

# DATA PROCESSING CHARTER

IFO, editor of the MAPIFO software, is committed to preserving the confidentiality of any Personal Data related with its software users, as prescribed by the relevant regulations.

## A. Definitions

“**Personal Data**” is defined as any information relating to an identified or identifiable natural person or who can be identified, directly or indirectly, in particular by reference to an identification number or to one or more factors specific to the natural person.

“**Processing**” is defined as any operation or set of operations which is performed on Personal Data or on sets of Personal Data, whether or not by automated 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.

“**Data Controller**” is defined as 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 of personal data.

“**Processor(s)**” is defined as a natural or legal person, public authority, agency or other body which processes Personal Data on behalf of the Controller.

“**Data Subject(s)**” is defined as an identifiable natural person 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 the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

“**Licensee(s)**” is defined as the legal entity of the partner signing the software license agreement with IFO regarding the MAPIFO software.

“**Grower**” is defined as the producer in charge of the plantations entrusted by IFO to the Licensee.

## B. General Information

As part of its activity, IFO collects and processes personal data by itself and *via* its Processors.

The processed data is subject to the provisions of French Law No. 78-17 of January 6, 1978 in its current version and European General Data Protection Regulation (GDPR) of April 27<sup>th</sup>, 2016.

## C. Identity of the Data Controller

The Data Controller regarding the processed Personal Data is the French Limited liability company (Registration number: 380 317 610) **IFO**, whose registered office is Lieu-dit L'Anguicherie - 49140 SEICHES-SUR-LE-LOIR, FRANCE, represented by Mr. Bruno ESSNER acting as Manager.

## D. Purposes of the Processing

Personal Data processed by **IFO** are collected in order to:

- Edit and store data relating to the Licensee's contracts with the Growers in charge of the plantations,
- Geolocate the plantations involved,
- Monitor the development of the plantations, such as the grown varieties, life of the variety, grubbing up, technical data, irrigation, cultivation.

#### **E. Type of collected data and consent**

The Personal Data collected are the name, the first name, the civility, the postal and electronic addresses, the functions, the varieties and volumes of plantations, the localization of the plantations, and the agricultural returns for each plantation.

The processing of personal data is founded on Licensee's and Growers' consent, who have expressly accepted the processing through a free and unambiguous consent.

The consent can be withdrawn at any time, without affecting the lawfulness of processing based on consent before its withdrawal.

#### **F. Place of the Processing**

The Processing is realized at IFO's registered office, Lieu-dit L'Anguicherie - 49140 SEICHES-SUR-LE-LOIR, FRANCE.

#### **G. Recipients of the data**

The Personal Data collected may be communicated to any members of IFO's administrative department and development department, and/or to the Coordinator's Users involved in the management of the Project and duly authorised by IFO. Moreover, they may also be communicated to any members of a company in charge of the maintenance and/or the technical development of the Software, on a need-to-know basis.

**IFO** guarantees to have taken all necessary measures to preserve the safety of the Software users' personal data.

#### **H. Period for which the data are stored**

The personal data collected will be kept for the duration of the contract between a Licensee and a Grower in an active base, and for a period of 5 years from the removal of the plantations by the Grower.

#### **I. Data transfer**

As part of the Processing, the collected personal data could be transferred outside European Union, notably for the Processing of the data by IFO's Processors located in non-European countries.

Data transfers to non-European countries are subject to "appropriate safeguards" within the meaning of article 69 of French Law No. 78-17 of January 6, 1978 and article 46 of European General Data Protection Regulation (GDPR) of April 27th, 2016, and notably:

- The signature and completion of the standard contractual clauses governing the transfer of Personal Data between Data Controller and Processors as adopted by the European Commission on 5 February 2010 (C (2010) 593); and/or
- The setting up of any transfer framework mechanism recognized by the applicable Data Protection Laws (such as binding corporate rules; adequacy decisions, etc.) subject to verification by the Data Controller of their applicability to the Services and the associated Processing.

Their objective is to guarantee a sufficient protection of private life, liberties and people's fundamental rights.

#### **J. Exercise of rights by Data Subjects**

Data Subjects have the right to access, rectify, delete their Personal Data, as well as a right to data portability.

Data Subjects also have the possibility to object to processing of Personal Data or ask for a restriction of the processing regarding their data.

