

Privacy Policy of PEFtrust[®] by L'Empreinte's website (www.peftrust.com)

Version dated October 5, 2022

The purpose of this Privacy Policy ("Privacy policy") is to provide visitors with information on the processing of their personal and/or activity data shared to L'Empreinte website (www.peftrust.com) and portal (<https://app.peftrust.com>).

This Privacy Policy describes how L'Empreinte, its subcontractors and partners, collect and process the personal and/or activity data of website and portal visitors, prospects and customers, and more generally from any person or organization whose data it may possess, in accordance with the General Data Protection Regulation (Regulation 2016/679 of the European Parliament and of the Council of 27 April 2016) ("GDPR"), French Data Protection Act of January 6th, 1978 (as amended) and any applicable national laws.

For the purposes of this notice "L'Empreinte" refers to the company whose website and portal refer to this Privacy Policy.

L'Empreinte collects and processes personal and/or activity data, as a data controller, in the following situations:

- Personal data of individuals visiting the website www.peftrust.com (the "**Website**"), those individuals being referred to as "**Website User**"
- Personal data of any individual accessing and/or using the Services through the customer account on the portal <https://app.peftrust.com> (the "**Portal**"), those individuals being referred to as "**Service User**"
- Specific product-related information (hereafter referred to as "**Activity Data**") from any organization accessing and/or using the Services through one of its representative's customer accounts on the Portal or through any other means of data exchange with the Portal such as API or file transfer, those organizations being referred to as "**Service Recipient**".

In order to comply with the above-mentioned regulations, a Data Protection Officer ("**DPO**") has been appointed among L'Empreinte's employees with the French "Commission nationale de l'informatique & des libertés" (CNIL) under designation number DPO-122463.

The DPO can be contacted by writing to DPO, L'EMPREINTE SAS, 11 rempart Saint-Thiébauld, F-57000 Metz or via email at dpo@lempreinte.fr.

A. Personal data collected and processed by L'Empreinte

What personal data is collected?

As to the Website Users: L'Empreinte may collect and use the following personal data:

- Personal data needed for the creation of your account on the Website such as your first name, last name, email address, postal address, telephone number, company, job title and date of birth.
- Personal data needed for navigation traffic analysis, i.e.: IP address, length of the visit on the Website, history of the consulted pages, etc.

As to the Service Users:

- Personal data needed to use the Services: first name, last name, email address, job title, company, email address, phone number.
- Additional personal data may also be collected when purchasing services offered by L'Empreinte on the Portal: credit or debit card four last numbers and expiration date. For online customers, full information of credit or debit card numbers are not stored by L'Empreinte but directly by Stripe, Inc. (our secure online payment provider).
- Personal data needed for navigation traffic analysis, i.e.: IP address, length of the visit on the Website, history of the consulted pages, etc.

Why is your personal data being processed?

As to the Website Users: L'Empreinte processes your personal data as a data controller to:

- provide you with the information and services you requested, such as a demo, on the Website;
- provide assistance and solve any problems you may face during the visit of the Website.

As to the Service users:

L'Empreinte processes your personal data as a data processor to:

- create, use and keep your user account;
- provide you with the Services;
- notify you about new data available on the platform or inform you about specific events that happened on the platform, related to your activity;
- inform you about news and updates of our Services;
- provide assistance and solve any problems you may face during the use of the Services;
- request your comments or your participation in surveys to improve our services;
- monitor the use of the Services by the User, to improve the Services.

What is the legal ground of the personal data processing?

As to the Website Users, the grounds of the processing are the following, depending on the data collected and the purpose of its process:

- Personal data needed for the creation of your account on the Website such as your first name, last name, email address, postal address, telephone number, company, job title and date of birth: **the ground is the consent of the Website Users.**
- Personal data needed for navigation traffic analysis, i.e.: IP address, length of the visit on the Website, history of the consulted pages, etc.: **the ground is the consent of the Website Users.**

As to the Service users: Personal data needed to use the Services: first name, last name, email address, job title, company, email address, phone number: **the ground is the execution of a contract between L'Empreinte and its customer.**

To whom may we disclose your personal data?

