

Cynata Therapeutics Limited **Privacy Notice**

Current as at June 2024

1. Introduction

Cynata Therapeutics Limited is a clinical-stage stem cell and regenerative medicine company. Cynata is focussed on the development and commercialisation of a proprietary induced pluripotent stem cell (iPSC)-based platform technology, Cymerus™.

Cynata collects and holds personal information necessary for us to carry out our business and is committed to protecting the privacy of all individuals with whom it deals in accordance with applicable privacy law. As an Australian-headquartered business, we will protect the privacy of information and will handle personal information in a responsible manner in accordance with Australian privacy law, including the Privacy Act 1988 (Cth) (**Act**). Cynata also acts in accordance with applicable privacy law in other countries and regions in which Cynata operates, including but not limited to the General Data Protection Regulation 2016/679 (EU **GDPR or GDPR**) and related applicable law of EU Member States, UK Data Protection Act 2018 (amended 2020) (**UK DPA**), The EU-U.S. Data Privacy Framework (EU-U.S. DPF), UK Extension to the EU-U.S. DPF, and Swiss-U.S. DPF, Turkish Personal Data Protection Law No. 6698 and as amended in 2024 under No. 7499 (PDPL), US Health Insurance Portability and Accountability Act of 1996 (**HIPAA**) and relevant U.S. State comprehensive privacy laws if and as applicable (collectively, **Privacy Law**). These laws apply directly or pursuant to contract with relevant contractual partners.

This Privacy Policy (**Policy**) describes how Cynata and its subsidiary companies (together referred to as “**Cynata**” “**us**,” “**our**,” or “**we**”), collects, stores, protects, adapts, alters, uses, retrieves, discloses, restricts, erases or destroys (collectively, **Process**), certain personal information obtained about living identifiable individuals (**Data Subjects**), and what choices and rights you have as a **Data Subject** with respect to your personal information.

2. Scope

This Policy applies to our processing of personal information contractually and in our business operations, and via our website and social media platforms. This includes processing personal information or personal data regarding patients, healthcare professionals, other third-party business associates, candidates seeking work with us, employees, shareholders and others and to the management of that personal information (collectively, **Personal Information** and refer to paragraph 4.1 below for further detail).

While this Policy is intended to establish a standard for our information processing activities globally, the laws of a particular country may limit the types of Personal Information we can collect or the way we process Personal Information. In those instances, Cynata will comply with relevant local Privacy Laws.

Where required by Privacy Laws, we may also supplement this Policy with specific collection, processing, transfer and purpose privacy statements in specific context. For example, specific collection or processing notices may be included in forms, contracts, communications or other interactions you may have with Cynata. This Policy is then intended to be supplemented by such statements.

3. Changes to this Policy

We may change this Policy from time to time, including to reflect changes to our website, products or services that may impact how we handle Personal Information. We recommend you check back regularly to review any changes. Changes to this Policy will apply from the change date noted, and your continued use of our website or our services after that time constitutes your agreement to the changes.

4. Personal Information

4.1 What Personal Information do we collect?

The types of Personal Information that we collect, and process may vary depending on your relationship with us. The term “**Personal Information**” under this Policy refers to information about Data Subjects, and may include:

- *Contact details:* including your name, address, telephone numbers, email addresses and social media handles/usernames.
- *Demographic information:* such as gender, citizenship, year of birth/age, race/ethnicity and disability status.
- *Personal information in reports you submit to us:* if you submit information about our products and services (e.g. through a suspected adverse-event reporting form), we will collect any Personal Information you include within your report.
- *Health information:* health information is collected by or on our behalf where you or your healthcare professional report an adverse event to report safety events under applicable regulations.
- *Clinical trials:* we may collect your Personal Information while conducting clinical trials including the information provided when completing information sheets and forms, such as pre-treatment evaluation forms and patient consent forms. We implement measures to protect your Personal Information during your participation in a clinical trial, including de-identifying personal data collected about you.
- *Potential employee or contractor candidate information:* if you apply for a job with us, we will collect information such as your employment history, references, aptitude and other testing and anything else you may include in the job application or in any attachments.
- *Employment information:* Personal Information such as general demographic information, tax ID information or other government identification necessary to administer the employment relationship, including to pay salary and benefits, to process health information for insurance or leave purposes, performance management and development, administer any transfer or termination of employment.
- *Records of your discussions with us:* when you contact us using the contact options on our websites (whether by email, phone, an online form or through social media), we may keep a record of the information you provide when doing this.
- *Social media sites:* we may collect aggregate statistical data and information you choose to share with us on social media.
- *How you use our websites:* we may collect information about the pages you look at and how you use them using cookies and tracking technologies, subject to Privacy Laws including those governing consent.
- *Location information:* your smartphone or computer’s IP address may tell us your approximate location when you connect to our websites.

