

Data protection information for customers and suppliers

Version 2020

1. Scope

According to Art. 13 of the Swiss Federal Constitution, every person has the right to privacy in their private and family life and in their home and the right to be protected against the misuse of their personal data. The Swiss Federal Act on Data Protection (FADP) protects the privacy of natural and legal persons when their data is processed. In the EU this is the task (limited on natural persons) of the EU General Data Protection Regulation (GDPR). Data protection aims to protect the right to informational self-determination.

This data protection information informs you how the Sensile Medical AG (Olten, Switzerland) and its affiliated companies process your personal data in accordance with the FADP and the GDPR. It applies to the collection of your personal data by us for the purposes of performing services that have been contractually agreed between you as the customer / supplier and us, and for the purposes of the further regular exchange of information in connection with our contractual services.

2. The Data Controller

The data controller of the data processing described here is the Sensile Medical AG. If you have any data protection concerns, you can always contact us at the following address: Sensile Medical AG | Solothurnerstrasse 235, 4600 Olten, Switzerland | Tel.: +41 62 209 71 00 | Email: info@sensile-medical.com.

3. Data Protection Officer contact details

Sensile has appointed a data protection officer. You can reach her at the following address: Integratio | Henriette Baumann | Börsenstrasse 18, 8001 Zurich, Switzerland | Tel.: +41 (0)44 431 72 00 | Email: datenschutzbeauftragter@integratio.com.

You can reach our representative in the European Union at the following address: System Datenschutz Consulting | Roland Schroeder | Rebenlaube 12, 45133 Essen, Germany | Tel.: +49 (0)172/ 6443194 | Email: schroeder-dsc@web.de.

4. How do we collect your personal data?

We process personal data, which we receive from you when you contact us. For example, when you use our online contact form, when you call us or when you send an E-mail to us. We also process personal data retrieved with your consent from publicly accessible sources. Other than that, we collect personal data that was transferred to us with your consent by other companies of the Gerresheimer-Group or by other third parties. This data can include payment details, personal identification details, information about your financial situation, your online activity, and other details that we need to know for the fulfilment of our contractual obligations.

5. Purpose and legal basis

We process personal data in compliance with the EU General Data Protection Regulation (GDPR) and the Swiss Federal Data Protection Law (FADP). The legal basis for this data processing is the following:

- 5.1 Based on your consent (Art. 13 (1) FADP, Art. 6(1)(a) GDPR): If you give us your consent for the processing of your personal data for certain purposes, it is lawful for us to process your data on this basis. You can withdraw your consent (with effect for the future) any time.
- 5.2 For the fulfilment of contractual obligations (Art. 13(2)(a) + (c) FADP, Art. 6 (1)(b) GDPR): Data is processed for the purpose of fulfilling the contract with you or for implementing pre-contractual measures that take place on your

own initiative. You can find further information about the purposes of this data processing in the relevant contract documentation and terms of business.

- 5.3 Based on legal requirements (Art. 6 (1)(c) GDPR): To fulfil certain requirements (for ex. tax requirements), your personal data will be stored for a certain duration.
- 5.4 For the purpose of balancing interests (Art. 6(1)(f) GDPR): If necessary, we can process your personal data for the purpose of legitimate interests if such interests are not overridden by the interests or fundamental rights and freedoms of the data subject. For example, for the:
 - video surveillance for the collection of evidence for criminal offences,
 - enforcement of legal claims and defense during legal disputes or
 - comparison of your data with the sanction and embargo lists of the European Union.

6. Recipients of personal data

A recipient is a natural or legal person, public authority, agency, or other body to which the personal data are disclosed, whether a third party or not.

When providing, implementing, and managing our services, we also transmit your personal data to other companies in the Gerresheimer Group as part of an internal, collaborative process. These data is transmitted on the basis of our legitimate interest to perform internal administrative tasks efficiently and collaboratively and to improve our products and services in accordance with Art. 6 (1)(b) and (f) GDPR, and on the basis of concluding processor contracts in accordance with Art. 28 GDPR. If so, we make sure, that your data is safe by binding the other companies with contractual clauses and / or – if necessary – by holding an audit. For example: We have concluded data processing agreements with all of our affiliates to ensure full compliance with the GDPR and the FADP.

As regards processing payments and, where applicable, making refunds, we transmit your personal data (depending on your payment method) to banks, payment service providers, financial service providers, and credit card companies in accordance with Art. 6 (1)(1)(b) GDPR.

If any legal disputes arise, we transmit your data to the competent court and to your lawyer, if you have appointed one, for the purposes of handling the dispute. We process your personal data on the basis of a legal obligation in accordance with Art 6(1)(1)(c) GDPR and on the basis of our legitimate interest to exercise, implement, and/or defend our legal interests in accordance with Art. 6(1)(1)(f) GDPR.

Under other certain conditions, personal data may also be transferred to public institutions if it is required by law.

7. Keeping and deleting your personal data

We keep your personal data as long and as far as it is required by one of the purposes defined in section 5. Once the data is no longer required for the purposes specified in section 5 of this privacy policy, we will delete your personal data.

We store your personal data as long and as far as we are legally obliged to do so. The retention periods can last for up to ten years, beginning at the end of the calendar year in which the relevant process is completed.

8. Your rights

You can exercise the following rights vis-à-vis us at any time in accordance with the FADP and the GDPR:

- 8.1 Right to information (Art. 8 FADP, Art. 13-15 GDPR): We provide information about the data we have stored about you at any time. If necessary, please send an email containing the subject 'data protection' to: info@sensile-medical.com.
- 8.2 Right to object (Art. 13 FADP, Art. 21 GDPR): You can revoke your consent to the collection and storage of your personal data by us at any time.
We process your personal identification data for the purposes of exercising, implementing, and defending our legal interests (including in a court of law) and to manage our internal administration efficiently and collaboratively. Insofar as we process your personal data in accordance with these legitimate interests (Art. 6(1)(1)(f) GDPR), you are entitled to object to our processing your data at any time for reasons arising from your specific situation. If necessary, please send an email containing the subject 'data protection' to: info@sensile-medical.com.
- 8.3 Right to rectification / erasure of data (Art. 5, 15 FADP, Art. 16-17, 19 GDPR): You can request the rectification or completion of your data. You may request the erasure of your data, unless we need to retain it in order to fulfil a legal obligation (e.g. tax or commercial retention obligations), for reasons of public interest or for the establishment, exercise or defence of legal claims. If necessary, please send an email containing the subject 'data protection' to: info@sensile-medical.com.
- 8.4 Right to restriction of processing (Art. 15 FADP, Art. 18-19 GDPR): You have the right to restrict the processing of your data. This means that, although your data will not be deleted, they will be marked to restrict their further processing or use.
- 8.5 Right to the portability of the data (Art. 20 GDPR): You have the right to data portability in relation to your personal data which you have provided to us. This allows you to ask us to transmit these data to you or another person as far as is technically possible.
- 8.9 Right to lodge a complaint (Art. 77 GDPR): Without prejudice to your rights, you are entitled to lodge a complaint with a data protection authority if you believe that the processing of your personal data is in violation of the GDPR.

If you assert your rights against us, we will process the personal data collected in this connection for the purposes of responding to your request. In this case, the personal data is processed in compliance with a legal obligation in accordance with Art 6 (1)(1)(c) GDPR.

9. Questions, suggestions, complaints

If you have further questions about our information on data protection and the processing of your personal data, please send an email containing the subject 'data protection' to: info@sensile-medical.com.