

WEFIGHT PERSONAL DATA PROTECTION POLICY

Effective Date: August 23rd, 2021

Pursuant to Regulation (EU) 2016/679 of 26 April 2016 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation - GDPR), applicable since May 25, 2018, and other applicable US Data Protection laws, WEFIGHT has made a strong commitment to its Users.

Any use of the services provided by WEFIGHT is subject to the prior acknowledgement and express acceptance of the General Terms and Conditions of Use and this Confidentiality Policy.

Article 1 Purpose of the Personal Data Protection Policy

The provision of the Services offered by WEFIGHT through VIK, the website www.wefight.co and its social networks and any mobile applications that link to this privacy policy (collectively “Services”) requires the collection and processing of personal data within the meaning of Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data of 27 April 2016 (“GDPR”) and all relevant US Data Protection laws, hereinafter jointly referred to as the “Regulations”.

This Privacy Policy aims to inform Users about the manner in which their personal data are collected and processed within the scope of the provision of services.

WEFIGHT states that the proposed service complies with French and European legislation relating to the protection of personal data. WEFIGHT commits to respecting and enforcing all of its legal obligations with its staff, partners, and subcontractors. WEFIGHT meets all legal obligations relating to the protection of personal data, including having carried out any prior formalities with the French data protection authority, CNIL, required for the processing of User Personal Data.

Any use of the Services offered by WEFIGHT is subject to the prior acknowledgement and express acceptance of the General Conditions of Use and the provisions of this document.

Users are furthermore informed that their Personal data are hosted by an accredited health data hosting service, the company Microsoft AZURE.

Terms that are capitalised and are not defined in the Privacy Policy have the meaning assigned to them in the General Conditions of Use.

Article 2 Who is responsible for VIK's use of Personal Data?

WEFIGHT, which can be contacted using the details below, is the Data Controller for the personal data collected and processed in order to permit users to use the Services offered.

WEFIGHT
Monsieur Benoît Brouard
621 Rue Georges Méliès – 34000 MONTPELLIER
contact@wefight.co

Users are also informed that when VIK is used via a Site Operator (ex. Facebook Messenger), the data are processed by the Website’s publisher, who holds joint responsibility with WEFIGHT. It is therefore recommended that you read the Privacy Policy of the aforementioned Site Operator for more information about its data processing.

Each Data Controller shall adopt the technical and organizational measures needed to guarantee data security and confidentiality.

Note: For study management and public health monitoring, WEFIGHT acts as a subcontractor to the relevant Client or Partner.

Article 3 What Personal Data is collected and used?

Various Data may or must be collected and processed by WEFIGHT as the Data Controller in order to enable the use of the Services. The nature of the data varies depending on the Users of the Services. Some personal data collected by WEFIGHT are essential, in particular to enable the proper functioning of the Services, and others are optional.

Personal data provided directly by Users

1. For each VIK User

Personal data category	
Identification data	<ul style="list-style-type: none"> - First name - Age* - Sex - Website username or email* - Town - Role of the user (patient or carer)
Lifestyle data	<ul style="list-style-type: none"> - Lifestyle habits - Family situation
Occupational data	<ul style="list-style-type: none"> - Job - Social security status
Health data	<ul style="list-style-type: none"> - Description of the condition - Treatment in progress - Adherence rate and activation of the reminder function - Type and number of side effects encountered - Weight - Height - Date of diagnosis - Description of the symptoms - History - Allergies - Answers to questionnaires
Data relating to sexuality	<ul style="list-style-type: none"> - Sexual orientation - Sex life

* Data essential for provision of the Service offered

2. For each person who wishes to contact WEIFHT or its DPO

Contact details*	Name – telephone number – email address – message
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* Data essential for provision of the Service offered

3. For each person who wishes to subscribe to the WEFIGHT newsletter

Contact details*	
Contact details*	Email address

* Data essential for provision of the Service offered

Personal data can be collected automatically

Terminal data	Hardware model – information about the operating system and version – unique device IDs – information about the mobile network – information about the storage of the device
Localisation data	IP address – time zone – information about the mobile service provider
Usage data	Frequency of use – functionalities visited – general usage habits -

In order to collect this information, WEFIGHT may also place cookies on the User’s mobile device or computer or use other tracking technologies. See Article 10, Cookies and trackers, to learn more.

