



Privacy Notice

7.10.20

References to "our", "us", "we" or "Cubic" within this Privacy Notice are to Cubic Transportation Systems, Inc. and its affiliate companies.

This Privacy Notice governs the collection and use of personal data by Cubic in relation to the use of our websites or when we (or a service provider of ours) are provided your personal data. For more information about us, please see: <https://www.cubic.com/solutions/transportation>.

This Privacy Notice explains the types of personal data we collect; how we use that information; who we share it with; how we protect that information; and your legal rights.

Please read the following carefully as it explains our views and practices regarding your personal data, and how it is handled.

For the purpose of applicable data protection laws, the data controller currently is Cubic Transportation Systems, Inc., 5650 Kearny Mesa Road, San Diego, California, 92111.

Below is a table of Contents of this Privacy Notice. Please select to skip directly to the different sections of this Privacy Notice to understand our practices and your rights with respect to your information.

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How we collect information

Information covered by this Privacy Notice

This Privacy Notice covers all personal information collected and used by us in relation to your use of our websites that are designed for clients and potential clients of the Cubic family of companies, as well as other business partners and intermediaries, such as Salesforce, and in other ways you (or a person on your behalf) interact with us, such as when we are supplied with your business contact details. In this Privacy Notice, "personal data" or "personal information" means information that (either in isolation or in combination with other information) enables you to be identified as an individual or recognised directly or indirectly. This may include your name, company name, postal address, email address, phone number, where you are based or obtaining our products or services from, details of the preferences you express to us, your comments and questions, and technical information from the devices you use to access our websites.

Information you provide to us

We (and our service providers) may collect personal information (such as your name, postal and email address, telephone and fax number, company, preferences, comments and questions) from you when you:

- obtain equipment or software from us, typically in your capacity as a representative of your company;
- submit any information through our websites;
- create an account with us, register for use of one of our websites or otherwise sign up for a service;
- opt in or consent to receive marketing or communications from us, including through our third- party communication partner;
- communicate with us via social media websites;
- contact us, correspond with us, or otherwise provide information to us; or
- have your information supplied to us, typically in your capacity as a representative of your company.

In some cases, you may provide personal information to us about another person. In such cases, you should only do so if you have the authorisation of such person to provide us with this information and for us to use this information as explained in this Privacy Notice.

Website usage information and other information collected automatically

When you visit our websites, we (and our service providers) may use certain technologies to automatically collect the following information:

- Technical information, including your browser type and version, location and time zone setting, browser plug-in types and versions, operating system and platform, page response times and download errors;

- information about your visit, including the websites you visit before our websites and products or services you viewed or searched for;
- number of visits, length of visits to certain pages, pages viewed, page interaction information (such as scrolling, clicks and mouseovers) and methods used to browse away from the page; and
- similar information for additional content that can be accessed from website pages, such as opening or printing documents or which videos are played and for how long.

Cubic does not use cookies on its website.

How we use personal information

We use the personal information we collect from and about you for a variety of purposes and based on one or more legal justifications, as set out below:

Purpose	Information	Justification
To ensure that content from our websites are presented in the most effective manner for you and your computer.	We will require certain personal information (such as details of your device, IP address and website usage information) to ensure that content from our website is presented in the most effective manner for you and your computer.	It is in our legitimate interests to process personal information in order to provide you with an effectively presented website.
To set up and manage your website registration.	We will require certain personal information (such as name, email address, IP address, website usage information) to set up and manage your website registration.	This processing is necessary for the purposes of complying with legal requirements to which we are subject and/or performance of our contract obligations.
To provide the company you represent (or you directly) with requested products or services, and subsequent client care.	We will require certain personal information (such as name and email address) to provide the company you represent (or you directly) with requested products or services.	This processing is necessary for the purposes of complying with legal requirements to which we are subject and/or performance of our contract obligations.

