



Information about the processing of your Personal Data by Meritor

Meritor is committed to your privacy and the highest standards of data protection. Compliance with data protection laws, in particular the EU General Data Protection Regulation, is of utmost importance to Meritor. Meritor implements and develops appropriate administrative, technical and organizational measures designed to help safeguard the confidentiality and integrity of your Personal Data and to protect it against accidental or unlawful destruction, accidental loss, unauthorized alteration, disclosure or access, misuse, and any other unlawful form of processing of the Personal Information in its possession.

The following information serves to inform you about how Meritor processes your Personal Data.

1. Responsible for your Personal Data

Meritor Aftermarket Switzerland AG (in the following “Meritor”) is responsible for the processing of your Personal Data as described below. You can contact Meritor at:

Meritor
Neugutstrasse 89
8600 Duebendorf
Switzerland
GDPR@Meritor.com

2. Purposes and legal basis of the processing of Personal Data

Meritor processes your Personal Data only for defined purposes and in accordance with legal basis provided by the GDPR. In particular, Meritor may process your Personal Data:

a. In relation to a contract

Meritor processes your Personal Data where it is necessary for the performance of a contract. This may include processing of your Personal Data for the following purposes:

[Accounting, travel cost administration, customer database, communication with customers, providing online order portals, customer and vendor maintenance]

b. To comply with Meritor’s legal obligations

Meritor may process your Personal Data to comply with its legal obligations. This includes processing of your Personal Data for the following purposes:

[paper shredding, whistleblowing- / ethics hotline, patent tracking, import / export screening]

c. To pursue Meritor’s legitimate business interests

Meritor processes your Personal Data to pursue its legitimate business interests. These legitimate business interests include:

Purchasing of Goods & Services, Inventory Receipts and Returns, Sales & Marketing, Packaging & Shipping of goods, Planning & Scheduling, Traceability, Quality & Control, Engineering & Design, Security & Safety, Finance Control and Reporting, Organizational



Planning, Development & Coordination, Protection of non-disclosure documents, Security & protection of computing resources, Customer contracts, customer inquiries, Customer & Vendor contracts, customer & Vendor quotations, pre- and post-sale customer support

Meritor only processes your Personal Data for these legitimate business interests where this is compatible with your fundamental rights and freedoms which require protection of Personal Data.

3. Categories and sources of Personal Data

Meritor processes the Personal Data that you provide to Meritor. Meritor neither currently uses nor anticipates using Personal Data from other sources.

4. Recipients of Personal Data

Within Meritor, your Personal Data is accessed by Business Units, Departments and employees which require such access to perform their functions or job duties.

Meritor discloses your Personal Data to Meritor, Inc., where Meritor, Inc. processes your Personal Data on behalf of and under instruction from Meritor. Disclosure of your Personal Data to Meritor, Inc. may also take place to proper governmental authorities as legally required.

Recipients of your Personal Data outside the Meritor group include vendors and service providers which process your Personal Data on behalf of and under instruction from Meritor (e.g. third parties in case Meritor Inc. outsources specific system and IT related activities).

5. Transfers of Personal Data to Third Countries

Your Personal Data may be transferred to Meritor, Inc. in the United States of America, as described above in section 4. Meritor, Inc. is a certified participant in the EU-U.S. and Swiss-U.S. Privacy Shield framework. The EU-U.S. Privacy Shield is based on a decision by the European Commission stating that certified participants provide an adequate level of data protection. You can find more information about the EU-U.S. and Swiss-U.S. Privacy Shield at <https://www.privacyshield.gov>.

Your Personal Data may be also transferred by Meritor, Inc. to further recipients in third countries. In these cases, your Personal Data is safeguarded through appropriate contracts in line with the EU-U.S. and Swiss-U.S. Privacy Shield. These practices are regularly assessed and revised as necessary by Meritor to ensure ongoing protection of Personal Data.

6. Storage periods

Meritor stores your Personal Data for as long as is necessary for the purposes for which the Personal Data is processed (see section 2). Meritor may also retain your Personal Data where legally mandated storage periods apply. You have the right to decline receiving this newsletter at any time.

7. Your rights

You have the following rights regarding Meritor's processing of your Personal Data:

- a. Right of access: You have the right to obtain from Meritor confirmation as to whether or not Personal Data about you is being processed by Meritor, and, where that is the case, access to the Personal Data and further information about the processing.
- b. Right to rectification: You have the right to obtain from Meritor rectification of inaccurate Personal Data and to have incomplete Personal Data completed.



- c. Right to erasure (right to be forgotten): Under certain circumstances, you have the right to obtain from Meritor erasure of Personal Data. For example, you may have a right to erasure where the Personal Data is no longer necessary in relation to the purposes for which it was collected or otherwise processed, or if the Personal Data has been unlawfully processed.
- d. Right to restriction of processing: Under certain circumstances, you have the right to obtain from Meritor restriction of processing of your Personal Data, meaning that Meritor will only store the Personal Data, process it with your consent or process it for the limited purposes allowed by the GDPR for restricted Personal Data. For example, you may have a right to restriction of processing if you have contested the accuracy of the Personal Data.
- e. Right to data portability: You have the right to receive from Meritor the Personal Data that you have provided to Meritor for the performance of a contract in a common and machine-readable format. You have the right to transmit or have transmitted, where feasible, that Personal Data to another Controller.
- f. Right to object: Under certain circumstances you may have a right to object to the processing of your Personal Data, meaning that Meritor will only continue to process that Personal Data on compelling legitimate grounds or in the context of legal claims. The right to object is explicitly brought to your attention clearly and separate from any other information below at section 8.

To exercise the rights described above, please contact Meritor as described in Section 1.

If you believe that Meritor's processing of your Personal Data infringes the GDPR, you have the right to lodge a complaint with a supervisory authority in the country where you live, work or where you believe the infringement takes place.

8. Right to object

Where Meritor processes your Personal Data to pursue its legitimate business interests (see above section 2.c.), you have the right at any time to object to the processing of your Personal Data on grounds relating to your particular situation.

If you rightfully object to the processing of your Personal Data, Meritor will no longer process the Personal Data unless Meritor demonstrates compelling legitimate grounds for the processing which override your interests, rights and freedoms, or in the context of legal claims.

To object to the processing of your Personal Data please contact:

Meritor, Inc., 2135 West Maple Road, Troy, Michigan, USA, 48084

Eric Mahler, Assistant General Counsel, eric.mahler@meritor.com, (248) 435-1000