

## **IBM Data Sanitization and related Logistics Services**

This Data Processing Addendum Exhibit (DPA Exhibit) is subject to the terms of IBM's Data Processing Addendum (DPA) at <http://ibm.com/dpa> and shall apply to any Data Sanitization and related Logistics Services offered under a Transaction Document (Service). For purposes of the DPA and DPA Exhibit, any reference in the Schedule to "Customer" shall mean "Client" and any reference to "Schedule" shall mean "TD" or "Transaction Document".

### **1. Processing**

IBM will process Client Personal Data, as described in the Transaction Document (TD) and as supplemented and specified by this DPA Exhibit.

#### **1.1 Processing Activities**

The potential processing activities with regard to Client Personal Data are:

- Receipt of Client equipment containing Client Personal Data delivered to IBM
- Data sanitization of equipment containing Client Personal Data via disk overwriting, degaussing or shredding process (using NIST 800-88 Rev 1 Standard)
- Transportation of equipment containing Client Personal Data

### **2. Client Personal Data**

#### **2.1 Categories of Data Subjects**

The categories of Data Subjects related to the Client Personal Data may include:

- Client Company's employees (including temporary or casual workers, volunteers, assignees, trainees, retirees, pre-hires and applicants)
- Client Company's affiliates employees (including temporary or casual workers, volunteers, assignees, trainees, retirees, pre-hires and applicants)
- Client Company's (potential) Clients (if those (potential) Clients are individuals)
- Employees of Client Company's (potential) Clients
- Client Company's business partners (if those business partners are individuals)
- Employees of Client Company's business partners
- Client Company's visitors
- Client Company's suppliers and subcontractors (if those suppliers and subcontractors are individuals)
- Employees of Client Company's suppliers and subcontractors
- Client Company's agents, consultants and other professional experts (contractors)

The list set out above is information about the Categories of Data Subjects whose Personal Data generally can be processed within the Service. Given the nature of the Services, Client acknowledges that IBM is not able to verify or maintain the above list of Categories of Data Subjects. Therefore, Client will notify IBM about any required changes of the list above by contacting the email ID referenced in Section 7, "Data Privacy Officer and Other Controllers". IBM will process Personal Data of all Data Subjects listed above in accordance with the Agreement. If changes to the list of Categories of Data Subjects require changes to the agreed Processing, Client shall provide Additional Instructions to IBM as set out in the DPA.



# Data Processing Addendum Exhibit

## 2.2 Type of Personal Data

Client is responsible to provide IBM with, and keep updated, a list of Types of Client Personal Data and Special Categories of Client Personal Data that IBM may have access to during the Service. Client will notify IBM about any required changes to the list above by contacting the email ID referenced in Section 7, “Data Privacy Officer and Other Controllers”.

Given the nature of the Services, Client acknowledges that IBM will not review any data provided by Client to determine if it contains Types of Client Personal Data or Special Categories of Client Personal Data outside the list Client provided to IBM. However, if IBM becomes aware of any such Types of Client Personal Data or Special Categories of Client Personal Data in the data provided by Client, Client instructs IBM to delete the Types of Client Personal Data, at Client’s request.

IBM will assume that during the Services it may have access, even incidentally, to all types of data provided by Client, which data may include all Types of Client Personal Data and Special Categories of Client Personal Data. IBM has put in place its own technical and organization measures to safeguard all Client Types of Client Personal Data, as set out below.

## 3. Technical and Organizational Measures

The Technical and Organizational Measures (TOMs) applicable to the Service can be found at:

[www.ibm.com/financing/asset-buyback/gdpr](http://www.ibm.com/financing/asset-buyback/gdpr)

These TOMs as set out above are applicable to all Content, including Client Personal Data.

Client confirms its obligation to implement appropriate TOMs within its own area of responsibility as required by applicable Data Protection Laws.

## 4. Deletion of Client Personal Data

IBM will delete or destroy all Client Personal Data as part of the Service. If necessary, Client should retain a copy of any Client Personal Data prior to providing such data to IBM for deletion.

