
INCYTE PRIVACY NOTICE NON-RESEARCH PATIENTS UNITED STATES

We use this Privacy Notice to tell you what personal information we collect from patients who are using Incyte approved products, sharing a patient journey or are otherwise engaging with Incyte, or as part of Incyte's obligation to report safety information to various regulatory agencies. If you are participating in an Incyte pharmaceutical research activity, please see the *Incyte Privacy Notice for Study Participants* instead. For information about how your personal information is treated when it is transferred to another location, please see the applicable Privacy Notice posted on our website for that location.

When we collect your personal information:

- We take or require appropriate technical, physical, and organizational measures (such as multifactor password authentication, encryption, access restriction, etc.) to protect your personal information from misuse or unauthorized alteration, loss, or access;
- We collect and use your personal information only for the purpose(s) for which we collect it;
- We only collect the personal information that we need; and
- We keep your personal information up to date and ensure that it is accurate.

This Privacy Notice was amended on May 1, 2020.

What personal information do we collect and use?

If you are a patient using an Incyte approved product or otherwise engaging with Incyte outside of Incyte pharmaceutical research activities, we collect your personal information for one of several reasons:

1. **Adverse Event/Special Situation/Product Quality Complaint Reports:** sometimes when taking our products, you may experience health events that you or your physician believe should be reported to Incyte and that are required to be reported under safety laws. Sometimes your physician will report these when he or she contacts Incyte to ask questions related to your healthcare. Other times, you may have a complaint about our product that you report to us. In these instances, the following applies:
 - We collect and use the following personal information:
 - Your name, contact details, gender, age or year of birth, and any health data related to an adverse event and/or special situation (source: name and contact details – directly from you and only if you are the reporter; all other personal information directly from you, your physician, or your caregiver).
 - We collect this personal data in order to:
 - Understand the safety and efficacy of Incyte's study drugs in the market place; and
 - Comply with Incyte's legal obligations in the manufacturing and distribution and commercialization of a marketed product for reporting safety and product complaints.

- We collect and use this personal information based on Incyte's legal obligations under applicable laws. In relation to your health data which is considered a 'special category' of personal information, we also rely on the public interest in ensuring high standards of quality of our medicinal products.
 - We keep and use your information for as long as necessary to comply with Incyte's legal obligations under applicable laws but no longer than thirty years after the conclusion of the clinical trial or end of the life of the marketed product as necessary to comply with legal or regulatory obligations.
- 2. Consulting:** you may decide to help us understand your medical condition and views in more detail by providing consulting services to us such as sharing your patient journey or providing feedback on materials we plan to use. In those instance, the following applies:
- We collect and use the following personal information:
 - When you share your story or provide feedback:
 - Your name, contact details, and any health or other personal information related to the consulting services. The specific categories of personal information relevant to your providing services will be made clear to you at the time we begin work with you (source: directly from you); and
 - Information specific to our interactions such as meetings and meeting notes (source: directly from you).
 - We rely on your consent to process this data. In relation to your health data which is considered a 'special category' of personal information, we also rely on your consent.
 - For expense reimbursement (if applicable):
 - Your name, contact details, and payment and/or bank details (source: directly from you).
 - We collect and use your personal information in performance of a contract with Incyte.
 - We keep and use your information for as long as necessary for the administration of this relationship but no longer than three years after the last contact with you.
- 3. Patient Software Applications:** we occasionally make applications linked to websites available to help you understand your medical condition. For these applications (for websites, please refer to our *Online Visitor Notice*), the following applies:
- We collect and use the following personal information:
 - Your name, contact details, and any health or other personal information that you enter into the application (source: directly from you).
 - We collect this personal information in order to provide you with the application and make the use of the application easier for you. ****Note that the personal information you enter into the application isn't provided to Incyte by the vendor that hosts the application for us.**
 - We collect and use this personal information as necessary based on your consent when you sign up to use the application. In relation to your health data which is considered a 'special category' of personal information, we also rely on your consent.
 - We keep and use your information for as long as necessary for your use of the application.
- 4. Compassionate Use:** sometimes an Incyte product that was studied for a particular medical condition isn't approved by the health authorities for sale in your country and/or isn't commercially available in

your country yet. Such products may be made available to you after a request from your physician. In those instances, the following applies:

