

## TERUMO NEURO UK

### DATA PRIVACY POLICY

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#### A. ABOUT THIS POLICY

We are committed to providing you with professional and valuable products and services whilst safeguarding your privacy.

This Data Privacy Policy (also “**Policy**”) covers both our online and offline data collection activities and outlines when, why and how we collect, use and otherwise handle (collectively “**process**”) personal information about our customers, potential customers, business partners (including healthcare professionals), patients, distributors, association representative, suppliers and users of our websites (“**Data Subjects**”). “**Personal Data**” is any information relating to you, which can be used to personally identify you, either directly or indirectly.

It also tells you how you can access and update your information and make choices about how your information is used. More information on how to contact us to exercise your data subject rights is in Section J below.

We may process your Personal Data, as described in this Data Privacy Policy.

If we decide to change the way we handle your information, we will post those changes in this Policy. For some changes, we will notify you more prominently and/or give you prior choice, depending on the legal requirements we will have to comply with. We reserve the right to make changes to our practices and this Policy at any time, provided that we follow the procedures above.

#### B. WHO IS ACCOUNTABLE FOR YOUR DATA?

MicroVention UK Ltd., carrying on its activities under the business name “Terumo Neuro UK” (“**TERUMO NEURO UK**”), with its head office at: Cobalt 13A, Cobalt Park 9, Silverfox Way, Newcastle upon Tyne, NE27 0QJ, registered in the companies register under the number 4492546– are the data controller of your Personal Data.

We can be contacted at [dataprotection@microvention.com](mailto:dataprotection@microvention.com).

In this Policy, references to “we”, “us” or “our” means Terumo Neuro UK and/or our Affiliates. References to “you” and “your” are to the Data Subjects.

### C. WHAT DATA DO WE PROCESS AND WHY?

The types of information that we may collect from you, depending on how you interact with us (e.g. how you use our websites), and the purposes of processing, include:

Data Subject category	Type of information	Purposes of processing	Legal basis of processing
Customers	<ul style="list-style-type: none"> <li>your name</li> <li>your address (business and personal)</li> <li>your e-mail address</li> <li>your telephone numbers (business and personal)</li> <li>shared directory of healthcare professionals</li> </ul>	<ul style="list-style-type: none"> <li>management of tenders</li> <li>order management</li> <li>provide commercial offers</li> <li>reply to your requests</li> <li>customer relationship</li> <li>management of clinical trials</li> <li>product and services improvement</li> </ul>	<ul style="list-style-type: none"> <li>performance of an agreement with you we have in place</li> <li>our legitimate interest</li> <li>your consent</li> </ul>
Potential customers	<ul style="list-style-type: none"> <li>your name</li> <li>your address (business and personal)</li> <li>your e-mail address</li> <li>your telephone numbers (business and personal)</li> </ul>	<ul style="list-style-type: none"> <li>sending you marketing communications (including our email newsletter) relating to our products or services</li> <li>management of disputes</li> </ul>	<ul style="list-style-type: none"> <li>take steps prior to entering into a contract with you</li> <li>our legitimate interest</li> <li>your consent</li> </ul>
Healthcare professionals (including physician, dispenser, manipulator etc.)	<ul style="list-style-type: none"> <li>your name</li> <li>your address (business and personal)</li> <li>your e-mail address</li> <li>your telephone numbers (business and personal)</li> <li>your job title, role, working life,</li> </ul>	<ul style="list-style-type: none"> <li>sending you expert opinion</li> <li>performance of clinical studies</li> <li>performance of an agreement with you we have in place</li> <li>proctoring</li> <li>donation management (grant, instructions)</li> </ul>	<ul style="list-style-type: none"> <li>to comply with our legal and regulatory obligations (clinical studies , transparency obligation)</li> <li>performance of an agreement with you we have in</li> </ul>

