

Swiss SCCs Appendix

To the extent that Personal Data subject to the Swiss Federal Act on Data Protection (“**FADP**”) is transferred from Switzerland to a country or territory that is not an Approved Jurisdiction, and where no other transfer mechanism under Applicable Privacy Laws authorizes the transfer, the EU SCCs shall apply to the Processing, subject to the Swiss-specific modifications set out below:

1. **Supervisory Authority (Clause 13).** The competent authority shall be the Swiss Federal Data Protection and Information Commissioner (FDPIC).
2. **Governing Law and Jurisdiction (Clauses 17 and 18).** For purposes of Clauses 17 and 18 of the EU SCCs, the governing law shall be the laws of the Republic of Ireland (without prejudice to the application of the FADP to Swiss-originating Personal Data), and the courts of Ireland shall have jurisdiction.
3. **Swiss-Specific Jurisdiction Rights (Clause 18(c)).** The term “Member State” as used in the EU SCCs shall be interpreted to include Switzerland, such that Data Subjects in Switzerland may bring claims before competent Swiss courts.
4. **Interpretation of Legal References.** Any references in the EU SCCs to “Directive 95/46/EC” or “Regulation (EU) 2016/679” shall be interpreted as references to the FADP.
5. **DPA Governance.** The terms of the DPA shall supplement these modifications to the extent not inconsistent with the FADP.