



Privacy Statement for Design Power™

Content

Who are we?.....	2
What data do we collect and process?.....	3
How do we collect your data?.....	3
How will we use your data?	3
Marketing	4
Who do we share your personal data with?	4
How do we store your data?	5
What are your data protection rights?	5

Who are we?

Gates Corporation, based in Denver, Colorado, the United States of America (“USA”), is a leading manufacturer of application-specific fluid power and power transmission solutions. Gates Corporation (“Gates”, “we”, “us” or “our”) and its affiliates operate across 120 locations in 30 countries. Specifically, the below listed entities are among the affiliates of Gates:

- Gates Industrial Europe SARL, Gates’ European headquarters, is a private limited liability company under Luxembourg law with its office located at 33, Rue de Gasperich, L-5826 Hesperange, Luxembourg.
- Gates do Brasil Industria Comércio Ltda., Gates’ corporate office in Brazil, is a private limited liability company under Brazilian law with its office located at Praça Charles Gates, 191, Jacareí, SP – 12306-090, Brazil.
- Gates Unitta (Thailand) Company Limited, Gates’ location in Thailand, is a private limited liability company under Thai law with its office located at 64/86, Moo 4, Eastern Seaboard Industrial Estate (Rayong), Pluak Daeng Sub-district, Pluak Daeng District, Rayong Province 21140, Thailand.
- Gates’ China entities include:
 - Gates Trading (Shanghai) Co., Ltd., with registered office at 1346 No.55 Xili Road, China (Shanghai) Pilot Free Trade Zone, Shanghai, China.
 - Gates Unitta Power Transmission (Shanghai) Limited, with registered office at Apartment A, No.233 HuaShen Road, China (Shanghai) Pilot Free Trade Zone, Shanghai, China.
 - Gates Unitta Power Transmission (Suzhou) Limited, with registered office at No.15, HaiTang Street, Suzhou Industrial Park, Suzhou, China.
 - Gates Auto Parts (Suzhou) Co., Ltd, with registered office at No.155 QianRen Street, Weiting Town, Suzhou Industrial Park, Suzhou, China.
 - Gates Fluid Power Technologies (Changzhou) Co., Ltd., with registered office at No. 11 Kohler Road, Changzhou National Hi-tech District, Jiangsu Province, Changzhou, China.
 - Gates Winhere Automotive Pump Products (Yantai) Co. Ltd., with registered office at No.51 Jialingjiang Road, Yantai Economic and Technological Development Zone, Shandong, China.

Gates is committed to protecting and respecting any personal information you share with us according to the General Data Protection Regulation of the European Union (“GDPR”), the General Personal Data Protection Law of the Federal Republic of Brazil (“LGPD”), the Personal Information Protection Law of the People’s Republic of China (“PIPL”), the Personal Data Protection Act B.E. 2562 (2019) and its subordinate regulations and notifications issued thereunder of the Kingdom of Thailand (“PDPA”), and the other applicable laws.

Gates Corporation will be acting as a "data controller" for the processing activities described in this statement, which means that it defines the purposes and the means for these processing activities. This privacy statement will explain how our organization uses the personal data we collect from you when you use our Design Power™ App.

Gates is committed to respecting privacy regulations and data protection rights. For general information on the processing of personal data by Gates, please first read the *Gates Global Internal Privacy Principles*, the *Gates Industrial Europe SARL Privacy Policy*, the *Gates do Brasil Industria e Comercio Ltda Privacy Policy*, the *Gates China Privacy Policy*, and the *Gates Thailand Privacy Policy*, all of which can be found at: <https://www.gates.com/us/en/knowledge-center/resource-library/policies-and-statements.html>.

The Design Power™ App is a downloadable application software dedicated for use on a computer, tablet computer, or smart phone to be used for the design of belt drives and fluid power applications in the nature of fluid power transmission system components for use in power transmission systems.

This privacy statement applies only to the Design Power™ App. The Gates Design Power™ App contains links to gates.com. A copy of Gates' Privacy Policy related to its website is available on gates.com.

What data do we collect and process?

