

MSD Malaysia's Notice of Data Practices for Health Care Professionals

FACTS	<p>This Notice provides a comprehensive overview of Merck Sharp & Dohme (Malaysia) Sdn Bhd's ("MSD"), a member of the Merck & Co., Inc., Kenilworth, NJ, USA global family of companies, practices with respect to the collection, use and disclosure of data about health care professionals globally.</p>
Privacy at MSD	<p>At Merck & Co., Inc., Kenilworth, NJ, USA – also known as Merck Sharp & Dohme (MSD), as Merck Frosst in Canada and as Banyu in Japan (collectively the "Company") – a global research-based pharmaceutical company, privacy is fundamentally about trust. Consistent with the tradition of upholding high ethical standards across our business practices, we have demonstrated our commitment to privacy by establishing a global privacy program to support compliance with applicable privacy laws and standards for protecting personal information around the world.</p> <p>In 2001, Merck & Co., Inc., Kenilworth, NJ, USA certified its adherence to the Safe Harbor Agreement between the European Commission and the U.S. Department of Commerce for transfers of personal information about health care professionals and other individuals from the European Economic Area to the United States. A copy of the MSD Safe Harbor Privacy Policy is available at http://www.merck.com/about/how-we-operate/privacy/safe-harbor-privacy-policy.html.</p>
Why?	<p>MSD collects, receives, uses and shares identifiable information ("personal information") about physicians, nurses, pharmacists, investigators, researchers and other health care professionals <u>in accordance with and as permitted by applicable laws</u>, and, where applicable, as authorized by applicable government authorities, in connection with our everyday business operations, which may include:</p> <ul style="list-style-type: none"> • clinical, epidemiology and outcomes research study management • adverse experience and product complaint reporting • patient assistance, prescription discount and reimbursement support programs • communicating information about our products through our professional representatives, our web sites, via e-mail, call centers, postal mail and other channels, including promotional and other marketing communications • symposia, conferences and other scientific and educational programs • requests for product samples and orders for our products, where permitted by law • financial disclosure reporting • business research and marketing research • auditing our programs and resources for compliance and security purposes • identifying and engaging scientific experts and leaders • providing access to our resources and keeping track of our interactions with you both offline and online (our online practices are governed by our Internet Privacy Policy) • tracking payments made to health care professionals for services performed on behalf of the Company • development of sales and marketing programs • delivery of programs and materials to your patients • determining the appropriateness, given the requirements of laws applicable to our business, of engaging health care professionals for certain of the business purposes described above • legal proceedings and government investigations, including preservation of relevant data • as required or expressly authorized by laws applicable to our business globally <p>Where local laws require that you provide specific consent for the collection, use and disclosure of personal information for some of these programs, you may be asked to provide your consent by filling out a paper form, an online form, in a telephone discussion or by other appropriate and permitted means.</p> <p>Failure to provide personal information which is mandatory will normally substantially limit the services we can provide to you or how we can interact with you. In some circumstances, if you fail to provide information which is mandatory, we will be unable to provide services to you or engage with you. Except where we are required by law or regulation to use or disclose personal information for certain purposes, you also may opt-out of specific programs by contacting us as described in the "Contact Us" section of this form.</p>
What?	<p>The types of personal information we collect (directly from you or from public or third party information sources) and share depend on the nature of the relationship you have with MSD and the requirements of applicable laws. This information may include, among other things:</p> <ul style="list-style-type: none"> • contact information • professional credentials, publications, patents and other scientific and medical achievements • roles or positions held with governmental bodies or hospital or payor organizations

Effective Date: December 2015.