Data from external sources

WEFIGHT can use third-party tools such as Adjust, Facebook Ads and Clevertap, which provide certain attribution data about Users which are then reused to personalise the Service experience. WEFIGHT can also use these data for statistical and analytical purposes.

Special authorisation for accessing personal data

Vik may ask permission to access certain terminal data belonging to the User:

- permission to access the camera
- permission to access the photo gallery

Such access is necessary to enable a medicine box to be scanned, and photographs to be taken and shared.

By default, this permission must be granted by the User before the respective information can be accessed. Once permission has been granted, the User may withdraw it at any time.

The exact procedure for managing app permission depends on the User’s terminal.

If the User consents to any of the situations listed above, the respective data can be processed

Article 4 Purposes of the collection of personal data

WEFIGHT collects and processes the personal data of Users only provided there is a legal basis for doing so. The legal basis includes CONSENT (when the User agrees to the processing of data), CONTRACT (when the processing of the data is necessary for the performance of the contract concluded between WEFIGHT and the User) and the “LEGITIMATE INTERESTS” of WEFIGHT.

All the data collected are used for the sole purpose for which they were transferred.

The following matrix defines the various types of processing carried out by WEFIGHT and the purposes of these:

To enable performance of the Services associated with the use of VIK	<ul style="list-style-type: none"> - Provision of tools which enable the Account and the interface to be personalised by the User - Provision of the tools needed for access to and use of the Service functionalities - Delivery of the Service offered - Provision of the services needed to support the user - Provision of the tools needed to ensure the security of the Data - Maintain the security of our Sites and Services
To improve the Services associated with the use of VIK	<ul style="list-style-type: none"> - Use of usage data and client feedback to improve the Services - Measurement of the audience for the information provided by the Service and tracking of use of its functionalities and any malfunctions - Recordkeeping purposes
Management of public health monitoring*¹	<ul style="list-style-type: none"> - Detection of any cases of public health concern and reporting of any adverse events to the client or partner in question
Compliance with the legal provisions or contractual stipulations	<ul style="list-style-type: none"> - Enabling identification of all persons connected to the Account for the purpose of a potential legal communication
Processing of anonymous data	<ul style="list-style-type: none"> - Preparation of statistics and evaluations for the purposes of scientific and statistical research and for analytical purposes using aggregated Data that do not permit Users to be identified
Management of requests submitted via forms/emails	<ul style="list-style-type: none"> - Response to requests submitted and verification of the identity of the contact
Management of the Wefight newsletter	<ul style="list-style-type: none"> - Addressing the newsletter to the relevant individuals
Management of research data	<ul style="list-style-type: none"> - Offer users the opportunity to participate in studies related to their pathology -Collecting and analysing research data for the preparation of a research report

WEFIGHT may also process data collected for any other purpose for which you have given your consent, or for any other purpose disclosed at the time of collection.

WEFIGHT may also use email addresses of Users to send transactional or administrative communications (for example a registration confirmation email, a welcome email etc.) and certain announcements relating to services (for example notifications about updates to the General Conditions of Use or the Privacy Policy, new functionalities, newly available studies, new articles or evidence etc.).

Article 5 How long is Personal Data kept?

Users' personal data are retained by WEFIGHT for a duration not exceeding the duration necessary for the purposes for which those data were collected or processed, in accordance with the provisions in force.

To this end, WEFIGHT retains Users' personal data for as long as their account is active and until the profile is deleted or until a period of 5 years' continuous inactivity of the account has elapsed.

WEFIGHT may also need to retain Users' personal data for a longer period of time for the sole purpose, where applicable, of complying with any legal or regulatory obligations, of responding to any subsequent questions or complaints received after the end of the contractual relationship with the User, of settling any litigation, of upholding its contractual obligations or for any other similar case management purposes.

WEFIGHT may also retain Users' personal data for a reasonable period after use of the Services has ended.

After this point, only non-identifying data will be retained.

Article 6 How is personal data kept secure?

WEFIGHT ensures the security of personal data that is collected and processed. To this end, WEFIGHT has conducted a security risk analysis and established a security policy which is periodically reviewed and updated in the event of new threats.

WEFIGHT also periodically conducts a privacy impact assessment to ensure that the security and compliance measures taken under VIK are likely to minimize the impact of data processing.

