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Merz Pharma GmbH & Co. KGaA

General Data Protection Information

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General Information about Data Processing by the Merz Group of Affiliated Companies

When you do business with Merz Pharma GmbH & Co. KGaA (“Merz” or “we”) , we know that you trust us to take care of your personal information. Trust is an important Merz value, and we aim to earn your trust not just by providing safe, effective pharmaceutical and medical devices, but also by responsibly managing your personal data. This Merz Pharma GmbH & Co. KGaA General Data Protection Information Notice (“Notice”) explains who is responsible for processing and caring for your personal data within the Merz group as well as details relating to when, where and how we use, protect, store, delete and sometimes transfer your personal data.

If you do not find the information you are looking for in this Notice, or if you simply have questions or need more information, please contact the responsible entity or person in the area where you reside. The contact details of the data protection officer of Merz can be found in the [Contact Information](#) section at the end of this Notice.

Responsibility and Controllorship

Merz Pharma GmbH & Co. KGaA is the “controller” for the processing of your personal data under the terms of Regulation (EU) 2016/679 (General Data Protection Regulation – “GDPR”) and applicable EU Member State laws. “Controller” is the legal term for the company, in this case Merz, which determines the purposes and the means by which your personal data is processed.

Merz complies with applicable local privacy laws in the countries where we do business, including the GDPR and all European Union and EU Member State laws regarding data privacy and data protection.

Why We Process Your Personal Data

Like most companies, we process your personal data for several reasons related to our business. In general, we process personal data for the following specific business reasons:

- (1) To prepare and complete a sales transaction;
- (2) To prepare and perform an agreement between you and Merz;
- (3) If, after we provide you with transparent information about the processing, you give us express consent to a specific processing activity;
- (4) To comply with legal obligations (e.g., national drug safety reporting);
- (5) To protect your vital interest (i.e., your health);
- (6) To protect the public interest (e.g., drug safety monitoring); and
- (7) Because we have a legitimate interest in processing your personal data (e.g., advertising, marketing materials, newsletters).

Marketing and Advertising

We sometimes process personal data to make healthcare professionals, pharmacies, patients, and consumers aware of our products with marketing and advertising materials. We do this only when you give us explicit consent to do so (Art. 6 para. 1 lit. a) GDPR) or, if consent is not required, when this marketing activity is allowed by applicable law and we have a legitimate interest in performing direct marketing activities and this interest does not outweigh your privacy rights (Art. 6 para. 1 lit. f) GDPR). You can withdraw your consent at any time. If the processing is based on our legitimate interests, you can object to the processing at any time. If you withdraw your consent or object to direct marketing by us, we will cease such marketing.

How We Process and Protect Your Personal Data

In the sections below, we describe how we process and protect your personal data when you engage with Merz in specified ways. To find the information relevant to you, scroll to the section(s) that describe(s) your relationship with Merz.

The amount and type of personal data you share with Merz, or that Merz collects about you, depends on your relationship with Merz. Below are types of interactions with Merz where you may share personal data with us or where we may collect personal data about you. If you interact with us in more than one way, please review each section that pertains to your relationships with Merz.

Merz Commercial Website Visitors

General Information

Merz publishes numerous websites worldwide. Most of these are local or regional websites that provide information about Merz products and services available in the specific country or region. Most Merz affiliated websites maintain a Privacy Notice that is specific to the website. The controller for each website is identified on the site.

The Privacy Notice on each website contains the most specific information about our privacy practices relative to that website.

For example, to learn how we process your personal data on <https://www.merz.com/>, please see the privacy notice [here](#).

Merz Social Media Pages and Sites

Merz sometimes uses social media platforms such as Facebook to market our products. Within the European Union and under the scope of GDPR, Merz and the operator of the social network are joint controllers with respect to the Merz social media pages. In all other respects, the operator of the respective social media platform is the (sole) controller under data protection law for all types of processing performed on the platform itself.

