



## Notes on data protection

In the following notes we will explain the way in which we process your personal data.

### ***Responsibilities when processing your data***

Merz Therapeutics Nordics., Gustav III:s Boulevard 34, 169 73 Solna, Sweden ("Merz") is responsible for processing your data within the meaning of Art. 4, No. 7 of the General Data Protection Regulation ("GDPR").

### ***Processing your data as the customer***

- We obtain information about you and your medical practice, like contact details, specialist fields, position, occupation location and, where applicable, size of your practice. Furthermore, we process information that you have provided to our sales personnel, where appropriate, to support you in the selection of the correct Merz products for your practice and to train you in terms of optimal use. We record other information within the framework of our customer relations management with you, such as the number of sales personnel visits, events in which you have participated and your enquiries. Some of the aforementioned data is personal data in terms of the GDPR. The legal basis for the aforementioned processing is our legitimate interests in the arrangement and improvement of customer language (Art. 6, para. 1 (1) lit. f GDPR).
- Furthermore, we store your order history for our products. The legal basis for this is the relationship that exists in accordance with Art. 6, para. 1 (1), lit. b GDPR.
- Moreover, we potentially process your data due to of legal provisions, like for example for the fulfilment of tax and other legal control and reporting obligations, as well as tax authority or other authority audits, and for maintaining legal retention periods. Legal basis for this is Art. 6, para. 1, lit. c GDPR.
- Additionally, we store your contact details together with adverse events that you notify us of regarding your patients. The legal basis for this is Art. 6, para. 1 (1), lit. c GDPR, because processing is required to fulfil a legal obligation.
- Where you consent to advertising, we process disclosed personal data for appropriate advertising measures. The legal basis for this is your consent according to Art. 6, para. 1 (1), lit. b GDPR.
- Where it is legally permissible, we also process your personal data for advertising measures. The legal basis for this is our legal interest pursuant to Art. 6, para. 1 (1), lit. f GDPR, on the use of advertising opportunities. In part we receive this data directly from you or another member of your practice. Furthermore, we receive information from our parent company, the Merz Group, which is responsible for supply chain management and accounting. Where applicable, we also use a service provider and the internet to update the contact details of practices. Where we collect personal data from third-party sources, we will specifically reference this.
- We do not perform automated decision making or profiling.

## **Processing your data from participation in online meetings**

Where possible, we also process your personal data if you accept an invitation from our sales personnel via email for an online meeting. To participate at such a meeting or to attend the virtual “meeting room”, you must provide a minimum of your name and your email address. Where you select to dial in by telephone, your telephone number will also be processed. It is also possible that the meeting meta-data, such as your IP address, name of the country in which you are located or the start and end time, is saved. Where you voluntarily decide to use the chat, question or poll functions, or to switch on the camera or microphone during a meeting; the text, audio and video data can be processed. Your participation in the meeting is saved for further communication with you. The legal basis for this data processing is within our legal interest for the effective execution of online meetings, pursuant to Art. 6, para. 1, lit. f GDPR.

## **Subscribers to our promotional emails**

If you would like to make use of the opportunity to subscribe to a promotional email by Merz, you must provide consent for the necessary processing of personal data. To subscribe to the promotional email, you must provide your email address. More information can be disclosed on a voluntary basis. This data is exclusively used for sending the promotional email. The legal basis for processing data is according to Art. 6, para. 1 (1), lit. a GDPR. You reserve the right to revoke your consent at any time, for example via the link provided in the promotional email, without the lawfulness of the processing carried out being affected on the grounds of consent until revocation. In this case, you will no longer receive the promotional email.

If you subscribe to the promotional email on the Merz websites, the IP address from the accessing computer, as well as the data and time of subscription will furthermore be collected, in addition to email verification. This data is exclusively processed for the purpose of understanding potential misuse of an email address. The legal basis for processing previously described data is according to Art. 6, para. 1 (1), lit. f GDPR.

