

## DATA PRIVACY NOTICE

On the basis of the provisions of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (hereinafter referred to as the „GDPR”) and Act CXII of 2011 on the Right of Informational Self-Determination and on Freedom of Information (hereinafter referred to as the „Info Act”), **CHINOIN Zrt., SANOFI-AVENTIS Zrt. and OPELLA Healthcare Commercial Kft.** (seats: 1138 Budapest, Váci út 133. E. ép. 3. em.) and **OPELLA Healthcare Hungary Kft.** (seat: 2112 Veresegyház, Lévai u. 5.) – hereinafter referred to jointly as the “**Data Controller**” – hereby inform the Data Subjects about the details of the processing of their personal data. This data privacy notice (the „**Privacy Notice**”) is explicitly referenced in the agreement between the Data Controller and the Partner and forms an inseparable part of that agreement.

In the case the Partner is not a natural person, the Partner is obliged to hand over the Privacy Notice to the Data Subjects and provide proof of this to the Data Controller.

### 1. What types of personal data do we process, for what reasons, for how long and on what legal basis?

The processing of the Data Subjects’ Data is important for the Data Processor for the purposes detailed below, as it is necessary for the contractual fulfilment of the agreement between the Data Controller and Partner, as well as for correspondence related to the agreement or the conclusion of the agreement (including the sending of a notification related to the concluded agreement). The Data Subject is not obligated to provide the data, however in case of failure to provide the data the agreement between the Data Controller and the Partner may not be fulfilled.

The data subjects are the contractual partners (hereinafter referred to as the „**Partner**”) of the Data Controller, if the Partner is a natural person, or in the case of a Partner who is not a natural person, the Partner’s staff or the other individuals who work together with the Partner or handle correspondence on behalf of them (hereinafter referred to as the „**Data Subject**<sup>1</sup>/**Data Subjects**”).

The source of personal data is the Partner (who, if they are a natural person, is also the Data Subject) or directly the Data Subject (if the Partner is not a natural person – this is rarer).

The legal basis for data processing is defined below for each data category and data processing purpose separately:

Processed data category	Purpose of data processing	Legal basis of data processing	Retention of data, time of deletion
name, telephone number, e-mail address, position	Correspondence	<p><b>If the Partner is a natural person:</b> Article 6 (1) b) of the GDPR (performance of a contract)</p> <p><b>If the Partner is not a natural person:</b> Article 6 (1) f) of the GDPR (legitimate interest)</p>	<p>If the piece of data is in the agreement: the duration specified in the Data Controller archiving policy; this duration differs based on the type of agreement</p> <p>If the piece of data is not in the agreement: 5 years after the termination of the agreement</p>
name, telephone number, e-mail address, position	performance of the contract	<p><b>If the Partner is a natural person:</b> Article 6 (1) b) of the GDPR (performance of a contract)</p> <p><b>If the Partner is not a natural person:</b> Article 6 (1) f) of the GDPR (legitimate interest)</p>	<p>If the piece of data is in the agreement: the duration specified in the Data Controller archiving policy; this duration differs based on the type of agreement</p> <p>If the piece of data is not in the agreement: 5 years after the termination of the agreement</p>

<sup>1</sup> When it comes to partners who are natural persons, when we reference the Partner in this Privacy Notice, we are also referring to the Data Subject.

## 2. Who has access to the Data?

On behalf of the **Data Controller**, the employees of the Data Controller have access to the data to the extent that is absolutely necessary to perform their work.

In certain cases, it may be necessary to transfer the Data to the following **addressees** (as independent data controllers) for the purposes detailed below:

Addressee	purpose of the data transfer
<b>Authorities</b>	During official proceedings at the request of the authorities, as well as for the purpose of providing evidence
<b>Courts</b>	During litigation proceedings on the basis of a court order, as well as for the purpose of providing evidence
<b>Other businesses of the Sanofi company group</b>	Ensuring group level management
<b>External legal representative</b>	Drafting of documentation and providing representation in legal disputes

We may use the services of different businesses, which we have data processing agreements with, to deal with and store agreements that contain the personal data of a Data Subject. Currently, the following **data processor(s)** perform the processing of Data.

Name and address of the Data Processor	Purpose of the data processing	Data processed
<b>Iron Mountain Magyarország Kft.</b> 1093 Budapest, Czuczor utca 10. IV. és V.	archiving agreements	name, telephone number, email address, position

## 3. Who is the DPO of the Data Controller and what are their contact details?

The selected DPO of the Data Controller: Lionel de Souza (the “**Data Protection Officer**”)

The selected Hungarian point-of-contact of the DPO, as well as their contact details: name: **Márkus Fanni Réka**, mailing address: **1138 Budapest, Váci út 133. E. ép. 3. em.**; email address: **fanni.markus@sanofi.com**; telephone number: **+36 70 333 1502**.

In connection with any of your questions or the exercise of your right to self-determination of information, you may contact the Data Controller via <https://www.sanofi.com/en/data-protection-contact> by completing the webform; or if such completion is impossible for you, you may contact the Hungarian contact person of the Data Protection Officer.

## 4. Who do we transfer personal data to?

The Data Controller does not transfer the personal data of the Data Subjects to countries not part of the GDPR, i.e., countries defined in the GDPR as a third country. They only transfer such data to the data processors named in and in accordance with the provisions of Point 2.

## 5. What rights do Data Subjects have regarding the processing of their personal data and how do we ensure that they are exercised?

