



PRIVACY POLICY

www.clorofil.eco

Preamble

The www.clorofil.eco website (hereinafter the "**Website**") and the Services sold are operated by **COLORFIL**, SAS, registered with the Nanterre Trade and Companies Register under number 898 897 046, whose registered office is at 1-3 Esplanade du Foncet – Immeuble Bords de Seine 1 - 92441 ISSY LES MOULINEAUX (hereinafter the "**Data Controller**").

Access to the Site and its functions requires the collection and processing of Users' personal data. It was therefore necessary to establish a policy for the protection of personal data in order to comply with the recommendations for the processing of personal data as laid down by the applicable laws and regulations.

The Site's Data Protection Policy has been drawn up in accordance with the recommendations of the Commission Nationale de l'Informatique et des Libertés (**CNIL**). Its purpose is to inform Users of the Site of the way in which their personal data is processed and of the commitments and measures we have taken to ensure that the personal data of Users of the Site is respected.

It has been drawn up in accordance with the provisions of :

- *The Data Protection Act of 6 January 1978;*
- *The European Regulation on Personal Data (known as the "GDPR") of 23 May 2018;*
- *The Law transposing the European Regulation on the Protection of Personal Data (R.G.P.D.) of 20 June 2018.*

The version currently published on the Site is the current version of this policy. The Data Controller reserves the right to modify it at any time in order to comply with current legal obligations. Any changes made to the personal data protection policy will be communicated to Users in order to obtain their consent to the new policy.

By browsing our Site, Users acknowledge that they have read, understood and accepted this data protection policy. Any questions relating to this policy may be sent to the following address: support@clorofil.eco

Article 1 - Definitions

1.1 Technical terms relating to the protection of personal data

On our Site, the terms below have the meaning ascribed to them in the R.G.P.D. (art.4):

Consent: "any freely given, specific, informed and unambiguous indication of the data subject's wishes by which he or she signifies his or her agreement, either by a declaration or by a clear and positive act, to personal data relating to him or her being processed";

Controller: "the natural or legal person, public authority, agency or other body which alone or jointly with others determines the purposes and means of the processing operation; where the purposes and means of such processing are determined by Union law or by the law of a Member State, the controller may be designated or specific criteria for such designation may be laid down in Union law or in the law of a Member State";

Processor: "the natural or legal person, public authority, department or other body which processes personal data on behalf of the controller";

Processing: "any operation or set of operations which is performed upon personal data or sets of personal data, whether or not by automatic means,

such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction";

Personal data breach: "a breach of security resulting in the accidental or unlawful destruction, loss, alteration, unauthorised disclosure of or access to personal data transmitted, stored or otherwise processed".

1.2 Other terms used herein

"Services": refers to the Services provided by the Data Controller;

"Site": refers to the www.clorofil.eco Site operated by the Data Controller and made available to the User;

"User": refers to any individual using our Site and having access to its content.

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Article 2 - What is personal data?

Personal **data**" refers to any information that can directly or indirectly identify a natural person (surname, first name, e-mail address, telephone number, postal address, etc.).

As such, the GDPR defines personal data as: *"any information relating to an identified or identifiable natural person (hereinafter referred to as 'data subject'); an 'identifiable natural person' is one who can be identified, directly or indirectly, in particular by reference to an identifier, such as a*

name, an identification number, location data, an online identifier, or to one or more factors specific to his or her physical, physiological, genetic, mental, economic, cultural or social identity;".

Article 3 – Data relating to minors

In accordance with the provisions of Article 8 of European Regulation 2016/679 and the French Data Protection Act, only minors aged 15 or over may consent to the processing of their personal data

Users under the age of fifteen (15) are invited to seek the consent of a legal representative – required by the Data Controller – in order for their personal data to be collected and in order to be able to use the Site's services.

The Data Controller may not be held liable in the event of any user providing personal data concerning a minor under the age of fifteen (15).

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Article 4 – Collection of personal data

We obtain your consent, through a positive and specific action, such as a dedicated and non-pre-checked checkbox, present on each personal data collection form.

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When browsing the Site, the User will be required, on several occasions, to provide certain personal data (for the purposes indicated in Article 5).

