Welcome to Murkon AG website www.murkonfintech.com ("Website"), and to the mobile and website application ("Application").

**PRIVACY POLICY:**

This Privacy Policy (the "Policy") establishes the principles governing the collection, processing, storage, use, disclosure, and protection of personal data by Murkon AG ("Murkon", the "Company"), a company incorporated in Switzerland and registered as a financial intermediary with the Association Romande des Intermédiaires Financiers (ARIF).

**(1) Definitions**

For the purposes of this Policy:

"Personal Data" means any information relating to an identified or identifiable natural person.

"Processing" means any operation performed on Personal Data including collection, storage, use, disclosure, or deletion.

"Data Subject" means the individual to whom the Personal Data relates.

"AMLA" refers to the Swiss Anti-Money Laundering Act.

"FADP" refers to the Swiss Federal Act on Data Protection (rev. 2023).

"CDD/EDD" means Customer Due Diligence / Enhanced Due Diligence.

**(2) Introduction**

Murkon AG ("Murkon") is a Swiss financial intermediary affiliated with ARIF.

Murkon processes Personal Data in compliance with:

- Swiss Federal Act on Data Protection (FADP, revised as of 1 September 2023)

- Swiss Anti-Money Laundering Act (AMLA Art. 3–11 obligations)

- Anti-Money Laundering Ordinance (AMLO-FINMA and ARIF rules, as applicable)

- Applicable sanctions regimes, including those issued by the Swiss State Secretariat for Economic Affairs (SECO)

Processing is conducted under principles of legality, proportionality, transparency, purpose limitation, and data security.

**(3) Data Governance Framework**

Murkon maintains a comprehensive governance framework including:

- A designated Data Protection Officer (DPO) function or equivalent internal role

- Internal AML and compliance policies and procedures

- Data classification and handling policies

- Incident response and breach management protocols

- Periodic internal and external audits and staff training

The DPO reports to senior management and ensures ongoing compliance with Swiss regulatory standards.

**(4) Scope of Application**

This policy applies to all processing activities carried out by Murkon in connection with:

- Clients and prospective clients

- Beneficial owners and controlling persons

- Authorized representatives and signatories

- Counterparties, beneficiaries and intermediaries

- Website and platform users

- Service providers and business partners

**(5) Data Collection and Sources**

Personal data may be obtained directly from:

- Direct onboarding processes

- Transaction instructions

- Financial institutions and counterparties

- Public registries and official databases

- Sanctions and compliance screening providers

**(6) Categories of Personal Data**

- Identification and Verification data

  o Full legal name, place of birth, nationality

  o Official identification document number (passport, ID)

  o Biometric or video identification data (where applicable)

- Contact data

  o Residential and/or business address

  o Email address

  o Telephone number

  o Communication records

- Financial and transaction data

  o Bank account details and payment identifiers

  o Transaction instructions and history

  o Source of funds (where applicable)

- Compliance and risk data

  o KYC/CDD and EDD documentation

- o   Beneficial ownership structures

- o   PEP status and adverse media checks

- o   Sanctions screening results (including SECO, EU, OFAC)

- Technical usage data

  - o   IP addresses and device identifiers

  - o   System logs and authentication data

## (7) Purposes of Processing

Murkon processes data for purposes including, but not limited to:

- Onboarding and client relationship management

- Execution and settlement of payment transactions

- Compliance with AML/CFT obligations under AMLA and ARIF rules

- Transaction monitoring and fraud detection

- Risk assessment and internal governance

- Reporting to competent authorities

- IT security, system maintenance, and service optimization

## (8) Legal Bases for Processing

Murkon relies on the following legal bases:

- Legal obligations: AMLA, AMLO-FINMA, ARIF, FADP.

- Contractual necessity: Performance of services and transactions.

- Legitimate interest: Fraud prevention, compliance, system security

- Consent: Where explicitly required

Murkon reserves the right to continue processing personal data where required by overriding legal obligations, even in cases where consent is withdrawn.

## (9) Sanctions and Regulatory Compliance

Murkon is subject to Swiss and international sanctions regimes and complies with SECO ordinances, including but not limited to measures relating to sanctions screening and mandatory reporting.

Murkon performs:

- Customer Due Dilligence (CDD)

- Enhanced Due Dilligence (EDD)

- Sanctions screening (SECO, EU, OFAC)

Accordingly:

- Personal data may be processed for sanctions screening and compliance purposes.

- Transactions may be blocked, frozen, delayed or rejected.
- Data may be disclosed to competent authorities without prior notice.

Such processing is mandatory and cannot be restricted by the data subject where required by law.

**(10) Data Sharing and Disclosure**

Data may be shared with:

- Regulatory and supervisory authorities (ARIF, FINMA, law enforcement bodies)
- Financial institutions
- Payment processors
- Compliance and screening providers
- IT, cloud, and infrastructure providers
- Auditors and legal advisors

All disclosures are subject to confidentiality and legal obligations.

**(11) Cross-Border Transfers**

Due to the international nature of Murkon's services, personal data may be transferred outside Switzerland.

Murkon ensures safeguards through:

- Transfers to jurisdictions recognized as providing adequate protection
- Standard Contractual Clauses (SCCs)
- Supplementary technical and organizational safeguards

**(12) Data Retention Matrix**

Murkon applies strict retention policies in line with the Swiss regulatory requirements:

- AML/KYC data is retained for at least 10 years
- Transaction data is retained for 10 years
- Communication records is retained for 5–10 years depending on context

Data may be retained longer where required for legal, regulatory, or enforcement purposes.

Data is deleted or anonymized upon expiration unless legally required otherwise.

**(13) Automated Decision-Making**

Murkon uses automated tools for:

- Risk scoring and classification
- Transaction monitoring
- Fraud detection

These processes may influence operational decisions but do not result in solely automated decisions with legal or equivalent significant effects without human oversight.

**(14) Data Security Measures**

Murkon maintains a comprehensive information security framework, including:

- Encryption and secure transmission protocols

- Role-based access controls and authentication mechanisms

- Continuous logging and monitoring systems

- Incident response and breach management procedures

- Secure infrastructure

- Staff training and internal compliance programs

**(15) Data Subject Rights**

Subject to applicable law, data subjects may exercise the following rights:

- Access to personal data

- Rectification of inaccurate data

- Restriction or objection to processing

- Deletion, where legally permissible

- Withdrawal of consent

Murkon may limit or deny such requests where:

- Legal obligations require continued processing

- Disclosure would violate regulatory requirements

- The request is manifestly unfounded or excessive

**(16) Limitation of Liability**

To the extent permitted by applicable law:

- Murkon shall not be liable for indirect, incidental, or consequential damages arising from the processing of personal data

- Murkon does not guarantee uninterrupted or error-free operation of its systems

- Data transmission over the internet may not be fully secure; users acknowledge associated risks

Nothing in this Policy excludes liability where such exclusion is not permitted under Swiss law.

**(17) Cookies**

Murkon uses cookies and similar technologies for:

- System functionality and security

- Performance monitoring and analytics

- User experience optimization

Users may control cookie settings through their browser; however, certain functionalities may be affected.

**(18) Amendments**

Murkon reserves the right to amend this Policy at any time. Updates will be published on the Company's website and become effective upon publication.

**(19) Contact**

compliance@murkonfintech.com

MURKON AG

Company No. CHE-489.449.007

Registered as member No. 3822 with the Association Romande des Intermédiaires Financiers (ARIF) as a financial intermediary. ARIF is a self-regulating body approved by the Swiss Financial Market Supervisory Authority (FINMA).