Information about the type of data the respective platform processes and the purposes for which it does so can be found in the respective platform's privacy notice. Merz has only limited influence on the data processing carried out by such operators. If there are areas in which we at Merz can exert influence, then we endeavour to ensure that, within those areas, your data is processed in as data protection-friendly a manner as possible.

Data entered on our social media pages, for example comments, videos, images, likes, and public messages are published by the operator of the respective social media network and we reserve the right to delete such content should this be necessary (e.g., due to inappropriateness or regulatory guidelines). We may also use the social media platform to communicate with you. The legal basis for this processing is Merz's legitimate interest (Art. 6 para. 1 lit. f) GDPR) in promoting our products to healthcare professionals, consumers, and patients.

To prevent the operators of social media platforms from collecting information from you and then using it to target you with behaviour-related advertising, we recommend that you review the privacy settings of each social media channel and adjust the account settings accordingly. You can also deactivate or restrict the transmission of cookies by changing your internet browser settings accordingly.

Healthcare Professionals and Pharmacists

General Information

If you are a healthcare professional, particularly a doctor or pharmacist, and you contact Merz as a prescriber, or consultant, we will process the following information about you:

- Your name, title, business name, and the name of your employees who are authorized to do business with Merz
- Your medical or pharmaceutical license number
- Your business address, telephone number and email address(es)
- Any requests you have made for medical information about a Merz product
- Any potential safety risks or technical quality issues you report
- Information about training you received from us
- Information related to Merz-sponsored events you attend, and the relevant supporting documents connected to such Merz-sponsored events
- Personal information required for Merz's due diligence process, including but not limited to questionnaires, supporting documents, identification, and proof of licensure and/or education
- Information required for transparency reporting, where required by law
- Any publications by trade press or other media relating to your practice or use of Merz products

We process this information to establish or maintain a business relationship with you and sometimes in order to fulfil the terms of a contract with you. The legal basis for this processing is Art. 6 para. 1 lit. b) GDPR.

If you expressly agree that we may do so (Art. 6 para. 1 lit. a) GDPR), we may also publish the contact details of your practice or pharmacy on our websites so that patients can find your practice or pharmacy where Merz products may be purchased or Merz services are provided.

If you have expressly consented that we may do so (Art. 6 para. 1 lit. a) GDPR) or where it is in our legitimate business interest and allowed by applicable law (Art. 6 para. 1 lit. f) GDPR), we will send you marketing and advertising materials and notices of Merz's promotions. As always, you may withdraw your consent or, if the processing is based on our legitimate interest, object to this processing without adverse effect and without affecting the lawfulness of processing before your withdrawal of consent or objection. You can withdraw your consent or exercise your right to object by contacting Merz as described in the [Contact Information](#) section at the end of this Notice or by clicking the "unsubscribe" link contained in every marketing email we send you.

Merz sometimes receives contact and address information and medical licensing data about potential Merz customers from third party service providers. We process this data based on our

legitimate interest (Art. 6 para. 1 lit. f) GDPR) to verify that you are a licensed medical professional who may lawfully prescribe or dispense our products and to identify providers who may have an interest in our products.

To find information about how Merz lawfully transfers data outside the European Union/European Economic Area, see the [International Transfers of Personal Data](#) section later in this Notice.

Merz Sponsored Events

Merz may gather personal data necessary to help you plan travel to or from a Merz sponsored event and/or coordinate lodging. You may be asked to sign a consulting or other agreement with Merz further specifying the legitimate basis for your attendance at the event and for Merz's processing of your personal data. This consulting agreement governs your relationships with Merz with respect to the referenced event. The legal basis for our processing is our agreement with you (Art. 6 para. 1 lit. b) GDPR.

In some instances, Merz partners with travel agencies and governmental agencies to ensure your lawful and safe passage to our event. When Merz transfers your personal data to these partners it is for the limited purpose of securing your attendance at our event and is governed by agreements between Merz and our partners requiring that our partners comply with our instructions and all applicable data protection rules and regulations. The legal basis for this processing is performing our contract with you (Art. 6 para. 1 lit. b) GDPR).

