



## GDPR COMPLIANCE POLICY OF THE UALINK CONSORTIUM

Effective: October 18, 2024

This GDPR Compliance Policy (also referred to as this “Compliance Policy”) represents the policy of the Ultra Accelerator Link Consortium, a Delaware corporation (“UALink”) regarding the treatment of all Personal Data (as defined herein) of any natural person who is a European Union (“EU”) Resident (as defined herein) to the extent the Personal Data of such individual is governed by the European Union’s General Data Protection Regulation (“GDPR”).

### **1. Background Regarding GDPR:**

The GDPR is a regulation adopted by the EU Parliament which applies to any company, whether inside or outside the EU, that gathers, collects, records, organizes, processes, stores, retains and/or otherwise holds any “Personal Data” of any “Data Subject.” Under the GDPR, “Personal Data” is broadly defined to include any information related to that individual which can be used, directly or indirectly, to identify that person, including such information as the person’s name, email address, computer IP address (Internet Protocol address), employer, title/position, country of residence or nationality, home or work address, personal identification number, credit card/bank details, photos of the person, or any posts by that person on webinars, blog posts or social networking websites. Under the GDPR a “Data Subject” is any “natural person” that can claim protection under the GDPR (and is not necessarily limited to EU residents living just inside the geographic boundaries of the EU). The GDPR is a regulation adopted by the EU Parliament which applies to any company, whether inside or outside the EU, that gathers, collects, records, organizes, processes, stores, retains and/or otherwise holds any “Personal Data” of any “Data Subject.” Under the GDPR, “Personal Data” is broadly defined to include any information related to that individual which can be used, directly or indirectly, to identify that person, including such information as the person’s name, email address, computer IP address (Internet Protocol address), employer, title/position, country of residence or nationality, home or work address, personal identification number, credit card/bank details, photos of the person, or any posts by that person on webinars, blog posts or social networking websites. Under the GDPR a “Data Subject” is any “natural person” that can claim protection under the GDPR (and is not necessarily limited to EU residents living just inside the geographic boundaries of the EU).

### **2. Scope of this Compliance Policy**

This Compliance Policy addresses the treatment of Personal Data of any individual Data Subject who is:

1. Participating in, making contributions to, and/or supporting any meetings, work groups, activities, collaborative efforts, other events or work products (including, without limitation, any standards or specifications) sponsored, supported, operated or distributed (in whole or in part) by or on behalf of UALink (“UALink Activities”); and/or
2. Using any programs, technology platforms, or other benefits of any kind offered by or on behalf of UALink (“UALink Benefits”).



Such Data Subject could include, without limitation, an individual acting as a representative of, or otherwise on behalf of, a UALink Member (as such term is contemplated by UALink's Bylaws) as part of that UALink Member's participation in any UALink Activities or use of any UALink Benefits.

For purposes of clarity, this Compliance Policy only addresses Personal Data of the individual Data Subject. Thus, this Compliance Policy is not intended to cover data or information about a corporation that is a UALink Member or any technical information contributed by a UALink Member through any of its representatives as part of that UALink Member's participation in the design, development or promotion of any UALink standards or specifications.

### **3. UALink's Treatment of Personal Data of Natural Persons Participating in UALink Activities or Using UALink Benefits.**

#### **3.1 Informed Consent.**

UALink intends to seek a GDPR-compliant informed consent from a Data Subject ("Informed Consent") if UALink either directly, or through the assistance of any association management company acting on behalf of UALink, intends to gather, collect, record, organize, process, store, retain and/or hold any Personal Data of that Data Subject as part of that Data Subject's participation in any UALink Activities and/or use of any UALink Benefits.

UALink's Board of Directors ("UALink Board") may approve the form of Informed Consent to be used by UALink for this purpose.

#### **3.2 Technical and Organizational Measures.**

The UALink Board may approve any technical and organizational measures which UALink will take, either directly or through the assistance of any third party (including, without limitation, an association management company engaged by UALink), to assist UALink in its compliance with the GDPR. These measures may include, without limitation, the technical procedures necessary to (i) obtain and demonstrate a Data Subject's assent to the Informed Consent in compliance with the GDPR; and (ii) carry out a Data Subject's request to erase (i.e., remove and delete) and/or modify his/her Personal Data pursuant to the GDPR.

### **4. UALink Member's Treatment of Personal Data Which They Receive from UALink.**

#### **4.1 Treatment of Personal Data Received by UALink Members.**

This Compliance Policy governs the GDPR compliance obligations of UALink Members with regard to the treatment of any Personal Data of a Data Subject which a UALink Member may receive as part of that entity's status or role as a Member of UALink, including, without limitation, any Personal Data received by a UALink Member's representative (the "UALink Representatives") as part of such UALink Representative's duties representing his or her UALink Member on the UALink Board, any UALink Working Group, or any other UALink Committee (collectively, "UALink Committees"). For instance, a UALink Member and its UALink Representatives (serving on any UALink Committee) may receive



Personal Data of a Data Subject in order to facilitate participation, collaboration and organization of UALink Activities and/or use of UALink Benefits by and amongst UALink, individual Data Subjects and the UALink Members.

A UALink Member may use such Personal Data only in accordance with the following conditions:

1. Such use must be in compliance with the GDPR;
2. Such use shall be subject to any conditions or limitations imposed on UALink pursuant to the Informed Consent or otherwise under the GDPR; and
3. Such use must be in compliance with this GDPR Compliance Policy and any other policies and procedures promulgated by UALink at any time.

#### **4.2 Separate Transactions Outside Status as a UALink Member.**

As noted above, this Compliance Policy governs a UALink Member's treatment of any Personal Data of a Data Subject which such UALink Member receives as part of that entity's status or role as a Member of UALink. Thus, and for purposes of clarity, if UALink and a particular UALink Member desire to enter into any independent business transaction which is outside of the functions or scope of that entity's status or role as a UALink Member ("Separate Business Transaction"), then the following should apply:

1. UALink may require that the parties enter into a separate agreement which will govern the treatment of any GDPR-governed Personal Data which is used in, or arises out of, that Separate Business Transaction; and
2. Such UALink Member acknowledges that any contract regarding any such Separate Business Transaction should not modify the UALink Member's obligations under this Compliance Policy regarding the treatment of Personal Data received by such UALink Member as part of that entity's role or status as a UALink Member.

#### **5. Third Party Treatment of Personal Data Which They Receive from UALink.**

UALink may share certain Personal Data of Data Subject with third parties, including without limitation:

1. Any association management company engaged by UALink to assist UALink in gathering, collecting, recording, organizing, processing, storing and/or retaining any such Personal Data; and/or
2. Any collaboration partners such as other standards organizations in order to facilitate UALink's collaborations with these collaboration partners. UALink will attempt to obtain appropriate contractual provisions with these third parties to require them to take steps to be in compliance with the GDPR as applicable to the particular third party.

#### **6. Effect of this Compliance Policy; Amendment**

This Compliance Policy applies to all UALink Members as of the date of adoption set forth above. This Compliance Policy may be amended by the UALink Board at any time, and from time to time, after giving reasonable notice to all UALink Members.