<p>To deal with your queries and requests, including to identify you when you contact us.</p>	<p>We will need to use your personal information (such as your contact details) to assist you with enquiries and requests and to identify you when you contact us.</p>	<p>It is in our legitimate interests to process personal information in order to provide you with a tailored answer to your queries and requests. This processing is also necessary to provide you with the requested information and / or service, thus to comply with service obligations.</p>
<p>To allow you to participate in interactive features of our service (including any surveys) when you choose to do so.</p>	<p>We will need to use your personal information (such as your contact details) to allow you to participate in interactive features of our service.</p>	<p>It is in our legitimate interests to process personal information in order to allow you to participate in interactive features of our service (including surveys).</p>
<p>To provide you with information about our products and services (provided you have consented to this when required).</p>	<p>We will need to use your personal information which you have provided to us (such as your email address or other contact details) to send you information about Cubic products and services you might be interested in.</p>	<p>We will ask for your consent before processing your information in this way when required. In addition, we will always give you the option to withdraw your consent (opt out) in each message.</p>
<p>To design our products and services and to help us develop new services and products.</p>	<p>We may use non-identifying information about your visit to our website, including browser type, scrolling patterns, device type, and country to ensure that our website content best suits our customers' needs.</p>	<p>It is in our legitimate interests to process this information in order to improve our offerings as a business.</p>

<p>To manage our risks to help identify illegal activity, as required under applicable law.</p>	<p>We may need to use your personal information to identify and investigate illegal or fraudulent activity.</p>	<p>This processing is necessary for the purposes of complying with legal requirements to which we are subject.</p>
<p>To comply with legal and regulatory requirements.</p>	<p>We may need to use your personal information to comply with other legal and regulatory requirements.</p>	<p>This processing is necessary for the purposes of complying with legal requirements to which we are subject.</p>
<p>To add you to our customer database, facilitated by Salesforce, in order to keep internal records and manage our relationship with you.</p>	<p>We will keep records of your personal information, such as your name, address, account details and marketing preferences, in order to administer our services and products and keep our records up to date.</p>	<p>It is in our legitimate interest to keep records of your personal details and update these when necessary. It is also in our legitimate interests to keep records of any correspondence with you. Our customers are important to us and so we need to keep track of your details and preferences.</p> <p>In addition, we will ask for your consent before processing your information in this way when required.</p>
<p>To process your personal information where this is necessary to keep our websites safe and secure.</p>	<p>We may need to process your personal information in order to keep our websites safe and secure and protect against illegal or fraudulent activity such as cyber attacks.</p>	<p>It is in our legitimate interests to monitor how our websites are used to detect and prevent fraud, other crimes, and the misuse of our websites. This helps us to ensure that you can safely use our websites. In some</p>

		instances, we may need to process information in this way to comply with laws that require us to keep our websites safe and secure.
To notify you about changes to our service.	We may need to process your personal information (such as your contact details) to notify you about changes to our service.	It is in our legitimate interests to process your personal details in order to notify you of changes to our service. In some instances, we may need to process information in this way to comply with laws that require us to notify about changes in our services.
To keep an up-to-date suppression list where you have asked not to be contacted, in order for us to not inadvertently re-contact you.	We understand that you may prefer for us not to contact you with details of our products, services, or promotions. We keep records of your preferences to ensure that we do not contact you if you have asked us not to. We may need to process and hold certain personal information (such as your name and email address) in order to do this.	It is in our legitimate interests as we, pursuant to good marketing practice are obliged to process personal information to maintain an up-to-date suppression list and ensure that we do not contact you where you have asked us not to. Please note that if you opt out of marketing communications, we may still send important information relating to accounts held with us. In some instances, we may need to process information in this way to comply with laws.

To allow you to subscribe and follow products or services you're interested in, and to use this information to personalise your web experience and provide monthly materials to which you have subscribed including email updates.

We will need to use your personal information (such as your email address or other contact details) to send you information about Cubic products or services you've asked to subscribe to and follow and so that we can provide you with personalised web and email experience.

It is in our legitimate interests to process personal information in order to provide you with a tailored answer to your queries and requests. In addition, we will ask for your consent before processing your information in this way when required.

The provision of your personal data is necessary when data is needed for the purposes of entering into or servicing a contract that a company has with us or to receive the products or services or information you or your company request, or to comply with applicable laws and regulations. Refusal to provide your information would make it impossible for us to provide the products, services or information requested and to fulfill our contract obligations.

