



Swiss Addendum to Data Processing Agreement (DPA)

SWISS ADDENDUM TO DATA PROCESSING AGREEMENT

This Swiss addendum to data processing agreement ("Amendment") is executed upon the date of the last signature ("Amendment Effective Date") by Coupa Software, Inc. ("Coupa") and the customer identified below ("Customer") to amend the data processing agreement ("DPA") pursuant to a master subscription agreement or similarly named agreement governing the use of the Coupa Platform and Hosted Applications by Customer ("Agreement").

This Amendment is incorporated into and subject to the DPA and the Agreement (and the limitation of liabilities set forth therein shall apply to this Amendment) and reflects the parties' agreement with respect to the processing of Swiss personal data within Customer Data under the Agreement. If there is a conflict between this Amendment and the DPA, this Amendment shall control.

The below Addendum regarding Switzerland ("Swiss Addendum") issued under the Swiss Federal Act on Data Protection ("FADP"), to the European Commission's Standard Contractual Clauses (Module 2) ("SCC") set forth as Exhibit A of the DPA, forms an integral part of this Amendment and the DPA. Capitalized terms used but not defined in this Amendment will have the meaning provided in the DPA and the Agreement.

The parties hereby agree to supplement Exhibit A of the DPA containing the SCC with the enclosed Swiss Addendum terms and any reference in the DPA to the SCC shall henceforward refer to the SCC together with this Swiss Addendum for the purposes of personal data subject to the FADP.

ACKNOWLEDGED AND AGREED TO:

Customer:

Coupa Software, Inc., on its own behalf and as agent for and on behalf of Coupa Affiliates who are processing Customer Data.

Address:

1855 S. Grant Street., San Mateo, CA 94402, USA

Signature:

DocuSigned by:
[Signature]
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Name:

Mathias Radtke

Title:

General Counsel

Date:

Privacy contact:

privacy@coupa.com

Supervisory authority:



Swiss Addendum Terms

- A. In these Clauses, the term EU Member State or Member State also includes Switzerland and the other EFTA States
- B. The transfer of personal data shall – to the extent legally permitted – be governed by the provisions of the General Data Protection Regulation. The provisions of the Federal Act on Data Protection (as currently in force in the version of 19 June 1992 respectively as replaced by the version coming into force on 1 September 2023) are additionally applicable on a subsidiary basis, in which case references to provisions of the General Data Protection Regulation shall be understood to be referring to the equivalent provisions of the Federal Act on Data Protection as in force from time to time, *mutatis mutandis*.
- C. The Federal Data Protection and Information Commissioner is the competent supervisory authority with regard to the transfer of personal data out of Switzerland.
- D. Until the new Federal Act on Data Protection enters into force on 1 September 2023, and provided that the processing of personal data is governed by the Federal Act on Data Protection, the term 'personal data' also includes the data of legal entities.