4.2 How do we collect Personal Information?

We collect Personal Information that you provide directly to us, including via our website and through any other means of communicating with us (e.g. telephone call or email).

We may also collect Personal Information about you from third parties where you have consented to this, or the information is publicly available.

In some circumstances we may obtain health or other sensitive information about you, but only where you have consented to providing this Personal Information to us, for example through a collection notice.

Our website is not intended to be used as a platform for collection of health or other sensitive information about you and therefore we request that you do not provide such information to us when communicating via our website.

You are under no obligation to provide Personal Information to us, however if you choose not to provide such information, we may not be able to respond to your request or provide you with certain services.

By providing us with Personal Information you consent to us handling that information in accordance with this Policy, any applicable collection notice provided to you, and with Privacy Laws.

4.3 How we use your Personal Information?

Cynata uses Personal Information to the extent necessary to conduct our business and pursue our legitimate business interests. We use your Personal Information for the following purposes:

- to verify your identity.
- to provide products and services to you.
- to receive products and services from you.
- to provide you with updates on our products and services that we think may be relevant to you, and to market our products and services to you.
- to develop and improve our website, products and services.
- to bill you or the organisation you represent and to collect money that you or they owe us, including authorising and processing credit card transactions.
- to respond to communications from you, including a complaint.
- to protect and/or enforce our legal rights and interests, including defending any claim
- for any other purpose authorised by you or allowed by Privacy Laws.
- where necessary or appropriate to comply with other applicable law or legal process.

We also use de-identified personal information for analysis purposes to inform our product development activities and our submissions to regulators.

We may also rely on exemptions under applicable Privacy Law to use and disclose your Personal Information in appropriate circumstances, such as the employee records exemption in the Act.

4.4 To whom to we disclose your Personal Information?

We may disclose your Personal Information to:

- our employees, contractors, and other companies within our corporate group.
- any third parties that support our website, products or services, including our IT service providers.
- our consultants and advisors to protect and/or enforce our legal rights and interests.
- a person who can require us to supply your Personal Information (e.g. a regulatory authority) to comply with a legal or regulatory obligation.
- any other person authorised by law (e.g. a law enforcement agency).

- a new or prospective owner of our business or our assets in connection with any merger or sale of all or part of our business or assets (in which case we will take reasonable steps to ensure the new owner has a privacy policy reasonably consistent with this Policy).
- any other person authorised by you.

The entities that we disclose your Personal Information to may be in Australia or other countries. You consent to us transferring your personal information from the country that you are in, to such countries for the purposes outlined in this Policy.

If Personal Information is transferred across international borders or processed by third parties, we take reasonable steps to assess the Privacy Law of the country where information will be transferred to determine the required compliance with such local Privacy Law.

If we transfer Personal Information from Australia to other countries which do not have equivalent Privacy Laws, we ensure appropriate contractual protection is agreed.

If we transfer Personal Information from the European Economic Area (the EEA, which includes the EU) to countries outside the EEA we will only do so in accordance with the EU GDPR. We may rely on adequacy decisions, Binding Corporate Rules, Standard Contractual Clauses, derogations or similar permissible legal bases. Similar principles will apply if Cynata transfers Personal Information from the United Kingdom (the UK) to countries outside the UK according to UK DPA.

Cynata will never sell or trade your Personal Information to/with third parties.

4.5 Direct Marketing

Cynata does not generally engage in direct marketing activities. However, on occasion Cynata may communicate with individuals by email and other forms of communication and where applicable according to Privacy Law, based on your consent or agreement or to identify products, services or similar activities as you have previously consented.

If any person does not want to receive emails and/or other communications from Cynata, they can inform Cynata at any time. Any person may opt out of electronic communications by contacting us (refer to section 8 below for details) or by unsubscribing as set out in the relevant electronic communication.

