





## PRIVACY POLICY

	<b>DATA CONTROLLER</b>	<p><b>Elicamex SA de CV.</b>                  Av. La Noría (Prolongación) 102                  Ampliación Parque Industrial Querétaro                  Santa Rosa Jáuregui Querétaro                  CP 76215 Mexico                  Tel +52 442 1531300</p> <p>(hereinafter referred to as “<b>Company</b>” or “<b>Data Controller</b>”)</p>
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Elicamex SA de CV., (collectively, “**Elica**,” “**we**,” “**us**,” “**our**”) respect your privacy and provide you, as a data subject, with information regarding the processing of your personal data (hereinafter referred to as “**Data**”) when you interact with us on our website, located at [www.elica.com](http://www.elica.com) (hereinafter referred to as the “**Website**”), our social media sites (such as Instagram, Meta, LinkedIn, YouTube and Pinterest), our products and services that we may offer from time to time via our Website, our social media sites, or otherwise through your interactions with us (collectively, the “**Services**”).

*Please review the following to understand how we process and safeguard Data about you. By using our Services or otherwise, and/or by voluntarily providing Data to us, you acknowledge that you have read and understand the practices contained in this Privacy Policy. This Privacy Policy may be revised from time to time, so please ensure that you check this Privacy Policy periodically to remain fully informed.*

	<p><b>PERSONAL DATA PROCESSED</b></p> <p>We process the following categories of Data:</p> <ul style="list-style-type: none"> <li>• Personal data, such as first name, last name, permanent address, ZIP Code and nationality;</li> <li>• Contact data, such as telephone, e-mail address, postal code.</li> <li>• Log data, such as date of access Your Device's Internet Protocol address (e.g. IP address), browser type, browser version, the pages of our Service that You visit, the time and date of Your visit, the time spent on those pages, unique device identifiers and other diagnostic data.</li> <li>• Tracking Technologies and Cookies, such as cookies or browser cookies, web beacons.</li> </ul>
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	<b>PURPOSES OF DATA PROCESSING</b>		<b>DATA RETENTION PERIOD</b>
	Purposes related to the use of the "Newsletter Registration" services. These services allow the data subject to receive promotional emails for marketing purposes.		Data provided will be stored for the time which is strictly necessary for the achievement of the purposes indicated herein.*  The Company will retain Your Personal Data only for as long as is necessary for the purposes set out in this Newsletter Registration. We will retain and use Your Personal Data to the extent necessary to comply with our legal obligations (for example, if we are required to retain your data to comply with applicable laws), resolve disputes, and enforce our legal agreements and policies.
	Sending emails containing commercial/advertising communications on products similar to those purchased and on Company news, as well as invitations to Company events related to the products purchased, including surveys or questionnaires aimed at checking customer satisfaction.		Until you, the data subject, opts-out of receiving such emails.

Data will be used by the Company to e-mail communications of an informative nature (newsletters), to keep users who have requested them, updated on the Company's group news and on the organization of events, such as trade fairs and congresses.	Data provided will be stored until cancellation from the service is requested.
Direct marketing purposes. Data will be used by the Company to e-mail commercial communications in relation to offers, discounts, promotions and news about the Company's products, as well as satisfaction questionnaires and for market research purposes.	Data provided will be stored until cancellation from the service is requested.
To ascertain, exercise, and/or defend the rights of Data Controller in a Court of Law, should it be deemed necessary .	Data shall be processed for the whole duration of any litigation and within the enforceability term of appeals.

### **PROTECTING DATA**

We use reasonable and appropriate physical, technical, and organizational safeguards designed to promote the security of our systems and protect the confidentiality, integrity, availability, and resilience of personal data. [Those safeguards include: (i) taking steps to ensure personal data is backed up and remains available in the event of a security incident; and (ii) periodic testing, assessment, and evaluation of the effectiveness of our safeguards.]

However, no method of safeguarding information is completely secure. While we use measures designed to protect personal data, we cannot guarantee that our safeguards will be effective or sufficient. In addition, you should be aware that Internet data transmission is not always secure, and we cannot warrant that information you transmit utilizing the Services is or will be secure.

### **LEGAL BASES FOR PROCESSING DATA**

- **Your Consent.** We may process Data with your permission.
- **Performance of a Contract.** We may process Data to enter into, or perform under, the agreement between us.
- **Legitimate Interests.** We may process Data for our legitimate interests, including, providing information about our products and/or services; to the extent necessary and proportionate for the purposes of ensuring network and information security; and for administrative, fraud detection, and legal compliance purposes.
- **Compliance with Legal Obligations and Protection of Individuals.** We may process Data to comply with the law and our legal obligations, as well as to protect you and other individuals from certain harms.