While participating at a Merz-sponsored medical event you may be asked to sign video or photography consents (Art. 6 para. 1 lit. a) GDPR). The terms of the consent you execute governs how Merz will treat your personal data for the purposes described in the consent. As always, your consent is voluntary and you have the right to withdraw your consent without negative affect and without affecting the lawfulness of processing based on consent before its withdrawal. You can withdraw your consent by contacting Merz as described in the [Contact Information](#) section at the end of this Notice.

Virtual Conferences, Webinars, and Video Calls

Merz may offer virtual events or meetings for educational, marketing, customer support, or other purposes. In some cases, with your consent these video calls or webinars will be recorded. In such cases, Merz will notify you of the recording prior to or at the time of you joining the virtual event and, where legally required, will obtain your consent prior to recording (Art. 6 para. 1 lit. a) GDPR). If the content of those notices or consents conflict with the terms in this Notice, those other notices or consents will control. If you wish to attend an event but do not wish to have your

image or voice recorded, you may turn off your webcam and mute your line. The specific data protection and data privacy practices of Merz’s web-based service providers, such as Cisco WebEx, are set forth in our service providers’ privacy notices on their websites.

Find a Provider / Provider Locator Services

Some of our product-related websites allow potential patients to provide their postal code and other geographic location data to find a healthcare professional or pharmacy near them that provides Merz products (“Provider Locator”). If you are a healthcare professional and you expressly consent to participate in our Provider Locator, we will process and publish your information on our websites. Visitors to the site who search for medical providers near them who use Merz products will be able to see your name, practice name, street address, telephone number and the Merz product lines you offer. Patients and consumers also can request that your practice contacts them by clicking on “request more information” on your practice listing in the Provider Locator and completing a request form. The legal basis for this processing is performing a contract (if such is in place with you), Art. 6 para. 1 lit. b) GDPR, or (in all other cases) your consent, Art. 6 para. 1 lit. a) GDPR.

If you are a healthcare professional who no longer wishes to participate in the Find a Provider feature, please contact Merz as described in the [Contact Information](#) section at the end of this Notice.

Online Accounts and Access-Restricted Portions of Merz Websites

Certain areas of Merz’s websites are restricted to medical professionals and require registration. If you are a medical professional who is registering to use restricted areas of a website, we require you to provide information including your name, practice name, email address and physical address. Some sites may require additional information as described in the relevant website privacy notice. You are also required to create a unique username and password. Merz uses this information to create and manage user accounts and identify authorized users. Merz processes this data to perform a contract with you (Art. 6 para. 1 lit. b) GDPR). In some instances, where you indicate your consent, we will use your registration data to provide you with marketing materials (Art. 6 para. 1 lit. a) GDPR). We also share your registration data with other Merz affiliated companies inside and outside the EU and the EEA for sales and marketing purposes. The legal basis for sharing your personal data with our group companies is our legitimate interest in marketing and distribution (Art. 6 para. 1 lit. f) GDPR).

If you are a EU resident and your personal data is transferred outside the EU and EEA, Merz uses the measures described in the [International Transfers of Personal Data](#) section, below, to ensure a lawful transfer.

Restricted Websites for Healthcare Professionals

If you are in a geographical area where a portal specifically for healthcare professionals is available, and you sign up to use an online portal, training, marketing materials or other restricted services, Merz will collect your name, username, password, and contact details about your practice in order to provide you access to this restricted website. The processing of your personal data is based on the agreement we have with you (Art. 6 para. 1 lit. b) GDPR).

Merz restricted website portals use a single sign on technology to allow you to navigate between features on the portal without having to re-authenticate you each time you leave one area, e.g., digital marketing assets, to navigate to another area, e.g., self-service. These cookies are necessary for the site to function, which allows you to do business with Merz. You may deactivate your account by logging into your Account Settings and deactivating it there.