The security policy lists technical and organizational measures that WEFIGHT and its subcontractors are committed to implementing to ensure maximum protection for Personal Data to avoid tampering, destruction, or dissemination by unauthorized third parties. Technically, Personal Data circulating on networks, such as the Internet, are systematically encrypted and are hosted by a certified health data host. Certain categories of data will also be pseudonymised. The organization's staff and subcontractors are bound by written confidentiality obligations, and a silo is put in place to ensure that user health data is only accessible to or under their control or that of health professionals.

WEFIGHT is committed to ensuring that its business partners provide a high level of protection for the personal data that might be shared with them.

Access to all or part of VIK is secure and can be done through any authentication device that complies with local legislation as it applies to WEFIGHT, such as a username and password. Authentication can be delegated to the Site. In any case, the authentication device is strictly personal. Users are responsible for ensuring the confidentiality of their authentication device. Should the authentication device be lost or stolen, or if the User realize it is being used by an unauthorized third party, the User must immediately inform the Site or, if necessary, WEFIGHTat

contact@wefight.co to cancel the authentication device and get a new one. WEFIGHT cannot be held responsible should an unauthorized third-party gain access to the site illegally using the User Authentication Device.

WEFIGHT and its subcontractors maintain system data within their computer systems that can identify anyone who has accessed VIK and/or Personal Data or who has created, modified, or deleted any personal information or data, including for possible legal disclosure if so required.

WEFIGHT undertakes to notify Users immediately, if required by relevant laws, as soon as it is known, of any serious incident, breach, disclosure, unlawful access or tampering and any attempt to create a breach, disclosure, unlawful access or alteration in the Site or infringement of Personal Data that has or is likely to have a serious impact on the User.

Article 7 Who are the intended recipients of the data that are collected?

Recipients of collected data

The data gathered by VIK has several types of recipients:

- WEFIGHT internal teams: Wefight health professionals and/or Vik administrators
- WEFIGHT affiliates, subcontractors, and partner service providers, and other third parties to carry out certain processing and for purposes consistent with our mission
- the Professionals with whom the User has agreed to share data
- the website publisher within the scope of use of VIK via a website
- authorised third parties who may obtain data within the scope of legal or regulatory proceedings including pursuant to a subpoena, court order, or other legal process

Personal data may also be shared in the following circumstances:

- As part of a sale or merger of all or part of Wefights assets, including at bankruptcy
- With government entities as needed to provide our services or where required by law
- To investigate, respond to or resolve problems or inquiries (including law enforcement requests) or protect, enforce, or defend our rights, assets and/or interests;
- To prevent or respond to a violation of any law, regulation, or our Terms of Use; or
- With your consent or as otherwise disclosed at the time of collection.
- We may also share aggregate or de-identified information with third parties at our discretion.

Personal data and in particular data considered to be “sensitive”, in other words medical and health data, are hosted by an accredited health data hosting service, the company Microsoft AZURE, which complies with the recommendations of the French Data Protection Authority (CNIL).

Personal data are transferred to external recipients (whatever their legal status – subcontractor, data controller or merely a recipient) securely and within the scope of an agreement between

WEFIGHT and each recipient in accordance with the provisions of the GDPR, or other applicable law.

WEFIGHT undertakes to ensure that each recipient knows the guiding principles of personal data protection and that they comply with them according to law and/or contract.

Each recipient accesses the data within the limits of their respective attributions.

Finally, WEFIGHT's clients and partners may receive study reports containing aggregated data and any cases of pharmacovigilance highlighted, excluding any directly or indirectly identifiable personal data.

Transfer of data outside your country

Some service providers may be based outside the United States. In this respect, WEFIGHT will put binding data protection and security measures in place such as, for example, putting in place standard contractual clauses or using binding corporate rules.

Article 8 What rights does the User have?

