

HERSHEY WEBSITE PRIVACY POLICY

Effective Date 01/01/2020



This policy describes the privacy practices of The Hershey Company, located at 19 East Chocolate Avenue, Hershey, PA 17033, USA (“Hershey”, “our” or “we”), for its website www.thehersheycompany.com (“Website”). This includes the mobile version of the Website. This policy does not apply to information we collect offline. This policy does not apply to the websites of Hershey Entertainment and Resorts Company, including The Hotel Hershey and *Hersheypark*. It also does not apply to the *Hersheypark* mobile app.

[\[Download a copy of this full privacy policy\]](#)

1. How we process Personal Data from and about you.

Personal data is any information relating to an identified or identifiable natural person. This includes, in particular, your name, email address, telephone number, address, date of birth, as well as various data that you provide during a query submitted via the contact form or when signing up for our newsletter (hereinafter referred to as, “**Personal Data**”).

- a. **Contact us function.** We process your first and last name, your e-mail address, your country of residence and the

information you provide us in connection with the comments, questions or feedback shared with us when you use our “Contact Us” form. We process this Personal Data based on the necessity for the performance of a quasi-contract with you, i.e., to respond to your request. We retain this Personal Data for as long as required to respond to your request and, where applicable, as required or permitted by statutory law, e.g., for financial statements or legal claims.

- b. **Submit an idea.** We process your month and year of birth, your first and last name, your e-mail and your postal address as well as the information on your idea that you provide us with when you use the “Submit An Idea” function on the Website. We process this Personal Data based on the necessity for the performance of a quasi-contract with you, i.e., to evaluate your idea. We retain this Personal Data for as long as required to evaluate your idea and, where applicable, as required or permitted by statutory law, e.g., for financial statements or legal claims.
- c. **Newsletter subscription.** We process your first and last name, your e-mail address and information on your state/province and ZIP/Postal Code when you sign up for our newsletter. We process this Personal Data to send you newsletters with information – upon your choice - about our products and services, provide special offers and promotions in your area that may be of interest to you based on your consent. These newsletters also contain third party offers or products we think you might find interesting. You may withdraw your consent at any time by unsubscribing from the newsletter. We will process this Personal Data for as long as you show interest in our services and newsletters or until you withdraw your consent. If you have not shown interest in our

services for more than 18 months, we will delete this Personal Data. Withdrawing your consent will not affect the lawfulness of the processing before the withdrawal.

- d. **Job application.** We process your first and last name, e-mail address, phone number, home address, data on your educational and professional background and further information you provide us with when you apply for a job with us. We process this Personal Data as a necessity to assess your application and contact you about employment. If your application is successful, we retain the Personal Data for the duration of your employment with us, and beyond based on statutory retention periods. If we do not employ you we will delete your Personal Data when applicable time limits for legal actions have lapsed.

You may also upload your LinkedIn profile in order to apply for a job with us. In this case, please refer to LinkedIn's privacy policy to learn more about how your Personal Data is processed for this purpose.

- e. **Financial Alerts.** We process your e-mail address when you subscribe to our financial alerts on the Website. We process this Personal Data to send you the alerts that you select upon subscribing. We will process this Personal Data until you withdraw your consent. You may withdraw your consent at any time by unsubscribing from the alert(s). Withdrawing your consent will not affect the lawfulness of the processing before the withdrawal.
- f. **Report Downloads.** We process your first name, last name, business e-mail and phone number when you download a report that is made available on the Website. We process this Personal Data to establish or renew a business relationship

with your company, and to contact you regarding future reports or for other business development purposes. We will process this Personal Data until you withdraw your consent. You may withdraw your consent at any time by submitting a request to retailrevolution@hersheys.com. Withdrawing your consent will not affect the lawfulness of the processing before the withdrawal.

- g. **Tracking tools.** We use tracking tools like browser cookies and web beacons to improve our products and your experience on the Website by collecting information about the browser you are using and how you use the Website. Some of the Cookies we use are required to enable core site functionality, but we also use Cookies that allow us to analyze site usage (so we can measure and improve performance), and advertisement Cookies to provide you with interest-based advertising. We may combine information collecting from our tracking tools with information we collect offline or receive from third parties to serve you interest-based or targeted advertisements such as ads about new products or special offers, including third party products and offers that we think you might find interesting.

We may also tailor the Website to your interests and needs, by collecting information about your device and linking this to your Personal Data so as to ensure that our Website offers the best user experience for you.

To learn more about these tools and how you can control them, [click here](#) to see our Ad & Cookie Policy.

