



Effective date: May 25, 2018

BERRY GLOBAL EU PRIVACY NOTICE **FOR CUSTOMERS AND BUSINESS PARTNERS**

OUR COMMITMENT TO PROTECT YOUR PRIVACY

At Berry, we take privacy seriously. We are committed to the protection of personal data in line with the data protection principles set out in the European General Data Protection Regulation effective on May 25, 2018 (“**GDPR**”).

This Notice describes the steps Berry Global Group and its EU affiliates (all together, **Berry**, “**we**” or “**us**”) take to protect the personal data that we process about our EU customers and other EU business partners.

“**Berry Global Group**” or “**Berry**” means the group of companies directly, or indirectly, held and/ or controlled by Berry Global Inc. (NYSE:BERY), a company with its principal place of business at 101 Oakley Street, Evansville, IN 47710, USA, including Berry Global Inc. itself, and any of its Berry EU affiliates.

“**Berry EU affiliate**” means any of the EU based operational companies that are affiliates of the Berry Global Group. A list of the Berry EU affiliates, as of the date of issuance of this Notice, is provided in **Annex 1**.

“**Berry Corporate Website**” means the Berry Global Group corporate website: www.berryglobal.com.

“**Berry EU Product Lines Websites**” means the websites that are specific to certain Berry EU product lines, including, but not limited to, as of the date of issuance of this Notice, the web sites listed in **Annex 2**.

“**European Economic Area**” or “**EEA**” means the Member States of the European Union, plus Norway, Iceland and Lichtenstein.

1 WHO IS RESPONSIBLE FOR PROCESSING YOUR DATA AND HOW TO CONTACT US

If you are an individual associated with one of our current or prospective customers or vendors, the relevant data controller is the Berry EU affiliate with which the company you are associated with has a contract or business relationship.

If you are a website user of the Berry Corporate Website (www.berryglobal.com), the data controller is: Berry Global Inc., a company with its principal place of business at 101 Oakley Street, Evansville, IN 47710, USA, and can be contacted at the following email address: webmaster@berryglobal.com.



If you are a website user of any of the Berry EU Product Lines Websites, the data controller is PGI Spain SLU (at our Berry European Headquarters) with its registered office at Tuset 23-25, 5th floor, 08006 Barcelona, Spain and can be contacted at the following email address: EU-DataProtection@berryglobal.com.

2 WHAT PERSONAL DATA DO WE COLLECT AND WHY?

We may source, use and otherwise process your personal data in different ways. In all cases we are committed to protecting the personal data of our business contacts.

In each of the sections listed below, we describe how we obtain your personal data and how we will treat it.

Section 2.1	Representatives of our Existing or Prospective Customers and Vendors
Section 2.2	Visitors to Premises
Section 2.3	Website Visitors

2.1 REPRESENTATIVES OF OUR EXISTING OR PROSPECTIVE CUSTOMERS AND VENDORS

A - Sources of personal data

We may obtain your personal data from the following sources:

- a) from you directly;
- b) from a company that employs you, if you are an employee of one of our customers, prospects or vendors;
- c) from other entities within the Berry Global Group;
- d) during networking events that we have either hosted, or sponsored, or attended; and/or
- e) from publicly available sources (for example, your company website or professional social media and web sites).

B - Personal data that we collect and process

We may collect the following categories of personal data relating to our corporate customers' employees, officers, authorised signatories, and other associated individuals. This may include:

- a) name (including title);
- b) gender;
- c) business address;
- d) business email address;
- e) business telephone number;
- f) fax number;
- g) employer name, organization type and associated industry;
- h) support offered to Berry; and
- i) job title and department.



C - Why do we collect your personal data and what is our lawful basis for it?