### **PROVISION OF DATA**

Provision of requested Data in the fields marked with an asterisk (\*) is necessary in order to meet the requests of the data subject and to use the services available on the Web Site. Therefore, refusal to provide such Data will make it impossible to fulfil any requests. On the contrary, the provision of Data not marked with an asterisk (\*) is purely optional, therefore, their partial or incorrect provision does not preclude the use of the services requested.

It is understood that the provision of Data for processing purposes based on the consent by the data subject is optional. However, if you refuse to provide such Data then we may not be able to provide you the Services you have requested.



### **SUBJECTS AUTHORIZED TO DATA PROCESSING**

Your information, including Data, is processed at the Company's operating offices and in any other places where the parties involved in the processing are located. It means that this information may be transferred to — and maintained on — computers located outside of Your

state, province, country or other governmental jurisdiction where the data protection laws may differ than those from Your jurisdiction.

Your consent to this Privacy Policy followed by Your submission of such information represents Your agreement to that transfer.

The Company will take all steps reasonably necessary to ensure that Your data is treated securely and in accordance with this Privacy Policy and no transfer of Your Personal Data will take place to an organization or a country unless there are adequate controls in place including the security of Your data and other personal information.



## DISCLOSING YOUR PERSONAL DATA

### We may share Your personal information in the following situations:

- With Service Providers: We may share Your Data with Service Providers to monitor and analyze the use of our Service, to contact You.
- For business transfers: We may share or transfer Your Data in connection with, or during negotiations of, any merger, sale of Company assets, financing, or acquisition of all or a portion of Our business to another company.
- With Affiliates: We may share Data with Our affiliates.
- With business partners: We may share Your Data with Our business partners to offer You certain products, services or promotions.
- With government agencies or regulations when permitted or required to do so by law; in response to a request from a law enforcement agency or authority or any regulatory authority; and/or to protect the integrity of the Services or our interests, rights, property, or safety, and/or that of our users and others.



## YOUR RIGHTS

### Notice to California Residents

California's "Shine the Light" law, permits our customers who are California residents to request and obtain from us a list of what Data (if any) we disclosed to third parties for their own direct marketing purposes in the previous calendar year and the names and addresses of those third parties. Requests may be made only once per year per person, must be sent to the email address below, and are free of charge. However, we do not disclose Data protected under the "Shine the Light" law to third parties for their own direct marketing purposes.

### Notice of Collection and Use of Data

In addition, the California Consumer Privacy Act ("CCPA"), as amended by the California Privacy Rights Act (collectively "CPRA") provides you with the following additional rights:

(i) Right to know about your Data.

You have the right to request that we disclose certain information to you about the Data we collected, used, disclosed, and sold about you in the past 12 months. This includes a request to know any or all of the following:

1. The categories of Data we have collected about you;
2. The categories of sources from which the Data was collected;
3. The business or commercial purpose for which it collected your Data;
4. The categories of third parties to whom we disclose your Data; and
5. The specific pieces of Data we have collected about you.

(ii) Right to request deletion of your Data

(iii) Right to request correction of inaccurate Data.

(iv) Right to opt-out of the sale or sharing of your Data.

(v) Right to Non-Discrimination for exercising your CCPA rights.

**Please note that we do not Sell or Share your Data as defined by the CCPA.**

In order to submit a request to know, delete, or modify your Data, we will need to verify your identity by using commercially reasonable means. If you have an account with us that is password-protected, we may verify your identity through our existing authentication practices for your account. If you do not have an account with us, we may request from you two or more data points of personal information to verify your identity.

If you are a member of a household making a request, you represent that you have the right to request information relating to said household. We may also individually verify all members of the household before responding to a request.

Please note that following your verified request, we will send you your Data from the following email address: [americainfo@elica.com](mailto:americainfo@elica.com) (Any response to your request, including any Data may be sent as an encrypted file).

Please note that once you have submitted a request, we will send you a receipt, acknowledging your request, within 10 days. If, for some reason, you do not receive such a receipt within 10 days of your submitted request, please send us an email to [americainfo@elica.com](mailto:americainfo@elica.com) as an error may have occurred.

We will process and respond to your request within 45 days after it is received (in some cases, as is allowed under the CCPA, this process may be extended by an additional 45 to 90 days).

As a California resident, you also have the right to designate an agent to exercise these rights on your behalf. We may require proof that you have designated the authorized agent to act on your behalf and to verify your identity directly with us. Please contact us at [americainfo@elica.com](mailto:americainfo@elica.com) for more information if you wish to submit a request through an authorized agent.

You can exercise your California "Do Not Sell or Share My Personal Information" opt-out right by contacting us at [americainfo@elica.com](mailto:americainfo@elica.com)

For the categories of Data that The Company has collected about you through this Site and Services, please refer to the section: **PERSONAL DATA PROCESSED**

We process your Data for the specific business purposes described in section **PURPOSES OF DATA PROCESSING**

Please see **DISCLOSING YOUR PERSONAL DATA** for the categories of Data that we may disclose to categories of third parties for business purposes.