There are several modules that require you to affirmatively opt-in by checking a box indicating that you would like to participate in a service Merz is offering. The specific terms of each opt-in along with the Privacy Notice on each module provide the best and most concurrent information about our privacy practices within those features. The processing of your personal data in connection with these modules is based on the agreement we have with you (Art. 6 para. 1 lit. b) GDPR). With respect to websites that offer training to healthcare professional, Merz shares registration data as described in the website's Privacy Notice and shares it within the Merz group of affiliated companies for the legitimate business reason of understanding our customers' business needs and training background (Art. 6 para. 1 lit. f) GDPR).

To find information about how Merz lawfully transfers data outside the European Union/ European Economic Area, see the [International Transfers of Personal Data](#) section found later in this Notice. For additional information on cookies and other technical tools and plug-ins we use on our websites, please see the [Merz Commercial Website Visitors](#) section above.

Merz-Related Software Applications (“Merz Apps”)

To learn about the processing of personal data in connection with Merz Apps, please see the privacy notice in the respective Merz App.

Merz Newsletters

If you subscribe to a Merz paper or electronic newsletter, Merz will process your contact information in order to provide the newsletter to you, e.g., your email or postal address. This data is used for purposes of sending you promotional materials about Merz based on your

consent (Art. 6 para. 1 lit. a) GDPR) or, where allowed by applicable law, based on our legitimate marketing interests (Art. 6 para. 1 lit. f) GDPR). You have the right to unsubscribe from the Merz newsletter(s), via the link provided in the newsletter or by contacting us as explained in the section “Contact Information” below. Unsubscribing from a newsletter does not affect the legality of any processing of your contact information that took place prior to the date of unsubscribing. It also does not affect the legality of Merz processing your personal data in order to perform a contract.

If you register for the newsletter via a Merz website, Merz may record the IP address of the device used to access the website system, the date and time of your registration, and the date and time of the email verification. These are used to detect the possible misuse of your email address. This processing is based on our legitimate interest to prevent fraud (Art. 6 para. 1 lit. f) GDPR).

Our electronic newsletters sometimes contain “web beacons.” A web beacon is a miniature graphic image that is embedded in an email in HTML format. Based on the embedded web beacon, Merz can recognize whether and when the recipient opened the newsletter, and which links contained in the newsletter he/she clicked on. The legal basis for this collection of personal data is our legitimate interest in measuring the effectiveness and improving our newsletter campaigns (Art. 6 para. 1 lit. f) GDPR). Data collected through web beacons are subsequently stored and processed anonymously for statistical purposes. The corresponding statistics are used to optimize the newsletter dispatch process and to better align the content of future newsletters with interests of recipients.

We may share your data with an agency partner providing us with technical assistance when sending you our newsletter. If we do so, the partner will be obligated to process your data only as we instruct and consistent with applicable law. If this processor is outside the EU or EEA, then we comply with cross border transfer rules as described in the [International Transfers of Personal Data](#) section found later in this Notice.

Transparency and Reporting Laws

Merz may also process your personal data in order to comply with legal provisions on transparency and reporting obligations that apply within the pharmaceutical sector. If you or one of your patients submits a complaint or reports that one of our products has had an adverse effect, then we will process your personal data to the extent required to handle the complaint. This processing is based on our compliance with a legal obligation to monitor risks in connection with our products (Art. 6 para. 1 lit. c) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products or medical devices (Art. 9 para. 2 lit. i) GDPR). Where we are legally obliged to do so, we also forward pseudonymous personal data relating to a complaint to the competent supervisory authorities for pharmaceuticals and medical devices (Art. 6 para. 1 lit. c) GDPR / Art. 9 para. 2 lit. i) GDPR). If

necessary, Merz will also process your data in order to comply with statutory transparency requirements regarding the reporting of benefits provided by Merz to you (e.g., at conferences or similar events) and in accordance with export and anti money laundering laws (Art. 6 para. 1 lit. c) GDPR / Art. 9 para. 2 lit. i) GDPR).