Before each collection, the User is informed in a clear and accessible manner, directly on the form, of the specific purposes of the processing and the nature of the data collected.

By providing their data, the User therefore consents to the collection and processing of the personal data provided by the Data Controller for the exclusive purposes detailed in Article 5 of the Policy. This consent, along with other grounds, serves as the legal basis for the processing of the data collected.

The Data Controller collects and processes only the data strictly necessary for the purposes for which it is processed. We are committed to our Users not to process data for purposes other than those mentioned below. If we were to offer a new service on the Site, or any other feature of the Site, requiring the collection and processing of data, we undertake to obtain the Users' consent again before offering the new service in question.

Whenever the Site processes personal data, the Data Controller takes all reasonable measures to ensure the accuracy and relevance of the personal data in relation to the purposes for which it is processed.

Article 5 – Purpose of processing

We collect data from Users solely for the following purposes:

1. Contact form

A contact form is available on the Site enabling any user to contact **CLOROFIL**. To send a request, the user must provide the following information: surname, first name, e-mail address, telephone number, company.

The information is processed for the purposes of :

- (1) Managing the contact request ;
- (2) Respond to and process the User's request;
- (3) Plan any prospecting meetings;
- (4) Archive the request.

The legal basis is the User's consent to the processing of his/her data.

By completing the form, the User may also consent to receiving information from CLOROFIL and its entities. Users may unsubscribe at any time by using the unsubscribe function contained in the emails or by sending an email to the Data Controller.

2. Creating an account on the Site

Via the "Register" button, Users who are professional entities can create an account on the Site. To do so, they must provide the following information: name of the entity to which they belong, country, postcode, town, number and street, as well as information about their user profile, first name, surname, email address and telephone number.

The information is processed for the purposes of :

- (1) Create an account and provide access to it;
- (2) Provide the services related to his account and his Subscription to CLOROFIL services;
- (3) Manage lost password requests and renewals;
- (4) Provide assistance with services related to their account or Subscription.

The User is solely responsible for the confidentiality of its connection identifiers and must notify CLOROFIL without delay in the event of loss or theft of its identifiers.

The legal basis is the execution of a contract between CLOROFIL and the user for the processing of his/her data.

Any definitive deletion of a User account must be requested by e-mail to support@clorofil.eco

3. Add a user

By clicking on the "add" button, users with professional entity status can add users to their account under the professional entity. To do this, they must provide the user profile information: first name, surname, email.

The information is processed for the purposes of :

- (1) Create an account and provide access to it;
- (2) Provide services related to his account and his Subscription to CLOROFIL services;
- (3) Manage lost password requests and renewals;
- (4) Provide assistance with services related to their account or Subscription.

The User is solely responsible for the confidentiality of its connection identifiers and must notify CLOROFIL without delay in the event of loss or theft of its identifiers.

The legal basis is the execution of a contract between CLOROFIL and the user for the processing of his/her data.

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4. Provision of services linked to Registration and Subscription

All Subscribers who have created an account on the Site can benefit from services linked to their Subscription. Their data is processed for the following purposes:

- (1) Create a User or Employee account on the website.
- (2) Providing account-related services
- (3) Managing and administering your account
- (4) Provide assistance in using the account
- (5) Provide the Subscriber with the services linked to his CLOROFIL Subscription
- (6) Send them communications related to their CLOROFIL Subscription
- (7) CLOROFIL may use User and Subscriber Data that has been stripped of all personal data, in particular to enable the provision of tools for

measuring and comparing the carbon footprint of establishments similar to the Establishments, as well as for compilation, summaries for statistical purposes, or studies in the field of ecological transition. Data used for statistical or research purposes will be anonymized in advance, in accordance with regulations, and will not allow for the direct or indirect identification of the individuals concerned.

The legal basis is the execution of a Contract between CLOROFIL and the Subscriber for the processing of his/her data.

It is specified that when the Subscriber is a user or employee of the Customer, CLOROFIL acts as a subcontractor, in application of the Data Protection Agreement of the General Terms and Conditions of Subscription of CLOROFIL.