Representatives of our Existing or Prospective Customers and Vendors		
<i>We may use your personal data to:</i>	<i>Our lawful basis for doing so is:</i>	<i>Our legitimate interests in doing so are:</i>
Provide you with our products or services or receive products or services from you	Legitimate Interest	Efficiently fulfill our contractual and legal obligations Management reporting (including at an intra-group level)
Establish and manage our business relationship		Efficiently fulfill our contractual and legal obligations Account management Exercise or defend legal claims Understand the market in which we/ you operate Management reporting (including at an intra-group level)
Learn about how our/ your products and services are or may be used		Understand the market in which we/you operate Management reporting (including at an intra-group level)
Security		Managing security, risk and crime prevention Management reporting (including at an intra-group level)
Let you know about our products, services and events that may be of		Promote our goods and services Management reporting (including at an



interest to you by letter, telephone, email or other forms of electronic communication		intra-group level)
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Where we use your email to communicate marketing information to you we will seek your prior consent where required to do so by law.

2.2 VISITORS TO OUR PREMISES

A - Sources of personal data

We may obtain your personal data from you directly and from our systems' records.

B - Personal data that we collect and process

- a) name;
- b) business contact details;
- c) organization;
- d) role;
- e) time in and time out; and possibly
- f) image (for example, from CCTV cameras at our premises, where there are some).

C - Why do we collect your personal data and what is our lawful basis for it?

Visitors to our Premises		
<i>We may use your personal data to:</i>	<i>Our lawful basis for doing so is:</i>	<i>Our legitimate interests in doing so are:</i>
Security	Legitimate Interest	Managing security, risk and crime prevention

2.3 WEBSITE VISITORS

A - Sources of personal data

We may obtain your personal data from the following sources:

- a) from you directly (for example, at the time of subscribing to any services offered on our website(s), including but not limited to email mailing lists, interactive services, posting material or requesting further goods or services);
- b) from your device or browser; and/or
- c) if you contact us, we may keep a record of that correspondence.



B - Personal data that we collect and process

- a) name;
- b) email address;
- c) company;
- d) address;
- e) phone number;
- f) cookie data (for more information please see our Cookie Notice as available on our Berry Corporate Website: www.berryglobal.com or any of the relevant Berry EU Product Lines Websites, as applicable;
- g) IP address.

C - Why do we collect your personal data and what is our lawful basis for it?

Website Visitors		
<i>We may use your personal data to:</i>	<i>Our lawful basis for doing so is:</i>	<i>Our legitimate interests in doing so are:</i>
Provide our website services to you	Legitimate Interest	Website management
		Promote our goods and services
		Account management
Establish and manage our business relationship		Understand the market in which we operate
		Management reporting (including at an intra-group level)
		Account management
Learn about our websites(s) users' browsing patterns and the performance of our website(s)		Website management
Security		Managing security, risk and crime prevention



		Management reporting (including at an intra-group level)
Let you know about our products, services and events that may be of interest to you by letter, telephone, email or other forms of electronic communication		Promote our goods and services Management reporting (including at an intra-group level)
Learn about how our products or services may be used		Understand the market in which we operate Management reporting (including at an intra-group level)

Where we use cookies or similar technologies to fulfill this purpose we will seek your prior consent where required to do so by law.

Where we use your email to communicate marketing information to you we will seek your prior consent where required to do so by law.

NB: The above section 2.3 applies to the Berry Corporate Website.

We invite you to please check the specific notice that may be placed on any of the Berry EU Product Lines Websites for any discrepancies/ specificities that may be applicable.

3 WHO DO WE SHARE YOUR PERSONAL DATA WITH?

We share personal data relating to our clients and business contacts among our EU and global offices, and also with trusted third party vendors and business partners. The purposes for these transfers are set out below. We do not sell your personal data to third parties.

Berry EU affiliates

We may share your personal data with other entities in the Berry Global Group.

Our Service Providers

We may disclose information about you to organizations that provide a service to us, on the understanding that they will keep the information confidential and will comply with the GDPR and other relevant data protection laws.

We may share your information with the following types of service providers:

- a) technical support providers who assist with our website and IT infrastructure;
- b) third party software providers, including 'software as a service' solution providers, where the provider hosts the relevant personal data on our behalf;



- c) professional advisers such as lawyers, accountants, tax advisors, auditors and insurance brokers;
- d) providers that help us generate and collate reviews in relation to our goods and services;
- e) our advertising and promotional agencies and consultants and those organizations selected by us to carry out marketing campaigns on our behalf; and/or
- f) providers that help us store, collate and organize information effectively and securely, both electronically and in hard copy format, and for marketing purposes.