The promotional email contains so-called tracking pixels. A tracking pixel is a miniature graphic that is embedded within emails in HTML format. Using these embedded tracking pixels, Merz can recognise whether and when the promotional email is opened by the recipient and which links contained within the promotional email the recipient engages. The data collected via the tracking pixels contained within the promotional email are anonymous and they are saved and processed for the statistical purposes to optimise the promotional email dispatch and to adapt the content of future promotional emails even better to the interests of the recipient. Depending on the concrete type of promotional email we use a service provider for sending promotional emails; the service provider technically supports us in shipment. If we do this, the partner undertakes to process your data according to our instructions and in accordance with applicable rights.

### ***Transfer of your data to third parties***

Merz makes use of support from a specialised, technical service provider for the technical processing of personal data. This service provider is legally and contractually obligated to ensure the highest level of data protection. The legal basis for collaboration with this service provider is Art. 28 GDPR. In the event that online meetings are executed via the service of Veeva Systems Inc., a video service provider in the USA is used to enable online meetings that process the aforementioned meta-data. Through conclusion of an agreement for order processing, EU contractual terms and additional, technical and contractual measures, we have subjected the provider to adherence of data protection provisions and safeguarded an appropriate level of data protection. Your user data remains in the EU

To be able to inform and advise you, we maintain your contact details and information via your specialisations with the help of OneKey, an electronic directory with entries to medical specialists issued by IQVIA Sweden, Arenastaden, Pyramidvägen 7, 169 56 Solna, SWEDEN. Processing of the directory and the transfer of your entry through OneKey to us, as well as the other processing that is carried out by us due to the legal basis of our legal interests in the validation of our data about you and the possibility to inform you and advise you pursuant to Art. 6, para. 1, lit. f GDPR. If you would like to provide us your data directly or we obtain it in this way, this data will not be automatically saved in the OneKey database. At most, OneKey receives a note from us and then contacts you directly to collect or update your data.

You can object to the recording of your entry into OneKey at any time via IQVIA or contact the data protection officer at OneKey using the aforementioned address of IQVIA. Proceeding information via OneKey, the types of processed data, the purposes of processing, the recipients' categories and your rights in relation to data is available on the following link: <https://www.iqvia.com/locations/nordics>. For things other than the purposes indicated here in these notes on data protection, Merz will only provide your personal data to third parties where there is a legal obligation to do so or you have expressly provided your consent.


### ***Duration of storage of your data***

Personal data is deleted by Merz if it is no longer required for the purpose for which it was processed and where legal retention periods have expired. Contractually relevant data, as a rule, is deleted ten years after the respective contract with Merz has terminated.

### ***Your rights***

You have the right to access personal data stored by Merz and, where the respective legal prerequisites are present, the right to authorisation, deletion and limitation of processing, as well as receiving the personal data provided by you in a structured, accessible and machine-readable format and/or to transfer this to another responsible person or permit it to be transmitted by Merz. If you should have a complaint regarding the data processing carried out by Merz, you can contact the relevant supervisory authority.

In the event that you have provided consent for the processing of your data, you can revoke this at any time with effect for the future.



**Where the processing of your personal data depends on a balance of interests in terms of Art. 6, para. 1 (1), lit. f GDPR, you reserve the right to object to the processing of personal data affecting you at any time for reasons resulting from your particular situation. Merz will then no longer process your personal data, other than if Merz can prove compelling reasons worthy of protection for processing, which would outweigh your interests, rights and freedoms, or where the processing serves the enforcement, exertion or defence of legal claims.**

**Contact**

To exercise the aforementioned rights, as well as for questions or complaints regarding the processing of personal data, you can contact the Merz data protection officer via [nordicoffice@merz.com](mailto:nordicoffice@merz.com).

**Status and changes to these notes on data protection**

These notes on data protection were last updated 26.09.2023.

The advance of business activity by Merz can also effect the handling of personal data. We therefore reserve the right to make changes to these notes in future within the framework of the applicable data protection law, and, where applicable, to adapt amended data processing realities. We will notify you especially of significant, content-related changes.