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5. Commercial communications

If the User has given his consent to receive commercial information from CLOROFIL, he must provide his surname, first name and e-mail address. This data is processed for the purposes of :

- (1) Send them commercial communications from CLOROFIL
- (2) Manage unsubscribe requests.

Users may withdraw their consent at any time by sending an e-mail to .
dpo.oss.fr@sodexo.com

The legal basis is the User's consent.

6. Analysis of navigation information

When browsing the Site, Users may be asked to enter their personal connection details.

Connection data and browsing information are used solely for statistical studies (analysis of site traffic and user experience) and other purposes mentioned in the cookies policy.

The legal basis is as follows: Processing is necessary for the purposes of the legitimate interests pursued by the Data Controller, in particular to offer Users a smooth and improved browsing experience.

Connection data is also used to prevent and combat computer fraud.

The legal basis is the response to a legal obligation.

Article 6 – Data retention period

We do not exceed the legal data retention periods and User data is only retained for as long as is necessary for the purposes for which it was collected.

The retention periods are as follows:

- **User data (5.1)**: this is kept for a maximum of three (3) years after the last clear interaction from the User, or earlier if the User has exercised a right under the General Data Protection Regulation;
- **User account data (5.2 and 5.3 and 5.4)**: this is kept for the duration of the User's registration on the site and is then deleted within three (3) years of the end of their subscription.
- **Subscriber data (5.5)** : Kept for up to 5 years after the end of the Contract. After the Subscription has ended, the User may continue to access the free version of the CLORIFIL solution. The User's account will be deleted within a maximum period of three (3) years after the last

clear interaction from the User or earlier if the User has exercised a right in application of the General Data Protection Regulation

- **Data of the Subscriber or User who has subscribed to a Clorofil communication (5.5):** kept for 3 years after the last contact from the User;
- **Connection data:** this is kept for a maximum of 13 months.

In establishing our data processing policy, we have created a reference grid for data retention periods, developed in accordance with the recommendations of the CNIL (French Data Protection Authority). In addition, the Data Controller may retain certain personal data in order to fulfill its legal or regulatory obligations, to enable users to exercise their rights, or for statistical purposes. At the end of the personal data retention period, the data will be deleted or anonymized.

Article 7 – Access to data

The data collected via the Site is intended exclusively for the following recipients.

7.1 hosting

The Site is hosted by **AWS** whose servers are based in Ireland

The host has access to data only within the strict limits of its responsibilities necessary for hosting the Site, based on documented and traceable authorizations. It has limited access to User data in the context of performing these services and has a contractual obligation to use it in accordance with the provisions of applicable regulations on the protection of personal data.

7.2 service providers

The Website and the Data Controller rely on certain third-party services to provide certain features. These third parties have limited access to User data in order to perform these services and are contractually obligated to use it in accordance with the provisions of applicable personal data protection regulations. These service providers' access is limited to only the data strictly

necessary for the performance of their tasks, based on specific authorizations.

NAME	Function	Accessible data
STRIPE	Payment for the Solution by the Customer	Customer payment data, with STRIPE acting as data controller.
CLIMATESEED & ECOTREE	Carbon sequestration project	Customer data, name of establishment and email address, CLIMATESEED & ECOTREE acting as carbon sequestration project manager.
MATOMO	Tracking the CLOROFIL website	URL data, MATOMO acting as a partner in customer tracking on our CLOROFIL.ECO website.
HUBSPOT	CRM: Customer Data management	Customer data: email addresses, first and last names, and phone numbers, acting as a database manager for customer follow-up

Users' statistical data (cookies) are used to improve the user experience and enhance the Site's functionalities. Users are invited to refer to the site's cookies policy.

7.3 Internal teams

Internally, CLOROFIL employees have access to data under the following conditions:

- CLOROFIL IT Department processes data for the purposes of maintaining and supporting the CLOROFIL website.

- CLOROFIL Customer and Sales Department and CLOROFIL Management processes data for the purpose of resolving any dispute relating to the performance of the Contract or for the purpose of ensuring the proper performance of the Contract and CLOROFIL services.

7.4 Legal obligations

Data may also be transmitted by the Data Controller to third parties and competent authorities in order to comply with legal, judicial, fiscal or regulatory obligations. The Data Controller guarantees Users that no transfer of personal data will be made to an unauthorised third party without the prior, voluntary, informed, express and written consent of the User.

