iplicit NO-DEAL BREXIT & DATA PROCESSING

iplicit provide software solutions and implementation services, so we have tailored our response to a no-deal Brexit and data protection to reflect the solutions provided under our contracts and in a manner, which we understand to be consistent with other software and implementation providers.

Both the UK Government and the Information Commissioners Office have recommended that should the UK leave the European Union without a withdrawal agreement, that the Standard Contractual Clauses are incorporated to contracts currently reliant on GDPR.

Most customers are on our standard terms, which allow us to update our terms and conditions in such situations.

Therefore, in order to maintain a processing agreement with us, we incorporate the SCCs to our customer contracts via the following update:

UK exit of the European Union without a withdrawal agreement

If the UK leaves the European Union without a withdrawal agreement on the day of exit (or the transitional period under a withdrawal agreement expires before the European Commission has adopted an adequacy decision for the UK) then:

> The parties hereby enter into the standard contractual clauses (SCCs) in the EU Commission's decision 2010/87/EC and agree, where no other appropriate safeguard or exemption applies, that the personal data subject to this agreement (and to which Chapter V of the General Data Protection Regulation ((EU) 2016/679) applies) will be transferred in accordance with the SCCs, exclusive of any optional clauses, as of that date.

The SCCs can also be accessed here: https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32010D0087&from=en

The information required in the two appendices to the SCCs do not require individual completion by you or us. This is because the information is already contained either within our completed SaaS Licence Agreement.

Following the incorporation of the SCCs the substantive position under data protection law will not change; you remain the data controller of the data we hold on your behalf, and we remain the data processor.