

APPENDIX 4 STANDARD CONTRACTUAL CLAUSES

Controller to Controller

For purposes of this Appendix, “Standard Contractual Clauses” means: (i) where the GDPR applies, the contractual clauses annexed to the European Commission's Implementing Decision 2021/914 of 4 June 2021 on standard contractual clauses for the transfer of personal data to third countries pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council (“EU SCCs”); and (ii) where the UK GDPR applies, the "International Data Transfer Addendum to the EU Commission Standard Contractual Clauses" issued by the Information Commissioner under s.119A(1) of the Data Protection Act 2018 (“UK Addendum”).

SAI and You both agree that when the transfer of Personal Data from You to SAI involves data that is subject to GDPR or UK GDPR, it shall be subject to the appropriate Standard Contractual Clauses as follows:

1. in relation to data that is protected by the GDPR, the EU SCCs will apply completed as follows:
 - i. Module One (controller-to-controller) will apply;
 - ii. in Clause 7, the optional docking clause will apply;
 - iii. Clause 9 will not apply;
 - iv. in Clause 11, the optional language will not apply;
 - v. in Clause 17, Option 1 will apply, and the EU SCCs will be governed by the supervisory authority with responsibility for ensuring compliance by the data exporter with Regulation (EU) 2016/679 (the “Supervisory Authority”);
 - vi. in Clause 18(b), disputes shall be resolved before the courts of the Supervisory Authority;
 - vii. Annex I of the EU SCCs shall be deemed completed with the information set out in Annex I to this Addendum;
 - viii. Annex II of the EU SCCs shall be deemed completed with the information set out in Annex II to this Addendum; and
2. in relation to data that is protected by the UK GDPR, the UK Addendum will apply completed as follows:
 - i. The EU SCCs, completed as set out above in clause 1 shall also apply to transfers of such data, subject to sub-clause (ii) below; and
 - ii. Tables 1 to 3 of the UK Addendum shall be deemed completed with the relevant information from the EU SCCs, completed as set out above, and the options "neither party" shall be deemed checked in Table 4. The start date of the UK Addendum (as set out in Table 1) shall be the date of this Addendum.