

Information about Data Protection in Reinsurance

As an applicant, policyholder, insured party or other affected person (e.g. injured party or beneficiary) of an insurer for which we act as reinsurer, these notes are designed to inform you about how New Reinsurance Company Ltd. (NewRe) processes your personal data and to inform you of your data protection rights under Swiss data protection law.

Who is responsible for processing your data?

New Reinsurance Company Ltd.
Zollikerstrasse 226
8008 Zurich
Switzerland
Telephone +41 (0)58 226 65 00

If you have any questions pertaining this information, please contact our Legal & Compliance department at the above mentioned address (with the addressee "Legal & Compliance"), or by sending an email to dataprotection@newre.com.

For what purposes and on what legal grounds will your data be processed?

We process your personal data in compliance with the Swiss Federal Act on Data Protection, the Ordinance to the Federal Act on Data Protection and other applicable laws.

In order to be in a position to meet their obligations from insurance contracts at any time, primary insurers may cede a portion of their risks from insurance contracts to reinsurers.

Where we are the reinsurer for the primary insurance company with which you wish to conclude or have concluded an insurance contract, or if you have claims arising from the contract as an insured person, beneficiary or injured party, it is possible that we will receive details of your application, contract and/or claim from this insurance company if necessary for the proper justification, performance (including claims) or termination of the reinsurance agreement. The same applies if we are involved as a co-reinsurer with another reinsurance company (retrocession).

The data that we receive from the (re)insurance company is often anonymised. Where anonymised data are insufficient for the aforementioned purposes, we receive data from the insurance application or contract, and may receive claims-related data (e.g. policy number, premium, type and amount of insurance cover and risk, including any risk loading and possible causes that may affect claims) in its pseudonymised format, or even including your name (particularly for life insurance or personal injuries with high sums insured).

As the reinsurer, we only receive your personal data insofar as it is necessary. In specific circumstances, this could be necessary for the following reasons:

- We may carry out the risk and claims assessment ourselves in cases where the sum insured is high, or where there is a specific risk that is difficult to categorise.
- We provide support to your insurance company in assessing risk and losses, and in evaluating procedures.

- We are provided with lists of the contracts covered by the reinsurance. These lists serve to determine the scope of the reinsurance agreements, including checks on whether and to what extent we cover the same risk (accumulation control), and also for settlement purposes.
- We check our obligation to pay your insurer, or we may monitor risks and claims by making spot checks at the primary insurer or in individual cases.

We only use these personal data for the stated purposes or for associated compatible purposes (particularly for drawing up insurance-specific statistics – such as for setting new tariffs or to meet regulatory requirements). Further data may be used to prepare overarching insurance statistics (e.g. for mortality), and for risk classifications we usually receive data in anonymised or (where necessary for statistical purposes) in a pseudonymised format. There is no possibility of anonymised data being linked with your personal details. Pseudonymised data is provided in conjunction with your contract or claims number, but not with your name or other information that allows you to be identified. Linking these pseudonyms (e.g. claims number) with your personal details is normally only possible for the insurance company that provides us with the data.

One of the legal grounds why we may process your personal data is where reinsurance is required for the conclusion or performance of the insurance contract with your insurer. If the reinsurance is intended to help your insurer meet its obligations under the insurance contract, processing may be necessary for the purposes of protecting its legitimate interests.

Your personal data may also be processed for maintenance/IT support purposes or for ordinary business purposes such as administration, risk management, claims handling, business analysis and accounting purposes.

Where sensitive personal data is required (such as your health data when concluding a life insurance contract or a check on our indemnity obligations), your insurer will regularly ask for your consent also in favour of the reinsurer where transmission to and processing of the data by the reinsurer is not provided by other applicable laws (particularly at the registered office of your insurer) without provision of consent. If we prepare statistics using these data categories, we only do so in accordance with the applicable law.

We also process your data where it is necessary for the purposes protecting our legitimate interests, or those of third parties. This may be necessary, for example:

- to meet requirements from public authorities,
- for accumulation control purposes in the Munich Re reinsurance group with respect to particularly high life insurance amounts. These may require us to collect data on other risk-relevant groups of persons from publicly accessible sources such as the internet (for example, the names of the team members of a professional sports player) in order to appropriately estimate our possible overall exposure for individual loss events,
- or to ensure IT security and IT operations.

We also process your personal data in order to comply with legal or regulatory requirements such as retention requirements under commercial and tax laws.).

We have state-of-the-art technical and organisational security measures to protect your personal data against accidental or intentional manipulation, loss, destruction, and access by unauthorised parties.

