

# PRIVACY NOTICE

Updated as of: 01 October 2020

Under this Privacy Notice, we, being Essilor Singapore, inform you that in our interactions with you through this portal, we will be collecting personal data of yours and that of individual clients and customers of yours which you provide to us, and this Privacy Notice is intended to inform you what personal data we collect, why we collect it, how we use it, to whom and why we disclose it, why we process it, and the security principles we implement to protect such personal data, including on our websites ("Website"). Personal data means any data, whether true or not, about an individual who can be identified: (a) from that data; or (b) from that data and other information to which any person or organisation has or is likely to have access.

Please take the time to read this Privacy Notice carefully, it is very important that you fully understand the content of this Privacy Notice including how and why we are processing your personal data and that of your clients and customers, and how we are protecting their and your privacy.

## WHAT PERSONAL DATA WE COLLECT

The provision of your personal data is a requirement necessary to fill in questionnaires and enquiries, and to have access to the services described in our Website or for the processing of orders ("Services").

We will only be able to collect such personal data if you voluntarily submit the information to us. If you choose not to submit such personal data to us or subsequently withdraw your consent to our use of such personal data, we may not be able to provide you with our services. You may access and update any personal data submitted to us, or withdraw your consent at any time by contacting us.

You should only submit personal data which is accurate and not misleading. We thank you for providing us with complete and accurate data, and please do inform us if any personal data needs to be updated. If you do not provide us with complete and accurate data, or if you do not inform us that any data needs to be updated, we may not be able to provide you with the Services.

We may collect the following categories of personal data:

First name and last name

Title

Profession

Gender

Age – Date of birth

Country of residence or nationality

Payment information

Contact information (e.g. address, email, contact number, address)

Social media account ID

Vision correction (especially when processing orders from eye care professionals)

Products used

Personal interests and preferences

If and when you provide personal data of any third party to us (such as that of your clients and customers), you represent and warrant to us that you have obtained the necessary consent from that third party to share and transfer his/her personal data to us, and for us to collect, use, retain, process and disclose such data in accordance with this Privacy Policy.

## HOW WE USE PERSONAL DATA WE COLLECT

We only use personal data within the limits authorized by the laws and regulations. Sometimes, we use personal data because the laws and regulations require us to do so. In any case, we do not make any automated decisions solely on automatic processing which may produce legal consequences concerning the data subject, or which may significantly affect the data subject.

We collect, use and process personal data for the following purposes (the “Purposes”):

For web analytics and to improve our Website

For contests, newsletters and other subscriptions, online applications

For managing enquiries, whether or not they pertain to the supply of products by us;

For contact purposes and in contact forms

For the use of our digital services (e.g. online platform, authentication, subscribing to/unsubscribing from newsletters, for the use of applications)

For processing, administering and/or managing the relationship of the eye care professional with us ; and

For statistics analysis purposes, after anonymization of the data.

## HOW LONG WE KEEP PERSONAL DATA WE COLLECT

The retention periods for personal data depends on the purpose for which we collect this data and what the data is processed for. Even if we are not able to outline the various retention periods in a reasonably intelligible format under this notice, we want you to know that we will retain personal data only for as long as (i) necessary for the respective purpose, (ii) necessary to carry out each of the Purposes, (iii) you have consented to, and/or (iv) required by applicable laws. We will destroy or permanently delete personal data if it is no longer required for any of the purposes stated in the preceding sentence.

## PERSONAL DATA WE SHARE

Please be informed that we may share such personal data with:

Others companies of the Essilor Group; and

Companies, organizations, public authorities or individuals outside of the Essilor Group (such as hosting providers, IT providers, market and analyst service providers, credit agencies in order to run a credit check on orders, database management and maintenance services).

Some of these recipients of the personal data may be located overseas. Where personal data is to be transferred outside of the country, we comply with the applicable data protection laws and ensure that personal data be transferred outside of the country only in accordance with the requirements prescribed under the applicable data protection laws, to ensure that a standard of protection that is comparable to the protection under such laws is provided to the personal data so transferred. We will share personal data solely for the Purposes and/or for any requirement for law enforcement purposes, or for fulfilment of legal and regulatory requirements and requests.