With whom do we share personal information

Your personal information is intended for Cubic and may be shared with its affiliates and subsidiaries and third parties in certain circumstances. We do not share your information with third-parties for the purpose of direct marketing to you.

We may share your personal information with the following third-party organisations:

Cubic's family of companies. We may share your personal information among our family of companies, including our subsidiaries and affiliates, in order to administer our services and products and provide you with customer support. With your consent, which is optional, we may share data to understand your preferences, send you information about products and services that may be of interest to you, and conduct the other activities described in this Privacy Notice.

External Auditors.

Our service providers. We use other companies or contractors ("**Service Providers**") to perform services on our behalf or to assist us with the provision of Cubic products or services to you. We may share personal information with the following categories of Service Provider:

Infrastructure and IT service providers;

Customer service relationship management providers;

Marketing, advertising, analysis, research, event and communications providers.

In the course of providing such services, these Service Providers may have access to your personal information. However, we will only provide our Service Providers with the information that is necessary for them to perform the services, they will act under our instructions and we ask them not to use your personal information for any other purpose. We will always use our best efforts to ensure that all the Service Providers we work with will keep your personal information secure.

Third parties permitted by law. In certain circumstances, we may be required to disclose or share your personal information in order to comply with a legal or regulatory obligation (for example, we may be required to disclose personal information to the police, regulators, government agencies or to judicial or administrative authorities). We may also disclose your personal information to third parties where disclosure is both legally permissible and necessary to protect or defend our rights, matters of national security, law enforcement, to enforce our agreements or protect your rights or those of the public.

Third parties connected with business transfers. We may transfer your personal information to third parties (including existing or newly-formed companies in the Cubic family of companies) in connection with a reorganisation, restructuring, merger, acquisition or transfer of assets, provided that the receiving party agrees to treat your personal information in a manner consistent with this Privacy Notice.

Where we store your personal information

The personal information that we collect from you may be transferred to, and stored at, a destination outside the jurisdiction in which you are located.

If you are located in the European Economic Area ("**EEA**"), this means the personal information may be transferred to, and stored at, a destination outside the EEA, including to Cubic in California, USA. It may also be processed by staff operating outside the EEA and who work for us, an affiliate or for one of our Service Providers. If you are located outside the EEA, in addition to the above, this means that personal information may be transferred to, and stored at, a destination in the EEA.

For transfers outside the EEA, Cubic will be bound by the EU Standard Data Protection Clauses (pursuant to Article 46(2)(c) GDPR), which the European Commission has assessed as providing an adequate level of protection for personal data (or other appropriate safeguards), to ensure that your data is protected adequately.

You can ask for a copy of such appropriate safeguards by contacting us as set out below (**Contact Us**).

Your choices/your privacy rights

You have various rights in connection with our processing of your personal information, each of which is explained below. **If you wish to exercise one or more of the below rights, please**

contact us with your request at website@cubic.com, and include your name, email and postal address, as well as your specific request and any other information we may need in order to provide or otherwise process your request.

Access. You may have the right to confirm with us whether your personal data is processed, and if it is, to request access to that personal data including the categories of personal data processed, the purpose of the processing and the recipients or categories of recipients. We do have to take into account the interests of others though, so this is not an absolute right, and if you want to request more than one copy we may charge a fee.

Rectification. You may have the right to rectify inaccurate or incomplete personal data concerning you.

Deletion. You may have the right to ask us to erase personal data concerning you, except we are not obligated to do so if we need to retain such data in order to comply with a legal obligation or to establish, exercise or defend legal claims.

Restriction. In limited circumstances, you may have the right to request that we restrict processing of your personal data. This may apply where you believe such data to be inaccurate, our processing is unlawful or that we no longer need to process such data for a particular purpose, but where we are not able to delete the data due to a legal or other obligation or because you do not wish for us to delete it. In such case, we would mark stored personal information with the aim of limiting particular processing for particular purposes in accordance with your request, or otherwise restrict its processing.

Portability. You may have the right to receive personal data concerning you, which you have provided to us, in a structured, commonly used and machine-readable format and you may have the right to transmit that data to another entity.