- We collect and use the following personal information:
 - A patient number assigned to you by your physician and your health data as it relates to your eligibility for the program as assessed by your physician and submitted to Incyte by your physician (source: directly from your physician).
- We collect this personal information in order to process your physician's request and confirm your eligibility for the program.
- We collect and use this personal information as necessary based on our legitimate interest as a drug manufacturer in supporting the use of approved drugs and unmet medical needs. In some countries, there is a legal obligation to collect your personal information for this purpose according to a protocol defined by a health authority and in those countries, Incyte will instead rely on that legal obligation to collect and use your personal information. In relation to your health data which is considered a 'special category' of personal information, we rely on the necessity to process your data for reasons of public interest in the area of public health.
- We keep and use your information for as long as necessary for the support of our marketed products but no longer than thirty years after the conclusion of the clinical trial in which the product was studied or end of the life of the marketed product as necessary to comply with legal or regulatory obligations.

Do you need to provide us with your personal information?

In certain instances you need to provide us with your personal information in order for Incyte to meet regulatory or legal obligations or where it is necessary for us to enter into a contract with you. In all other instances, you are not obliged to provide us with any personal information.

With whom do we share your personal information?

Your personal information is shared by Incyte with:

- Other companies in the worldwide Incyte Group, wherever located (a list of all Incyte companies is available here: <http://www.incyte.com/contact-us/headquarters.aspx>);
- Third party consultants, service providers, and partner companies contracted by or on behalf of Incyte or its affiliates, wherever located; and
- Government entities as required by applicable law.

Where is your personal information used or stored?

Depending on your relationship with Incyte, we may transfer your personal information:

- 1) To other countries: your personal information may be transferred to Europe, Switzerland, Japan, the United Kingdom, India, and China; and
- 2) Within the worldwide Incyte group of companies as identified above.

How is your personal information kept secure?

We use a combination of commercially reasonable physical, technical, and administrative safeguards to protect the personal information we collect from you. When your personal information is shared, Incyte will take a reasonable approach to prevent the unauthorized use or disclosure of personal information.

While we use these precautions to safeguard your personal information, please be aware that no security measures are perfect or impenetrable. We cannot guarantee the security of the networks, systems, servers, devices, and databases we operate or that are operated on our behalf. Please use caution when submitting any personal or other sensitive information to us online.

What if the personal information is relating to a minor?

Incyte does not knowingly collect personal information directly from minors—persons under the age of 13, or another age of a minor as defined by law—other than when required to comply with the law or for safety or security reasons. If you are a parent or guardian of a minor who has provided personal information without your knowledge or consent, you may submit a request to remove the minor's information by emailing us at privacy@incyte.com.

What if you're an individual with a disability and want to get this Privacy Notice in an alternative format?

Incyte is committed to ensuring that our communications are accessible to individuals with disabilities. To submit accessibility-related requests or report barriers to accessibility, please use the contact information below.

Who can you contact about Privacy at Incyte?

If you have any questions about our privacy policies or practices, we encourage you to contact the Incyte Privacy Office:

Attn: Privacy Office
Incyte Corporation
1801 Augustine Cut-off
Wilmington, Delaware 19803
833-919-0687
privacy@incyte.com

CALIFORNIA RESIDENTS ONLY

If you are a resident of California, please read this section to learn more about the California Consumer Privacy Act of 2018 (CCPA) and how it applies to the personal information collected and used by Incyte as described in this Privacy Notice.

What are my rights?

