

Colt's Data Protection Compliance Statement

TO WHOM IT MAY CONCERN

Colt is strongly committed in maintaining the privacy of the personal data processed in the course of its business activities, and to complying with applicable laws and regulations regarding the processing of personal data. To this end, Colt has implemented a global privacy compliance programme applicable to all Colt entities, which has been audited, validated and approved by the European Data Protection Board (EDPB) through its Binding Corporate Rules (BCRs) certification. The programme comprises a series of policies, controls, measures and procedures, some of which are set out throughout this statement.



Certifications

- Colt has obtained approval for its BCRs, both as Controller and Processor. They allow Colt to maintain the same levels and standards of privacy compliance throughout the group worldwide, safely transferring personal data outside the EU within the group. Colt is the first and unique telco company in having post-GDPR approved BCRs, both as Processor and Controller. Decisions approving Colt BCR can be found on the EDPB's website [here](#).
- Colt adheres to the Telecommunications Code of Conduct approved by the Austrian Data Protection Authority (DSB).
- Colt is implementing the ISO 27701 an extension of ISO/IEC 27001 and ISO/IEC 27002 for Privacy.



Governance and organisational measures

- Colt has a global structure responsible for data protection and data protection governance which is organised around the following instruments; (i) a data protection governance model approved by the Management Committee, (ii) a Group Data Protection & India Grievance Officer, (iii) a global network of Local Data Protection Officers coordinated by the Group Data Protection Officer, (iv) a global network of representatives per country and per business area, (v) a Data Protection team, (vi) a Security and Privacy committee and (vii) a Policy governing data protection governance.
- Colt has a Global Privacy Policy, which sets out the principles underpinning Colt's global data protection strategy. This policy, as well as all the policies set out in this statement, has been approved by the Group Data Protection & India Grievance Officer, notified and published on the intranet, available to all employees.
- Colt has implemented the following Policies and Guides:
 - Global Privacy and Governance Privacy Policy
 - Corporate Web Privacy Policy & Customer, Employees and Vendors Statements
 - Data Protection Framework Compliance Standards
 - Destruction and Retention Policy and Data Deletion Certificate Guide
 - External Collaboration Standard

- International Data Transfer Policy
 - Privacy by design and by default Policy
 - Vendors Data Privacy Compliance Policy
 - DSAR Procedure
 - Data Breach Procedure
 - Sensitive Personal Data Policy
 - PIA and PPIA matrix, guidance and policies
- Colt keeps Record of Processing Activities (RoPA) both as Controller and as Processor -by meaning of Article 30 GDPR- as well as a Data Mapping. These inventories are revised and updated regularly.
 - Colt has implemented a procedure to attend Data Subject Rights and complaints in due time and manner. Data subjects are informed of such procedure in a clear and comprehensive way by means of Colt's Privacy Notice www.colt.net/legal/data-privacy/.
 - Colt has implemented a procedure for conducting Data Privacy Impact Assessments (DPIA) of new systems, projects or data processes in the cases set out in article 35 GDPR following EDPB guidelines and to local authorities' opinions.
 - Colt has a process for the management and notification of personal data breaches to the interested parties within the legally required timeframe, managed by a 24/7 enabled team.
 - All Colt employees receive a mandatory training about Colt's global privacy compliance programme.



