Data Processing Addendum Exhibit

kyndryl.

Advanced Delivery Framework - Australia

Processing

This document is an exhibit to the Kyndryl Data Processing Addendum (DPA) found at https://www.kyndryl.com/terms/dpa. Kyndryl will Process Client Personal Data to deliver the Services in accordance with the DPA and this DPA Exhibit.

Processing Activities

The nature of Processing consists of the following Kyndryl Processing activities based on the Client's instructions:

- Customer Support – Help desk or other technical support
- Operations – Provision, maintenance, or management (including security management) of applications, networks, systems, or infrastructure
- Hosting – Storage or other computing resources
- Backup – Back-up, archiving, or disaster recovery

Client Personal Data

Categories of Data Subjects

The categories of Data Subjects are the categories associated with the types of Client Personal Data that the Client has instructed Kyndryl to Process as identified in the records maintained by Client acting as a Controller, and may include:

- Client's employees (including temporary or casual workers, volunteers, assignees, trainees, retirees, pre-hires and applicants)
- Client's suppliers and subcontractors (if those suppliers and subcontractors are individuals)

Types of Client Personal Data

The types of Client Personal Data Processed by Kyndryl when providing the Services are the categories of Personal Data that the Client elects to include in the Services as identified in records maintained by the Client acting as a Controller, and may include:

Identity of the Individual
- Online Identifier
- Person Name
- Technology Identifiers

Special Categories of Personal Data

The Special Categories of Personal Data Processed by Kyndryl when providing the Services are the special categories of Personal Data that the Client elects to include in the Services as identified in records maintained by the Client acting as a Controller, and may include:

- None

Technical and Organisational Measures

The Technical and Organisational Measures (TOMs) applicable to the Services are set out in the Kyndryl Data Security and Privacy Principles (DSP) at https://www.kyndryl.com/terms/dsp

Subprocessors

Kyndryl may use the following Subprocessor(s) in the Processing of Client Personal Data:

a.   Kyndryl Subprocessors

Kyndryl Subprocessors and Countries The Kyndryl legal entity with which the client contract is signed should be disregarded from this list, as applicable)	Processing Activities
Kyndryl Australia Pty Ltd	• Customer Support - Help desk or other technical support • Operations - Provision, maintenance, or management (including security management) of applications, networks, systems, or infrastructure • Backup - Back-up, archiving, or disaster recovery (execution only)
Kyndryl Solutions Private Limited, India	• Customer Support - Help desk or other technical support • Operations - Provision, maintenance, or management (including security management) of applications, networks, systems, or infrastructure • Backup - Back-up, archiving, or disaster recovery (execution only)

b.   Third-Party Subprocessors:

Third-Party Subprocessors and Countries	Processing Activities
Hosting Location: **Australia** Subprocessor: Microsoft, Inc., United States The service(s) provided by Microsoft Inc. are subject to the Privacy Terms of Microsoft Inc., available under https://www.microsoft.com/licensing/docs/view/Microsoft-Products-and-Services-Data-Protection-Addendum-DPA which take precedence over the respective terms of the Kyndryl DPA as far as they pertain to the specific service provided by Microsoft Inc. Microsoft Inc.'s list of subprocessors: Not applicable	• Hosting - Storage or other computing resources The provision of the Microsoft hosting instance does not provide access to any Kyndryl tooling and/or Client Personal Data to Microsoft.

Kyndryl will inform the Client of new or replacement Subprocessors by following the notification provision in the Agreement.

Kyndryl Companies Subprocessors' details can be found at: https://www.kyndryl.com/terms/subprocessors. For additional details of each Third-Party Subprocessor, please contact the Kyndryl Data Governance Office at datagovernance@kyndryl.com.

Transborder Data Processing

European Union Standard Contractual Clauses

If EU SCCs are applicable pursuant to Section 2.1 (a) of Appendix A of the DPA (including where applicable to other countries), a copy of the EU SCCs (Module 3) signed by Kyndryl can be found for informational purposes at https://www.kyndryl.com/terms/scc.

If EU SCCs are applicable pursuant to Section 2.1(b) of Appendix A of the DPA, the EU SCCs signed by Kyndryl can be found at https://www.kyndryl.com/terms/scc.

United Kingdom International Data Transfer Addendum

If the IDTA is applicable pursuant to Section 3(a) or Section 3(b) of Appendix A of the DPA, the IDTA signed by Kyndryl can be found at https://www.kyndryl.com/terms/scc.

Frequency of Cross Border Transfers

Kyndryl will transfer Client Personal Data on a continuous basis.

Kyndryl Privacy Contact and Notifications

For questions regarding this DPA Exhibit or Kyndryl's Processing of Client Personal Data, please contact the Kyndryl Data Governance Office at datagovernance@kyndryl.com.