Individuals who are California residents and whose information is covered by the relevant provisions of the CCPA may have the following privacy rights:

- to request disclosure of personal information we collect and share about you during the 12-month period preceding our receipt of the request, including:
 - the categories of personal information we've collected about you;
 - the categories of sources from which we collected the personal information;
 - the business or commercial purposes for which we collected or sold the personal information
 - the categories of third parties with which we shared the personal information;
 - the categories of personal information that we have shared with service providers who provide services to us;
 - the specific pieces of personal information we collected; and
 - the categories of personal information (if any) that we have sold about you, the categories of third parties to which we have sold that information, and the category or categories of personal information sold to each third party
- to request deletion of personal information we have collected about you; and
- to request that Incyte not sell your personal information.
 - Under the CCPA, California consumers also have the right to request that their information not be sold for value. Currently, we do not sell or disclose your information to third parties for monetary or in-kind compensation. However, if this practice changes in the future, we will provide updated information via this Privacy Notice and provide instructions on this page to submit a request to stop selling your personal information.

You also have a right not to be discriminated against for the exercise of the privacy rights conferred by the CCPA. If you exercise any of the rights explained in this Privacy Notice, we will continue to treat you fairly and not discriminate against you on the basis that you have exercised such rights.

There may be some types of personal information that can be associated with a household (a group of people living together in a single home). Requests for access or deletion of household Personal Information must be made by each member of the household. We will verify each member of the household using the verification criteria explained below. If we are unable to verify the identity of each household member with the degree of certainty required, we will not be able to respond to the request. We will notify you to explain the basis of our denial.

Who can you contact regarding your rights?

If you are a California resident, to exercise your CCPA rights to request access or deletion of personal information that Incyte collects or shares about you, please contact Incyte at privacy@incyte.com or toll free at 833-919-0687.

For requests for access or deletion, we will respond to you or your authorized agent's request in writing, or orally if requested, as soon as practicable and in any event generally not more than within 45 days after receipt of your request. We may extend this period to 90 days and, in the event that we do extend the period, we will explain to you or your authorized agent why we did so.

If you are legally entitled to such rights, you may designate an agent to submit a request on your behalf. The agent can be a natural person or a business entity that is registered with the California Secretary of State. If you would like to designate an agent to act on your behalf, you and the agent will need to comply with our agent verification process. You will be required to verify your identity by providing us with certain personal information, depending on the nature of the information you require, which we will endeavor to match with information we maintain about you. Additionally, we will require that you provide us with written confirmation that you have authorized the agent to act on your behalf, and the scope of that authorization. The agent will also be required to provide us with proof of the agency relationship, which may be a declaration attesting to the agent's identity and authorization by you to act on their behalf, signed under penalty of perjury. If the agent is a business entity, it will also need to submit evidence that it is registered and in good standing with the California Secretary of State. Information to identify and verify your agent can be submitted through the same mechanism and at the same time that you submit information to verify your identity. Please note that this subsection does not apply when an agent is authorized to act on your behalf pursuant to a valid power of attorney. Any such requests will be processed in accordance with California law pertaining to powers of attorney.

To respond to your requests, we will ask you for at least two pieces of personal information and, for requests for specific pieces of personal information, we will ask you for at least three pieces of personal information. The information we require may vary depending on your relationship to us, and may include your full legal name, residential address, email address, phone number, as well information we may have on file about you. If you are requesting on behalf of another consumer, we may request additional information from you and/or the consumer to verify their identity. In all cases, we endeavor to match the information we receive for the purpose of verification to information we maintain about you. If we are unable to verify your identity using this process we will provide you with a response explaining so and what additional action you may take to ensure we can successfully verify your request.

California Shine the Light

California Civil Code Section 1798.83, also known as the "Shine The Light" law, permits California residents to annually request, free of charge, information about the personal information (if any) disclosed to third parties for direct marketing purposes in the preceding calendar year. No information is shared with third parties for their own marketing purposes.