## 5. Subprocessors

IBM may use the following Subprocessor(s) in the Processing of Client Personal Data:

<b>1.) IBM Affiliates located in the European Economic Area or countries considered by the European Commission to have adequate protection</b>		
	<b>Name</b>	<b>Address</b>
	Compagnie IBM France, S.A.S.	Rue De La Vieille Poste, Montpellier Cedex 01, 34 34006, France
	IBM Data Storage Systems Kft.	Deakvari Fasor 16-18, Vac, PE 2600, Hungary
	IBM Manufacturing Solutions Pte Ltd	Sos. Bucuresti-Ploiesti 1A, Bucharest, Romania, 13681
	IBM United Kingdom Ltd.	P.O. Box 41, North Harbour, Portsmouth, Hants, PO6 3AU, United Kingdom
	IBM Deutschland GmbH	IBM-Allee 1, D-71139 Ehningen, Germany
	IBM Canada Ltd.	3600 Steeles Avenue East Markham, Ontario L3R 9Z7, Canada
<b>2.) Third Party Subprocessors located in the European Economic Area or countries considered by the European Commission to have adequate protection</b>		
	<b>Name</b>	<b>Primary Address</b>
	Celestica Romania S.R.L.	88 Sos. Borsului, Bors, Bihor , Romania
	Geodis Calberson Hungaria Kft	Deákvári fasor 16-18., HU-2600 Vac, Hungaria
	Geodis SA	26 quai Charles Pasqua, 92300 Levallois-Perret, Paris, France
	Geodis Logistics Deutschland GmbH	Am Neuberg 6D, 55268 Nieder-Olm, Germany
	Arrow Enterprise Computing Solutions Ltd	Nidderdale House, Beckwith Knowle, Otley Road, Harrogate, HG3 1SA, United Kingdom



## Data Processing Addendum Exhibit

	Euro-Recycling Ltd.	Unit 117A Burcott Road, Avonmouth, Bristol, BS11 8AB, United Kingdom
	Mackie Moving Systems Corporation	933 Bloor St., West Oshawa, Ontario, CA, L1J5Y7, Canada
	Geodis Wilson Canada Ltd.	3061 Orlando Drive, Mississauga, ON L4V 1R4, Canada
<b>3.) IBM Data Importers</b>		
	<b><u>Name</u></b>	<b><u>Address</u></b>
	International Business Machines Corporation	New Orchard Drive, Armonk, NY 10504, United States
	IBM Japan, Ltd.	19-21 Nihonbashi, Hakozaiki-cho, Chuo-ku, Tokyo 103-8510, Japan
<b>4.) Third Party Data Importers</b>		
	<b><u>Name</u></b>	<b><u>Primary Address</u></b>
	Celestica Inc.	3605 Highway 52 North, Rochester, Minnesota 55901, United States
	Geodis Global Solutions USA Inc.	2678 South Rd, Suite 104, Poughkeepsie, NY, 12601, United States
	Dataspan Holdings Inc.	13755 Hutton Drive Suite 300, Farmers Branch, TX 75234, United States
	MultiTek, LLC	427 W. Fairway Drive, Brazil, IN 47834, United States
	Celestica Japan KK	Mitsui Logistics Park Hino 3F, 3-1-1 Asahigaoka, Hino City, Tokyo, Japan
	Geodis Global Solutions Japan Co.,Ltd.	5-1-11, Osaki, Sumitomoseimeigotanda Bldg. 5f., Shinagawa-ku, 141-0032, Japan
	Celestica Technology Consultancy (Shanghai) Co. Ltd	3000 Long dong Ave. Pudong, Shanghai 201203, PRC
	Geodis Wilson Shanghai Limited	No. 841 Middle Yan An Road, Shanghai, 200040, PRC

For Services provided in Europe, the applicable Subprocessors are those listed in Section 5 a) and b).

## 6. International Data Transfer

### 6.1 EU Standard Contractual Clauses

EU Standard Contractual Clauses signed by all IBM Data Importers, if applicable, are available at:

[www.ibm.com/financing/asset-buyback/gdpr](http://www.ibm.com/financing/asset-buyback/gdpr)

## 7. Data Privacy Officer and Other Controllers

Client is responsible for providing complete, accurate and up-to-date information about its data privacy officer and each other Controllers (including their data privacy officer). Any updates to the information should be provided to IBM by contacting [IGFGDPR@ibm.com](mailto:IGFGDPR@ibm.com) with the Contract Number and Client Name.

## 8. IBM Privacy Contact

The IBM privacy contact can be contacted at [DPA.Help.project@uk.ibm.com](mailto:DPA.Help.project@uk.ibm.com).