The Data Controller undertakes not to process, host or transfer Information collected from its users to a country outside the European Union or recognised as "non-adequate" by the European Commission without first informing the owner of the data and obtaining its consent.

Article 8 – Data protection

The Data Controller has taken all necessary precautions, in accordance with the state of the art in this field, to protect your information in a secure environment in order to prevent any destruction, loss, alteration, dissemination, or unauthorized access. The security measures implemented include, in particular, authorization management, access logging, password policy, workstation security, and user awareness, in accordance with the recommendations of the CNIL and the GDPR.

Regardless of the efforts made, no method of transmission over the Internet and no method of electronic storage is completely secure. We cannot therefore guarantee absolute security. If we become aware of a security breach, we will notify the users concerned so that they can take appropriate measures. Our incident notification procedures take into account our legal obligations, whether at national or European level.

In the event that the integrity and confidentiality of your data are compromised, the data controller undertakes to comply with the procedures established under the French Data Protection Act of January 6, 1978, and the European General Data Protection Regulation (GDPR).

The data controller does not resell or outsource User data.

Article 9 – Individual rights

In accordance with the French Data Protection Act of 6 January 1978 and the European Data Protection Regulation ("E.D.P.R."), Users of the Site have the following rights:

9.1 Right of access, rectification and deletion

Users may find out about, update, modify or request the deletion of data concerning them by sending an e-mail to the person responsible for processing personal data, specifying the subject of their request and using the contact e-mail address: dpo.oss.fr@sodexo.com

9.2 Right to

The User has the right to request the portability of his/her personal data, held by the Site or by the Data Controller, to another site, by making a request for the portability of his/her personal data to the Data Controller, by sending an e-mail to the address provided above.

9.3 Right to limit and object to data processing

The User has the right to request the restriction of or to object to the processing of his/her data by the Data Controller, without the latter being able to refuse, unless it can be shown that there are legitimate and

overriding reasons, which may take precedence over the interests and rights and freedoms of the User.

The User must make a request to the data controller to restrict the processing of his/her personal data, by sending an e-mail to the above address.

9.4 Right not to be subject to a decision based exclusively on an automated process

In accordance with the provisions of Regulation 2016/679, the User has the right not to be subject to a decision based exclusively on an automated process if the decision produces legal effects concerning him or her, or significantly affects him or her in a similar way.

9.5 Right to determine the fate of data

Users are reminded that they may organise what is to become of their data collected and processed if they die, in accordance with law no. 2016-1321 of 7 October 2016.

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Article 10 – Exercise of Rights

10.1 How to exercise rights

To exercise any of your rights, simply :

- Write a letter to the person responsible for processing Ms Noelle Fustier (support@clorofil.eco) at the address of her registered office;
- Or send an e-mail to dpo.oss.fr@sodexo.com

Enter your full name and address and enclose proof of identity.

Requests will be processed within one month, unless a compelling reason is given and justified by the Data Controller to extend the deadline. In this case, the person concerned will be informed of the postponement within the initial one-month period, and the response may not exceed a total period of three months. Exercising your rights is free of charge.

10.2 Referral to the

If the Data Controller does not satisfy the User's request, the User is entitled to refer the matter to the CNIL (Commission Nationale de l'Informatique et des Libertés, <https://www.cnil.fr>) in order to assert his/her rights.

Article 11 - Cookie policy

11.1 What is a Cookie

The User is informed that a cookie is a small file deposited on the terminal of any user (computer, tablet or mobile device), by the Site, during its consultation. It does not contain any personal information, but enables a link to be made between the User's device and their preferences for use and experience on the Site (e.g. location, language, font size).

11.2 consent

For the use of "cookie" files involving the storage and analysis of personal data, the User's consent is always requested. This consent is valid for a period of thirteen (13) months, with one or more exceptions (see table Art.13), at the end of which the User will be asked for a new authorisation.

Article 12 - Use of cookies

In accordance with CNIL deliberation no. 2013-378 of December 5, 2013, the Data Controller informs Website Users that cookies record certain information that is stored in the memory of their hard drive.

