole risk. We cannot be held responsible for the information, products, or services obtained on such other sites and will not be liable for any damages arising from your access to such sites. Any links to other sites are provided merely for the convenience of the users to this Site and the inclusion of these links does not imply an endorsement of the linked sites or the content therein. In addition, you agree not to link your web sites or any other third party web site to the Site without the express prior written consent of <http://www.sma.axgroup.mt>

<http://www.sma.axgroup.mt> reserves the right, at any time, for any reason, to deny permission to anyone to link a web site to the Site.

No Unlawful or Prohibited Use

As a condition of your use of the Site, you warrant to <http://www.sma.axgroup.mt> that you will not use the Site for a purpose that is unlawful or prohibited by these terms, conditions, and notices.

As a condition of your use of the Site and in the event that you are approved post registration, you warrant that you shall not share any password or user account with any other person and that the user account and password is personal to the individual.



General

If any provision of these Terms and Conditions or any part thereof is rendered void, illegal or unenforceable, it shall be void, illegal and unenforceable to that extent only and the remainder shall remain in full force and effect.

The Company shall process personal information of the User and once the User is approved by the Company, the User shall then obtain personal information of Subscribers which information shall be processed by the Company and shared with Governmental authorities or affiliated companies of the Company. In this case the Company shall be processing the Subscriber's information based on that provided by the User. Any personal data of the Subscriber which is submitted by the User shall be deemed to have been submitted by the User in terms of law and the Company shall in no way be held responsible for the data submitted and the User further warrants and holds the company harmless against any claims which may be made by the Subscriber.

For the purpose of this clause 'Subscriber' shall mean: Organisations, enterprises or individuals whose details are unknown to the Company and which Organisation, enterprise or individual authorises the User to provide their personal information to the Company for consideration for the issuance of a share or bond.

In the event that incorrect personal information is provided by the User, the Company shall have no obligation in activating the account and in turn shall not provide full functionality of the application.

For the purposes of allocation only applications with a status of 'Subscription' will be considered.

Governing law and Choice of Forum

These Terms and Conditions of Use and any disputes arising out of or related to the Site or use of the Site shall be governed exclusively by Maltese law and exclusively enforced in Maltese Courts. You expressly agree to the exclusive governance of Maltese law and submit to the exclusive jurisdiction of the Maltese courts.

Company Details

AX Real Estate plc; Registered Office: AX Group, AX Business Centre, Triq id-Difiza Civili, Mosta Malta.



2. Privacy policy

INTRODUCTION

Welcome to AX Real Estate plc. privacy policy (the “Notice”).

AX Group plc. (C-12271) its affiliates and subsidiaries, respect your privacy and are committed to protecting your personal data.

Definitions & Interpretations

Application: the tool which is available on <https://www.sma.axgroup.mt>

Authorised Financial Intermediaries: Licensed financial intermediaries authorised to sell equity/bonds of the Company which intermediaries are indicated in the prospectus found on <https://axrealestate.mt/investor-information/>

Combined Issue: the issuance of Shares and Bonds by the Company

Company or AX: AX Real Estate plc.

User: appointed employees to act on behalf of the Authorised Financial Intermediaries

The purpose of this Notice is to set out the basis on which your personal data is processed by us, to inform you about how we will handle and look after your personal data, including data in relation to when you visit the subscription management application <www.....> and when you register in order to be granted a user account in order for you to process applications in line with the Prospectus and to tell you about (i) our obligations in regard to processing your personal data responsibly, (ii) your data protection rights as a data subject and (iii) how the law protects you.

We process your data in an appropriate and lawful manner, in accordance with the Data Protection Act (Chapter 586 of the Laws of Malta) (the “Act”) and the General Data Protection Regulation (Regulation (EU) 2016/679) (the “GDPR”) when it comes into force on 25th May 2018.

This Notice is provided in a layered format so you can click through to the specific areas set out below.

