

Hartwig Medical Foundation Australia Limited Privacy Statement

Last updated: 19 May 2026

1. Policy scope

- 1.1 In the course of carrying out our activities, Hartwig Medical Foundation Australia Limited (ACN 618 536 726) (**Hartwig Australia**) and our related bodies corporate (together, **we, us or our**) will collect, store, use and disclose personal information. We are committed to the protection of your personal information and to compliance with applicable privacy laws.
- 1.2 This privacy statement has been developed in accordance with the privacy laws applicable to our business, including:
- (a) the *Privacy Act 1988* (Cth) (**Privacy Act**), including the Australian Privacy Principles (**APPs**);
 - (b) the *Health Records and Information Privacy Act 2002* (NSW), *Health Records (Privacy and Access) Act 1997* (ACT) and the *Health Records Act 2001* (Vic) (together, **Health Laws**); and
 - (c) any other applicable laws which apply to how we collect, store, use and disclose your personal information,
- (together, **Applicable Privacy Laws**).

2. About us

- 2.1 Hartwig Australia is a not-for-profit organisation that develops advanced software solutions for genomic cancer diagnostics. This concerns software for analysing, curating and reporting genomic data for cancer diagnostics for today's patients including treatment and trial matching. Our aim is also to help future patients with the reuse of the generated data by databasing, data-sharing, data-visualisation and data-federation. Our software platform, OncoAnalyserDx (**Platform**), enables clinicians, laboratories and researchers to analyse, curate and report relevant molecular events, biomarkers and tumour characteristics and generate actionable insights that support clinical decision making for patient care, facilitate precision oncology and assist with cancer research.

3. Personal information, sensitive information and health information

- 3.1 Personal information is information or an opinion about an identified or reasonably identifiable individual, whether or not the information or opinion is true and whether or not the information is recorded in a material form. We use the term personal information in this Privacy Statement, but this term is equivalent to the term "personal data", that may be used in Applicable Privacy Laws.
- 3.2 Sensitive information is a specific subset of personal information that includes health information and genetic information not considered health information. Health information has the meaning given to it in the Privacy Act, and includes information or an opinion about the

health of, health instructions given by, or provision of health services to, an individual, as well as genetic information in a form that may be predictive of the health of an individual.

- 3.3 Together, for the purposes of this policy, **personal information** refers to personal information, sensitive information and health information as the context requires.

4. Types of personal information we collect and hold

- 4.1 We collect and hold personal information about individuals in the course of providing our services, and for purposes connected to the provision of those services (together, our **activities**).

- 4.2 Consistent with our activities, the types of personal information we may collect, and hold includes the following.

- (a) *Identity and contact details.* We collect individual's names, dates of birth, genders, addresses, telephone numbers, email addresses, professions, affiliations and associations you belong to, and other identifying and contact information.
- (b) *Health information.* We collect information about patients' health and treatment, as well as genomic information, including clinical data (such as tumour type, tumour location, biopsy details, treatment history and outcomes, and performance status), hospital information (such as hospital identifier, clinician name, and hospital name and address) and genomic data, such as sequencing files.
- (c) *System-generated results.* Our analyses produce quality metrics, automated variant classifications, patient reports, treatment options and other information about the material that has been sequenced.
- (d) *Invoicing information.* If you purchase services related to our Platform or operations, we collect your billing address, shipping address, credit card or bank details, and other necessary payment gateway information.
- (e) *Profile data.* If you set up an account or profile on our website or Platform, we will collect profile information, such as usernames, passwords and preference data, organisation and employment status information, and related information.
- (f) *Other information.* We collect text of written and oral communications gathered in the course of our interaction with you, including where you interact on live-chat, social media and emails, provide feedback and online reviews and other information from your interactions with us online, cookie information, IP address, URLs, search histories and other associated information.

- 4.3 When we collect, use or disclose sensitive information or health information, we only do so with your consent or as part of providing our necessary health services as directed by your health practitioner. We deal with all information in accordance with the Health Laws, as well as all other relevant laws, regulations and industry standards.

5. How we collect and hold personal information

5.1 The ways we may collect your personal information are as follows.

- (a) *Directly from you.* We may collect personal information directly from you in the course of undertaking our activities, from communications via phone, email and text, as well as from our website and other online platforms including by using cookies.
- (b) *From publicly available sources.* We may also collect personal information from publicly available sources of information, including via websites, directories, and social media channels.
- (c) *From third party practitioners.* Third party practitioners with whom an individual has a relationship, such as laboratories, hospitals or other medical institutions (**Providing Institutions**) that use the Platform, may provide us with your personal information for the purposes of engaging with our activities, including where such practitioners prescribe you with our services

5.2 We take reasonable steps to ensure the security and integrity of the personal information we collect, store, use and disclose. Personal information is held securely, is subject to various security protections, managed by certified providers, and is held only for as long as the information remains relevant to the purpose for which it was collected. We implement protections in line with industry standards to safeguard personal information against unauthorised access and/or loss, including steps to ensure all traffic is encrypted, access is restricted to a limited set of IP addresses, and all servers are protected by anti-malware and virus software. We maintain ongoing monitoring and implementation of ISO 27001-aligned practices.

