



Foti Markets

Trading For Saving

Privacy Policy

March 2025

Foti Markets is the trading name of Foti Capital Ltd., which is authorized by the Anjouan Offshore Finance Authority under license number L15941/FC and a registered address at Hamchako, Mutsamudu, Autonomous Island of Anjouan, Union of Comoros.

www.fotimarkets.com

Introduction

This policy provides data subjects with information on how Foti Capital collects, processes, and shares personal data. This Privacy Notice has been drafted in compliance with the requirements of the applicable data protection legislation concerning the privacy of personal information, under the host country's legal framework, namely the laws of The Comoros, as amended from time to time ("DP").

We kindly ask you to read this Privacy Notice carefully. Protecting your privacy on the internet is of paramount importance to us. This Notice also contains important information regarding who we are, how and why we collect, store, use, and share personal information, your rights in relation to your personal information, and how you can contact us or the relevant supervisory authorities in the event you wish to lodge a complaint.

Who We Are

Foti Capital ("us", "our", or "we") collects, uses, and is responsible for certain personal information about you. When doing so, we are regulated under the applicable Data Protection legislation ("DP"), which applies throughout the Union of Comoros, and we act as the "controller" of that personal information for the purposes of the DP.

Data Controllers and Contracting Parties

Foti Capital is the controller of your personal data that is provided to us, collected by or for us, or processed in connection with our services and regulated activities.

Whether the Information has to Be Provided by You, and If So, Why

The provision of your personal data is required in order for us to deliver our services. At the point of data collection, we will inform you whether you are obliged to provide specific information to us and, if so, for what purpose.

Information Collected by Us

In the course of your registration as a client, signing up for a demo or live account with Foti Capital, completing any form on our website, subscribing to our services, newsletters, offers, or marketing communications, or posting material, the following information about you ("your data") will be collected and stored for administrative, service-related, and/or legal purposes.

We will limit the collection of personal information to what is necessary to administer our business, carry out our regulated activities, and provide you with a high standard of service.

Information you provide directly to us includes:

- **Personal Information:** such as name, residential address, personal registration number, national identification number, passport number, email address, and similar details ("Personal Information").
- **Financial and Professional Information:** including financial data, trading experience, and employment information, which may be used for appropriateness or suitability assessments.

However, the concept of data "provided to" Foti Capital is not limited to information you actively supply. It also includes personal data generated from the observation of your activities (e.g., while using a device or service).

This May Include

- **Website and Usage Data:** history of website usage or search activities, details of your visits to our website (including communication data), traffic and location data, and website traffic pattern information such as IP addresses, operating system, and browser type. Such information is collected for system administration and reporting of aggregated data to our advertisers. This information is only used in masked or aggregated form, meaning that

individual users are not identifiable.

- **Communications Data:** records of communications between you and Foti Capital via live chat, email, or telephone calls.
- **Marketing Communications:** your email address may be used by Foti Capital in connection with its products and services (including marketing campaigns related to such products or services). If you do not wish to receive marketing materials or communications, you may opt out at any time by clicking on “unsubscribe” or by sending an email request to info@fotimarkets.com.

The Type of Data Collected and Purpose of Collection

The type of data we collect along with the purpose for collection is listed below:

Personal Data Type:

Personal Information: gender, name, date of birth, residential address; contact details such as email address and phone number.

Employment and Financial Information: employment details, trading experience, and financial information.

Identity and Citizenship Data: ethnicity, citizenship, social security number, national identity card, and passport details

Verification Documents: proof of photo identification and address verification.

Technical Data: unique device number (IP address), browser type, and device information.

Regulatory Screening Data: financial sanctions lists, credit header information, and results of AML screening checks.

Purpose of Collection:

To meet our Anti-Money Laundering (“AML”) and other regulatory obligations relating to Know Your Client (“KYC”) and client due diligence. To verify your identity through our verification processes.

To comply with KYC obligations and to meet regulatory requirements relating to the assessment of the appropriateness of our products and services.

To comply with KYC, AML, and regulatory trade repo obligations, and to fulfil other compliance requirements.

To verify your identity and ensure compliance with our diligence obligations.

When you visit our website or complete forms, we may collect technical data to create or manage your user profile.

To perform electronic AML screening, fraud detection, and compliance monitoring. This may generate further information on your credit history, criminal records, or political exposure, and decisions may be made based on the results of such checks.

How We Use Your Personal Information

We use the personal information we hold about you for the following purposes:

- To ensure that our website content is presented in the most effective manner for you and to continuously improve our website.
- To communicate with you and provide you with products and services that you request from us or, where you have consented to be contacted, to inform you about products and services that we believe may be of interest to you.
- To manage and administer the products and services provided to you.