## HOW WE PROTECT PERSONAL DATA

We have measures in place to protect personal data against unauthorized access, use, or disclosure, including without limitation:

We implement and maintain sophisticated technical measures to ensure that personal data is recorded and processed in complete confidentiality and security.

We implement and maintain appropriate restrictions on access to personal data, and monitoring of the access, use, and transfer of personal data.

All of our employees who have access to personal data are required to enter into non-disclosure or similar agreements, which imposes obligations on them to comply with our data privacy and confidentiality requirements.

**We require any business partners and third party service providers with whom we may share personal data to comply with any applicable data privacy and confidentiality requirements.**

**We provide data privacy training on a regular basis to our employees and third parties who have access to personal data.**

**Although we will take reasonable measures to protect the personal data, it is recorded that no method of transmission over the internet or method of electronic storage is completely secure.**

**In disclosing or transferring personal data to third parties or to our affiliates located overseas, we take steps to ensure that the receiving party has in place a satisfactory standard of protection accorded to personal data.**

## **DISCLOSURE TO AUTHORITY**

You acknowledge and agree that we have the right to disclose personal data to any legal, regulatory, governmental, tax, law enforcement or other authorities or the relevant right owners, if we have reasonable grounds to believe that disclosure of personal data is necessary for the purpose of meeting any obligations, requirements or arrangements, whether voluntary or mandatory, as a result of cooperating with an order, an investigation and/or a request of any nature by such parties to the extent permissible by applicable law, and accordingly you agree not to take any action and/or waive your rights to take any action against us for the disclosure of personal data in these circumstances.

## **THIRD PARTY SITES**

Our website may contain links to other websites operated by other parties, such as our business affiliates, merchants or payment gateways. We are not responsible for the privacy practices of websites operated by these other parties. You are advised to check on the applicable privacy policies of those websites to determine how they will handle any personal data/information they collect from you.

## **WHAT RIGHTS YOU HAVE**

**Under applicable data protection laws and regulations, you and your clients and customers have a right:**

**Of access to, rectification of, and/or erasure (where required by law) of personal data provided to us;**

**To restrict or object to its processing;**

**To tell us that they or you do not wish to receive marketing information;**

**In some circumstances, to require certain parts of the personal data to be transferred to them or you or a third party; and**

To the extent our processing of personal data is based upon your consent, to withdraw your consent, without affecting the lawfulness of our processing based on your consent before its withdrawal.

We are committed to enable you and your clients and customers to exercise their or your rights in this regard, and: to do so, you or they can contact us. Please provide us with the following information, so that we can take your or their request with all due consideration:

The name and surname, and a photocopy of the applicable identity card;

The specific request (description of the rights wishing to be exercised); and

The date of the application and a signature (if the application is sent by postal mail).

## DATA WE COLLECT WHEN YOU VISIT OUR WEBSITE

When you access our Website, we automatically collect and store some of your data in our server logs and in cookies, which are small files we send to your computer when you visit our website.

This data does not allow us to identify you directly. However, we do record data related to your browsing on our website, such as the pages that you accessed, the date and time you accessed these pages, your search queries, information on your device (hardware model, operating system version, unique device identifier, Internet protocol address, hardware settings, browser type and browser language), the date and time of your request and referral URL.

The provision of your personal data is not required if you only want to visit our Website. This means that you may refuse to accept cookies by configuring your web browser accordingly (for more information, refer to the 'help' section of your web browser). However, refusing cookies is likely to disrupt your navigation on our website, in particular by preventing you from accessing certain parts of it.

## PROCESSING OF DATA

In connection with the performance of our contracts with our customers such as opticians, optometrists, hospitals ("*Customers*" or "*you*"), we may have to process personal data [including name, personal details and vision correction (as the case may be)] (the "*Entrusted Personal Data*") collected by our Customers from their end-users or buyers (the "*Data Subjects*") for the purpose of processing, administering and/or managing our Customer's relationship with us, including:

carrying out our obligations arising from any contracts entered into between us and our Customers, and providing the Customer with information, products and services that the Customer requested from us; performing credit checks when processing payments that use insecure payment methods; providing the other purchasers, end-consumers and/or users with our products; providing our Customers with information about other goods and services we offer that are similar to those that has already been purchased or enquired about by our Customers; notifying our Customers about changes to our products or service; and for statistics analysis purposes, after anonymization of the data.