	<p>participation to clinical studies, registration number to professional association role</p> <ul style="list-style-type: none"> <li>• compensation and benefits</li> <li>• bank details</li> <li>• travel data for visa (family status, personal life, insurance certificate etc.)</li> <li>• professional publications</li> </ul>	<ul style="list-style-type: none"> <li>• organization of travels and registration to congress</li> <li>• materiovigilance</li> <li>• send you marketing communications (including our email newsletter) about our products or services</li> <li>• comply with product-related regulatory requirements</li> </ul>	<p>place (consulting agreement)</p> <ul style="list-style-type: none"> <li>• your consent (if requested and provided)</li> <li>• take steps prior to entering into a contract with you</li> <li>• your consent</li> </ul>
Patient	<ul style="list-style-type: none"> <li>• operating details</li> <li>• patient identification in case of clinical studies, materiovigilance or improvement of products and services quality</li> <li>• identification data (age, gender)</li> <li>• health data (medical history, clinical study participation, radiographic image)</li> </ul>	<ul style="list-style-type: none"> <li>• materiovigilance</li> <li>• improvement of TNE's products and services (quality)</li> <li>• sending to healthcare professionals our experience and know-how</li> <li>• handing disputes (in particular management of product litigation)</li> <li>• regulatory formalities related to products</li> </ul>	<ul style="list-style-type: none"> <li>• regulatory obligation of materiovigilance</li> <li>• our legitimate interest in order to provide our expert opinion</li> </ul>
Distributors and sales representatives	<ul style="list-style-type: none"> <li>• standard identification data</li> </ul>	<ul style="list-style-type: none"> <li>• communication and logistic organization with healthcare professionals outside France</li> <li>• verification of the compliance of distributors and sellers</li> <li>• sending you marketing communications (including our email newsletter) relating to our products or services</li> </ul>	<ul style="list-style-type: none"> <li>• performance of an agreement with you we have in place</li> <li>• take steps prior to entering into a contract with you</li> <li>• your consent</li> </ul>

		<ul style="list-style-type: none"> <li>management of disputes</li> </ul>	
Associations representatives	<ul style="list-style-type: none"> <li>standard identification data</li> </ul>	<ul style="list-style-type: none"> <li>donation management</li> <li>providing you with an expert opinion</li> <li>management of clinical trials</li> <li>execution of an agreement with you</li> <li>management of disputes</li> </ul>	<ul style="list-style-type: none"> <li>take steps prior to entering into a contract with you</li> <li>to comply with our legal and regulatory obligations (clinical studies, transparency obligation)</li> </ul>
Suppliers and service providers	<ul style="list-style-type: none"> <li>standard identification data</li> <li>your image via CCTV</li> </ul>	<ul style="list-style-type: none"> <li>general services, relationship with suppliers and management of disputes</li> <li>verification of the compliance of suppliers</li> <li>send you marketing communications (including our email newsletter) about our products or services</li> <li>management of disputes</li> <li>management of the disputes</li> <li>ensuring the safety of the staff and property (servers) via video surveillance in the premises</li> </ul>	<ul style="list-style-type: none"> <li>our legitimate interest</li> <li>take steps prior to entering into a contract with you</li> <li>performance of an agreement with you we have in place</li> <li>your consent</li> </ul>

**Legitimate Interests** - Where we use your Personal data for our Legitimate Interests, this can include business purposes such as:

- record keeping, statistical analysis, internal reporting and research purposes, completion of product-related regulatory formalities with the authorities;
- to investigate any complaints you make;
- to provide evidence in any disputes or anticipated disputes between you and us;
- for the detection and prevention of fraud, other criminal offences and for risk management purposes;
- for business and disaster recovery (e.g. to create back-ups);

- to ensure network and information security;
- to host, maintain and otherwise support the operation of our websites, including to customise various aspects of our websites to improve your experience;
- for document and data retention/storage;
- to protect the rights, property, and/or safety of Terumo Neuro UK, any of the Affiliates, its personnel and others; and
- to ensure the quality of the services we provide to our clients and other Data Subjects.

We believe the risk to your data protection rights in connection with Personal Data that we process on the basis of our legitimate interests is not excessive or overly intrusive. We have also put in place protections for your rights by ensuring proper retention periods and security controls.

In addition, we may use your Personal Data for additional specific purposes made clear at the point of collection of your Personal Data.

If you choose not to provide the Personal Data requested by us, we may not be able to provide you with the products and/or services you have requested or otherwise fulfil the purpose(s) for which we have asked for the Personal Data.

#### **D. HOW AND WHEN DO WE SHARE DATA WITH THIRD PARTIES?**

Some products and/or services that we provide require the involvement of third parties. We do not sell, rent, distribute or otherwise make Personal Data commercially available to any third party, except that we may share information within our group of companies, with our service providers and other third parties for the purposes set out in this Policy:

##### **a) Data sharing within Terumo Neuro and Terumo group**

Terumo Neuro UK may transfer your Personal Data to other Terumo Neuro entities and Terumo Group companies for the purposes stated in this Policy or as part of our contractual relationship, such as to conduct market research projects, clinical trials or non-interventional studies.

##### **b) Data sharing with service providers**

We also share your Personal Data with our third party service providers, whom we engage to provide various services, in relation to:

- deliveries of our products;
- marketing and advertising services (e.g. marketing agencies, interactive agencies, e-mailing solution providers);
- travel and congress organizer, hotels, carriers, embassies (visas);
- our websites (e.g., hosting and maintaining our websites);
- IT services and solutions (e.g., providing data storage, assisting us with database management).