### Access (Article 15 of the GDPR)

The Data Subject shall have the right to obtain from the Controller confirmation as to whether or not personal data concerning them are being processed, and, where that is the case, access to the personal data, as well as the information defined in Article 15 of the GDPR.

### Rectification (Article 16 of the GDPR 16)

The Data Subject shall have the right to obtain from the Controller without undue delay the rectification of inaccurate personal data concerning the Data Subject. Taking into account the purposes of the processing, the Data Subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

#### **Erasure ('right to be forgotten')** (Article 17 of the GDPR)

The Data Subject shall have the right to obtain from the Controller the erasure of personal data concerning the Data Subject without undue delay and the Controller shall have the obligation to erase personal data related to the Data Subject without undue delay where one of the grounds defined in Article 17 applies.

#### **Restriction of processing** (Article 18 of the GDPR)

The Data Subject shall have the right to obtain from the Controller restriction of processing where one of the reasons listed in Article 18 applies.

#### **Data portability** (Article 20 of the GDPR 20)

The Data Subject shall have the right to receive the personal data concerning them, which have been provided to the Controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the Controller to which the personal data have been provided, where:

- (a) the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) or on a contract pursuant to point (b) of Article 6(1); and
- (b) the processing is carried out by automated means.

When exercising the right to data portability, the Data Subject shall have the right, if technically feasible, to request the direct transfer of personal data between data controllers.

#### **Objection** (GDPR Article 21)

The data subject shall have the right to object, on grounds relating to his or her particular situation, at any time to the processing of personal data concerning him or her which is based on legitimate interests including profiling based on those provisions. In this case, the controller shall no longer process the personal data unless the Controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the Data Subject or for the establishment, exercise or defence of legal claims.

#### **In case of violation of their rights related to the processing of personal data, the Data Subject may seek the following legal remedies:**

They may turn directly towards the Data Controller or the Hungarian representative of the DPO using the contact details listed in Point 3.

They may hand in a complaint to the supervisory authority:

Nemzeti Adatvédelmi és Információszabadság Hatóság (National Data Protection and Information Freedom Authority) (seat: 1055 Budapest, Falk Miksa utca 9-11; address: 1363 Budapest, Pf.: 9.; e-mail: [ugyfelszolgalat@naih.hu](mailto:ugyfelszolgalat@naih.hu); telephone number: +36 (1) 391-1400; website: [www.naih.hu](http://www.naih.hu))

They may bring an action against the Data Controller.

The Data Subject is entitled to turn to a court of law to bring legal action against the Data Controller or – in relation to data processing activities within the scope of the data processor's responsibilities – the data processor if they believe that the Data Controller or the data processor, which was entrusted by the Data Controller or acting on behalf of the Data Controller, processed their personal data in a way that was a violation of the law. The Data Subject may also choose to initiate the lawsuit in a court with jurisdiction on the basis of their residence. You can find further information on court jurisdiction and contact information on the following site: [www.birosag.hu](http://www.birosag.hu).

#### **6. Utilised data protection measures**

We handle the personal data received by the Data Controller (electronically) in accordance with the safety policy provisions related to the Data Controller's IT systems; this especially includes the following:

- we utilise „privileged” access right allocation in relation to the access to databases and frequently monitor the scope of persons with the right to access the databases;

- we protect the IT-system responsible for storing and processing personal data with a firewall;
- the storing and frequent saving of the database responsible for storing personal data is also done in a protected manner;
- we ensure operational continuity of the IT systems that store and process personal data;
- the IT system that stores and processes personal data sends a notification to the designated individuals if someone attempts to enter the system and fails multiple times or if the system shuts down;
- all confidential data copied onto an external data carrier is encrypted.

We handle the personal data received by the Data Controller (on paper) per documentation handling provisions, i.e., in accordance with the following:

The document handling system of the Data Controller is set up in a way that the content of any document drafted/created by the Data Controller or transferred by the Data Controller can only be accessed by the people with access rights. Furthermore, it is set up in a way to ensure that liability related to the handling of documents can always be determined. The Data Controller protects documents from unauthorized access, amendments, transfers and from the document being made public without prior authorization. Therefore, they especially ensure that copies are stored separately from the original copy in a physically protected location and that via internal policies, individuals are liable for documents created/drafted during their work and/or handled by them.

## **7. The obligations of the Partner**

If the Partner is a natural person, then they are always the one to provide the Data to the Data Controller. Even if the Partner is not a natural person, it is still usually they who provide the Data to the Data Controller. The Data is provided in the related agreement, as well as during correspondence with the Data Controller. In the case of a Partner who is not a natural person, it is still the Partner itself who is responsible, as data controller, for ensuring that the Data Subject is previously notified in an acceptable manner (i) on the intention to transfer their data to the Data Controller (as the addressee of the data transfer and as the other data controller), (ii) of the scope of personal data affected by the data transfer and (iii) of the purpose of the data transfer.

## **8. When and how will we amend this Privacy Notice?**

If the scope of the processed data or the circumstances of the data processing changes, then within 30 days we will (i) amend this Privacy Notice in accordance with the provisions of the GDPR and (ii) publish it on the following website: <https://www.sanofi.hu/hu/felelossegevallalasunk/etika-es-transzparencia/adatvedelem>. Please always carefully read the amendments of the Privacy Notice, as they contain important information on the processing of your personal data!

**Time and place: Budapest, 16 September 2019**

**Last modified: 2023. 12. 01.**