

Data Protection Information Notice for HCPs

We are committed to the protection of your personal data and compliance with the applicable data protection laws including Regulation 2016/679/EU (the "GDPR") and would therefore like to inform you about the processing of your personal data by Berlin-Chemie AG, Glienicker Weg 125, 12489 Berlin (hereinafter: "Company", "we" or "our").

1. What data do we process and what are the purposes of the data processing?

a. **Personal information:** We process your name, your practice or business address, your contact data (surname, first name, academic degree, specialization/professional qualification, telephone number) and (if available) your "lifelong doctor's number" (LANR). We collect some of this data ourselves or from publicly accessible sources, and we receive some of it from our service provider, direkt+online GmbH, (direkt + online GmbH, Martin-Kollar-Str. 5 81829 Munich). This data is required for the performance of contracts with you (legal basis: Art. 6 para. 1 s. 1 b) GDPR), furthermore for the performance of a legal obligation (legal basis: Art. 6 para. 1 s. 1 c) GDPR in connection with § Section 47 (4) AMG or Section 11a (2) AMG or Section 63b AMG or Section 67 (6) AMG) or other applicable provisions of the local drug laws. In addition, the aforementioned data is required to protect the following legitimate interests: maintaining our business relationship with you and for the purposes of scientific information, marketing and market research (legal basis: Art. 6 para. 1 s. 1 f) GDPR).

b. **Information in connection with visits by our sales representatives, your participation in events or telephone contacts:** We process the date and content of visits made by our sales representatives, the date and topic of events you have attended, as well as preferred visiting times and drug sample requests and dispensing. In addition, we may also store in our systems other information about you as a professional that is collected by our sales representatives when interacting with you, such as your opinion about our products (awareness/prescription frequency), your experience as a speaker, your affiliation/collaboration with other healthcare professionals. After personal meetings and consultations, our staff will note which topics you would like more information on and which topics may be of less interest to you. This data is required to pursue the following legitimate interests: maintaining our business relationship with you, managing our field sales force and for information and marketing purposes (legal basis: Art. 6 para. 1 s. 1 f) GDPR).

c. **Information for the fulfilment of contracts with you:** If we conclude a contract with you (e.g. for the performance of speaker or consultant activities, with regard to your participation in events or - in the case of pharmacy owners - annual bonus agreements or condition agreements, etc.), we process the data required for the performance of the contractual services or the data required for the performance of pre-contractual measures, e.g. your contact data, account data, travel data, etc. (Legal basis: Art. 6 para. 1 s. 1 b) GDPR). If you are the owner of a pharmacy, we also require your data for the processing of commercial transactions, such as orders or stock value loss compensation and for the processing of batch or product recalls. In addition, we process the data collected in connection with the execution of a contract (invoices, effected bank transfers, etc.) in order to fulfill legal obligations on the basis of Art. 6 para. 1 s. 1 c) GDPR in conjunction with § 147 AO (tax law obligation to retain documents) or other applicable tax laws.

d. **Information to fulfill a legal obligation:** We process the date, number and type of samples of medicines delivered to you and the date and content of the “Dear Healthcare Professional letters” sent to you. In addition, we will process your name and contact information if you notify us of any side effects or quality defects with respect to our products. If we carry out noninterventional studies in cooperation with you, we will process your name, your contact details, your lifelong doctor number and the type and amount of compensation actually paid to you in each case. The legal basis in this case is Art. 6 para. 1 s. 1 c) GDPR in conjunction with § 67 para 6 AMG or other applicable local laws.

e. **Further information if you have given us your consent to do so:** With your consent, we will use the data listed under 1.a to 1.c above as well as your preferred communication channels (e-mail, fax, telephone) and your usage behavior in relation to e-mails and our websites in order to adapt and personalize our advertising measures to your needs and to manage and control our marketing and sales measures and to provide you with targeted scientific information as well as information about our products and products and offers for participation in training and further education events to you. The legal basis is your consent given to us (Art. 6 para. 1 s. 1 a) GDPR).

f. **Information on conflicts of interest:** We process information on possible conflicts of interest, such as competing liabilities or interests that could compromise the integrity of a collaboration, in particular data relating to possible public or political offices, business relationships and financial interests (shareholdings in pharmaceutical companies), purchasing decisions with an influence on our company, memberships in bodies (pharmaceutical commissions, decision-making committees), as well as data relating to family relationships (affiliation of family members with the categories just mentioned). The processing is necessary to safeguard the following legitimate interests: Safeguarding the integrity of our business relationships and identifying potential conflicts of interest. This serves to protect our company from reputational damage and legal consequences (legal basis: Art. 6 para. 1 s. 1 f) GDPR).

2. To whom is personal data passed on?

Within our Company, our employees have access to your data only to the extent necessary to fulfill the respective purpose. For organisational, accounting or other internal administrative purposes or if this is necessary for the fulfilment of the respective purpose, your data may also be passed on to the parent company of our Company, A. Menarini IFR Srl, Florence, as well as to other companies of the Menarini Group including those in third countries outside the EEA area.

We also use external data processing service providers who support us e.g. in the operation of our websites, the clearing of address and contact data and the sending of invitations and newsletters. These service providers process data only in accordance with the instructions and under the control of Company and exclusively for the purposes described in this data protection information. For the processing of your data we also use service providers that might be located or have subprocessors in third countries outside the EEA area.

If your data is transferred to countries outside the EEA region, we ensure an appropriate level of data protection through appropriate guarantees, such as the so-called standard data protection clauses provided by the EU Commission or an EU adequacy resolution. You can

request a copy of the standard data protection clauses or other relevant warranty(s) at the contact details below.

We report the data collected by us in the context of adverse reaction reports (see above under 1.d.) to the competent local drug/ health authority (in Germany: Bundesinstitut für Arzneimittel und Medizinprodukte (BfArM)) within the scope of our legal obligation. We also report reported quality defects of our products (e.g. complaints) to the competent state authority within the scope of our legal obligation. We report your data collected by us in the context of non-interventional studies or application observations (see above under 1.d.) to the competent authority (for Germany: Kassenärztliche Bundesvereinigung, den Spitzenverband Bund der Krankenkassen bzw. den Verband der Privaten Krankenversicherung e. V.) within the scope of our legal obligations.

3. How long do we store your data?

We store your data as long as this is necessary to fulfil a purpose of data processing described under point 1 (e.g. an existing contract or a legal obligation with you).

4. Your rights

You are entitled to request information about your data stored by us at any time. Furthermore, you have the right to request the correction of incorrect data or, under the legal requirements, deletion, blocking, restriction of processing and transfer of your data. You also have the right to object to the processing of your data at any time. If you have given us your consent, you can revoke this at any time with effect for the future. Please contact our data protection officer: Berlin-Chemie AG, Datenschutzbeauftragter, Glienicker Weg 125, 12489 Berlin, dpo.germany@berlin-chemie.de. In addition, you have the right to file a complaint with the responsible supervisory authority, the Berliner Beauftragte für Datenschutz und Informationsfreiheit.

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