

## Collection Statement for Health Care Professionals and Interested Persons

Gilead Sciences Pty Ltd ("**Gilead Australia**") and Gilead Sciences (NZ) ("**Gilead New Zealand**") (together "**Gilead**") comply with the Australian *Privacy Act 1988* (Cth) ("**Australian Privacy Act**") and the New Zealand *Privacy Act 2020* ("**NZ Privacy Act**") respectively to ensure that your personal information is protected.

Personal information is information or an opinion about an identified individual, or an individual who is reasonably identifiable, whether the information or opinion is true or not, and whether the information or opinion is recorded in a material form or not. Under the Australian Privacy Act, special provisions apply to personal information which is sensitive information. This includes (amongst other things) information about a person's health, ethnic origin, membership of professional or trade associations and religious or philosophical beliefs. In this statement, all references to personal information include sensitive information. There is no separate category of "sensitive information" under the NZ Privacy Act. Under the NZ Privacy Act, these types of information are treated as "personal information".

Depending on the nature of your relationship with Gilead, Gilead may collect, hold, use and disclose your personal information for any of the following purposes:

- (a) general sales and marketing, including to contact you (including through a contract sales/marketing organisation) to provide you with information about, and to discuss, Gilead products and other matters;
- (b) to assist in the organisation of educational events and other meetings (including inviting speakers and attendees) and sponsorship for attendance at educational events and other meetings (including to organise travel to such events/meetings and accommodation);
- (c) to assist in providing you with medical information relevant to Gilead products;
- (d) to send you educational materials and/or other information;
- (e) to conduct market research including in relation to prescribing practices;
- (f) to identify investigators for, establish and conduct clinical trials (including clinical trials run by a related body corporate of Gilead), to establish and run medical boards or to acquire general opinions on medical and/or patient related issues;
- (g) to administer research funding programs;
- (h) to administer patient support programs;
- (i) to evaluate and continue to develop and improve our products, services and business processes;
- (j) to comply with Gilead's legislative obligations, regulatory obligations and any requirements under the Medicines Australia Code of Conduct ("**MA Code**"), including in relation to reporting of payments or non-monetary benefits to healthcare practitioners, and the Medicines New Zealand Code of Practice;
- (k) to comply with internal policies and procedures of Gilead and its related bodies corporate including in relation to reporting of payments or non-monetary benefits provided to healthcare practitioners;
- (l) to the extent permitted or required under applicable laws;
- (m) for a prospective or actual transfer of Gilead's assets or business; and
- (n) adverse event reporting.

If we do not collect the personal information about you it may impact Gilead's ability to perform the activities detailed above.

Your personal information collected by Gilead may be held, used or disclosed by Gilead for any of the purposes listed above (or for a purpose that is related to any of these purposes). For instance, if you are a healthcare practitioner and Gilead collects your personal

information when establishing and conducting clinical trials in your area of interest or specialisation, your personal information may be used by Gilead for sales and marketing of Gilead products in your area of interest or specialisation.

Gilead will collect your personal information directly from you where it is reasonable and practicable to do so. We may also collect your personal information from third parties such as through electronic directories of healthcare providers which we subscribe to or are available online, organisations that we engage to assist us to carry out our functions and activities (such as market research organisations and contract sales/marketing organisations) and healthcare providers or your colleagues. We may also collect your personal information from public sources.

If you provide your email address, mobile phone number and/or telephone number to Gilead, you consent to Gilead using your email address, mobile phone number and/or telephone number to contact you (including by email, SMS and telephone call) for any of the purposes listed above. Your consent will remain current until you advise us otherwise by contacting the Privacy Officer at the address below.

From time to time, Gilead may also provide you with marketing material about Gilead products and services that we think may be of interest to you including by email, SMS and telephone call and you consent to Gilead using your personal information for this purpose. If you do not want to receive marketing information about Gilead products and services from Gilead, you can withdraw your consent at any time by contacting the Privacy Officer at the address below or by unsubscribing using an unsubscribe facility in an email or SMS. If you request not to receive marketing material from Gilead, please note that Gilead may still contact you to provide you with other types of non-marketing information such as changes to PBS listings.

Gilead may engage other persons or organisations (for example, travel agents, professional conference organisers, clinical research organisations, contract sales/marketing organisations, and suppliers of sales statistics and healthcare practitioner databases) to assist Gilead in carrying out the above purposes. Your personal information may be disclosed to such persons or organisations for these purposes and, in providing a service, they may contact you directly. In some circumstances they may disclose personal information they collected from you to Gilead or related bodies corporate of Gilead for one or more of the purposes already mentioned. Gilead will hold, use and disclose all personal information it collects from third parties about you in the manner described in this statement.

Gilead may also disclose your personal information to:

- (a) its related bodies corporate (including sharing your personal information between Gilead Australia and Gilead New Zealand). Those companies will only collect, use and disclose your personal information for a purpose listed above or for a purpose related (or directly related in the case of sensitive information) to a purpose listed above. They may disclose your personal information to the types of organisations mentioned in the paragraph immediately above. You may be contacted directly by a Gilead affiliate;
- (b) law enforcement agencies, and regulatory authorities when notifying adverse events;
- (c) third parties for the purpose of them compiling sales statistics and databases of healthcare practitioners; and
- (d) parties involved in a prospective or actual transfer of Gilead's assets or business.