5.3 If you are a patient of a medical practitioner who uses the Platform and you do not provide them with your personal information or withdraw your consent, your medical practitioner may not be able to use the Platform in relation to any medical issues you may have, as well as any other operations that may arise.

6. Purposes for which we hold, use and disclose personal information

6.1 We will not use or disclose personal information for any secondary purpose, unless that secondary purpose is related to the primary purpose for which we have collected that information, and you would reasonably expect the disclosure in the circumstances, or unless you consent to that use or disclosure.

6.2 The purposes for which we collect, hold, use and disclose information may include:

- (a) conducting our business, which includes undertaking our activities and engaging with you in respect of our activities. These activities include:
 - (i) provision of the Platform and any system-generated results for genomic and clinical data analysis, reporting and secure storage;

- (ii) quality assurance, validation, and performance monitoring of the Platform and associated analytical software pipelines, including testing and updating the Platform as necessary;
 - (iii) management of Hartwig Australia's database and support for scientific research;
 - (iv) managing relationships with customers, suppliers and research partners;
 - (v) operation and improvement of our website; and
 - (vi) recruitment and HR-related processes;
- (b) to communicate information to you about our activities;
 - (c) to provide you with information or advertising relating to our activities (including targeted advertisements) or marketing communications we believe may be of interest to you;
 - (d) for our internal administrative, research, planning and marketing purposes, including contract and invoice administration and benchmarking; and
 - (e) to comply with legal obligations and protect our legal interests and rights (including our intellectual property rights).

6.3 We may also disclose personal information to the following third parties for their use for the same purposes:

- (a) Our affiliates, partner organisations and related bodies corporate, such as Hartwig Medical Foundation Netherlands, a partner organisation based in the Netherlands.
- (a) Third party practitioners with whom you have a relationship, such as Providing Institutions.
- (b) Third party technology partners, including but not limited to Google and other technology and service providers, or their respective marketplaces.

6.4 While our disclosure of personal information to such third parties is governed by this Privacy Statement, such third party's use of your personal information, including contacting them with any queries you have about the personal information they hold and how those parties use your personal information will be governed by their privacy statement. If you have any concerns regarding how a third party uses, protects or shares your personal information, you should review such privacy policies.

7. Changes to this Privacy Statement

7.1 We will review and update this Privacy Statement from time to time as needed without notice. Therefore, you should review the terms of this policy periodically to make sure that you are aware of how we collect, hold, store, use and disclose personal information. The date listed at the beginning of this page indicates when this Privacy Statement was last updated.

- 7.2 If we make a material change to our Privacy Statement and the way in which we handle your personal information, we will inform you by issuing a notice that includes a summary of the change. This notice may be provided through our website, via email or through other appropriate communication channels.

8. Retention, access and correction

- 8.1 We will only keep records of your personal information as long as they are still necessary for the purposes for which we collected such personal information such as delivery of services, compliance with healthcare sector obligations, contractual commitments and Australian record-keeping requirements and databasing. Diagnostic output may be retained for periods consistent with applicable health sector standards or Providing Institution directives.
- 8.2 We will take all reasonable steps to ensure any personal information we collect, use or disclose is up to date and accurate. If you believe personal information that we hold about you is not up to date or accurate, you may ask us to correct it.
- 8.3 You may ask us to provide you with details of the personal information we hold about you, and copies of that information. We will respond to your request and attempt to provide you with the data within 30 days of receipt of your request.
- 8.4 If we provide you with copies of the information you have requested, to the extent permitted by law, we may charge you a reasonable fee to cover the administrative costs of providing you with that information.
- 8.5 Please direct all request for access and correction to privacyaustralia@hartwigmedicalfoundation.nl

9. Storage and cross-jurisdictional disclosure

- 9.1 Personal information is largely stored in Australia. To the extent that our storage requirements mean that health information is stored in a different Australian state than where it was collected, it is done so in accordance with applicable Health Laws.
- 9.2 We may, in the course of undertaking our activities, disclose personal information other than health information to overseas entities including the entities set out at section 6.3. Those overseas entities may be located in the United States of America and the Netherlands. Where equivalent laws do not apply, we will take reasonable steps to ensure that the receiving entity does not breach the APPs.
- 9.3 We will not disclose health information to any overseas entities without your express consent.

10. Complaints and contacting us

- 10.1 If you consider a breach of the *Privacy Act 1988* (Cth) has occurred, you may direct your query to our privacy officer using the details set out below and we will attempt to resolve your complaint.

- 10.2 We would appreciate the chance to deal with your concerns before you approach the relevant authority so please contact us in the first instance. If you do not consider our response satisfactory, you may contact the Australian Privacy Commissioner at its website www.oaic.gov.au or by telephone on 1300 363 992.
- 10.3 If you have any questions about this policy and would like further information, please contact us at privacyaustralia@hartwigmedicalfoundation.nl.