4.6 Sensitive Personal Information

Cynata only collects sensitive information where permitted by applicable Privacy Law, if it is reasonably necessary for one or more of the uses specified in this Policy, if Cynata has collected consent of the individual to whom the sensitive information relates or if the collection is:

- necessary to lessen or prevent a serious threat to life, health or safety.
- necessary pursuant to a legal or regulatory requirement.
- required for another permitted general situation (as defined in Privacy Law).
- for a permitted health situation (as defined in Privacy Law).

4.7 How do we protect your Personal Information?

Cynata limits access to Personal Information by our employees and service providers, except as described in this Policy. Any employee or service provider who has access to your Personal Information is under an obligation to keep such information confidential and apply protective measures similar to ours. We will take reasonable steps to protect the Personal Information we

hold from misuse, interference, loss and unauthorised activity. We have data protection agreements and similar contractual arrangements in place with service providers.

In the event of a data breach, Cynata will comply in all respects with the requirements of relevant Privacy Law and Cynata's data breach procedures and plans, as set out in Cynata's Information Security Policy.

Specific technical and organisational measures Cynata has in place include:

- in respect of clinical trial patients, pseudonymisation and encryption of personal data
- ensuring ongoing resilience of processing systems and services
- ensuring the ability to restore in the event of a physical or technical incident
- processes to ensure the security of the processing
- user identification and authorisation
- protection of data during transmission and storage
- ensuring physical security of locations at which personal data are processed
- ensuring system configuration
- internal IT and IT security governance and management
- ensuring limited data retention
- handling and responding to data subject rights' requests
- in respect of our clinical trials, back-to-back measures we contract with our vendors (as processors)

4.8 What are your rights?

We strive to keep your Personal Information accurate. We provide individuals with reasonable access to their Personal Information in accordance with Privacy Law so that they can review and correct it or ask us not to process it. We will respond to reasonable requests in an appropriate timeframe or the required timeframes under Privacy Law. If you wish to exercise your rights (refer to section 8 below for contact details).

In case your Personal Information is subject to EU GDPR, UK DPA or where specified in Privacy Law, you are also entitled to the following rights: right of access, right of rectification, right to erasure, right to restrict processing, right to object, right to data portability. If you wish to exercise any of these rights, please contact us (refer to section 8 below for contact details).

You may also ask us to delete such information (subject to applicable Privacy Law). If you ask us to delete your Personal Information, be aware that Cynata cannot guarantee that it will be able to delete such information from back-ups or caches of our databases or from historical clinical study data collection to preserve integrity of statistical analysis or where required to retain to comply with applicable legal or regulatory obligations (e.g. safety reporting on our products). We will endeavour to follow your request to the extent possible after notice of it, as permitted by Privacy Law.

Please be aware that Cynata may not take action on your request based on Privacy Law or applicable exemptions and so cannot guarantee that we will be able to comply with your request in all cases.

Finally, we may charge you our reasonable costs of providing you copies of your Personal Information as allowed by Privacy Law.

5. Data Retention

Cynata will retain your Personal Information for a period that is necessary to achieve Cynata's processing activities and for the minimum retention period under the Privacy Law.

6. Internet use and external links

While we take reasonable steps to maintain the security of our website, providing information over the internet is not without risk. If you follow a link on our website to another site, the owner of that site will have its own privacy policy relating to your Personal Information. We are not responsible for any content on these other sites, or for how the owners of that site collect, use and protect Personal Information that you may provide to them. We suggest you review that site's privacy policy before you provide any Personal Information.

7. Cookies

We use cookies (a small data file with an alphanumeric identifier that we transfer to your computer's hard drive so that we can recognise your browser) to monitor your use of our website and personalise certain features of our website for you. While cookies do not normally contain Personal Information, if you have provided us with Personal Information as part of using our website then the cookies we use may be associated with that Personal Information to enable us to increase the personalisation of our website for you. You may disable cookies or instruct your browser to stop accepting them by changing the settings on your browser or through our consent management technology on our website, although this may mean that you then cannot use all of the features of our website.

The table in Appendix A describes our use of cookies on cynata.com website.

