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# INCYTE PRIVACY NOTICE HEALTHCARE PROFESSIONALS (HCP) AND INSTITUTIONAL OR PHARMACY BUSINESS CONTACTS EUROPE

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We use this Privacy Notice to tell you what personal data we collect from you and what we do with it as an HCP or business contact interacting with us, including informally, as part of an Incyte pharmaceutical research activity, as part of a consulting relationship, or as part of Incyte's obligation to report safety information to various regulatory agencies.

When we collect your personal data:

- We take or require appropriate technical, physical, and organisational measures (such as multifactor password authentication, encryption, access restriction, etc.) to protect your personal data from misuse or unauthorized alteration, loss, or access;
- We collect and use your personal data only for the purpose(s) for which we collect it;
- We only collect the personal data that we need; and
- We keep your personal data up to date and ensure that it is accurate.

This Privacy Notice was amended on March 31, 2021.

## What personal data do we collect and use and how long is it stored?

### 1. Healthcare Professional Business Contacts

- We collect and use the following personal data:
  - Your name, business contact details, and professional qualifications, (sources: public sources such as websites or third party data providers like IQVIA/IMS/Veeva);
  - Information specific to our professional interactions, e.g. meeting visit notes, (source: directly from you);
  - The scheduling of meetings with you, (source: directly from you or from your employer or place of business);
  - Information relevant to your professional interests such as promotional, medical, and educational information (source: directly from you or from a third party provider); and
  - Your potential or actual involvement in our clinical development programs (source: directly from you; our clinical research records; or public sources such as scientific and medical publications, national registries, and the Internet).
- We collect this personal data in order to:
  - Schedule meetings with you;
  - Determine your interest in receiving information relating to Incyte products;



- Provide Information relevant to your professional interests such as promotional, medical and educational information;
  - Initiate or follow-up for clinical development programs;
  - Administer or follow up for the supply of medicinal product(s) based on your unsolicited request (e.g.: compassionate use and/or early access program pre-authorized by competent bodies and/or authorities); and
  - Comply with voluntary or regulatory transparency reporting disclosures or other regulatory obligations.
- We collect and use this personal data as necessary based on our legitimate interest as a drug manufacturer or based on your opt-in or consent. Where applicable, we also collect and use this personal data as necessary based on our regulatory transparency reporting or other regulatory requirements.
  - We keep and use your information for as long as necessary for the administration of our relationship but for history of our interactions, no longer than three years after the last contact with you unless you ask us to delete your data prior to that date or unless otherwise required under transparency reporting disclosures or other regulatory obligations.

## **2. Research Investigators & Research Staff**

- We collect and use the following data:
  - Your name, business contact details, professional qualifications and interests, (source: third party data provider like IQVIA/IMS/Veeva or a CRO or directly from you or your employer);
  - Information specific to our professional interactions, e.g. meeting visit notes), (source: directly from you); and,
  - The scheduling of meetings with you, (source: directly from you).
- We collect this personal data in order to:
  - Coordinate your involvement in an Incyte sponsored research in order to contact you, contract with you, provide you with information about the research, and schedule meetings and appointments with you;
  - Comply with Incyte's legal obligations in its conduct of research; and,
  - Comply with voluntary or regulatory transparency reporting disclosures where applicable.
- We collect and use your personal data (1) as necessary based our legitimate interest as a drug manufacturer in developing new drugs; (2) based on Incyte's legal obligations under applicable laws; (3) in performance of a contract with Incyte; and/or (4) based on your consent.
- We keep and use your information for as long as necessary for the administration of our business relationship but no longer than thirty years after the conclusion of the research as necessary to comply with legal or regulatory obligations.

## **3. Adverse Event/Special Situation/Product Complaint Reporters**

- We collect and use the following personal data:
  - Your name, business contact details, credentials, and employer (source: directly from you or one of your patients or patients' caregiver).
- We collect this personal data in order to:
  - Understand the safety and efficacy of Incyte's study drugs or products in the market place; and



- Comply with Incyte's legal obligations in the conduct of research, access programs or an unlicensed product, or manufacturing and distribution of a marketed product for reporting safety and product complaints.
- We collect and use this personal data based on Incyte's legal obligations under applicable laws.
- We keep and use your information for as long as necessary to comply with Incyte's legal obligations under applicable laws but no longer than thirty years after the conclusion of the research or after the life of the product as necessary to comply with legal or regulatory obligations.

#### **4. Medical Information Requestors**

- We collect and use the following personal data:
  - Your name, business contact details, credentials, and employer (source: directly from you); and
  - We collect this personal data in order to answer your unsolicited questions related to Incyte products or studies or related disease state information.
- We collect and use this personal data as necessary based on our legitimate interest as a drug manufacturer in supporting the development of new drugs and use of approved drugs.
- We keep and use your information for as long as necessary to comply with Incyte's legal obligations under applicable laws but no longer than thirty years after the end of the life of the marketed product as necessary to comply with legal or regulatory obligations.

#### **5. Consultants**

- We collect and use the following personal data:
  - Your name, business contact details, education, professional experience, qualifications, licenses, photo, and national identifiers such as social security number or tax number (source: third party data provider like IQVIA/IMS/Veeva ,directly from you, or from public sources such as scientific and medical publications, national registries, and the Internet);
  - Information specific to our professional interactions such as meetings, meeting notes, and audio or visual recordings (source: directly from you);
  - Payment and/or bank details; and
  - Other details necessary to comply with voluntary or regulatory transparency reporting disclosures
- Automated Decision Making: Incyte uses an automated process to determine applicable payment rates for consulting activities according to your qualifications and professional experience. This process is conducted in order to enter into a contract with you at rates that are likely to be considered fair market value for compliance purposes. You have the right to (1) ask for intervention by an Incyte representative in this process; (2) express your point of view regarding the outcome; and (3) contest the decision. You can engage with your Incyte contact to do any of these or you can contact Incyte's Data Protection Officer as noted below.
- We collect and use your personal data (1) in performance of a contract with Incyte; (2) based on Incyte's legal obligations under applicable laws; and (3) for legal proceedings, investigations and questions from competent authorities.
- We keep and use your information for as long as necessary for the administration of this relationship but no longer than three years after the last contact with you, unless you ask us to delete your personal data prior to that date or unless otherwise required under transparency reporting disclosures.