Adverse Event Reporting

If a patient experiences any unwanted side effects or suspected adverse event when using our products (medicinal products or medical devices), we encourage you to contact our local pharmacovigilance department immediately. Reporting such situations is very important from a public health perspective and is in the vital interest of both Merz and the public at large. If you believe that a patient may have experienced adverse events while using our products, we ask you to report this following the instruction provided on our local website and, if applicable, as trained by our local Person Responsible for Pharmacovigilance. There may also be written procedures available outlining the process of safety reporting including minimum information to be reported, timelines, format and contact person. If you are located in Germany, please contact product.safety@merz.de. If you are located in another country, please see the local website of the Merz group.

Within the Merz group, all adverse event reports are centrally managed by Merz Therapeutics GmbH, Germany. Thus, Merz Therapeutics GmbH will process your personal data that is contained in adverse event reports on behalf of Merz.

If you contact our local pharmacovigilance department to report that any patient experienced a potential side effect after taking a Merz product or after the product was applied, various types of health-specific data relating to the patient will be collected and processed. These data may include the patient's treatment and side effects which occurred as well as all relevant medical information about the patient's age, gender, other concomitant medications the patient takes, and his or her medical history. This data processing is based on our compliance with a legal obligation to monitor risks in connection with our products (Art. 6 para. 1 lit. c) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products or medical devices (Art. 9 para. 2 lit. i) GDPR). Patient data and reporter details may be forwarded to other Merz companies as described below in accordance with the applicable laws for the exclusive purpose of investigating your report and understanding how our drug or device may have caused it. We share this data with other Merz companies on the basis of our legitimate interest in ensuring and monitoring the standards of our products (Art. 6 para. 1 lit. f) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products or medical devices (Art. 9 para. 2 lit. i) GDPR).

Safety data will be collected by Merz affiliates or Merz distribution partners according to locally applicable data protection regulations and will be transferred in a pseudonymized form to Merz

Therapeutics GmbH which, within the Merz companies, is responsible for maintaining the global pharmacovigilance system and therefore for managing and processing reports of suspected adverse drug reactions.

Merz is in some cases also legally required to share reports about adverse events with public authorities. Merz Therapeutics GmbH submits all reports of adverse reactions about medicinal products received globally which suit for expedited reporting to relevant Health Authorities including to European Medicines Agency, US FDA, the MHRA in UK and via Merz affiliates and distribution partners operating outside the EU/EEA to further relevant health authorities in order to adhere to globally applicable pharmacovigilance standards, regulations and laws. Merz Therapeutics GmbH, operating as the pharmacovigilance headquarter within the Merz group, provides regulatory authorities only the minimum necessary personal data to comply with public safety and drug regulation laws.

This processing is based on our compliance with a legal obligation to monitor risks in connection with our products (Art. 6 para. 1 lit. c) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products (Art. 9 para. 2 lit. i) GDPR).

For public health reasons, reports of adverse events are kept until the legally required retention period has expired and are then deleted.

Technical (Non-Injury) Problem Reporting

If any technical complaint or potential quality issue occurs with our products, we encourage you to contact our local complaint department immediately. If you are located in Germany, please contact complaints@merz.de. If you are located in another country, please see the local website of the Merz group.

Merz is in charge of handling technical complaints in the Merz group.

Reporting such situations is in the vital interest of both Merz and customers to help us improve the quality of our products. Accordingly, we process personal data you have made available to us or a distribution partner of us (e.g., your contact details and your correspondence with us) solely for the purpose of examining the quality issues you have reported and/or to clarify the details with you. Complaint data will be collected by Merz affiliates or Merz distribution partners according to locally applicable data protection regulations and will be transferred to Merz which, within the Merz companies, is responsible for maintaining the global complaint management system and therefore for managing, investigating and processing reports suspected technical complaints and potential quality issues. Merz submits all reports of technical complaints received globally which suit for expedited reporting to relevant Health Authorities including to European Medicines Agency, US FDA, the MHRA in UK and via Merz affiliates and distribution partners operating outside the EU/EEA to further relevant health authorities in order to adhere to globally applicable pharmacovigilance standards, regulations and laws. Merz provides regulatory

authorities only the minimum necessary personal data to comply with public safety and drug regulation laws.