L'Empreinte may share the personal data of Website Users and/or Service Users.

We only share data of Website Users and/or Service Users with third-party organizations that we engage to process information on our behalf (data processors) based on our instructions and in compliance with the applicable legislation and this Privacy Policy. In disclosing personal information, we will attempt to minimize the amount of personal information we disclose to what is directly relevant and necessary to accomplish the specified purpose.

We do not sell or share your data with third parties for their marketing and advertising purposes without your consent.

Your personal data might be communicated in compliance with the applicable law in the following cases.

In the event that L'Empreinte's business, in whole or in part, is merged, sold or integrated with another business, we may disclose your personal data to the new owner of the business, including to companies established outside of the European Union, under conditions and to the extent permitted by the applicable law, and in compliance with the terms of this Privacy Policy.

In addition, we may be forced to disclose your personal data in the application of a law or a regulation in force, a court order, or if such disclosure is necessary in the context of an investigation or proceedings, on the national territory or abroad.

What are your rights? How to exercise them?

Pursuant to the French Data Protection Act of January 6th, 1978 as amended and to the GDPR, the Website Users and the Service Users have the rights specified below.

Some of these rights may not apply when their exercise by the data subject is contrary to the legitimate interests of L'Empreinte as the data controller (data necessary to provide the Services, management of invoicing, etc.).

Right of information

The Website Users and Service Users have the right to obtain from L'Empreinte the following information:

- The legal ground for the processing of their personal data;
- The purposes of the processing;
- The categories of personal data concerned;
- The recipients of the personal data;
- The transfers of personal data to a third party;
- The existence of automated decision-making and the right to object to automated processing when the decision about the person is based solely on automated processing which produces legal effects concerning him or her.

Right of access to their personal data

The Website Users and Service Users have the right to obtain from L'Empreinte the communication of their personal data as well as information relating to the origin of this data, unless the exercise of this right is contrary to the principles of professional confidentiality.

Right of rectification

The Website Users and Service users have the right to request from L'Empreinte that incomplete or inaccurate personal data is rectified, completed or updated without undue delay.

Right to erasure

The Website Users and Service Users have the right to obtain from L'Empreinte the erasure, without undue delay, of personal data concerning them when personal data is no longer necessary in relation to the purposes for which they were collected or when they withdraw consent on which the processing is based.

Right to withdraw their personal data

The Website Users and Service Users have the right to withdraw consent, at any time, to the processing operations carried out by L'Empreinte and based on that consent.

Right to obtain the restriction of processing of personal data by L'Empreinte in some cases, in accordance with article 18 of the GDPR

The Website Users and Service Users have the right to obtain from L'Empreinte the restriction of processing of their personal data when (i) the accuracy of the personal data is contested by the Website Users and Service Users, for a period enabling L'Empreinte to verify the accuracy of the personal data, (ii) the processing is unlawful, (iii) L'Empreinte no longer needs the personal data for the purposes of the processing, but they are required by the Website Users and Service Users for the establishment, exercise or defense of legal claims, (iv) the Website Users and Service Users has objected to processing.

Right to data portability

When the processing is based on the consent of the Website Users and Service Users, or on the basis of a contract concluded with L'Empreinte's customer, and the processing is carried out by automated means, the Website Users and Service Users have the right to receive the personal data they have provided to L'Empreinte, in a structured, commonly used and machine-readable format and have the right to transmit those personal data to another controller without hindrance from L'Empreinte.

Right to object

The Website Users and Service Users have the right to object, at any time, on grounds relating to their particular situation, to the processing of their personal data by L'Empreinte, unless there are compelling legitimate grounds or for the establishment, exercise or defense of legal claims.

The Website Users and Service Users have the right to object, at any time, to the processing of their personal data by L'Empreinte for direct marketing purposes.

Right to lodge complaints

In any case, the Website Users and Service Users have the right to lodge a complaint with the "Commission nationale de l'informatique & des libertés" (CNIL) or any other local supervisory authority, if they believe their rights have been infringed.