We have carefully selected these service providers and taken steps to ensure that your Personal Data is adequately protected. All of our service providers are bound by written contract to process Personal Data provided to them only for the purposes of providing the specific service to us and to maintain appropriate security measures to protect your Personal Data.

**c) Data Sharing – sharing health data for materiovigilance, expert advice and transparency obligations.**

We may share health data for the purpose of studying and following incidents with medical devices. This may involve sharing your Personal Data, including health data, with:

- the national health agency for health and medicine, the recipient of materiovigilance data;
- the competent health authority;
- healthcare professionals in order to provide our expert opinion;
- clinical research organization (CRO) and other processors in accordance regulation;
- institutional affiliation of healthcare professionals in order to obtain authorisation or provide them with information.

**d) Data sharing with other recipients**

We may also share your Personal Data with:

- our accountants, auditors, lawyers or similar advisers when we ask them to provide us with professional advice;
- any other third party if we are under a duty to disclose or share your Personal Data in order to comply with any legal obligation, or to protect the rights, property and/or safety of Terumo Neuro UK, any of the Affiliates, its personnel and others;
- any other third party for the purposes of acting in accordance with the requirements of a court, regulator or government agency, for example, complying with a court order or acting in accordance with an applicable law or regulation; or
- investors and other relevant third parties in the event of an potential sale or other corporate transaction related to Terumo Neuro UK and/or any of the Affiliates.

**E. INTERNATIONAL TRANSFERS OF PERSONAL DATA**

The transfer of your Personal Data to and between the Affiliates, service providers or other recipients may involve your Personal Data being sent outside of the European Economic Area (“EEA”), the United Kingdom and Switzerland to locations that may not provide the same level of protection as those within the EEA countries, including to third countries that are not covered by an adequacy decision of the European Commission, including to such countries as the United States.

However, we may only transfer your Personal Data outside of the EEA, the United Kingdom and Switzerland:

- where the transfer is to a place or by a method or in circumstances that is regarded by the European Commission or the applicable UK and/or Swiss regulations where applicable as providing adequate protection for your Personal Data;
- where we have put in place standard data protection clauses adopted by the European Commission or a relevant data protection authority, including additional safeguards and as the case maybe supplemental clauses containing additional safeguards; or

- where none of the above apply but we are still legally permitted to do so, for example if the transfer is necessary for the performance of a contract concluded with you or in your interest, or for the establishment, exercise or defence of legal claims.

You can request further details about the safeguards that we have in place in respect of transfers of Personal Data outside of the EEA, the United Kingdom and Switzerland and where applicable a copy of the standard data protection clauses that we have in place by contacting us at: [dataprotection@microvention.com](mailto:dataprotection@microvention.com).

## **F. HOW LONG DO WE STORE PERSONAL DATA?**

It is our policy to retain your Personal Data for the length of time required for the specific purpose or purposes for which it was collected (e.g., for the fulfilment of an agreement with you). However, we may be obliged to store some Personal Data for a longer time, taking into account factors including:

- legal obligation(s) under applicable law to retain data for a certain period of time (e.g. compliance with tax and accountancy requirements);
- the establishment, exercise or defence of legal claims (e.g. for the purposes of a potential dispute).

Whilst we continue to process your Personal Data, we will ensure that it is treated in accordance with this Policy. Otherwise, we securely erase or anonymise your Personal Data once it is no longer needed.

If you would like to find out how long we keep your Personal Data for a particular purpose, you can contact us at: [dataprotection@microvention.com](mailto:dataprotection@microvention.com).

## **G. HOW DO WE PROTECT YOUR DATA?**

We acknowledge that your Personal Data may be confidential. We will maintain the confidentiality of and protect your Personal Data in accordance with our Policy and all applicable laws, including the General Data Protection Regulation 2016/679 (“GDPR”).

We have implemented technological and operational security measures in order to protect your Personal Data from loss, misuse, or unauthorised alteration or destruction. Such measures include the use of firewalls, encryption, proper access rights management processes, careful selection of processors and other technically and commercially reasonable measures to provide appropriate protection for your Personal Data. Where appropriate, we may also make backup copies and use other such means to prevent accidental damage to or destruction of your Personal Data. These measures ensure an appropriate level of security in relation to the risks inherent in the processing and the nature of the Personal Data to be protected.

Please note however that where you are transmitting information to us over the internet this can never be guaranteed to be 100% secure.

We will notify you promptly in the event of any breach of your Personal Data that might expose you to serious risk.

## H. AFFILIATED ENTITIES

We are in charge of the relationship with you and all the customers and data subjects on our territory of activities.

