

May 1st, 2018

Dear Descartes Customer,

RE: Descartes' compliance with the General Data Protection Regulation (EU)

As you may be aware, on May 25, 2018 the European Union's General Data Protection Regulation ("GDPR") will come in to force. Organizations subject to the GDPR will be required by the GDPR to include required data privacy terms in their agreements with their vendors and suppliers. In advance of that requirement, The Descartes Systems Group Inc., on behalf of itself and its subsidiary companies (collectively, "Descartes"), has prepared a GDPR-compliant data processing attachment ("DPA") to ensure that your Agreements with Descartes meet the GDPR's requirements.

Descartes' DPA can be found on our website at: www.descartes.com/data-processing-attachment-dpa

This DPA reflects Descartes' obligations as a data processor under the GDPR, taking into account the nature of the processing and the type of personal data that may be processed on your behalf by the products and services of Descartes that you may be utilizing or subscribing to from Descartes.

[Applicability](#)

The DPA is only applicable where your organization has an agreement directly with Descartes for products or services which process the personal data of residents of the European Union (the "Agreement"), where processing may include storing, transmitting or otherwise handling such data.

The DPA is not applicable to your organization if: (a) your organization is not the entity that signed the Agreement; (b) your organization does not have a contract directly with Descartes, for example as an indirect customer through a reseller; (c) if your Agreement already includes a data processing addendum/agreement that covers processing of personal data in a GDPR compliant manner; or (d) your organization does not require Descartes to process personal data of EU residents on your behalf.

By signing this letter and returning it to Descartes, you, on behalf of your organization, agree that the Agreement is amended to add the DPA to your Agreement and is incorporated by reference into the Agreement, effective the later of May 25, 2018 or the date on which you sign and return this letter to Descartes.

[How to return this letter and add the DPA to your Agreement](#)

Once signed, please return this letter to us by email (signeddocs@descartes.com) or by fax (001-519-746-1984). Should you have any questions or concerns about this change or how we comply with the GDPR,

please feel free to contact your account representative or see our statement related to GDPR compliance at www.descartes.com/descartes/legal.

Sincerely,

The Descartes Systems Group Inc.
on behalf of itself, and its subsidiary
companies.



Michael Verhoeve,
EVP Legal and General Counsel
Data Privacy Officer

On behalf of the undersigned company, I confirm that the DPA is incorporated by reference and added to our Agreement with Descartes. If we have more than one Agreement with Descartes, it is my intent that this acknowledgement and incorporation by reference shall apply to all Agreements with Descartes, to the extent the DPA is relevant to such Agreements.

Dated _____

(Company's legal name)

By: _____

Printed Name: _____

Printed Title: _____