If you are a healthcare practitioner and you receive any payment or non-monetary benefit from Gilead (including if you provide services to Gilead, Gilead sponsors you to attend a conference or you are invited by Gilead to attend a medical education event), Gilead will collect personal information about you including the following information:

- (a) name and profession;
- (b) business/practice address;
- (c) a description of any services and benefits you receive from Gilead and details of any services, activities and events in respect of which you were engaged by Gilead including relevant dates;
- (d) the amount of the financial payment or the value of any non-monetary benefits you individually received from Gilead including air travel, accommodation costs (room rate) and registration fees paid by Gilead and/or reimbursed to you; and

- (e) any financial payments made or non-monetary benefits given to third parties as directed by you,

("Transparency Data").

Gilead Australia and Gilead New Zealand will disclose the Transparency Data to one another, to their related bodies corporate (including outside Australia and New Zealand) and to relevant regulatory authorities or industry bodies, as required.

#### *Gilead Australia*

In accordance with the MA Code, or other applicable international regulations, Gilead Australia and/or its related bodies corporate will also publicly disclose some or all of the Transparency Data. Specifically, in accordance with the transparency obligations in the MA Code, Gilead Australia will publish as much of the Transparency Data as required and in a manner which individually identifies you on the <http://www.gilead.com/about/worldwide-operations/australia> for three years from the date of publication of that information by Gilead Australia. Gilead Australia will also report Transparency Data to Medicines Australia which will then be published in a manner which individually identifies you on Medicine Australia's Central Reporting System (a publicly-available, consolidated database of reportable payments made by all members of Medicines Australia and operated by Pacific Commerce Pty Ltd). Gilead Australia will give you an opportunity to review and submit corrections to the Transparency Data before that information is published.

You are responsible for obtaining any necessary approvals (e.g., from your employer or professional body) for Gilead Australia and its related bodies corporate to collect, use and disclose the Transparency Data as described above.

If you are a healthcare practitioner, by accepting payment or a non-monetary benefit from Gilead Australia, you acknowledge the collection, use and disclosure of the Transparency Data by Gilead Australia and its related bodies corporate as described above. If you do not want the financial payment or non-monetary benefit provided to you by Gilead Australia publicly disclosed, you should not engage in the relevant services/activities/events or accept any services and benefits from Gilead Australia.

#### *Gilead New Zealand*

There is currently no New Zealand legal requirement for Gilead New Zealand to report Transparency Data to a regulatory authority, industry body or make the Transparency Data publicly available. However, the collection, use, processing, storage and disclosure of Transparency Data is still governed by the New Zealand Information Privacy Principles and the NZ Privacy Act.

If you are a healthcare practitioner, by accepting payment or a non-monetary benefit from Gilead New Zealand, you acknowledge the collection, use and disclosure of the Transparency Data by Gilead New Zealand and its related bodies corporate as described above. If you do not want Gilead New Zealand to collect information about any financial payment or non-monetary benefit provided to you by Gilead New Zealand, then you should not engage in the relevant services/activities/events or accept any services and benefits from Gilead New Zealand.

Gilead Australia and Gilead New Zealand may share your personal information with each other as Gilead Australia carries out most back-office functions for Gilead New Zealand.

Gilead stores some personal information on servers in the United States of America, the United Kingdom and Ireland. Further, some organisations to which we disclose personal information may be located, or may store information on computer servers, overseas. For example, Gilead:

- (a) shares personal information (including Transparency Data as described above) between Gilead Australia and Gilead New Zealand as well as with personnel of Gilead's related bodies corporate in Europe, Asia, South America and North America (a list of countries in which Gilead has related bodies corporate can be found at **[www.gilead.com](http://www.gilead.com)** under "Global Operations" ); and
- (b) may disclose your personal information to overseas regulatory authorities, overseas event/conference organisers, international clinical trial sites and, where Gilead may be organising travel on your behalf, overseas travel agents.

Gilead will allow you to access and/or correct personal information it holds about you as required by law. Further information about how you may seek to access your personal information held by Gilead and seek the correction of such information can be found in the Privacy Policy of Gilead. The Privacy Policy of Gilead also contains information about how you may complain about a breach of the Privacy Act and how Gilead will deal with such a complaint. You can obtain a copy of the Privacy Policy of Gilead free of charge at <http://www.gilead.com/about/worldwide-operations/australia> or by contacting the Privacy Officer at the address below or by emailing [AU.Privacy@gilead.com](mailto:AU.Privacy@gilead.com). If you do not provide personal information requested of you to Gilead, we may be unable to contact you to perform the abovementioned functions.

The address of Gilead Sciences Pty Ltd (Australia) is Level 6, 417 St Kilda Road, Melbourne, Victoria, 3000. The address of Gilead Sciences (NZ) (New Zealand) is C/- Grant Thornton New Zealand Limited, Level 4, 152 Fanshawe Street, Auckland 1010. If you have any queries about how Gilead handles your personal information please write to: Privacy Officer, Gilead Sciences Pty Ltd, at the above address or [AU.Privacy@gilead.com](mailto:AU.Privacy@gilead.com).