The legal basis for the processing described in this section is our compliance with our legal obligation to monitor the safety and quality of our products (Art. 6 para. 1 lit. c) GDPR).

Patients, Consumers, and Users of Merz Products

Merz-Sponsored Contests or Campaigns

From time to time, Merz holds competitions, lotteries, and other such promotional events and campaigns. Unless otherwise specified in data protection regulations pertaining to the respective competition, promotion, event, or campaign, any personal data that you provide us as part of your participation will be used to administer the competition, promotion, event, or campaign (e.g., determining the winner, notifying the winner, sending the prize). The legal basis for this processing is performing a contract (Art. 6 para. 1 lit. b) GDPR).

In some cases, with your consent (Art. 6 para. 1 lit. a) GDPR), we will use personal data you provided as a part of your participation in the contest to contact you with other Merz contests or promotions and information about Merz products. If you have consented to share information with Merz you may at any time revoke your consent; such revocation will not put you at any disadvantage whatsoever. To revoke consent, you may simply send a corresponding notification to the body specified on the declaration of consent, or to dataprotection@merz.com.

Once the competition or promotion is over, your data will be deleted, unless you have consented to allow Merz to process your data for promotional purposes beyond the time period of the contest. Where the prizes are objects, the data of any winners will be kept for as long as the respective statutory warranty claims apply so that we may arrange rectification or exchange should the prize be defective.

For further details, please refer to the data privacy notices provided as a part of the specific contest or campaign in which you are participating. If this Notice and the privacy notice of a specific contest or campaign conflict, then the latter shall prevail.

Side Effect or Injury Reporting

If you experience any unwanted side effects when using our products, we encourage you to contact us immediately. Reporting such situations is very important from a public health perspective, is required by law, and is in the interest of both Merz and the public at large. If you believe that you may have experienced adverse effects while using our products, we ask you to report this to us as directed above.

Within the Merz group, all adverse event reports are centrally managed by Merz Therapeutics GmbH, Germany. Thus, Merz Therapeutics GmbH will process your personal data that is contained in adverse event reports on behalf of Merz.

If you contact us to report that you suffered a potential side effect, we will collect and process various types of health-specific data relating to you. This data may include the treatment you received and side effects themselves as well as all relevant medical information about your age, gender, other medications you take and medical history. Such data is used for the exclusive purpose of investigating your report and understanding how our drug or device may have caused it. This processing is based on our compliance with a legal obligation to monitor risks in connection with our products (Art. 6 para. 1 lit. c) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products or medical devices (Art. 9 para. 2 lit. i) GDPR).

Personal data from your report may be forwarded to other Merz companies as described below in accordance with the applicable laws for the exclusive purpose of investigating your report and understanding how our drug or device may have caused it. We share this data with other Merz companies on the basis of our legitimate interest in ensuring and monitoring the standards of our products (Art. 6 para. 1 lit. f) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products or medical devices (Art. 9 para. 2 lit. i) GDPR).

Safety data concerning medicinal products or medical devices will be collected by Merz affiliates or Merz distribution partners according to local applicable data protection regulations and will be transferred in a pseudonymized form to Merz Therapeutics GmbH which, within the Merz companies, is responsible for maintaining the global pharmacovigilance system and therefore for managing and processing reports of suspected adverse drug reactions.

Merz is in some cases also legally required to share reports about adverse events with public authorities. Merz Therapeutics GmbH submits all reports of adverse reactions regarding medicinal products received globally which suit for expedited reporting to relevant health authorities including to European Medicines Agency, US FDA, the MHRA in UK and via Merz affiliates and distribution partners operating outside the EU/EEA to further relevant health authorities in order to adhere to globally applicable pharmacovigilance standards, regulations and laws. Merz Therapeutics GmbH, operating as the pharmacovigilance headquarter within the Merz group, provides regulatory authorities only the minimum necessary personal data to comply with public safety and drug regulation laws.