## 6. Business Contacts at Institutions or Pharmacies

- We collect and use the following personal data:
  - Your name and business contact details (source: third party data provider like IQVIA/IMS/Veeva or directly from you); and,
  - Information specific to our professional interactions such as meetings and meeting notes (source: directly from you).
- We collect and use your personal data (1) in performance of a contract with Incyte; (2) based on Incyte's legal obligations under applicable laws; and (3) for legal proceedings, investigations and questions from competent authorities.
- We keep and use your information for as long as necessary for the administration of our business relationship but no longer than three years after the last contact with you, unless you ask us to delete your personal data prior to that date.

## Do you need to provide us with your personal data?

In certain instances you need to provide us with your personal data in order for Incyte to meet regulatory or legal obligations or where it is necessary for us to enter into a contract with you. In all other instances, you are not obliged to provide us with any personal data.

## Who do we share your personal data with?

Your personal data is shared by Incyte with:

- Other companies in the worldwide Incyte Group, wherever located (a list of all Incyte companies is available under: <http://www.incyte.com/contact-us/headquarters.aspx>);
- Third party consultants, service providers, partner companies contracted by or on behalf of Incyte or its affiliates, wherever located;
- Healthcare professional boards, authorities, wherever located;
- Government agencies, regulators, or public authorities, but only when they require us to. In some instances, these government agencies may make your personal data public in accordance with applicable laws or guidelines;
- Publicly online as part of voluntary transparency disclosures; and
- Where required by institutional policy or government entity, to your employer.

## Where is your personal data used or stored?



We transfer your personal data to other countries outside of the European Economic Area. Your personal data is transferred:

1. To Switzerland and Japan: Switzerland and Japan are considered as providing adequate data protection standards (for further details, see here <http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32000D0518&from=EN> ).
2. To countries where data protection standards have not been determined to be adequate by the European Union: these countries include the United States, United Kingdom, India, and China. In these cases we will ensure that any recipients of your personal data are bound by contract to the European data protection standards.

## What are your rights?

You have a number of rights which apply to our use of your personal data. The availability of some of these rights depends upon our lawful basis for processing your personal data and your rights may also be subject to certain conditions and restrictions. You may have the right:

- to obtain access to your personal data together with information about how and on what basis that personal data is processed;
- to rectify inaccurate personal data (including the right to have incomplete personal data completed);
- to erase your personal data in limited circumstances where it is no longer necessary in relation to the purposes for which it was collected or processed or where you object to or withdraw your consent. This right may also apply where the processing was unlawful;
- to restrict processing of your personal data where:
  - the accuracy of the personal data is contested;
  - the processing is unlawful but you object to the erasure of the personal data;
  - we no longer require the personal data for the purposes for which it was collected, but it is required for the establishment, exercise, or defense of a legal claim;
- to challenge processing which we have justified on the basis of a legitimate interest;
- to object to decisions which are based solely on automated processing (to the extent that these are taken);
- to obtain a portable copy of your personal data, or to have a copy transferred to a third party controller;
- to obtain more information as to safeguards under which your personal data is transferred outside of the EEA (if relevant); or,
- to lodge a complaint with the data protection/supervisory authority noted below.

We may ask you for additional information to confirm your identity and for security purposes before processing your request.

## Who can you contact regarding your rights?



**Data Controller:** The entity that determines why and how your personal data is processed is called a Controller. The Controller for the processing of your personal data is the Incyte organisation or affiliate listed below, depending on our relationship with you. For Incyte organisations or affiliates located outside of the EEA, Incyte has elected Incyte Biosciences, B.V. as its legal representative.

- **Healthcare Professional Business Contacts:** the Incyte affiliate where you are located or that serves the area where you are located, or Incyte Biosciences Sarl.
- **Research Investigators & Research Staff:** the sponsor of the research for which you are an investigator.
- **Adverse Event/Special Situation/Product Compliant Reporters:** For clinical study products, the sponsor of the research for which you are reporting. For marketed products:
  - France: Incyte Biosciences France
  - Switzerland: Incyte Biosciences International Sarl.
  - Other EEA/EU countries: Incyte Biosciences Distribution, B.V.
  - United Kingdom: Incyte Biosciences UK, Ltd.
- **Consultants:** the Incyte affiliate who you have a contract with.
- **Business Contacts at Institutions or Pharmacies:** the local Incyte affiliate where you are located or that serves the area where you are located or the Incyte affiliate who your institution or pharmacy contracts with.

A list of all Incyte companies is available under: <http://www.incyte.com/contact-us/headquarters.aspx> .

**Data Protection Officer Incyte:** [privacy@incyte.com](mailto:privacy@incyte.com)

**Data Protection Authority/Supervisory Authority:** The Data Protection Authority/Supervisory Authority for the processing of your personal data is the authority located in the country where you live or work or where your personal data is processed. More information about how to contact these authorities can be found here: [https://edpb.europa.eu/about-edpb/board/members\\_en](https://edpb.europa.eu/about-edpb/board/members_en).