1. Important Information and Who We Are;
2. The Data We Collect About You;
3. How is Your Personal Data Collected;
4. How We Use Your Personal Data;
5. Disclosures of Your Personal Data;
6. International Transfers;
7. Data Security;
8. Data Retention;



9. Your Legal Rights;
10. Third Party Tools & Data Processors;

1. IMPORTANT INFORMATION AND WHO WE ARE

1.1 GENERAL INFORMATION AND THE PURPOSE OF THIS NOTICE

AX Group plc. (C-12271) which forms part of the AX Group companies, is owner of the domain <http://www.sma.axgroup.mt> and the application forming part of the said domain. The application shall be managed by AX Real Estate plc. (which company forms part of the AX Group companies). AX Real Estate plc. is currently in the process of obtaining approval to issue shares and bonds within the said company to the general public. The purpose of this website is for AX Real Estate plc. to manage the subscription process of the Combined Issue of the Company.

We have structured our Website so that you can visit us on the Internet without identifying yourself or revealing any personal information. Once you decide to register and in turn provide us with personal information, we will protect such information and use it only in the ways described in this Notice.

This privacy notice aims to give you information on how AX collects and processes your personal data through your use of this website, including any data you may provide through this website.

Your personal information as a User shall be processed by the Company in order to determine whether you are eligible to be registered.

It is important that you read this privacy notice together with any other privacy notice or fair processing notice we may provide on specific occasions when we are collecting or processing personal data about you so that you are fully aware of how and why we are using your data. This privacy notice supplements the other notices and is not intended to override them.

1.2 CONTROLLER

AX Real Estate plc. (“AX”, “we”, “us” or “our”) having its registered office at AX Business Centre, Triq id-Difiza Civili, Mosta Malta is the data controller in relation to your personal data.

We have appointed a Data protection contact point who is responsible for overseeing questions in relation to this privacy notice. If you have any questions about this privacy notice, including any requests to exercise Your Legal Rights, please contact the Data protection contact point using the details set out below.

1.3 CONTACT DETAILS

All correspondence is to be addressed to:

The Data Protection Officer

AX Real Estate plc
AX Business Centre,
Triq id-Difiza Civili
il-Mosta Malta, MST 1741

Email address: dp@axholdings.com.mt

You have the right to make a complaint at any time to the Information and Data Protection Commissioner (“IDPC”) as the supervisory authority for data protection issues



(<https://idpc.org/mt/en/Pages/Home.aspx>). We would, however, appreciate the chance to deal with your concerns before you approach the IDPC so please contact us in the first instance.

1.4 CHANGES TO THE PRIVACY NOTICE AND YOUR DUTY TO INFORM US OF CHANGES

This version was last updated on 14.12.2021

It is important that the personal data we hold about you is accurate and current. Please keep us informed if your personal data changes during your relationship with us.

2. THE DATA WE COLLECT ABOUT YOU

2.1 HOW WE COLLECT YOUR PERSONAL DATA

Personal data, or personal information, means any information about an individual from which that person can be identified. It does not include data where the identity has been removed (anonymous data).

We may collect, use, store and transfer different kinds of personal data about you which we have grouped together follows:

- **Identity Data** includes first name, last name, title and Identity Card number
- **Contact Data** includes, email address and telephone or mobile numbers.
- **Technical Data** includes internet protocol (IP) address, browser type and version, time zone setting and location, browser plug-in types and versions, operating system and platform and other technology on the devices you use to access the Site.
- **Profile Data** includes your username and password.
- **Usage Data** includes information about how you use the Site and Services.

We also collect, use and share Aggregated Data such for statistical for any purpose. Aggregate may be derived from your personal data but is not considered personal data in law as this data does not directly or indirectly reveal your identity. For example, we may aggregate your Usage Data to calculate the percentage of users accessing a specific website feature. However, if we combine or connect Aggregated Data with your personal data so that it can directly or indirectly identify you, we treat the combined data as personal data which will be used in accordance with this privacy notice.

2.1.1 WHEN VISITING OUR WEBSITE

It is possible to visit our website without submitting any personal data, however in order to register, personal data must be submitted. In order to provide you with the best experience when browsing our website, we may need to process certain data which can identify you and can therefore be considered to be personal data. In this regard we may collect the following information about you whenever you visit our website.

1. **Technical information:** including the IP address used to connect your computer to the Internet, your login information, browser type and version, the full Uniform Resource Locators (URL), clickstream to, through and from our Site (including date and time) as well as other information regarding your experience on our Website such as page response times, download errors, length of visits to certain pages, page interaction information (such as scrolling, clicks, and mouse-overs), methods used to browse away from the page.