Company Mergers and Takeovers

We may transfer your personal data to potential purchasers and their advisors, subject to appropriate confidentiality obligations, in the event we decide to dispose of all or parts of our business.

4 TRANSFERS OF PERSONAL DATA OUTSIDE THE EUROPEAN UNION (EU) /EUROPEAN ECONOMIC AREA (EEA)

If and when transferring your personal data outside the EU/EEA, we will do so using one of the following safeguards:

- a) the transfer is to a non-EU/EEA country which has an adequacy decision by the EU Commission;
- b) the transfer is covered by a contractual agreement, which covers the GDPR requirements relating to transfers to countries outside the EU/EEA;
- c) the transfer is to an organization which has Binding Corporate Rules approved by an EU data protection authority; or
- d) the transfer is to an organization in the US that is EU-US Privacy Shield certified.

International transfers within the Berry Global Group are governed by EU Commission-approved Standard Contractual Clauses for Controllers (as defined under the GDPR) and, where relevant, for Processors (as defined under the GDPR).

We may also transfer your data to third-party vendors outside the EU/ EEA, such as our customer relationship management systems providers. Where we do so, the Standard Contractual Clauses or other safeguards approved by the European Commission will be put in place to safeguard that personal data.

You may request a copy of these agreements by contacting EU-DataProtection@berryglobal.com.

5 YOUR RIGHTS

The GDPR provides you with certain rights in relation to the processing of your personal data, including to:

- **Request access to personal data about you** (commonly known as a “**data subject access request**”). This enables you to receive a copy of the personal data we hold about you, and to check that we are lawfully processing it.
- **Request rectification, correction, or updating to any of the personal data that we hold about you.** This enables you to have any incomplete or inaccurate information we hold about you corrected.



- **Request personal data provided by you to be transferred in machine-readable format (“data portability”)**, to the extent applicable in the business relationship context. This enables you to ask us to provide you, in a machine-readable format, personal data that you have provided to us for transfer to another data controller.
- **Request erasure of personal data.** This enables you to ask us to delete or remove personal data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove personal data where you have exercised your right to object to processing (see below).
- **Request the restriction of processing of your personal data.** This enables you to ask us to suspend the processing of personal data about you (e.g. if you want us to establish its accuracy or the reason for processing it).
- **Object to the processing of your personal data in certain circumstances.** This right may apply where the processing of your personal data is based on the legitimate interests of Company, as explained above, or where decisions about you are based solely on automated processing, including profiling.
- **Withdraw your consent.** You may withdraw your consent in those circumstances where we may rely on your consent to process your personal data.

These rights are not absolute and are subject to various conditions under:

- applicable data protection and privacy legislation; and
- the laws and regulations to which we are subject.

If you have any general queries or decide at any time that you would like to exercise any of your rights as set out above, please contact EU-DataProtection@berryglobal.com. You also have the right to lodge a complaint with your local Data Protection Authority if you are not happy with how Berry processes your personal data and/or we could not provide you with a satisfactory resolution to your request. Please see a list of the National Data Protection Authorities at **Annex 3**.

6 RETENTION PERIOD

We will keep and process your personal data only for as long as is necessary for the purposes for which it was collected in connection with your relationship with us, unless we have a legal right or obligation to retain the data for a longer period, or the data is necessary for the establishment, exercise or defense of legal claims.

7 CHANGES

We may make changes to this Notice from time to time to reflect changes in the law or in our practices. Such changes will be applicable as of the effective date set out in this Notice.