Right to decide what happens to their personal data after their death

The Website Users and Service Users have the right to decide what happens to their personal data after their death by providing general guidelines to L'Empreinte, that L'Empreinte will comply with. By default, the rightful claimants of the deceased will have the possibility to exercise the rights set out in this Privacy Policy in the name and on behalf of the deceased.

Please send notice to L'Empreinte at: 11 rempart Saint-Thiébault, F-57000 Metz or via email at the following address: dpo@lempreinte.fr.

Protection of your personal data

The security of your personal data is important to us. L'Empreinte has implemented reasonable technical and organizational measures designed to secure your personal information from accidental loss and from unauthorized access, use, alteration or disclosure, and to maintain data accuracy.

Communication between you and L'Empreinte is encrypted end to end, using SSL. We review our information collection, storage and processing practices to prevent unauthorized access to our systems. We restrict access to personal information to L'Empreinte employees who need to know that information.

L'Empreinte undertakes to make its best efforts to follow generally accepted industry standards to protect the personal information it processes. However, no method of transmission or method of electronic storage is 100% secure and therefore there is no guarantee of absolute security.

Data Retention

L'Empreinte will store the Website Users' personal data only for the time necessary to accomplish the purposes for which they were originally collected or the time required in order to comply with applicable regulations.

L'Empreinte will store the Service Users' personal data as long as the corresponding account created is active. When a Service User remains inactive for an uninterrupted period of 3 years, L'Empreinte will delete all data relating to this account.

When personal data of Website Users or Service Users is used for commercial prospection purposes, it may be retained by L'Empreinte for a period of up to three years after the end of the commercial relationship.

Personal data of prospective customers may be retained by L'Empreinte for a period of up to three years after its collection by L'Empreinte or the last contact initiated by the prospect.

Credit card data is deleted after the transaction has been completed. However, the four last numbers of the card number and its expiration date may be retained for evidentiary purposes in case of a possible dispute relating to the transaction, for a period of up to thirteen months following the debit date. This period may be extended to fifteen months to take into account the possibility of using bank cards with deferred payment arrangements.

The personal data necessary to implement the Website Users and Service Users' right to object to the processing of its personal data (for instance, its email address) may be retained by L'Empreinte for a period of up to three years from the exercise of such right.

The information stored in the Website Users and Service Users' device (for instance, cookies) or any other element used to identify users and allow traceability of users may be retained by L'Empreinte for a period of up to thirteen months.

Raw usage data resulting from user identification may be retained by L'Empreinte for a period of up to thirteen months.

International transfer of personal data

Personal Data may be transferred to — and maintained on — computers located in a jurisdiction outside the Service Recipient's state, province, country or other governmental jurisdiction, where the data protection laws may differ than those from

your jurisdiction. If you are located outside France and choose to provide information to us, please note that we transfer Personal Data to France and process it there.

Your consent to this Privacy Policy followed by your submission of such information represents your agreement to that transfer.

L'Empreinte will take all steps reasonably necessary to ensure that Personal Data is treated securely and in accordance with this Privacy Policy and no transfer of Personal Data will occur to an organization or a country unless there are adequate controls in place including the security of your data and other personal information.

In particular, L'Empreinte undertakes to make its best efforts to ensure that all clusters on which Activity Data is stored or transferred for the purpose of performing the Services, including for hosting purposes, are located in France or in EU Member States.

Children's Privacy

Our Service is not intended for persons under the age of 18 ("Children").

We do not knowingly collect personally identifiable information from anyone under the age of 18. If you are a parent or guardian and you are aware that your Children has provided us with Personal Data, please contact us at dpo@lempreinte.fr. If we become aware that we have collected Personal Data from children without verification of parental consent, we will take steps to remove that information from our servers without undue delay.

B. Activity Data collected and processed by L'Empreinte

What activity data is collected?

As to the Service Recipient: L'Empreinte collects specific product-related information including, but not limited to, product composition, weight, manufacturing processes, distribution, use and end-of-life phases.

The list of Activity Data fields we are likely to collect is called the "Data Needs Matrix" (the "DNM"). L'Empreinte's DNM is available upon request at the following address: DPO, L'EMPREINTE SAS, 11 rempart Saint-Thiébauld, F-57000 Metz or dpo@lempreinte.fr.