- Location Information:** We may receive information about your location. We may determine your location through your IP address and, when accessing the Website through a mobile device, by using the data that we collect from this device. This includes precise location information from GPS or information about the wireless networks or cell towers near your mobile device at the time of access.

2.1.3 WHEN USING ANY OF OUR SERVICES

In order to be able to provide the Services which you request, we shall need to process personal data. This is necessary for us to take steps to enter into a contract or agreement with you or to be able to perform the contract with you and provide the Services which you request, The personal data which we request from you shall generally be restricted to the data which is strictly necessary for us to be able to provide the services which you request. In addition, we may also request certain personal data to ensure compliance with our legal obligations.

We do not collect any **Special Categories of Personal Data** about you (this includes details about your race or ethnicity, religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union membership, information about your health and genetic and biometric data). Nor do we collect any information about criminal convictions and offences.

2.2 IF YOU FAIL TO PROVIDE PERSONAL DATA

Where we need to collect personal data by law, 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.

3. HOW WE USE YOUR PERSONAL DATA

We will only use your personal data when the law allows us to. Most commonly, we will use your personal data in the following circumstances:

- processing of data in order to verify the identity of the User
- Where it is necessary for our legitimate interests (or those of a third party) and your interests and fundamental rights do not override those interests.
- Where we need to comply with a legal or regulatory obligation.

4. PURPOSES FOR WHICH WE WILL USE YOUR PERSONAL DATA

We will be collecting and processing your information in order to verify whether you are entitled to have access to the Application in order for the User to be able to process applications.

We have set out below, in a table format, a description of all the ways we plan to use your personal data, and which of the legal bases we rely on to do so. We have also identified what our legitimate interests are where appropriate.

Purpose/Activity	Type of data	Lawful basis for processing including basis of legitimate interest
<hr/>		



To be able to verify whether you are eligible to be a User in terms of the Prospectus

1. Identity
2. Contact

1. To take steps to verify whether you are eligible to process applications in terms of the Prospectus To protect our legitimate interest to ensure that the User is eligible to process applications in terms of the Prospectus

To be able to process applications in terms of the Prospectus

To manage our relationship with you which will include:

1. Identity
2. Contact
3. Profile

1. Necessary to comply with a legal obligation

1. Notifying you about changes to our terms or privacy policy

To administer and protect our business and this website (including troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting of data)

1. Identity
2. Contact
3. Technical

1. Necessary for our legitimate interests (for running our business, provision of administration and IT services, network security, to prevent fraud and in the context of a business reorganisation or group restructuring exercise)
2. Necessary to comply with a legal obligation

4.7 CHANGE OF PURPOSE

We will only use your personal data for the purposes for which we collected it, unless we reasonably consider that we need to use it for another reason and that reason is compatible with the original purpose. If you wish to get an explanation as to how the processing for the new purpose is compatible with the original purpose, please contact the DPO.

If we need to use your personal data for an unrelated purpose, we will notify you and we will explain the legal basis which allows us to do so.

Please note that we may process your personal data without your knowledge or consent, in compliance with the above rules, where this is required or permitted by law.

5. DISCLOSURES OF YOUR PERSONAL DATA

We may have to share your personal data with the parties set out below for the purposes set out in the table in paragraph 4 above.

We may disclose, transfer or otherwise give access to your personal data to our affiliated entities or any government authority for any of the reasons indicated in Section 4 of this Policy.



We may also transfer your personal data to external third parties, namely our service providers which are necessary for us to be able to provide the Services we offer. In particular, we may transfer your personal data to our IT and software support service providers, the Manager and Registrar as defined in the Prospectus, our insurers, and external legal counsel. We require all third parties to respect the security of your personal data and to treat it in accordance with the law. We do not allow our third-party service providers to use your personal data for their own purposes and only permit them to process your personal data for specified purposes and in accordance with our instructions.

We may also disclose your personal data to regulatory or governmental agencies as well as executive and judicial authorities which may have jurisdiction over our operations. We shall only make such disclosures in accordance with the appropriate authority and to comply with our legal obligations.