California's "Do Not Track" Requirement. Pursuant to California's Online Privacy Protection Act (CalOPPA), at this time, our Website does not process or comply with any web browser's "Do Not Track" or "DNT" browser signals or similar mechanisms.

**Notice to Colorado, Virginia, Utah, and Connecticut Residents**

This section describes the Data we collect or process about Colorado, Virginia, Utah and Connecticut residents and describes your rights pursuant to the Colorado Privacy Act, Virginia Consumer Data Protection Act, the Utah Consumer Privacy Act, and Connecticut Data Privacy Act.

In the last 12 months, we have not sold Data. Likewise, we also do not process Data for advertising purposes. Consequently, we do not have an opt-out functionality on the Site.

**Your Rights**

Under Colorado, Virginia, Connecticut, and Utah law, users who are residents of these states have specific rights regarding their Data. These rights are subject to certain exceptions described below. When required, we will respond to most requests within 45 days unless it is reasonably necessary to extend the response time. Subject to certain limitations, you have the following rights:

- (i) Right of access: You have the right to confirm whether we process your Data and request to access to such PI.
- (ii) Right to Deletion: You have the right to request that we delete the Data we have collected about you.
- (iii) Right to Data Portability: You have the right to request that we provide you with your Data in a portable format.

We do not process your Data for purposes of targeted advertising, the sale of personal information, or profiling in furtherance of decisions that produce legally or similarly significant effects concerning a consumer, and therefore, such opt-out rights are not available.

b. Colorado, Connecticut, and Virginia only:

(iv) Right to Correction: You have the right to correct inaccuracies in your Data.

(v) Right to Opt-out of Targeted Advertising.

As set forth in the Cookies section in Section 4 above, marketing cookies may constitute targeted advertising. Therefore, you can exercise your right to opt-out of targeted advertising by visiting the “Do Not Sell or Share My Personal Information” link at the bottom of this banner.

How to Exercise these Rights

You may submit a verifiable consumer request to us for disclosure or deletion of Data by contacting us at [americainfo@elica.com](mailto:americainfo@elica.com).

We will respond to verifiable requests for disclosure or deletion of Data free of charge, within 10 days of receipt.

In the event that you are unhappy with the outcome of your request to exercise one of your rights above, you may appeal our decision by emailing us at [americainfo@elica.com](mailto:americainfo@elica.com). If additional information is needed for your appeal, we may request you to provide additional information.

With respect to your right to opt-out of targeted advertising, you can exercise your opt-out right by emailing us to [americainfo@elica.com](mailto:americainfo@elica.com). **Notice for Nevada Residents**

Nevada law permits our users who are Nevada consumers to request that their Data not be sold (as defined under applicable Nevada law), even if their Data is not currently being sold. Requests may be made to [americainfo@elica.com](mailto:americainfo@elica.com) and are free of charge.

#### **Notice for Canadian Residents**

Residents of Canada are permitted to request and obtain from us information respecting the existence, use, and disclosure of their Data as well as access to that information (subject to certain exceptions pursuant to applicable laws). Without limiting the above, residents of Canada will, upon request:

- Be informed of whether we hold Data about you;
- Be provided with an account of third parties to which we have disclosed your Data;
- Be able to challenge the accuracy and completeness of your Data and have it amended as appropriate; and
- Be provided with information about our policies and practices with respect to the management of Data, including: the name or title, and address, of the person who is accountable for our privacy policies and practices; the means of gaining access Data; a description of the type of Data held by us, including a general account of its use; a copy of any brochures or other information that explain our policies, standards, or codes; and what Data is made available to related organizations.

In order to submit a request, we will need to verify your identity by using commercially reasonable means. For this we may request from you two or more data points of personal information to verify your identity.

If you are a member of a household making a request, you represent that you have the right to request information relating to said household. We may also individually verify all members of the household before responding to a request.

Please note that once you have submitted a request, we will send you a receipt, acknowledging your request, within 10 days. If, for some reason, you do not receive such a receipt within 10 days of your submitted request, please resubmit the Privacy Policy enquiry form as an error may have occurred.

**MODIFICATIONS AND UPDATES TO THIS PRIVACY POLICY**

This Privacy Policy replaces all previous disclosures we may have provided to you about our information practices with respect to the Services. We reserve the right, at any time, to modify, alter, and/or update this Privacy Policy, and any such modifications, alterations, or updates will be effective upon our posting of the revised Privacy Policy. Your continued use of the Services following our posting of any revised Privacy Policy will constitute your acknowledgement of the amended Privacy Policy.

[December [18], 2024]