The privacy legislation recognizes, where applicable, the User's rights to personal data. These rights may be applied depending on the legal basis for data processing and the jurisdiction of residence for the user:

- Right of access and correction: Users can request access to Personal Data and, where necessary, correct it
- Right to withdraw consent: Users may, at any time, withdraw consent to the processing of their personal data, which cannot be applied retroactively
- Right of objection: Users may object to the processing of their personal data, subject to providing a legitimate reason (the legitimate reason is not necessary if opposing data processing for commercial prospecting purposes). The right to object may only be exercised where the legal basis of the data processing is WEFIGHT's legitimate interest.
- Right to be forgotten : Users have the right to have their personal data deleted after a certain period of time
- Right to limit processing: Users may request that their PersonalData be marked specifically to limit their future processing, in various circumstances
- Right to portability: Users may request an interoperable format copy of the Personal Data they provided to WEFIGHT, or that the Personal Data in question be transferred directly to another processing manager. The following tables define the fees for WEFIGHT's data processing. The right to portability may only be exercised where the legal basis of the data processing is the User's consent and/or fulfilment of the Contract.

Where Users believe that WEFIGHT is not complying with its obligations, they can make a complaint or request to the relevant authority.

Users can exercise your rights with WEFIGHT by any means available. Requests issued other than through the Account must be accompanied by proof of the User's identity.

WEFIGHT is committed to responding to requests within 30 days of receiving a complete request, to verify the User's identity.

WEFIGHT
621 Rue Georges Méliès
34 000 Montpellier- France
dpo@wefight.co

Article 9 How can Users express their choices about the use of their data?

Information about VIK User consent regarding user Health Data.

When creating an account, VIK Users are requested to take note of the WEFIGHT Privacy Policy and to expressly consent to the collection and processing of their health data after the provision of written information on this subject.

This consent is dematerialised, in other words it is not stored in the form of a paper document but is instead stored in an IT system by a reliable and secure traceability system.

Consent can be withdrawn by the User at any time. This withdrawal is not detrimental to the lawfulness of the processing carried out prior to withdrawal of consent, but in this case the User will no longer be able to benefit from Services associated with the use of VIK.

Information about VIK User consent to participate in a study.

Before participating in a study, the User is informed about the processing of personal data in connection with the study by means of a fact sheet. The User's consent is then obtained.

This consent is dematerialised, in other words it is not stored in the form of a paper document but is instead stored in an IT system by a reliable and secure traceability system.

Consent can be withdrawn by the User at any time. This withdrawal does is not detrimental to the lawfulness of the processing carried out prior to withdrawal of consent.

Information about objection by the User to receiving information emails about the Services and/or marketing communications.

In general, Users can object to any sending of information about the Services or any email sent by WEFIGHT by clicking on the link in each of the emails that may have been sent to them for this purpose.

Information about objection by the User to receiving the WEFIGHT newsletter.

In general, Users can unsubscribe from the WEFIGHT newsletter by clicking on the link in each of the emails that may have been sent to them for this purpose.

Information about objection by the User to the hosting of Health Data by an approved health data hosting service

In accordance with the Regulations, Users have the right to object to hosting of the Data about them by a third-party hosting service. This right may be exercised on application to any Data Controller and in particular to the WEFIGHT Data Protection Officer (dpo@wefight.co).

Information about the sharing of personal data

Users can share their personal data by asking the service to generate a PDF or CSV file, at the user's choice.

However, users are hereby expressly warned about the risks associated with the Internet environment (relative network reliability, lack of security with respect to the integrity and confidentiality of the data transmitted on that network, risk of destruction, loss, tampering, disclosure or unauthorized access to Personal Data, etc.) and the fact that by disseminating this Personal Data on or over the Internet, they forfeit the benefit of the security measures implemented by WEFIGHT.

Users should only share personal data only with people they trust and/or using a pseudonym.

Article 10 Cookies and tracers

The Site and its business partners may place and store cookies on the user's computer or device. To find out the functionality and retention time of cookies used by the Site and/or its business partners, please to refer to their respective privacy policies.

VIK may place and store cookies and tracers on User computers, to measure the audience of the various information pages and to monitor the usage of VIK and to study possible malfunctions. Cookies and tracers are kept thirteen (13) months. They do not allow direct User identification.

When statistics are developed from cookies and tracers placed by VIK, the resulting data are kept for twenty-five (25) months.

The information message displayed on the VIK homepage allows Users to consent to all or part of these cookies and tracers to be placed on their computers.

Users can disable cookies and tracers in their browser settings. Each browser has its own instructions to do this. Disabling cookies and tracers may impair or prevent the use of some or all VIK's features.

Article 11 Miscellaneous

If our information practices change, we will post these changes on this page. We encourage you to visit this page periodically to learn of any updates.

If you have questions about this Privacy Policy, please contact us at dpo@wefight.co.