8. Contact Us

If you have questions regarding this Policy or privacy concerns (including about how we handle your Personal Information, our processing or data transfers, or your rights), please contact us via <mailto:us> via one of the following methods::

Data Protection Officer: [HYPERLINK "mailto:clinical@cynata.com"](mailto:clinical@cynata.com) dpo@cynata.com

We have also appointed **Representatives** in the EEA as required by the GDPR, and in Turkey per the By-Law on Data Controllers Registry. You can contact our Representative directly via: cynata@regreps.com

9. Complaints

If you wish to file a complaint with us about our handling of your Personal Information, please contact us first to allow us to respond to your complaint (refer to section 8 above for details).

Upon receipt of a complaint Cynata will consider the details and attempt to resolve the matter swiftly in accordance with Cynata complaints-handling procedures.

Cynata will respond to the complaint within a reasonable time, and Cynata may seek further information from you to provide a complete response.

If you are dissatisfied with Cynata's handling of a complaint or the outcome, you may make an application to a relevant country Data Protection Authority (if applicable).

For Australian complaints:

Office of the Australian Information Commissioner (OIAC)

<https://oaic.gov.au/contact-us>

For EU complaints:

Please find the name and contact details of all EU Member States Supervisory Authorities

here: https://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index_en.htm

For UK complaints:

Information Commissioner's Office (ICO)

<https://ico.org.uk/make-a-complaint/>

For US HIPAA complaints:

U.S. Department of Health & Human Services

<https://www.hhs.gov/hipaa/filing-a-complaint/index.html>

For Turkey PDPL complaints:

Personal Data Protection Board of the Personal Data Protection Authority (KVKK)

<https://sikayet.kvkk.gov.tr/>

Appendix 1 (Cookies)

The below table describes our use of cookies on cynata.com website.

Cookie Name	Domain	Cookie Purpose	Expiry	Type
consent_obj	.cynata.com	Used to remember user consent to cookie types.	session	Strictly necessary
XSRF-TOKEN	cynata.com	Prevents cross-site request forgery.	session	Strictly necessary
cynata_session	cynata.com	n/a	session	Strictly necessary
NID	.google.com	Used by Google Ads to provide ad delivery or retargeting, store user preferences.	6 months	Statistics
_gid	.cynata.com	Identifies website users by assigning a random number.	12 months	Statistics
_ga	.cynata.com	Tracks user behaviour on website.	13 months	Statistics
_gat_gtag_UA_ID	.cynata.com	Tracks user visits on website.	session	Statistics
ga<accountid>	.cynata.com	Tracks user behaviour on website.	13 months	Statistics
AnalyticsSyncHistory	.linkedin.com	Used to store and track visits across websites.	1 month	Social media
UserMatchHistory	.linkedin.com	Used to provide ad delivery or retargeting.	1 month	Social media
bscookie	.linkedin.com	Used to store logged in users.	1 year	Social media
li_sugr	.linkedin.com	Used to store and track a visitor's identity.	3 months	Social media

li_gc	.linkedin.com	Used to store cookie consent preferences.	6 months	Social media
lidc	.linkedin.com	Used to provide load balancing functionality.	24 hours	Social media
VISITOR_INFO1_LIVE	.youtube.com	Used by YouTube (Google) for storing user preferences.	6 months	Marketing
VISITOR_PRIVACY_META DATA	.youtube.com	Stores the user's cookie consent state for the current domain.	6 months	Marketing
YSC	.youtube.com	Registers a unique ID to keep statistics of what videos from YouTube the user has seen.	Session	Marketing
_abck	.list-manage.com	Used by Mailchimp to detect and defend against replay-cookie-attacks.	Session	Marketing
ak_bmsc	.us21.list-manage.com	Used by Mailchimp to optimize performance, and to improve the user experience.	Session	Marketing
_mcid	mc.us21.list-manage.com	Used by Mailchimp to optimize advertisement relevance.	1 year	Marketing
_mc_anon_id	mc.us21.list-manage.com	Used by Mailchimp to track user behaviour and interaction in order to optimize ads delivery.	Session	Marketing
bm_sz	.list-manage.com	Used by Mailchimp in context with the	Session	Marketing

		website's BotManager.		
bm_sv	.us21.list-manage.com	Used by Mailchimp.	Session	Marketing
share_link_session	app.sharelinktechnologies.com	n/a	Session	n/a
SRVNAME	app.sharelinktechnologies.com	n/a	n/a	n/a