Unless otherwise stated in our Privacy Policy, capitalized words and expressions set out in our Privacy Policy shall have the meaning of the words and expressions set out in our Terms and Conditions of Sale, published on our Website.

This clause to our Privacy Policy shall apply to all personal data received by us from our Customers, whether relating to our Customers, their purchasers, end-consumers and/or other users of the Lenses. By issuing orders, the Customer accepts the terms of our Privacy Policy.

In this clause, the terms “process”, “processed” or “processing” shall have the meaning set out under applicable law.

When we act as a data processor under applicable law (for the purposes of this clause, a “Processor”, which term shall be deemed to include “data intermediary” under the applicable legislation):

We only process the Entrusted Personal Data on the written instructions of the Customer, unless the Customer is required by applicable laws to otherwise process that Entrusted Personal Data;

With regards to Data Subjects’ requests to exercise their rights, we will redirect any such request that it might receive to the Customer and not answer any such request by ourselves, except where otherwise instructed by the Customer in writing. We will comply with any of the Customer’s documented instructions regarding the implementation of a Data Subject’s request, e.g. instructions to correct or erase certain Entrusted Personal Data, to the extent we have the

capacity and the rights necessary to perform the requested operations on the same.

We will take and maintain all necessary technical, logical and organizational measures so as to ensure an adequate level of security of the processing with regard to (i) the then current state of the art, (ii) the specifications of the processing as described and/or in the Customer's documented instructions and (iii) all security requirements provided by or resulting from applicable data protection laws, the doctrine and case law of Supervisory Authorities, as well as any laws, regulations or other domestic, EU or international rules providing for obligations or requirements having a direct or indirect impact on the security of processing of Entrusted Personal Data or to IT systems.

We will take all measures to limit access to the Entrusted Personal Data to the sole persons among our employees and Processors who need to access it to perform their duties in the context of the processing of such Entrusted Personal Data;

We will notify the Customer in writing of any data breach impacting or otherwise concerning the Entrusted Personal Data without delay, from the moment that we are aware of such data breach, and will provide the Customer with all the information necessary for the Customer to (i) comply with the Customer's data breach notification obligations, and (ii) remedy the data breach or limit or neutralize the consequences of the data breach, without undue delay after we access or are provided with this information.

We will, after termination of our Contract with the Customer, irreversibly delete all the Entrusted Personal Data still in our possession or under our control, or return all such Entrusted Personal Data to the Customer in an unaltered and reusable form, and shall instruct all our Processors to do the same.

In the event that no documented instructions are provided by Customer for the purpose of the preceding paragraph, we will proceed with the deletion of the Entrusted Personal Data.

We will however keep and use the Entrusted Data for statistics purposes, after anonymization.

You shall ensure that complete and accurate personal information is provided to us, and keep us updated on any changes to the Entrusted Personal Data. In the event you do not provide complete and accurate personal information to us as and when it is required, we may be unable to provide

our Products to you and to the purchasers, the end-consumers and/or users of the Products and it may have serious consequences for you.

You will ensure that you have all necessary and appropriate consents and notices in place to enable lawful collection, use, disclosure, processing and transfer of the Entrusted Personal Data for the duration of the Contract and the Purposes, in accordance with all applicable data protection and privacy laws and regulations.

By providing us with Entrusted Personal Data, you undertake to obtain prior consent from the relevant Data Subjects for the processing of their Entrusted Personal Data by us or our representatives for the Purposes.

The Customer may refer Data Subjects to this Privacy Policy for more information on how we process the Entrusted Personal Data. If the relevant Data Subjects do not consent to their Entrusted Personal Data being provided by the Customer to us, the Customer shall inform us accordingly, prior to any such Entrusted Personal Data being provided to us. The Customer shall also notify us as soon as possible of any updates or changes to the Entrusted Personal Data provided by the Customer to us.

## CHANGES TO THIS PRIVACY NOTICE

We regularly review our Privacy Notice, in particular to make it compliant with new laws and regulations regarding data protection. The continued use of our Website and services constitutes acknowledgement and acceptance of such revised terms to this Privacy Notice from time to time.

## CONTACT

If you have any question regarding our use of personal data, you can of course contact us as set out below:

Our contact details are: [CS@essilor.com.sg](mailto:CS@essilor.com.sg)