This processing is based on our compliance with a legal obligation to monitor risks in connection with our products (Art. 6 para. 1 lit. c) GDPR) and, as far as health data is concerned, for ensuring high standards of quality and safety of health care and of medicinal products (Art. 9 para. 2 lit. i) GDPR).

For public health reasons, reports of adverse events are kept until the legally required retention period has expired and are then deleted.

Technical (Non-Injury) Problem Reporting

If any technical complaint or potential quality issue occurs with our products, we encourage you to contact our local complaint department immediately. If you are located in Germany, please contact complaints@merz.de. If you are located in another country, please see the local website of the Merz group.

Merz is in charge of handling technical complaints in the Merz group.

Reporting such situations is in the vital interest of both Merz and customers to help us improve the quality of our products. Accordingly, we process personal data you have made available to us or a distribution partner of us (e.g., your contact details and your correspondence with us) solely for the purpose of examining the quality issues you have reported and/or to clarify the details with you. Complaint data will be collected by Merz affiliates or Merz distribution partners according to locally applicable data protection regulations and will be transferred to Merz which, within the Merz companies, is responsible for maintaining the global complaint management system and therefore for managing, investigating and processing reports suspected technical complaints and potential quality issues. Merz submits all reports of technical complaints received globally which suit for expedited reporting to relevant Health Authorities including to European Medicines Agency, US FDA, the MHRA in UK and via Merz affiliates and distribution partners operating outside the EU/EEA to further relevant health authorities in order to adhere to globally applicable pharmacovigilance standards, regulations and laws. Merz provides regulatory authorities only the minimum necessary personal data to comply with public safety and drug regulation laws.

The legal basis for the processing described in this section is our compliance with our legal obligation to monitor the safety and quality of our products (Art. 6 para. 1 lit. c) GDPR).

Job Applicants

To learn how we process personal data of applicants, please see [here](#).

Suppliers, Vendors, or Business Partners

If you have any other type of business relationship with Merz, for example if you are employed by one of our suppliers or distributors, then Merz will process identifying personal data about you, for example, first and last name, title, if applicable, job title, industry and company affiliation and contact information. Merz processes this information in order to establish or maintain business relations with your company. If you have an agreement with Merz, the legal basis for this processing is the performance of this agreement (Art. 6 para. 1 lit. b) GDPR). If the company you work for has a contractual relationship with Merz, the legal basis for this processing is Merz's legitimate interest in performing the agreement with this company (Art. 6 para. 1 lit. f) GDPR).

We generally collect this data directly from you if and to the extent that you convey it to us (e.g., in email signatures, letterheads of business correspondence or business cards). Merz may occasionally also receive personal data concerning you from your employer or from third parties, for example through recommendations from customers, suppliers, or other business contacts. If we receive your personal data via a recommendation, the legal basis for storing your personal data is our legitimate interest in expanding our business network (Art. 6 para. 1 lit. f) GDPR).

Your data is also passed on to other Merz companies within the scope of our vendor and supply chain management systems. This is done for the legitimate purposes of easily locating you or the company to which you belong, and of determining the status that you or the company to which you belong has within our systems (Art. 6 para. 1 lit. f) GDPR).

If your data is transferred outside the EU/EEA, then Merz will ensure the lawfulness of the transfer via the mechanisms described in the [International Transfers of Personal Data](#) section found later in this Notice.

Data Retention

Unless otherwise stated in this Notice, we erase your personal data when it is no longer needed for the purposes for which it was collected and if the retention periods prescribed by law have expired. Contractually relevant data are usually retained for up to ten years after the termination of the respective contract with Merz.

If you withdraw your consent on which a processing of your personal data was based, Merz will delete your personal data without undue delay to the extent that the collection and processing of your personal data was based on the consent. If you exercise a right to object to the processing of your personal data, Merz will delete your personal data that it processed for the purpose to which you objected without undue delay, unless another legal basis for processing and retaining the data exists or unless applicable law requires us to retain the data.