ANNEX 1

List Berry EU affiliates

Country	Berry EU affiliates
France	BPREX Healthcare Offranville SAS <i>Address: ZI du Douxmesnil – BP 6, 76550 Offranville, France</i>
	Dounor SAS <i>Address: 30-32 rue du Vertuquet Zone Industrielle, 59535 Neuville-en-Ferrain Cedex, France</i>
	Fiberweb France SAS <i>Address: Zone Industrielle Est, 68600 Biesheim, France</i>
	PGI France SAS <i>Address: Avenue des Nations Unies – ZI de la Blanche Maison BP 109, 59270 Bailleul, France</i>
Germany	Fiberweb Berlin GmbH <i>Address: Sperenberger Str. 9-11, 12277 Berlin, Germany</i>
	Berry Plastics GmbH <i>Address: Goethe Str. 61, 68753 Waghaeusel, Germany</i>
	Berry Aschersleben GmbH <i>Address: Daimler Str. 10, 06449 Aschersleben, Germany</i>



	Berry Dombühl GmbH <i>Address: Johannes-Böhme Str. 1-5, 91601 Dombühl, Germany</i>
Great Britain	Fiberweb Geosynthetics Ltd <i>Address: Blackwater Trading Estate, The Causeway, CM9 4GG Essex, Maldon, United Kingdom</i> <i>Address: Aberaman Ind Est, Unit 12-14, CF44 6DA Aberdare, United Kingdom.</i>
Italy	Fiberweb Terno d'Isola SRL <i>Address: Via Padre Albisetti 10, CAP 24030 Terno d'Isola (BG), Italy</i>
The Netherlands	PGI Nonwovens BV <i>Address: Lange Oijen 16, 5433 NG Katwijk, The Netherlands</i>
Spain	PGI Spain SLU <i>Address: Tuset 23-25, 5th floor, 08006 Barcelona, Spain</i> <i>Factory Address: Poligono Industrial La Dreuera, Calle Energía 2, 43470 La Selva del Camp, Tarragona, Spain</i>



ANNEX 2

List of Berry EU Product Lines Websites

GECA-TAPES	www.geca-tapes.com
TERRAM	www.terram.com
TUBEX	www.tubex.com
CHICOPEE	www.chicopee.com
AGRICULTURE	www.agriculturecovers.com

ANNEX 3

List of National Data Protection Authorities

Country	National Data Protection Authorities	Contact details
France	Commission Nationale de l'Informatique et des Libertés (CNIL)	8 rue Vivienne, CS 30223 F-75002 Paris, Cedex 02 Tel. +33 1 53 73 22 22 Website: http://www.cnil.fr/
Germany	Die Bundesbeauftragte für den Datenschutz und die Informationsfreiheit Husarenstraße	Husarenstraße 30 53117 Bonn Tel. +49 228 997799 0; +49 228 81995 0 e-mail: poststelle@bfdi.bund.de Website: http://www.bfdi.bund.de/
	The competence for complaints is split among different data protection supervisory authorities in Germany. The competent authorities can be identified according to the list provided under https://www.datenschutz-wiki.de/Aufsichtsbeh%C3%B6rden_und_Landesdatenschutzbeauftragte	

<p>Great Britain</p>	<p>The Information Commissioner's Office</p>	<p>Water Lane, Wycliffe House Wilmslow - Cheshire SK9 5AF Tel. +44 1625 545 745 e-mail: international.team@ico.org.uk Website: https://ico.org.uk</p>
<p>The Netherlands</p>	<p>Autoriteit Persoonsgegevens Prins Clauslaan</p>	<p>60 P.O. Box 93374 2509 AJ Den Haag/The Hague Tel. +31 70 888 8500 e-mail: info@autoriteitpersoonsgegevens.nl Website: https://autoriteitpersoonsgegevens.nl/nl</p>
<p>Italy</p>	<p>Garante per la protezione dei dati personali</p>	<p>Piazza di Monte Citorio, 121 00186 Roma Tel. +39 06 69677 1 e-mail: garante@garanteprivacy.it Website: http://www.garanteprivacy.it/</p>
<p>Spain</p>	<p>Agencia de Protección de Datos</p>	<p>C/Jorge Juan, 6 28001 Madrid Tel. +34 91399 6200 e-mail: internacional@agpd.es Website: https://www.agpd.es/</p>