We may share (or receive) information about you, including personal information, with our parent entity Terumo Neuro of which headquarter is located 35 Enterprise, Aliso Viejo, CA 92656.

We may share your personal information with the companies of our group which are:

- Terumo Neuro Europe (MicroVention Europe SARL)
- Terumo Neuro Germany (MicroVention Deutschland GmbH)
- Terumo Neuro Italy (MicroVention Italia S.r.l.)
- Terumo Neuro Switzerland (MicroVention Switzerland GmbH)
- Terumo's group companies

When such sharing of information involves transfers outside the EEA, the United Kingdom and Switzerland, these transfers are based on applicable standard contractual clauses as stated in section E.

## I. YOUR RIGHTS

The following section explains your rights that you may exercise. The various rights are not absolute and each is subject to certain exceptions or qualifications in accordance with the GDPR and other generally applicable provisions of data privacy law.

- **The right to be informed** – you have the right to be provided with clear, transparent and easily understandable information about how we use your Personal Data. This is why we are providing you with the information in this Policy and in any legal notices or terms and conditions provided to you.
- **The right of access** – you have the right to obtain from us confirmation as to whether or not your Personal Data is being processed by us, and about certain other information (similar to that provided in this Policy) about how it is used. You also have the right to access your Personal Data, by requesting a copy of the Personal Data concerning you. This is so you are aware and can check that we are using your information in accordance with data protection law. We can refuse to provide information where to do so may reveal personal data about another person or would otherwise negatively impact another person's rights.
- **The right to rectification** – you can ask us to take measures to correct your Personal Data if it is inaccurate or incomplete (e.g., if we have the wrong name or address for you).
- **The right to erasure** – this is also known as the 'right to be forgotten' and, in simple terms, enables you to request the deletion or removal of your Personal Data where, for example, there is no compelling reason for us to keep using it or its use is unlawful. This is however not a general right to erasure and there are some exceptions, e.g. where we need to use the information in defence of a legal claim or to be able to comply with a legal obligation.
- **The right to restrict processing** – you have the right to 'block' or suppress the further use of your Personal Data when we are assessing a request for rectification or as an alternative to erasure. When processing is restricted, we can still store your Personal Data, but may not use it further.
- **The right to data portability** – you have the right to obtain and reuse certain Personal Data for your own purposes across different organisations (being separate data controllers). This only



applies to your Personal Data that you have provided to us that we are processing with your consent and for the purposes of contract fulfilment, which is being processed by automated means. In such a case we will provide you with a copy of your data in a structured, commonly used and machine-readable format or (where technically feasible) we may transmit your data directly to a separate data controller.

- **The right to object** – you have the right to object to certain types of processing, on grounds relating to your particular situation, at any time insofar as that processing takes place for the purposes of legitimate interests pursued by Terumo Neuro Europe, any of the Affiliates, or by a data recipient. We will be allowed to continue to process the Personal Data if we can demonstrate compelling legitimate grounds for the processing that override your interests, rights and freedoms or we need this for the establishment, exercise or defence of legal claims. If you object to the processing of your Personal Data for direct marketing purposes, we will no longer process your Personal Data for such purposes.
- **The right to withdraw consent** – where we process your Personal Data on the basis of your consent, you have the right to withdraw your consent at any time. However, such withdrawal does not affect the lawfulness of the processing that occurred prior to such withdrawal.
- **The right to lodge a complaint** – if you believe that we do not comply with applicable data protection laws, you have the right to lodge a complaint before any competent data protection authority.

## J. HOW TO CONTACT US

If you wish to request further information or exercise any of the above rights, or if you are unhappy with how we have handled your Personal Data, contact our Data Protection Officer at: [dataprotection@microvention.com](mailto:dataprotection@microvention.com) or send us a letter at:

Terumo Neuro Europe : 1 avenue Edouard Belin, 92500 Rueil-Malmaison, France.

Before assessing your request, we may request additional information in order to identify you. If you do not provide the requested information and, as a result, we are not in a position to identify you, we may refuse to action your request.

We will generally respond to your request within one month of receiving your request. We can extend this period by an additional two months if this is necessary taking into account the complexity and number of requests that you have submitted.

We will not charge you for such communications or actions we take, unless:

you request additional copies of your Personal Data undergoing processing, in which case we may charge for our reasonable administrative costs, or

you submit manifestly unfounded or excessive requests, in particular because of their repetitive character, in which case we may either charge for our reasonable administrative costs or refuse to act on the request.

If you are not satisfied with our response to your complaint or believe our processing of your Personal Data does not comply with data protection law, you can file a complaint to a relevant data protection authority of your choice. For us, the French *Commission Nationale de l'Informatique et des Libertés* (CNIL) is the competent data protection authority.