- To keep you updated as a client regarding changes to our services and other relevant matters.
- To provide, improve, test, and monitor the effectiveness of our services.
- To develop and test new products and features.
- To monitor metrics such as the total number of visitors, website traffic, and demographic patterns.
- To diagnose and resolve technical problems.
- To carry out our obligations arising from any contracts entered into between you and us.
- To use your data, or permit selected third parties and processors to use your data, to provide you with information about goods and services which may be of interest to you; such parties may contact you via email.
- To notify you about updates to the website.
- To send newsletters or information about other opportunities that we believe may be of interest to you. We will only send such information where you have indicated that you wish to receive it, and we will respect your preference if you choose not to. You can opt out of receiving marketing communications at any time by clicking “unsubscribe” or by sending an email request to info@fotimarkets.com.
- To promote safety and security. We use the information we collect to help verify accounts and activities, investigate suspicious behavior or violations of our terms or policies, and enhance security across our regulated services. We work to protect your account through IT specialist teams, automated systems, and advanced technologies such as encryption.

Who We Share Your Personal Information With

We will not rent or sell your personal information to third parties outside of Foti Capital (or the group of companies of which Foti Capital is part) without your consent. We also impose strict restrictions on how our processors may use and disclose the data we provide. The categories of third parties with whom we share information include:

- **Service Providers and Partners:** We transfer information to service providers (processors) and other partners who support our business globally. This includes the provision of technical infrastructure, trading platforms, analysis of service usage (such as measuring the effectiveness of advertisements and services), client service and support, client onboarding, client identity verification (including PEP and sanctions screening), marketing communications and design, website management, software solutions, and business development services.
- **Measurement and Analytics Providers:** We may work with partners using analytics services such as Google Analytics (limited to non-personally identifiable information). We do not share personally identifiable information (such as your name or email address) with advertising, measurement, or analytics partners.

Foti Capital conducts extensive due diligence before engaging processors to ensure that they provide sufficient safeguards, particularly in terms of expertise, data governance, information security, cyber resilience, reliability, and resources to implement appropriate technical and organizational measures in compliance with Data Protection legislation (“DP”) and to protect the rights of data subjects.

The adherence of processors to a Service Level Agreement (SLA) serves as evidence of compliance with the controller’s obligations.

Processing carried out by processors is governed by a contract or other legally binding instrument authorized under local or international law, obligating the processor to the controller. Such data sharing with processors enables us to perform our regulated activities, including Know Your Client (KYC) procedures, fulfilling our regulatory obligations regarding product and service appropriateness

assessments, and supporting our clients.

We will also share personal information with law enforcement or other authorities where required by applicable law.

Cookies Data

We use cookies and similar technologies to provide, enhance, and support our services. When you visit our website, cookies are used to distinguish you from other users and to improve your browsing experience.

For more detailed information about cookies and how we use them, please refer to our Cookies Policy.

How We Respond to Legal Requests or Prevent Harm

We access, preserve, and share your information with regulators, law enforcement authorities, or other relevant parties upon lawful request:

- We may respond to legal requests where we determine that such response is required by law and/or the appropriate regulator in the relevant jurisdiction, affects users in that jurisdiction, and is consistent with internationally recognized standards.
- Once we have determined that it is necessary, we may act to detect, prevent, and address fraud, unauthorized use of services or products, violations of our terms or policies, or other harmful or unlawful activities; to protect ourselves (including our rights, property, or products), you, or others, including in the context of investigations or regulatory inquiries; or to prevent death or imminent bodily harm. For example, where relevant, we may provide and receive information from third parties about the reliability of your account to help prevent fraud, abuse, and other harmful activity on or off our services.

Information we receive about you (including financial transaction data relating to deposits and withdrawals) may be accessed and preserved for an extended period if it is the subject of a legal request or obligation, a governmental investigation, or investigations into potential violations of our terms or policies, or otherwise for the purpose of preventing harm. We may also retain information from accounts disabled due to terms violations for at least one year to help prevent repeat abuse or further violations.

Your Rights

Under the Data Protection legislation ("DP"), you have several important rights. In summary, these include:

- **Fair Processing and Transparency:** the right to fair processing of your information and transparency over how we use your personal data.
- **Right of Access:** the right to access your personal data via a subject access request. Such requests must be made in writing to info@fotimarkets.com. We may request proof of identity before providing the data. There is usually no charge for such requests, though in limited circumstances we may charge an administrative fee (which we will inform you of in our response).
- **Right to Rectification:** the right to have your personal data corrected if it is inaccurate, requiring us to rectify any mistakes in the information we hold about you.
- **Right to Erasure:** the right to request the deletion of your personal data where it is no longer necessary. This right may not apply in certain circumstances, for example, where there are compelling reasons for us to retain or process your data (which we will inform you of in our response).
- **Right to Data Portability:** the right to receive the personal information you have provided to us, in a structured, commonly used, and machine-readable format, and to transmit that data to another controller in certain situations.