Why is your activity data being processed?

As to the Service Recipient: L'Empreinte's Portal relies on proprietary algorithms and databases to evaluate, benchmark and improve the environmental performance of products that are submitted by the Service Recipient. In order to provide you with the results of our services, we ask you to provide us with various Activity Data related to your products and industry. L'Empreinte may also process your Activity Data in order to improve the quality of services, as larger volumes of data allow us to further improve the specificity and representativeness of our algorithms and databases.

L'Empreinte does NOT use any Activity Data for any other purpose than previously listed.

What is the legal ground of the activity data processing?

As to the Service Recipient: the ground is the execution of a contract between L'Empreinte and the Service Recipient.

To whom may we disclose your activity data?

As to the Service Recipient: L'Empreinte does NOT share your Activity Data with other Service Recipients or third parties without your consent. Unless otherwise instructed, your Activity Data will only be accessible by authorized Service Users within your organization.

Your Activity Data may, however, be disclosed in accordance with applicable law in the following instances.

In the event that L'Empreinte's business, in whole or in part, is merged, sold or integrated with another business, we may disclose Activity Data to the new owner of the business, including to companies established outside of the European Union, under conditions and to the extent permitted by the applicable law, and in compliance with the terms of this Privacy Policy.

In addition, we may be forced to disclose Activity Data in the application of a law or a regulation in force, a court order, or if such disclosure is necessary in the context of an investigation or proceedings, on the national territory or abroad.

What are your rights? How to exercise them?

Pursuant to the French Data Protection Act of January 6th, 1978 as amended and to the GDPR, the Service Recipients have the rights specified below.

Some of these rights may not apply when their exercise by the data subject is contrary to the legitimate interests of L'Empreinte as the data controller (data necessary to provide the Services, management of invoicing, etc.).

Right of information

The Service Recipients have the right to obtain from L'Empreinte the following information:

- The legal ground for the processing of their Activity Data;
- The purposes of the processing;
- The categories of activity concerned;
- The recipients of Activity Data;
- The occurrence of a transfer of activity data to a third party.

Right of access to their activity data

The Service Recipients have the right to obtain from L'Empreinte the communication of Activity Data related to their organization, as well as information related to the origin of this data, except if the exercise of this right is contrary to the principles of professional secrecy.

Right of rectification

Service Recipients are responsible for the accuracy and completeness of the Activity Data they submit. They are responsible for correcting, completing or updating the Activity Data to continually reflect the actual specifications of the products they submit to L'Empreinte's Portal.

In the event that the Portal would not be operational for an extended period of time, Service Recipients have the right to request from L'Empreinte that incomplete or inaccurate Activity Data is rectified, completed or updated without undue delay.

L'Empreinte reserves the right to restrict the processing of Activity Data and, as a result, access to the Services for the Service Recipient when the Activity Data is obviously incomplete or inaccurate, for a period allowing the Service Recipient to verify the accuracy of the Activity Data.

Protection of Activity Data

The security of Activity Data is important to us. L'Empreinte has implemented reasonable technical and organizational measures designed to secure Activity Data from accidental loss and from unauthorized access, use, alteration or disclosure, and to maintain data accuracy.

Communication between the Service Recipients and L'Empreinte is encrypted end to end, using SSL. We review our information collection, storage and processing practices to prevent unauthorized access to systems. We restrict access to Activity Data to L'Empreinte employees who need to know that information.

L'Empreinte undertakes to make its best efforts to follow generally accepted industry standards to protect the Activity Data it processes. However, no method of transmission or method of electronic storage is 100% secure and therefore there is no guarantee of absolute security.

Data Retention

L'Empreinte may store the Service Recipients' Activity Data for as long as necessary to fulfill the purposes for which it was originally collected, or for as long as required to comply with applicable regulations.

L'Empreinte undertakes to retain the Service Recipient's Activity Data for as long as a service contract exists between them, and for a minimum of two years after the service contract has ended.