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	<ul style="list-style-type: none"> date or birth, day or year of birth, or age organizational and institutional affiliations programs and activities in which you participated information about your prescribing of MSD products agreements you have executed with the Company payment-related information, including tax identification number your communications preferences information about your scientific and medical colleagues and leaders in your specialty area <p>The examples provided are not all-inclusive. MSD also may collect similar or related information.</p>	
How?	In the section below, we list the reasons that pharmaceutical companies like MSD typically may share personal information about health care professionals, the reasons that MSD shares this information, and whether you can limit this sharing. MSD implements reasonable and appropriate security measures to protect personal information in accordance with its sensitivity from loss, misuse and unauthorized access, disclosure, alteration or destruction.	
Reasons personal information about you could be shared	Do we share?	Can you limit this sharing?
To companies MSD collaborates with: to use for their own products and services	No, unless you provide your express (opt-in) permission for this sharing.	Yes
To companies that MSD does not collaborate with: to use to market to you	No, unless you provide your express (opt-in) permission.	Yes
Reporting to government authorities (such as FDA in USA)	Yes, for example, to report safety information about our products.	No
To parties in relevant legal proceedings as authorized by the presiding court or tribunal and otherwise to the extent required or explicitly authorized by applicable law	Yes	No
In the event that for business reasons Merck & Co., Inc., Kenilworth, NJ, USA decides to divest part or all of its business through sale, merger or acquisition, to actual or prospective purchasers	Yes, based on written agreements that personal information will be protected appropriately in these circumstances.	Generally, no, except where local law permits you to opt-out or requires your express consent.
With companies globally that provide services on our behalf and in accordance with our instructions (for example, to deliver specific information you have requested)	Yes, if the business operation is supported by another company. As a global company, we may work with companies around the world to provide services for or on our behalf, and we will require those companies to protect personal information in accordance with applicable laws, rules and regulations and Company privacy policies.	Generally, no. We have instituted policy, contractual and administrative mechanisms requiring protection of personal information by other companies that process personal information on our behalf globally. However, where local law provides a right for you to limit this sharing, we will comply with such requirements. In circumstances where our business operations are supported by other companies, such as a company that we contract with to mail the materials you request, you will not be able to limit this sharing and still receive the service.
To affiliates* within the Merck & Co., Inc., Kenilworth, NJ, USA family of companies globally for everyday business purposes as described in this notice <i>*Affiliates are companies related by common ownership or control. Outside of the United States, affiliates of Merck & Co., Inc., Kenilworth, NJ,</i>	Yes, as a global company, we generally share personal information across our offices globally for the purposes described in this notice, however, only those individuals with a legitimate business need to access personal information for these purposes are granted such access. For example, payment information will be available only to local MSD office in your country	Generally, no. We have instituted policy, contractual and administrative mechanisms requiring protection of personal information across our business globally. However, where local law provides a right for you to limit this sharing, we will comply with such requirements. You may request that we do not transfer personal information outside of your country, however, in most cases this will substantially limit the services we can

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<p><i>USA generally operate under the names "MSD" or "Merck Sharp & Dohme"</i></p>	<p>and the USA group responsible for payments.</p>	<p>provide to you. Where our computer servers, databases or processes are located in another country, in most cases we will be unable to fulfill such a request and still provide the service to you.</p>
<p>To other companies we collaborate with solely for activities related to products or services jointly offered or developed by MSD and that company</p>	<p>Yes, based on written agreements in place between MSD and those companies.</p>	<p>Yes, if you specifically request to opt-out.</p>
<p>Transfer of personal data outside of Malaysia</p>	<p>MSD may transfer your personal data out of Malaysia for the purposes described in this form. You consent to the transfer of your personal data out of Malaysia as described herein.</p>	

Contact Us



If you have questions regarding this notice or the personal information MSD collects, uses and shares about you, or if you would like to change your communications preferences (such as to opt-out of receiving e-mail, facsimile or other direct marketing communications) or to opt-out of particular programs, or if you would like to access and/or request correction of your personal data and/or update personal information about you in MSD databases in accordance with your rights under applicable law, please contact us. In some cases, we may be required to work with or refer you to a third party to enable you to opt-out.

To contact MSD's Privacy Officer, write to:
 Compliance and Privacy Officer
 MSD
 T2-9, Jaya 33,
 No 3, Jalan Semangat, Seksyen 13
 46200 Petaling Jaya,
 Selangor, Malaysia.
 Tel: +60377181600
 Fax: +60377181700

To contact the Merck & Co., Inc., North Wales, PA, USA Privacy Office, write to:
 Merck & Co., Inc., North Wales, PA, USA, Privacy Office
 UG4B24
 351 N. Sumneytown Pike
 North Wales, PA 19454
 Or e-mail the [Merck Privacy Office](#)



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