Transfers of Personal Data to Third Parties

Merz might disclose your personal data to other companies of the Merz group for internal administrative purposes. The legal basis for this processing is our legitimate interest in efficient group-internal processes and using a joint IT infrastructure within the group (Art. 6 para. 1 lit. f) GDPR). You can find a list of the Merz group companies [here](#).

Merz relies on the support of specialized technical service providers for the technical processing of personal data. In individual cases, Merz works with companies and other entities that have special expertise in specific areas or subject knowledge (such as tax auditors, lawyers, and consulting firms, for example). These service providers are carefully selected and are legally and contractually committed to ensuring a high level of data protection.

Merz will only pass on personal data to third parties for purposes other than those specified in this Notice if there is a legal obligation to do so (Art. 6 para. 1 lit. c) GDPR), if you have provided your express consent to such disclosure (Art. 6 para. 1 lit. a) GDPR), or if we have a legitimate interest in working with qualified professionals for specific purposes (Art. 6 para. 1 lit. f) GDPR).

Merz does not sell personal information as defined in the California Consumer Privacy Act.

International Transfers of Personal Data Outside the EU/EEA Within Merz

At times, personal data may be transferred from within the European Union (“EU”) or European Economic Area (“EEA”) to other Merz companies or service providers located in countries that are outside the EU or EEA and for which the European Commission has not decided that they offer an “adequate level of data protection.” For such transfers, Merz enters into the European Commission’s standard contractual clauses (“SCCs”) with the recipient and ensures compliance with the special requirements on transfers of personal data to such countries. The SCC have also been concluded with the Merz group companies outside the EEA. Where necessary, Merz will take appropriate supplementary measures to ensure an essentially equivalent level of data protection to that guaranteed in the EU, in accordance with European Data Protection Board (“EDPB”) recommendations.

The SCCs can be accessed [here](#).

Merz also complies with the cross-border data transfer and export control laws of non-European countries within which it operates.

Your Data Protection Rights

GDPR or other applicable data protection law may give you the following rights:

If you would like detailed information about the personal data Merz stores about you, including a copy of this data, or if you want to request to receive the personal data that you have provided to Merz in a structured, commonly used, and machine-readable format, or you want to request that we submit such information to a third party, you can contact Merz as described below.

If you discover that personal information that has been stored about you is incorrect or incomplete, you may request that such data be immediately corrected or completed at any time. If the requirements stipulated in Articles 17 and 18 of the GDPR are met, you may also request the erasure of your personal data or that processing of it be restricted.

If you have given your consent to the processing of your personal data, you have the right to withdraw your consent at any time, without affecting the lawfulness of the processing based on the consent before its withdrawal.

If Merz processes your personal data based on our legitimate interests per Article 6 para. 1 lit. f) GDPR, you can object on grounds relating to your particular situation, at any time to such processing. If you object, we will stop processing your personal data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights, and freedoms, or for the establishment, exercise, or defence of legal claims. If you are

objecting to direct marketing by us, your personal data will no longer be processed for direct marketing purposes.

You also have the right to lodge a complaint with the competent supervisory authority for data protection issues in the area where you live.

If you want to exercise your rights, you can contact us as provided in the [Contact Information](#) section at the end of this Notice, or by contacting our privacy office at or dataprotection@merz.com.

Contact Information

If you have any questions about how Merz processes personal data or want to exercise your rights as a data subject, you can contact Merz at any time via:

Merz Pharma GmbH & Co. KGaA
Eckenheimer Landstraße 100
60318 Frankfurt am Main
Germany

You may also contact Merz's data protection officer at dataprotection@merz.com or by mail to:

Merz Pharma GmbH & Co. KGaA
Attn.: Data Protection Officer
Eckenheimer Landstraße 100
60318 Frankfurt am Main
Germany