Objection. Under certain circumstances you may have the right to object, on grounds relating to your particular situation, at any time to the processing of your personal data, including profiling, by us and we can be required to no longer process your personal data. This may include requesting human intervention in relation to an automated decision so that you can express your view and to contest the decision.

Withdrawing Consent. If you have consented to our processing of your personal information, you have the right to withdraw your consent at any time. If you would like to withdraw consent, including if you would like to opt out of receiving correspondence from us, please contact us at website@cubic.com or follow the opt out instructions located in the email. Please understand that if you opt out of or unsubscribe from receiving promotional correspondence from us, we may still contact you in connection with an account, relationship, activities, and communications with us.

Make a Complaint. You have the right to lodge a complaint with the local data protection authority if you believe that we have not complied with applicable data protection laws.

If you are based in, or the issue relates to, the UK, the Information Commissioner's Office can be contacted as follows:

Telephone: +44 0303 123 1113

Email: casework@ico.org.uk

Website: www.ico.org.uk

Web-form: www.ico.org.uk/concerns/

Address: Water Lane, Wycliffe House, Wilmslow, Cheshire, SK9 5AF

If you are based in, or the issue you would like to complain about took place elsewhere in the European Economic Area (EEA) or Switzerland, please click here

http://ec.europa.eu/newsroom/article29/item-detail.cfm?item_id=612080 for a list of local data protection authorities in the countries within the EEA in which we operate.

If you are based in, or the issue you would like to complain about relates to any other location, please contact us as follows: website@cubic.com.

Note that the rights outlined above only extend to personal information.

For how long do we keep your personal information

We will only retain your personal data for as long as it is necessary for the purpose for which that data was collected and to the extent permitted by applicable laws. When we no longer need to use your information, we will remove it from our systems and records and / or take steps to promptly anonymise it so that you can no longer be identified from it (unless we need to keep your information to comply with legal or regulatory obligations to which we are subject). Personal data contained in contracts, communications, and business letters may be subject to statutory retention requirements, which may require retention of up to 10 years. Other personal data will in principle be deleted 7 years after the termination of the contract relationship.

Security

We have implemented technical and organisational security measures in an effort to safeguard personal information in our custody and control. Such measures we have implemented include, limiting access to personal information only to employees, contractors and authorised Service Providers who need to know such information for the purposes described in this Privacy Notice, training for our employees and contractors, as well as other technical, administrative and physical safeguards.

While we endeavour to always protect our systems, sites, operations and information against unauthorised access, use, modification and disclosure, due to the inherent nature of the Internet as an open global communications vehicle and other risk factors, we cannot guarantee that any information, during transmission or while stored on our systems, will be absolutely safe from intrusion by others, such as hackers.

To access some content on our websites, you may be required to register and establish a username and password. You are responsible for maintaining the confidentiality of your online credentials, and we strongly recommend that you do not disclose your username or password to anyone. We will never ask you for your password in any unsolicited communication. Please notify

us immediately (see **Contact Us** section below) of any unauthorised use of your online credentials or any other suspected breach of security.

California-Specific Privacy Disclosures

Effective January 1, 2020, the California Consumer Privacy Act (“CCPA”) provides for several new rights related to your personal information as a California consumer (as that term is defined in the CCPA). This privacy policy addendum will set forth (i) our disclosure of the categories of data we have collected on our website over the past twelve (12) months; (ii) the sources of each of those categories of data; (iii) why and how we use your data, and with whom have we shared it in the past twelve (12) months; (iv) the new rights you may have under the CCPA; and (v) how to exercise your rights with respect to your personal information that Cubic has collected.

Please note that Cubic does not sell your personal information, so the sections of the CCPA which deal with your rights as they regard sale of your data do not apply and therefore are not addressed in this policy. We are obligated to update this privacy policy if our practices change and every twelve (12) months, so if those practices ever change, those changes will be posted here.

