

## PRIVACY GUIDELINES FOR HUSKY VENDORS

Husky's Privacy Guidelines define our approach as our expectations from our vendors regarding the processing of personal data (i.e. data by which you may be directly or indirectly identified), of Husky team members, customers and vendors.

**Data Protection Legislation** means Regulation 2016/679 of the European Parliament and of the Council of 27 April 2016 (the **GDPR**), the relevant guidance from the European Data Protection Board, the Canadian *Personal Information Protection and Electronic Documents Act*, any legislation or regulation in the United States that relates to processing or personal data and privacy, and any other applicable regulations relating to the processing of personal data and privacy and the guidance and codes of practice issued by the relevant supervisory authorities, as such legislation and guidance may be amended, replaced or repealed from time to time.

The terms "**personal data**", "**data controller**" and "**data processor**" shall have the meaning given to them as set out in the Data Protection Legislation.

### 1. VENDOR AS DATA CONTROLLER

As a joint controller, you determine the purpose and means for processing personal data. You have authority and decision-making over personal data and take on the responsibilities of a controller as outlined in the applicable Data Protection Legislation. When you process personal data as joint controller with Husky we expect you to ensure that all your agreements contain all elements required by Data Protection Legislation and that you follow vendor compliance management best practices to ensure that any potential processors are fulfilling their contractual and regulatory obligations.

### 2. VENDOR AS DATA PROCESSOR

Processors that act on behalf of and only on the instructions of Husky shall be able to provide evidence of compliance with Data Protection Legislation at any given time. We expect from you to comply with all legal requirements and process personal information only under our strict instructions.

More specifically, we expect you to delete or return all personal data that you process on Husky's behalf at the end of your contractual relationship with Husky.

We also expect that you do not engage to any international transfer of personal data in the context of our agreement without our legal authorisation as well as not to engage any sub processor without our written permission.

We expect you to agree and facilitate potential compliance audits conducted by Husky or any third party acting on behalf of Husky as per requirement of applicable Data Protection Legislation.

In case of a data breach we expect you to notify us without undue delay and certainly not later than 24 hours upon determining a data breach is known, or by the exercise of reasonable diligence would have been known.

Lastly, we expect you to maintain a record of data processing activities.

Should your role be a processor of personal data on behalf of Husky and you have not yet signed a Data Processing Agreement with Husky, please click here for our template which can be signed and be sent at: [gdprnps@husky.ca](mailto:gdprnps@husky.ca)

### **VENDOR AS DATA SUBJECT**

To the extent our vendor is an individual, we process your personal data in view of entering into or for the performance of our contractual relationship with you, e.g. to keep a record of our relationship with you or to properly order products or services from you or for our legitimate interests. We may also process your personal data to pursue our or a third party's legitimate interests. For more information about the purposes of processing your personal data as well as your rights as data subject please read our Privacy Notice available on our website.

If you have any questions or comments related to these guidelines, please contact our Global Supply Chain team at: [gdprnps@husky.ca](mailto:gdprnps@husky.ca)

If you have any questions or comments relating to our privacy practises or would like to exercise any of your legal rights relating to personal data, please contact our Chief Privacy Officer at: [chiefprivacyofficer@husky.ca](mailto:chiefprivacyofficer@husky.ca)