Binding Corporate Rules, Certifications and International Data Transfers

- Colt has been awarded BCRs of controller and processor by the European Data Protection Board (EDPB) August 02, 2021. The [approval was published in the official Gazette of the EDPB on August 05, 2021](#) and ratified by the Spanish Data Protection Authority, as Colt's BCR leading Authority. Colt's BCRs were negotiated and discussed with the Spanish Data Protection Authority, Hesse Data Protection Authority and French Data Protection and approved by the European Data Protection Board which includes all the EU Data Protection Authorities. The BCRs are the only available instrument to get company's data privacy practices and program approved by the EU Data Protection Authorities. Colt's BCRs allows Colt to transfer EU personal data within the Group, even outside the EEA, recognizing a Global Privacy programme that meets highest possible industry standards. For approving our BCRS, the EDPB audited, validated and approved Colt privacy compliance framework applicable in all Colt's entities and implemented by Colt across the whole group. The approved privacy programme is legally binding on every company of the group.
- Colt transfers personal data in compliance with Data Protection Laws and with EDPB Recommendations 01/2020 on measures that supplement transfer tools to ensure compliance with the EU level of protection of personal data. Colt may transfer personal data or makes personal data accessible to its subsidiaries (<https://www.colt.net/legal/>), located within or outside of the EEA or UK for the provision of the services. The transfers within Colt Group are carried out by means of its Binding Corporate Rules (BCRs).
- **Following the Recommendation 01/2020**, approved by the European Data Protection Board (EDPB) to help controllers and processors exporting data of EU private entities or public authorities to third countries to act in compliance with the CJEU's Schrems II judgment, and **ensure on a case-by-case basis that the Law of the third country of destination warrants essentially an equivalent level of protection as under EU Law, Colt Technology Services has adopted the following tools to be compliant:**

- In accordance with the Recommendation 01/2020, Colt has implemented an International Data Transfer Policy which request to execute an International Data Privacy Assessment to any International Data Transfer that Colt will implement to determine if COLT needs to put in place supplementary measures to be able to transfer data outside the EEA in accordance with EU law. Colt's International Data Transfer Policy includes the following steps to be taken:
 - Knowledge of transfer, which means that all transfers of personal data to third countries should be mapped;
 - Verification of transfer tools pursuant to Arts. 45, 46, 49 GDPR;
 - Assessment of whether there is anything in the law or practice of the third country that may impinge on the effectiveness of the appropriate safeguards of the transfer tools data exporters are relying on, in the context of the specific data transfer;
 - Identification of the security measures implemented to safely transfer such personal data and protect it on its destination country and adoption of supplementary measures that are necessary to bring the level of protection of the data transferred up to the EU standard of essential equivalence;
 - Taking of formal procedural steps the adoption of supplementary measures may require;
 - Re-evaluation of the level of protection afforded to the data transferred to third countries at appropriate intervals.
- Furthermore, in accordance with EDPB request, Colt has consulted four Data Protection Authority (Hesse, CNIL, AEPD, Garante) regarding the supplementary measures and roadmap included in the International Data Transfer Policy and the conditions requested to be effective. Due to such consultation, Colt has agreed further commitments which have being included in Colt's BCRs document and implemented throughout Colt's group.
- The transfers outside of Colt Group are carried out on the basis of an adequacy decision of the European Union or, failing that, on the basis of appropriate safeguards as the Standard Contractual Clauses and, where applicable, supplementary security measures. In order to be fully compliant, Colt has embedded/included/executed in their Data Processing Agreements, **the EEA SCCs** (the new European Commission Model Clauses or Standard Contractual Clauses for the European Economic Area (EEA SCCs) approved in June 2021), **as well as the Swiss SCCs**, the new Swiss Federal Data Protection and Information Commissioner requirements approved in August 2021 and **the new UK SCC Model Clauses** (the new UK Parliament International Data Transfer Addendum provisions, that we named as UK SCCs, approved in March 2022).
- Colt has implemented several technical and organisational measures for ensuring privacy by design and by default, including the following: (i) pseudonymisation; (ii) encryption of communications; (iii) automated deletion of data; (iv) regular checks to ensure personal data accuracy; (v) access controls; (vi) anonymisation; (vii) privacy preference panels, etc.
- Colt is certified to ISO/IEC 27001 – Information Security Management System (ISMS).



Data Protection Training

Employees all over Colt have been trained as follows:

- 1.- Specific Data Protection training to 600 employees in identified roles.
- 2.- More than 5000 attendees have already participated in 180 hours of training sessions delivered in Austria, Belgium, Denmark, France, Germany (three times), India, Italy, Netherlands, Romania, Spain (twice), Sweden, Switzerland and UK
- 3.- Mandatory DP training Module for all the employees in all Colt's countries including the following topics: Personal Data Basics, Colt Obligations, Employee Obligations, How to implement a Privacy Compliant Project, International Data transfer and Cyberattacks.

For any further information, please contact the Data Protection team (gdpr@colt.net).

Alessandro Galtieri

Group Data Protection Officer & India Grievance Officer

COLT TECHNOLOGY SERVICES

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