6. 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. See application security statements available on <http://www.sma.axgroup.mt>.

7. DATA RETENTION

7.1 HOW LONG WILL YOU USE MY PERSONAL DATA FOR?

We will only retain your personal data for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements.

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 requirements.

We may retain certain personal data to ensure compliance with our legal obligations. In particular, we shall retain certain transactional and financial information for a period not exceeding ten years, in compliance with tax and accounting reporting legal obligations.

8. YOUR LEGAL RIGHTS

Under certain circumstances, you have rights under data protection laws in relation to your personal data. Under applicable data protection laws, you are entitled to exercise the following rights:

8.1 YOU HAVE THE RIGHT TO

Request access to your personal data (commonly known as a “data subject access request”). This enables you to receive a copy of the personal data we hold about you and to check that we are lawfully processing it.



Request correction of the personal data that we hold about you. This enables you to have any incomplete or inaccurate data we hold about you corrected, though we may need to verify the accuracy of the new data you provide to us.

Request erasure of your personal data. This enables you to ask us to delete or remove personal data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your personal data to comply with local law. Note, however, that we may not always be able to comply with your request of erasure for specific legal reasons which will be notified to you, if applicable, at the time of your request.

Object to processing of your personal data where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts on your fundamental rights and freedoms. You also have the right to object where we are processing your personal data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms.

Request restriction of processing of your personal data. This enables you to ask us to suspend the processing of your personal data in the following scenarios: (a) if you want us to establish the data's accuracy; (b) where our use of the data is unlawful but you do not want us to erase it; (c) where you need us to hold the data even if we no longer require it as you need it to establish, exercise or defend legal claims; or (d) you have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it.

You also have the right to object to profiling and analysis of your preferences.

Request the transfer of your personal data to you or to a third party. We will provide to you, or a third party you have chosen, your personal data in a structured, commonly used, machine-readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a contract with you.

Withdraw consent at any time where we are relying on consent to process your personal data. However, this will not affect the lawfulness of any processing carried out before you withdraw your consent. If you withdraw your consent, we may not be able to provide certain products or services to you. We will advise you if this is the case at the time you withdraw your consent.

If you wish to exercise any of the rights set out above, please [contact us](#) at dp@axgroup.mt

8.2 NO FEE USUALLY REQUIRED

You will not have to pay a fee to access your personal data (or to exercise any of the other rights). However, we may charge a reasonable fee if your request is clearly unfounded, repetitive or excessive. Alternatively, we may refuse to comply with your request in these circumstances.

8.3 WHAT WE MAY NEED FROM YOU

We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal data (or to exercise any of your other rights). This is a security measure to ensure that personal data is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.



8.4 TIME LIMIT TO RESPOND

We try to respond to all legitimate requests within one month. Occasionally it may take us longer than a month if your request is particularly complex or you have made a number of requests. In this case, we will notify you and keep you updated.

10. THIRD PARTY TOOLS & DATA PROCESSORS

For uniform representation of fonts, this page uses web fonts provided by Google. When you open a page, your browser loads the required web fonts into your browser cache to display texts and fonts correctly. The browser also saves preferences which you insert this is not information kept by the company but stored on your personal computer .

For this purpose your browser has to establish a direct connection to Google servers. Google thus becomes aware that our web page was accessed via your IP address. The use of Google Web fonts is done in the interest of a uniform and attractive presentation of our plugin. This constitutes a justified interest pursuant to Art. 6 (1) (f) DSGVO.

If your browser does not support web fonts, a standard font is used by your computer.

Further information about handling user data, can be found at <https://developers.google.com/fonts/faq> and in Google's privacy policy at <https://www.google.com/policies/privacy/>.

CONCLUSION

Any changes that we may make in the future to this Notice will be visibly posted on the Site and, if appropriate, notified to you via email.

If you have any questions regarding our privacy policy, or if you would like to send us your comments, please contact us today or alternatively write to our Data protection contact point using the details below:

Address:	AX Group, AX Business Centre, Triq id-Difiza Civili, Mosta Malta
Telephone No:	+356 9999 2031
Email:	dp@axholdings.com.mt

Please check back frequently to see any updates or changes to this Policy.