

1. Privacy at MicroPort

MicroPort CRM SAS or Sorin CRM SAS (indistinctively “**MicroPort**”) respects your privacy rights and we are committed to the responsible use of Personal Data concerning all stakeholders. To this effect, we are dedicated to complying with applicable local Data Protection laws, and our employees and vendors abide by internal privacy rules and policies.

2. About this Policy

This Privacy Policy describes how MicroPort and its affiliates process and protect Personally Identifiable Information that is collected from users using mobile applications owned and licensed by MicroPort (“**Personal Data**”). These mobile applications are intended to be used by MicroPort customers, be they health professionals or their patients for purposes described in their respective terms of use. To the extent MicroPort collects information outside of these mobile applications, MicroPort will provide a separate data protection notice where required by applicable laws.

Please read the relevant terms of use for your Mobile Application to understand the general rules about your use of the Mobile Application. Except as written in any other disclaimers, policies, terms of use, or other notices in the Mobile Application, this Privacy Policy and the relevant terms of use are the complete agreement between you and MicroPort with respect to your use of the Application.

3. Data Protection Applicable Laws

MicroPort is established in multiple jurisdictions and the mobile applications can be downloaded and used by many user based in various countries. This Policy is intended to provide notice to Data Subjects regarding Personal Data in an effort to be compliant with the strictest of all Data Protection laws of the jurisdictions in which MicroPort operates. As the data controller, MicroPort is responsible for the processing of Personal Data for the purposes and with the means described in this Privacy Policy.

In the European Union (EU) and European Economic Area (EEA), the applicable law is the Regulation (EU) 2016/679 of the European Parliament and of the Council, generally known as “General Data Protection Regulation” (GDPR) and its respective country implementations.

4. Mobile Applications

The Mobile Applications (Applications) are owned by Microport CRM SAS or by Sorin CRM SAS, both based at Clamart, France and are licensed to its users for purposes described in their respective terms of use.

The Applications are part of their respective device programming and interrogation system (“**System**”), and are downloaded on a mobile device which then makes it part of the System.

The System is offered by MicroPort but is operated by a health professional. Patients can use the applications for purposes described in their respective terms of use and should always refer to their physician or health facility in case questions about their use arise.

The licensed Applications are not in any way substitutes for professional medical examinations or assessments of a patient’s condition by a healthcare professional or institution.

The System collects and processes personal data of patients through the Applications. Please see below for a definition of personal data.

5. Lawfulness of processing?

If you are a health professional using a MicroPort licensed mobile application, yourself or your institution are a MicroPort customer and the lawfulness of the processing is based on the contract between MicroPort and its respective customers.

If you are a patient using a MicroPort licensed mobile application, you have provided consent to the processing of your personal data by the System provided by your physician or healthcare facility, or have provided consent by explicitly accepting the terms of use of the mobile application.

6. What is personal data?

Personal data is data processed through the respective mobile applications that can specifically identify a patient, and if relevant the physician and/or healthcare facility in charge.

Examples of personal data can include, and not exclusively:

- ✓ First name
- ✓ Last name
- ✓ Health facility name
- ✓ Medical device name
- ✓ Medical device serial number
- ✓ Medical device date of start of use
- ✓ Medical device parameters
- ✓ Medical device measurements

7. Collection of the personal data

The Applications will serve to interrogate a patient's device and to collect personal data from such device and deliver the data through its interface or if applicable through an electronic file. Conditions of transfer, possible storage are described in the respective user guides or terms of use.

8. Use of personal data

Personal data collected is processed for the purposes described in the respective Mobile Applications terms of use. Processing will typically be to provide information to support collaboration between a patient and his/her physician and/or healthcare facility.

9. Security of Personal Data

In order to protect your privacy, MicroPort implements cybersecurity measures to safeguard the security of your Personal Data when collecting, transferring, storing and processing the Personal Data you share with us. These necessary measures are of technical and organizational nature and aim at preventing against alteration, loss and non-authorized access to your data.

10. Sharing of Personal Data

MicroPort will not share your personal information collected from licensed Mobile Applications with an unrelated third-party without your permission. However, in the normal operation of its licensed Mobile Applications, it may happen that we instruct subcontractors to process Personal Data on our behalf. MicroPort and these subcontractors implement appropriate contractual and other measures to protect your Personal Data. In particular, the subcontractors can only process your Personal Data under our written instructions, and they must implement technical and organizational security measures to protect your data.

11. Cross-Border Transfer

Your personal information may be stored and processed in any country where we have facilities or subcontractors, and by using our service or by providing Personal Data, your information may be transferred to countries outside of your country of residence. In the event of such a cross-border transfer, appropriate contractual and other measures are in place to protect your Personal Data and to make that transfer lawful in accordance with Data Protection laws.

12. Retention Period

We will retain your personal information for as long as needed or permitted in light of the purpose(s) for which it was obtained and according with applicable local Data Protection laws and good practices. For example, we may store and process Personal Data for the length of time we have a relationship with you and as long as we provide products and services to you. MicroPort could be required to store some Personal Data as an archive for the length of time we have to comply with a legal or regulatory obligation to which we are subject. After the data retention period has been reached, MicroPort shall erase and no longer store your Personal Data.

13. Your rights regarding Personal Data

As a Data Subject, you may also exercise the following rights when and where relevant according to applicable local Data Protection Laws: Right of access; Right to rectification; Right to erasure; Right to restriction of processing and to object. For any questions regarding your rights as a Data Subject or to exercise them, please contact dpo@crm.microport.com.

In case, after contact, you judge your rights have not been adequately met, you can contact either your country supervisory authority (for the European Union: https://edpb.europa.eu/about-edpb/about-edpb/members_fr).

Or contact the supervisory authority for France:

Commission Nationale de l'Informatique et des Libertés - CNIL
3 Place de Fontenoy
TSA 80715 – 75334 Paris, Cedex 07
Tel. +33 1 53 73 22 22
Fax +33 1 53 73 22 00
Website: <https://www.cnil.fr/en/contact-cnil>

14. Update of the Policy

This Policy may be updated from time to time to adapt to legal or regulatory changes pertaining to Personal Data, and we will indicate the date the Policy was updated.

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