We collect and process the personal data entered by you voluntarily on the Design Power™ App in order to conduct our activities and to engage with you. We only collect information which is necessary, relevant and adequate for the purpose for which you are providing it to us. We collect both personal and non-personal data in order to understand how you use our Design Power™ App, to provide the best user experience and to improve our product and services. The personal data which we may collect is the following:

- all data entered by you during the registration process, such as: e-mail address, first name, last name, company name you are employed by / engaged with, name of your division within the company, telephone number, fax number, address, city, country, state/province/region, postal code,
- search details within the app, visit frequency, and data entered by you when using the app,
- information that you give us by communicating with us by phone, by e-mail, or otherwise. It includes information you give us or that we obtain when you contact us to consult your design, make a purchase or report a problem.

We do not collect any special categories of personal data (such as health data, racial or ethnic origin, political opinions, religious or philosophical beliefs, sexual orientation).

When you download the Design Power™ App from the app store, the app store may collect additional data about you. This Privacy Statement does not apply to such data collection. For more information, you should check the privacy policies for the app store.

How do we collect your data?

We collect personal data you voluntarily provide to us when you register for a Design Power™ account (e.g., account registration, newsletter sign-up, etc.) and when you use this App. We may also receive your data indirectly from sources such as the Apple and Android App Stores.

Providing your personal data is, in principle, voluntary, but it may be necessary to conclude or perform a contract, to answer an inquiry or to conduct correspondence with you.

How will we use your data?

Gates collects and processes the personal data as described herein for the following purposes:

- to provide you with the Design Power™ App services and manage and administer our relationships with you or the entity/person that you work for,
- to respond to your queries and for the purpose of further contact in those matters,

- to offer the best user experience (region-specific product details, text in your language, personalized information),
- to market, advertise and provide you information about us, our products or our services (if required by law, upon your consent),
- in case you consent to marketing communication, to use your data to approach you by mail or phone with special offers on our products and services related to your product or services,
- if relevant, to provide you with all information required to connect in case of an online training (webinar, one-to-one meeting etc.).
- to enter into, and to perform, contracts with you or the entity/person that you work for,
- for testing, data analysis, research and statistical purposes. Personal data collected in this context may become part of the database in the Design Power™ App with the purpose to centrally gather, evaluate and report data,
- to comply with applicable laws and regulatory obligations, what includes maintaining appropriate records and responding to the public authorities' requests,
- to defend against or to make claims.

This means that, depending on the situation, we may process your personal data:

- based on your consent, where relevant,
- when it is necessary for the performance of a contract to which you are a party or to take steps at your request prior to entering into a contract, including the provision of the Design Power™ App functionalities and services to you,
- when it is necessary for compliance with a legal obligation to which we are subject,
- when it is necessary for the purposes of the legitimate interests pursued by us such as the marketing purposes or testing, data analysis, research and statistical purposes; however, such data processing would not be performed if our legitimate interests are overridden by your interests or fundamental rights and freedoms which require protection of personal data.

Marketing

If you consent to marketing communications, we, our affiliates or the distributors we cooperate with (such distributors acting as the independent data controllers – further explanation below), will send you information about similar products and services of our Gates companies that we think you might like. We are doing this based on the performance of any applicable contract and/or based on your consent. In case you receive Gates marketing, you may always opt out. All of our emails will provide a link to edit your preferences or unsubscribe. You have the right at any time to stop us from contacting you for marketing purposes or giving your data to other members of the Gates group or our business partners. If you no longer wish to be contacted for marketing purposes, please let us know via privacy@gates.com.

Facility Management tool. This tool enables you to share the facility data you enter into the App with the contract person at the distributor of your choice. Such a distributor will act as a separate data controller, which is independent of Gates and we shall not be liable for any personal data processing performed by him. This Privacy Statement does not apply to the data processing performed by the distributors. For more information, you should check the privacy policies of a particular distributor.

Who do we share your personal data with?

We may share your personal data, where necessary and legally allowed, in the following situations and to the following recipients:

- between and among Gates' group entities to process orders and requests, and to expand and promote our product and service offerings.
- the distributors of our products and services, as described above, to market, advertise and provide you information about us, our products or our service and to enter into, and to perform, contracts with you or the entity/person that you work for;
- our service providers – to support our infrastructure environment, local and international providers of telecommunications and networking services, entities engaged in data storage, and supporting us in our advertising activities,
- the relevant authorities, our auditors, legal advisors and other professional advisors, if we are under a legal duty to disclose your personal data in order to comply with any legal obligation.