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Your personal data will be treated confidentially at all times. Should we wish to process your personal data for any other purpose than those mentioned, we will inform you of this in advance in accordance with the legal requirements.

Who sends us your data?

We regularly receive your data from primary insurance companies under the conditions set out above. In rare cases, we also receive your data from other reinsurance companies if they do not wish to bear the full risk alone. In exceptional cases, we will use publicly available sources – particularly in the case of major losses or for the purposes of accumulation control described above.

To which categories of recipient might we disclose your data?

External service providers:

We use external service providers to meet some of our contractual and legal duties. The categories of service providers can be found [here](#).

Munich Re reinsurance group companies:

NewRe uses and processes data in its group-wide IT systems, which is maintained and administered by Munich Re as service provider who in turn uses other subprocessors. Hence, your data may be accessible by authorised employees of certain departments within Munich Re or by other reinsurance subsidiaries of Munich Re.

Munich Re group companies may also receive data for ordinary business purposes as explained above or in individual cases where necessary for accumulation control in the reinsurance group for particularly high life insurance amounts.

External service providers

External service providers may obtain access to your data by providing IT support or maintenance services.

Other recipients:

Some primary insurance companies and other reinsurers use agents or service providers for business acquisition or to administer reinsurance agreements. In such cases, where we process your data for the purposes set out above your data will be transmitted to such agents or service providers when the data is being passed to us by your primary insurer or between us and another reinsurer.

Further, where required or permitted by law, authorities, courts or professional advisors may also gain access to your personal data.

In addition, in certain cases we may share your personal data with other recipients – for example, public authorities in order to meet statutory reporting duties, or to retrocessionaires (other reinsurers we involve in order to further equalise our risks).

Where and how do we transfer data to countries outside Switzerland?

We may process and transfer your data to anywhere in the world where Munich Re, its Group companies, our service providers or other recipients are located.

An overview over Munich Re's worldwide offices can be found [here](#). Service providers or other recipients may be located in Switzerland, the EU or in other countries worldwide, particularly in Asia

(e.g. India) or the US. An overview over subcontractors that are used by NewRe's service provider Munich Re can be found [here](#).

We only share your personal information on a basis that guarantees adequate data protection in accordance with applicable data protection laws. Should we pass on personal data to service providers or Group companies outside Switzerland, we will do so only if the Swiss Federal Council has confirmed that the respective third country's level of data protection is sufficient or if data protection is otherwise sufficiently guaranteed. The level of data protection in certain third countries (particularly the US) does not correspond to the Swiss data protection level and there is a risk that your data may be processed by authorities, possibly without the possibility of legal recourse. For data transfers into such countries, we ensure that the necessary data protection measures are implemented (e.g. binding corporate rules on data protection or standard contract clauses that have been recognised by the Federal Data Protection and Information Commissioner). In some rare cases, an appropriate level of data protection may be unnecessary if for example you have explicitly agreed to the disclosure or where transmission is directly connected with the conclusion or performance of a contract between us and a third party provided the processing is in your interest, e.g. in order to secure your claim against your insurer.

The companies in the Munich Reinsurance Group have adopted binding corporate rules (BCRs). Appropriate data protection guarantees are therefore in place worldwide at these Group companies.

You can request detailed information on this, as well as on the level of data protection of our service providers in third countries, from the points of contact mentioned above.

How long do we store your data?

We will delete or anonymise your personal data as soon as it is no longer required for the aforementioned purposes. However, it is possible that your personal data may be saved until legal claims may no longer be asserted against our company (which may involve a retention for an unlimited period in individual cases). In addition, we will retain your personal data where we are required to do so by law. Relevant documentation and record-retention requirements are set out in applicable national laws (particularly under Swiss commercial or tax law. The applicable retention periods under commercial law are in general up to ten years.)

What privacy rights can you claim as a data subject?

You may request information at the address indicated above about the personal data we have stored under your name. In addition, under certain conditions, you may request that your data be deleted or corrected. You may also have a right to restrict the processing of your data and a right to have the data you have made available disclosed in a standard electronic format.

If we process your data for the purpose of safeguarding legitimate (Group) interests, you may lodge an objection to such processing at the above address, provided your particular situation presents grounds for opposing such data processing. We will then stop the processing, unless we have compelling legitimate grounds not to do so that override your interests, or if processing serves the establishment, exercise or defence of legal claims.

If you wish to complain, you can contact the Legal & Compliance department mentioned above.

Changes to this information

We will notify you as required of any pertinent changes to the information in this document.

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