Requests for the exercise of these rights can be addressed at any time:

- by sending an email to the address [contact@ifo-fruit.com](mailto:contact@ifo-fruit.com) with the mention "to the attention of IFO DPO Contact"
- by sending a letter to the following address:

**IFO**  
**Data Protection Officer**  
**Lieu-dit L'Anguicherie**  
**49140 SEICHES-SUR-LE-LOIR**  
**FRANCE**

An identity document must be attached to the requests.

With regard to the Personal Data processed, you have a right of access and rectification, as well as, subject to the conditions provided for by the regulations, a right of erasure, limitation of Processing, portability and opposition.

Data Subjects have the right to access to their Personal Data and to the following information:

- a) the source of the concerned Personal Data;
- b) the purposes and methods of the Processing;
- c) the logics applied to the Processing, if the latter is carried out with the aid of electronic means;
- d) the identification details of the Data Controller, Processors as well as the managers and the representative appointed;
- e) the individuals or categories of individuals to whom or which the Personal Data may be communicated or may become aware of said data in their capacity as appointed representative within state territory, managers or Processors;

Data Subjects have the right to obtain:

- a) the updating, correction or, where interested therein, the integration of data;
- b) the cancellation, conversion into an anonymous form or the blocking of unlawfully processed data, including the retention of any data deemed unnecessary for the purposes for which it was collected or subsequently processed;
- c) certification to the effect that the operations as per letters a) and b) have been notified, also as regards their content, to the entities to whom or which the data was communicated or disclosed, unless this requirement proves impossible or it involves a disproportionate use of resources when compared to the right to be protected.

Data Subjects have the right to object, in whole or in part:

- a) on legitimate grounds, to the Processing of Personal Data concerning them, even though it is pertinent to the purpose of collection;
- b) to the Processing of Personal Data concerning him/her, where this is performed for the purpose of sending advertising material or as part of direct sales activities or carrying out market or commercial communication surveys.

Data Subjects also have the right to formulate general and specific guidelines relating to the storage, erasure and communication of their Personal Data after their death.

**K. Complaint with French authority for the protection of data (CNIL)**

Data Subjects can also introduce a complaint with the French independent authority for the protection of data (Commission Nationale de l'Informatique et des Libertés – CNIL), located 3 place de Fontenoy – TSA 80715 – 75334 Paris Cedex 07. Telephone: +33 (0) 1 53 73 22 22.

It is also possible to file a complaint online, at the following address: <https://www.cnil.fr/en/plaintes> (accessible only in French).

## Cookies

Cookies are used to facilitate navigation on the site and to streamline registration or audience measurement procedures. Your computer may be configured to accept cookies. However, you can change this setting to refuse it and we suggest you do so if you are concerned about using cookies.

When you visit our site, we collect and retain certain “user information” details, such as the name of the domain, Internet Protocol (IP) address, the date and time of your visit, and the URLs from which you entered our site. We use this information to analyze and measure traffic to our site and to help us make it more user-friendly. The installation of Cookies is done for a maximal period of 13 months.

You can configure your Web browser at any time in order to allow or, on the contrary, to reject the installation of Cookies, systematically or according to their issuer.

You can oppose to the registration of Cookies by configuring your Web browser as follows:

> **Mozilla Firefox** :

1. Click the padlock at the left of the address bar
2. Click on the icon “Clear cookies and site data”
3. Select the desired options

> **Microsoft Internet Explorer 6 and above** :

1. Choose the menu “Tools”, then “Internet Options”. Click on the tab “Confidentiality”)
2. Select the level with the cursor

> **Microsoft Edge** :

1. Choose the icon [...], then “Settings”
2. Click on the icon “**Cookies and other site data**”
3. Under Cookies section, select the desired configuration

> **Google Chrome** :

1. Select the icon of the Chrome menu
2. Select “Settings”
3. At the bottom of the page, select “Advanced”
4. In the section "Privacy and Security", select “Content settings” then “Cookies”
5. Select Allow sites to save and read cookie data (recommended)

> **Safari** :

1. Go to the “Preferences” section, then “Confidentiality”
2. Choose to block or not the Cookies

This website uses Google Analytics, a web analytics service provided by Google, Inc. (“Google”) which uses cookies and similar technologies to analyze information about use of the Software and its declinations. Google collects all this information anonymously as much as possible, knowing that only anonymous information provided by Google may be stored on servers in the United States.

Google may disclose to third parties the information collected if it is required by law or for the purpose of analyzing it for its own account. In this respect, IFO has no control. Each user is once again free to disable all Google Analytics services with this link: <https://tools.google.com/dlpage/gaoptout>.