



a Motorola Solutions Company

International Data Transfers and GDPR Statement

Openpath considers privacy and security its highest priorities, and we are committed to ensuring the protection of our customers' data, and providing transparency around our policies.

Openpath is a division of Motorola Solutions which is a US-based company. Openpath operates globally and is installed in over 40 countries, including the UK and Europe. Our cloud servers are hosted by Amazon in North America, and all data is currently routed to these servers for processing.

Data transfers

Our Data Processing Addendums (DPA) describe the types of data we collect and the safeguards that we implement. They also reference the Standard Contractual Clauses (SCCs) which are used to transfer data to another country. While the EU and UK GDPR does not require storage of data in the EU or UK respectively, it does require appropriate safeguards for transferring data outside of these territories, which can be provided by the SCCs. We have updated our DPAs to use the new SCCs published on June 7, 2021.

[Data Processing Addendum \(UK\)](#)

[Data Processing Addendum \(EU\)](#)

Government requests for data

As part of our commitment to data privacy, we strive to protect our customers' data from unlawful access attempts. We will also vigorously resist any attempts by a government body to access any data about our customers.

Openpath has never had a request from a government entity for access to our customers' data. If we were to receive such a request, the privacy and security of your data would be our highest priority:

- Our first step would be to direct the government entity to our customer to request the data directly. We believe this step will be sufficient for nearly all requests as our customers are predominantly businesses and enterprises and the end users operate as employees of these businesses, not members of the general public.
- We will promptly notify our customer of any request to access their data unless legally prohibited from doing so.



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Data storage

Openpath is in the process of re-architecting our system to selectively store data in a server in the European Union. We expect to have this completed by the end of 2022. Note that this data residency is not designed to help meet any legal, regulatory, or compliance requirement.

What has happened to make EU US Personal Data transfers invalid?

Prior to the 16th July 2020 many organizations relied on Privacy Shield for transferring personal data to the United States. On the 16th July 2020 the European Court of Justice ruled Privacy Shield invalid and therefore no longer a legal mechanism for international transfers of personal data to the US.

On the 27th July the European Data Protection Board clarified the ruling by stating that alternative mechanisms, Binding Corporate Rule and Standard Contractual Clauses might only be legal subject to an assessment and or possible supplementary measures.