I. Categories of Data Collected

A. Identifiers.

Depending on the extent to which you have engaged with us, we (and our service providers) may have collected the following personal information in the past twelve (12) months:

- Your name
- Your email address
- Your telephone and fax numbers
- Your company
- Your Job Title
- Your Region
- Your site preferences
- Your comments and questions entered into the Cubic website form or emailed to Cubic

B. Internet/Electronic Activity.

We (and our service providers) have also used certain technologies to automatically collect the following information if you have visited our site in the last twelve (12) months:

- Technical information, including your browser type and version, location and time zone setting, browser plug-in types and versions, operating system and platform, page response times and download errors;
- Information about your visit, including the websites you visit before our websites and products or services you viewed or searched for;
- Number of visits, length of visits to certain pages, pages viewed, page interaction information (such as scrolling, clicks and mouseovers) and methods used to browse away from the page; and
- similar information for additional content that can be accessed from website pages, such as opening or printing documents or which videos are played and for how long

Cubic does not use cookies on its website.

II. Source of Data Collected

Cubic collects personal information directly from you. We collect your personal information if you subscribe to Cubic’s news and updates on our main page at www.cubic.com; if you fill out the text box on our “Contact” page, at <https://www.cubic.com/about/contact>; or if you request information from a mobile platform such as <https://appsource.microsoft.com/>.

Cubic uses Google Analytics to automatically collect the technical information specified in Section I(B) above.

III. Why and How We Use Your Data

A. Purposes of our Data Collection.

We use the personal information we collect from and about you for a variety of purposes, as set out above.

B. Categories of Data Disclosed for a Business Purpose.

Cubic does not disclose to third parties or sell any information it collects from or about you.

IV. Understanding Your Rights

The CCPA provides new rights to California consumers. You are a California consumer if you are a California resident, regardless of whether or not you have a customer or any other relationship with Cubic.

A. Right to Know

You have the right to request disclosure of our data collection and sales practices in connection with your data, including the categories of personal information we have collected about you, the source of the information, our use of the information and, if the information was disclosed or sold to third parties, the categories of personal information disclosed or sold to third

parties and the categories of third parties to whom such information was disclosed or sold. You have the right to request this specific personal information collected about you during the twelve (12) months before your request.

B. Right to Request Deletion

You have the right to request that Cubic delete your data. However, it may be necessary for us to maintain your personal information under certain circumstances. For example, we may not be able to delete your data if we require your data to complete a transaction with you, to provide a good or service to you, to comply with a legal obligation, to enable internal uses which are reasonably aligned with your expectations based on your relationship with the business, to detect security incidents or malicious, deceptive or fraudulent activity, or otherwise to use your personal information internally and lawfully in a way that is compatible with the context in which you originally provided the information and with the data retention exceptions provided under California law.

C. Right to Request Information Not Be Sold to Third Parties

You have the right to request that Cubic not sell your information to third parties. However, Cubic does not sell personal information to third parties, and will update this privacy policy if those practices change in the future.

D. Right not to be Discriminated Against Because You Exercise of Your Rights

The CCPA prohibits Cubic from discriminating against you for exercising your CCPA rights. This means that Cubic may not charge you a difference price, deny you goods or services, or impose penalties on you because you elected to exercise your rights.

V. How to Exercise Your Rights

We take our responsibilities to you under the CCPA very seriously. If you have any questions about this policy, or wish to exercise any of your rights, we have provided a few ways for you to do that.

If you would like to request the categories of data we hold about you, or request that we delete your data, you may email us at website@cubic.com. Cubic is bound by the CCPA to ensure all requests are verifiable, so please include your name and email address at a minimum so that we can follow up with you appropriately.

Upon receiving your request, we will promptly acknowledge receipt and begin the verification process. Once we are able to complete the verification process, we will provide you an estimate of when you can expect your request to be fulfilled; or, if we cannot comply with your request, we will inform of you of that and the reason(s) why in writing.

Changes to this Privacy Notice

This Privacy Notice is written in English and may be translated into other languages. In the event of any inconsistency between the English version and the translated version of this notice, the English version shall prevail.

We reserve the right to change our Privacy Notice from time to time. If we decide to make a material change to our Privacy Notice, we will endeavour to make you aware of that fact by, for example, notifying you of these changes via email and/or posting an alert on the home page of a relevant website and/or take any further action as required by applicable law.

Contact us

If you have any questions about this Privacy Notice and/or about the privacy policies and practices of our service providers, please contact us via email at dataprivacy@cubic.com.

This Privacy Notice was updated July 13, 2020.