

THE IRISH TIMES

Compliance with GDPR



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Terms & Conditions Compliance with GDPR

General Data Protection Regulation sets guidelines for the collection and processing of personal information from individuals who live in the European Union. This information details the procedures our brands must follow in order to be GDPR compliant.

These terms reproduce (with minor edits for clarity), the relevant contractual terms required between processors and controllers by article 28 of the GDPR.

The terms "personal data", "processor", "controller", "data subject", "supervisory authority", "personal data breach" and "processing" have the meaning given to those terms in the GDPR. "Sub-processors" means other processors that are used by The Irish Times to process personal data.

The subject-matter and duration of the processing, the nature and purpose of the processing, the type of personal data, the categories of data subjects and your obligations and rights as data controller are as provided in our existing agreements and/or further to written or oral instructions that we receive from you.

In processing personal data on your behalf we warrant and represent that we are, and shall be for so long as we process any such data, fully compliant with the GDPR and any national implementing legislation ("Data Protection Law") and we agree:

- To only process the personal data on your documented instructions, unless we are required to do so by EU or domestic law within the EU member state within which we are established. We shall inform you of that legal obligation before processing, unless the law prohibits such information on important grounds of public interest.
- Not to transfer the personal data to a recipient outside the European Economic Area ("EEA"), without your prior written consent, unless the transfer is subject to the terms of a contract incorporating the standard contractual clauses in the form adopted by the European Commission; the recipient is in a country the subject of an adequacy decision by the European Commission; or the transfer is to the US to an entity that is a certified member of the EU-US Privacy Shield scheme.
- To impose a duty of confidentiality on any staff or subcontractors, where applicable, with access to the personal data.
- To implement technical and organisational security measures to ensure a level of security appropriate to the risks of processing the personal data, including pseudonymisation and encryption of personal data; the ability to ensure the ongoing confidentiality; integrity, availability and resilience of processing systems and services; the ability to restore the availability and access to personal data in a timely manner in the

event of a physical or technical incident, and a process for regularly testing, assessing and evaluating the effectiveness of security measures.

- Not to engage another processor without your prior specific or general written authorisation. In the case of general written authorisation, we shall inform you of any intended changes concerning the addition or replacement of other processors, thereby giving you the opportunity to object to such changes.
- To require any sub-processor that we engage to process the personal data on your behalf, to adhere to the same obligations that we undertake in this letter, to ensure such processing meets the requirements of the Data Protection Law, and we will remain fully liable for any breach by a sub-processor of its obligations in relation to the processing of the personal data.
- Insofar as possible, and taking into account the nature of the processing, assist you by appropriate technical and organisational measures to fulfil your obligation to respond to individuals' requests to exercise their rights to transparent information, access, rectification, erasure, restriction of processing, objection and portability under the Data Protection Law.
- Taking into account the nature of processing and the information available to us, assist you in ensuring compliance with your obligations under Data Protection Law in regard to data security; data breach notification to the supervisory authority and to individuals; carrying out Data Protection Impact Assessments and related consultations with our supervisory authorities.
- At your request, delete or return all the personal data to you after the end of the provision of our services, and delete existing copies unless EU or member state law requires storage of that personal data.
- Make available to you all information necessary to demonstrate compliance with the obligations laid down in Article 28 of the GDPR, and allow for and contribute to audits, including inspections, conducted by you or another auditor mandated by you.
- Immediately inform you if, in your opinion, an instruction of ours infringes the GDPR or other EU or domestic data protection provisions.

These terms shall be governed by Irish law and we both submit to the jurisdiction of the Irish courts. By continuing to engage with us you confirm your acceptance to these terms.

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