When visiting the Website for the first time, an information banner is displayed, clearly and comprehensively informing the User of the specific

purposes of each category of cookies used (e.g., audience measurement, personalization, advertising, social networks), the possibility of objecting to these cookies, and the ability to change their choices at any time by clicking on a link in the banner.

This information is used to generate audience statistics for the Site and to offer services based on the information they have already selected during their previous visits.

An alert message, in the form of a banner, asks each User visiting the Site in advance if they wish to accept cookies.

The banner allows the User to accept or refuse cookies as easily as each other, with the same level of information.

To ensure the free, informed, and unambiguous consent of the User visiting the Site, the banner will not disappear until they have continued browsing and configured their choices.

Unless the User has given their prior consent, cookies will not be deposited or read:

- If any person who visits the Site (on the home page or directly on another page of the Site using a search engine, for example) does not continue browsing: a simple absence of action cannot be assimilated to an expression of will;
- Or if they click on the link in the banner allowing them to set their cookie parameters and, where applicable, refuse to accept cookies.

We use and collect cookies in order to :

- To process statistics and information on traffic on our Site and to optimise it as much as possible;
- To offer our users a fluid browsing experience by adapting the presentation of the Site to the display preferences of the user's terminal;
- To store information provided on the Site by the User.

Article 13 – List of cookies

The list of cookies present on the Site is as follows:

Cookies	Purpose	Nature of the Cookie	Shelf life
MATOMO	Study of Site traffic statistics	Functional	13 months

Article 14 – Opposition and configuration

All Users may refuse to accept cookies by configuring their browser in the following way(s):

- Open a private browser window ;
- By clicking on the “Cookies” widget available on the Site's home page, then selecting the “Refuse all non-essential cookies” option or customizing their choices for each category of cookies; By following the detailed instructions accessible via the “Manage my cookies” link at the bottom of each page of the Site, which explain step by step how to accept, customize, or refuse cookies:

- By consulting the "Help" section of their browser to enable private browsing or refuse cookies, according to the instructions provided. Users are informed of these options in a clear and visible manner during their first visit to the Site, via a dedicated information banner.
- Or any other means available to the user.

Users may at any time choose to express and modify their wishes with regard to cookies. The Data Controller declines all responsibility for the consequences resulting from the operation of the Site and any services offered:

- Refusal of cookies by the user ;
- And/or the impossibility for the Site to record or consult the cookies necessary for their operation as a result of the user's choice.

Article 15 - Browser software settings

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Users can configure their browser software in such a way as to configure their choices regarding the use of cookies:

- For Microsoft Edge^(TM): <https://support.microsoft.com/fr-fr/microsoft-edge/cookies>
- For SafariTM: <http://docs.info.apple.com/article.html?path=Safari/3.0/fr/9277.html>
- For Chrome^(TM): <http://support.google.com/chrome/bin/answer.py?hl=fr&hlrm=en&answer=95647>
- For Firefox^(TM): <http://support.mozilla.org/fr/kb/Activer%20et%20d%C3%A9sactiver%20les%20cookies>
- For OperaTM: <http://support.opera.com/fr-fr/cookies>

Users may also configure their browser to accept or refuse cookies on a case-by-case basis before they are installed, or delete cookies from their terminal. The User is informed that by setting his/her browser to refuse

cookies, certain functions of the Site may not be accessible and the Data Controller or Web Host may not be held liable in this respect.

Article 16 - Modification of the confidentiality policy

The Data Controller reserves the right to modify this Policy at any time. If a change is made to this Policy, the new version will be published immediately on the Site and the User's consent will be sought again. If the User does not agree with the terms of the new version of the policy, they have the option of no longer using the Site's Services and no longer browsing the Site.

Article 17 - Acceptance by the User of the privacy policy

By browsing the Website, the User certifies that they have read and understood this privacy policy and accepts its terms and conditions, particularly with regard to the collection and processing of their personal data, the purposes of which are specified in Article 5, as well as the use of cookies, the purposes of which are listed the list, and the methods of opposition and configuration are detailed in Articles 11 to 15. The User is informed, in a clear and comprehensive manner, of the means available to them to accept or refuse the storage of cookies and to exercise their rights relating to their personal data.