International transfer of Activity Data

Activity Data may be transferred to — and maintained on — computers located in a jurisdiction outside the Service Recipient's state, province, country or other governmental jurisdiction, where the data protection laws may differ than those from your jurisdiction. If you are located outside France and choose to provide information to us, please note that we transfer Activity Data to France and process it there.

Your consent to this Privacy Policy followed by your submission of such information represents your agreement to that transfer.

L'Empreinte will take all steps reasonably necessary to ensure that Activity Data is treated securely and in accordance with this Privacy Policy and no transfer of Activity Data will take place to an organization or a country unless there are adequate controls in place including the security of your Activity Data. In particular, L'Empreinte undertakes to make its best efforts to ensure that all clusters on which Activity Data is stored or transferred for the purpose of performing the Services, including for hosting purposes, are located in France or in EU Member States.

C. Cookies

We use cookies and similar tracking technologies on the Website and Portal to collect information about your online preferences.

Cookies are pieces of information that a website may transfer to your computer's hard drive through your web browser so that the website can remember certain information.

The information collected via the Cookies is used to remember certain information relating to your navigation on the Website and Portal.

When you visit the Website or Portal for the first time, L'Empreinte informs you of the use of cookies through a banner displayed at the bottom of the page. The performance cookies, which allow L'Empreinte to analyze the Users' experience of the Website or Portal, will be used only after the User accepts it.

Website Users and Service Users will be able to manage their choices regarding cookies at any time as further explained herein.

What cookies are used on our Website and Portal and for what purposes?

- Strictly necessary cookies

These cookies include session cookies and security cookies. For security and operational reasons, they are essential to enable Website Users and Service Users to browse the Website and Portal and use its features. Without these cookies, the services you request as a User and/or Service Recipient, such as storing login data or processing, cannot be provided.

- Performance cookies

These cookies collect information about how Website Users or Service Users navigate on our Website and Portal. These cookies are only used to improve the performance and user experience of our Website and Portal. For instance, we use Google Analytics to help us understand how Users get to our Website and Portal, how they use it and highlight what we can improve. The data collected by these cookies is aggregated.

How can you manage your choices regarding cookies?

You may at any time manage your choices regarding cookies by using your browser settings and may thus reject cookies from us or from any other website.

Each browser has its own cookie management system:

For Microsoft Edge Click on "More Options" (...symbol) on the top right corner of the browser. Select "Settings" then click on "View advanced settings". Select "Cookies" from the drop down menu.

For Internet Explorer 11 Click on the “Tools” tab, then on “Internet Options”. Click on “Privacy” tab Select your preferred level of confidentiality.

For Google Chrome Go to the Chrome menu on the browser toolbar. Select “Settings” then click on “Show advanced settings”. In the “Privacy” section, click on the “Content settings” button.

In the “Cookies” section, you can change cookies settings.

For Mozilla Firefox Click on the “Tools” tab, then on “Options”. Click on the “Privacy” tab. Select your preferred option under “Cookie”.

For Safari Click on “Safari”, and then on “Preferences”. Click on “Privacy” Select your preferred option.

For Safari on iOS In the “Settings” app, select “Safari”. Go to “Cookies” under the “Privacy” section Select your preferred option.

For Android browser Click on the upper right button. Go to “Settings” then “Privacy & security menu”. Select your preferred option.

For Opera Go to the “Files” tab, and then click on “Preferences”. Click on “Privacy” Select your preferred options.

For more information about cookies, please visit the following website: www.cnil.fr/en/home.

D. Third party websites

L’Empreinte may provide links to other websites that may collect your personal data if you click on them. L’Empreinte is not responsible for this collection and process of data and this Privacy Policy does not apply to the personal data collection of these third-party websites. We recommend that you read their privacy policies.

E. Changes to this Privacy Policy

We reserve the right to change this Privacy Policy at any time. Therefore, we recommend that you regularly review this Privacy Policy to be aware of any changes to its content.

F. Contact

If you have any questions regarding this Privacy Policy, you can contact us at the following address: DPO, L’EMPREINTE SAS, 11 rempart Saint-Thiébauld, F-57000 Metz or dpo@lempreinte.fr.

You may also contact us by email at the following address: hello@lempreinte.fr.