- **Right to Withdraw Consent:** the right to withdraw your consent to processing at any time, where we rely on your consent and not another legal basis for processing.
- **Right to Object to Direct Marketing:** the right to object at any time to the processing of your personal data for direct marketing purposes.
- **Rights Related to Automated Decision-Making:** the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning you or significantly affects you.
- **Right to Object to Processing:** the right to object in certain other situations to our continued processing of your personal data.
- **Right to Restrict Processing:** the right to request that we otherwise restrict our processing of your personal data in certain circumstances.

If you wish to exercise any of these rights, you should:

1. Email us at info@fotimarkets.com.
2. Provide sufficient information to identify yourself (e.g., account number, username, or registration details).
3. Provide proof of your identity and address (e.g., a copy of your driving license or passport and a recent utility bill or credit card statement).
4. Specify the information to which your request relates, including any account or reference numbers if available.

Once we determine that the requested action is consistent with our legal and regulatory obligations, we will consider and, where appropriate, take the necessary steps as requested.

Legal Basis for Processing Personal Data

We may collect and use your personal information for processing under Data Protection legislation (“DP”). There must always be a lawful basis for any processing of personal data, unless an exemption or derogation applies. The main legal bases on which we rely include:

- **Contractual Necessity:** Processing is necessary for the performance of a contract with the data subject, or to take steps at the request of the data subject prior to entering into a contract, in order to conduct regulated activities.
- **Compliance with Legal Obligations:** Processing is necessary for compliance with legal and regulatory obligations to which Foti Capital is subject.
- **Legitimate Interests:** Processing is carried out only where it is necessary for the purposes of the legitimate interests pursued by Foti Capital, and where such interests are not overridden by the rights, freedoms, or fundamental interests of the data subject, and the processing does not cause unwarranted harm. For example, it is a legitimate interest of Foti Capital to process personal data in order to expand the business, develop new business relationships, prevent fraud, maintain the security of our systems where necessary, and enhance, modify, or improve our services. Data subjects will be provided with information on the specific legitimate interest where processing is based on this ground.

Keeping Your Personal Information Secure

Your personal data is stored and processed in accordance with the applicable data protection and privacy laws of the jurisdiction where Foti Capital, with which you have registered, is located.

We implement industry-standard technical and organizational security measures to protect your personal information against accidental loss, unauthorized use, alteration, disclosure, or access. Such measures

may include data encryption, access controls, firewalls, and regular security assessments. Access to your personal information is strictly limited to employees, contractors, and service providers who have a legitimate business need to know. They will process your information only in an authorized manner and are bound by contractual and legal duties of confidentiality.

We maintain procedures to identify, investigate, and respond to any suspected personal data breach. Where legally required, and in certain cases where we consider it to be in your best interest, we will notify you and the relevant supervisory authority without undue delay.

How Long Your Personal Information Will Be Kept (Data Retention)

You may close your account at any time; however, for audit, compliance, and record-keeping purposes, Foti Capital will retain your personal data for a minimum period of five years following the closure of your account, in order to comply with record-keeping obligations under the Statute Laws of The Comoros (as amended from time to time) and other applicable laws and regulations.

At the end of this retention period, your personal data will be securely deleted or anonymized, unless (i) a longer retention period is required by applicable law or regulatory obligations, or (ii) you have provided your explicit written consent for your personal data to be retained for a longer period for specified purposes.

What Happens in the Event of a Change of Control

If we sell, transfer, or otherwise dispose of part or all of Foti Capital or our assets to another organization (including but not limited to mergers, acquisitions, bankruptcy, dissolution, or liquidation), your personal information - such as your name, email address, and any other data collected through our services - may be among the assets transferred. You will remain the owner of your user-generated content.

In such an event, the acquiring or transferee organization will be legally required to honour the commitments set forth in this Privacy Policy as well as comply with all applicable data protection and privacy laws. We will notify you in advance of any such transfer, and you will have the option to close your account or request the deletion of your personal data before the transfer takes effect, subject to any legal or regulatory record-keeping requirements.

How to Complain

We encourage you to contact our Data Protection Officer (DPO), Client Support, or Compliance Team if you have any questions or concerns about our use of your personal information. We will make every effort to resolve your query in a timely and fair manner.

You also have the legal right to lodge a complaint with a supervisory authority responsible for data protection. Exercising this right will not affect any other legal remedies available to you.

How to Contact Us

If you have any queries, concerns, or complaints regarding this Privacy Policy or our handling of your personal data, you may contact us by email at info@fotimarkets.com.

Changes to This Privacy Notice

This Privacy Notice was last updated in March 2025. We may update this Privacy Policy from time to time to reflect changes in our practices, legal requirements, or other circumstances. When significant changes are made, we will notify you in advance through our website or by email.

Do You Need Extra Help

If you require this Privacy Notice in another format (for example: audio, large print, or braille), or if you need additional accessibility support, please contact us using the details provided in the "How to Contact Us" section above.