Depending on the specific situation, and whereas legally possible, the recipients would process the personal data on our behalf (acting as the processors) or would alone determine the purposes and means of the processing of personal data (acting as the independent controllers).

If data transfers take place outside of the European Economic Area, where relevant, Gates takes appropriate steps to ensure the protection of personal data, in particular by an intragroup data transfer agreement.

How do we store your data?

Gates securely stores your data in the Rackspace in North America. Rackspace utilizes AWS for cloud hosting. On their website, you can find their security precautions to ensure that your personal data is protected.

If you are located in Europe and consent to marketing updates, your contact data is exported from Rackspace and is subsequently stored in Flexmail, which is an email marketing tool with the database located in the EU.

For other regions, your contact information is stored in other local marketing databases, including Marketo in the United States.

In these databases, Gates will keep your personal data for as long as necessary with regard to the purpose(s) of the processing and in accordance with applicable local law. In addition, Gates will apply adequate security measures to your personal data to protect them against any type of harm, such as unauthorized access or disclosure, loss, theft or damage. The level of security will be adapted to the nature of the processing activities and will be updated as technology evolves.

If you need any further information regarding the security measures Gates uses, please contact us by e-mail at privacy@gates.com, or by mail to the address listed below.

What are your data protection rights?

Gates would like to make sure you are fully aware of all of your data protection rights. Depending on where you are located, you may be entitled to the following:

The right to be informed - You have the right to be informed about the collection and use of your personal data by Gates. We are doing so by providing this Statement.

The right to access – You have the right to request Gates to provide copies of your personal data. We may charge you a small fee for this service.

The right to rectification – You have the right to request that Gates correct any information you believe is inaccurate. You also have the right to request Gates to complete the information you believe is incomplete.

The right to erasure – You have the right to request that Gates erase your personal data, under certain conditions.

The right to restrict processing – You have the right to request that Gates restrict the processing of your personal data, under certain conditions.

The right to object to processing – You have the right to object to Gates processing your personal data, under certain conditions.

The right to data portability – You have the right to request that Gates transfer the data that we have collected to another organization, or directly to you, under certain conditions.

The right to request information about any **data sharing** operations.

The right to be informed about the consequences of **denying consent** if and when we ask for your consent.

The right to **revoke any consent** you may have given us (without affecting the lawfulness of processing based on consent before its withdrawal).

The right to file a complaint: you can file a complaint before the relevant data protection authority or supervisory authority in your country.

If you make a data subject request, Gates will respond to you within a reasonable time frame and under the deadlines established by applicable law (e.g., for those in GDPR countries, one month after the receipt of a complete, verified request).

If you would like to exercise any of these rights or in case you have any question about this Statement, please contact Gates at privacy@gates.com or by mail at:

1. For questions regarding our personal data processing activities globally and in the US:
Data Privacy Team
Gates Corporation
1144 15th St., Suite #1400
Denver, CO 80202, US
2. For questions regarding our personal data processing activities in Europe:
Data Privacy Team
Gates Industrial Europe SARL
33, Rue de Gasperich
L-5826 Hesperange
Luxembourg

Specifically for Gates' German entities, we have appointed a Data Protection Officer, to be contacted via DPO-Gates@data-elements.de.

3. For questions regarding our personal data processing activities in Brazil:
Data Privacy Team
Gates do Brasil Industria ÉComercio Ltda.
Praça Charles Gates, 191
Jacareí, SP – 12306-090, Brazil
4. For questions regarding our personal data processing activities in Thailand:
Data Privacy Team
Gates Unitta (Thailand) Co., Ltd.
64/86, Moo 4, Eastern Seaboard Industrial Estate (Rayong),
Pluak Daeng Sub-district, Pluak Daeng District,
Rayong Province, 21140, Thailand
5. For questions regarding our personal data processing activities in China:
Data Privacy Team
Gates Trading (Shanghai) Co., Ltd
Rm 603-604, Tower A Oriento Plaza,
No 388 North Fuquan Rd, Changning District,
Shanghai, 200335, China

Gates keeps our privacy policies and statements under regular review and places any updates on its Global Policies page. This Privacy Statement was last updated in September 2023.