- h. **Contact you.** We process your name and your contact details, e.g., your e-mail address, to tell you about changes to

this Policy or our website Terms. The processing of your Personal Data for this purpose is based on our legal obligations to notify you. We retain the Personal Data until you notify us that you do not want to use our services anymore or request deletion of your contact details.

2. How we share information with third parties.

- a. **We will share information within the Hershey family of companies (including our brands and affiliated companies).** We will share this information for our business purposes and to otherwise engage in the activities described in this Privacy Policy.
- b. **We will share information with third parties who perform services on our behalf.** For example, we share information with vendors who operate our websites, run promotions, and send emails. We may authorize these vendors to collect information on our behalf and share certain information with their subcontractors, but only to the extent necessary for the vendors to perform services on our behalf. Our vendors may be located within or outside of North America. You can contact us if you want to learn more about how our service providers use your information.
- c. **We will share information with our business partners.** For example, we will share information with third parties who co-sponsor a promotion with us. We might also share information with a business partner who distributes our products. These partners may send you information about our events and products by mail or email if you have consented to such marketing.

- d. **We will share information with Hershey Entertainment and Resorts Company.** For example, sometimes we receive questions about The Hotel Hershey or *Hersheypark*. We may share information so that The Hotel Hershey or *Hersheypark* can address those questions. We may also share anonymized data with Hershey Entertainment and Resorts Company and its third-party service providers so that Hershey Entertainment and Resorts Company can more effectively deliver digital ads about its products, services and events based upon your interests.
- e. **We will share information if we have to in order to comply with the law or to protect ourselves.** For example, we will share information to respond to a court order or subpoena. We may also share it with a government agency or investigatory body if such agency or body requests it, if required or permitted by applicable law.
- f. **We will share information with any successor to all or part of our business.** For example, we may share your personal information, in connection with or during negotiations of any proposed or actual merger, purchase, sale, joint venture, or any other type of acquisition or business combination of all or any portion of our assets, or in connection with the transfer of all or a portion of our business to another company.
- g. **Third country transfers.** Some of the recipients of your Personal Data listed above may be located in countries outside the EU/EEA that do not offer the same level of protection with regard to Personal Data as required in the EU/EEA and where there is no adequacy decision by the European Commission. In that case we will ensure an adequate level of data protection by appropriate safeguards,

e.g. EU Model Clauses, Privacy Shield or BCR certification. If you would like to obtain a copy of the safeguard that we use, please contact us **online**.

3. Your rights with regard to your Personal Data.

- a. **You can opt out, meaning withdraw your consent, of receiving our marketing emails.** To stop receiving our promotional emails, follow the opt-out link in any of our promotional emails or call us at 1 (800) 468-1714. Even if you opt out of getting marketing messages, we will still send you transactional messages. These include responses to your questions. If you object to our use of your information for direct marketing purposes, please contact us.
- b. **You can control cookies and tracking tools.** We may use tracking tools and cookies. To learn how to manage how we – and our vendors – use cookies and other tracking tools, read our **Do Not Track** policy that is contained within our **Ad & Cookie Policy**.
- c. **EU rights.** If you are using the Website from the EU, you have the right to
 - i. Obtain from us confirmation as to whether or not we process Personal Data from you and, where that is the case, access to your Personal Data;
 - ii. Rectification of inaccurate Personal Data;
 - iii. Erasure of Personal Data;
 - iv. Objection to the processing of Personal Data;
 - v. Restriction of processing of Personal Data; and
 - vi. Portability of Personal Data - receive the Personal Data you have provided to us in a structured, commonly used

and machine-readable form and transmit those data it to another data controller.

Also, where our processing of your Personal Data is based on your consent, you may withdraw consent at any time for the future. Please note that withdrawing your consent will not affect the lawfulness of the processing before the withdrawal.

- d. **EU supervisory authority.** If you are using the Website from the EU, you also have the right to lodge a complaint with an EU supervisory authority if you do not think we are handling your Personal Data in compliance with applicable law.
- e. **You have other controls you can exercise.** You can choose whether or not to share personal information. If you choose not to share, some parts of our sites and some services may be more difficult or impossible to use. If you turn off cookies or tracking tools, parts of our site and services may also not work properly.

4. These sites and children

Our Website is meant for adults. We do not knowingly collect personally identifiable information from children (including children under 13 in the United States and under 16 in the EU/EEA).

This privacy policy and the CARU icon shown on our websites confirm that The Hershey Company is a valid licensee and participating member in the CARU COPPA Safe Harbor Program (“CARU Safe Harbor”). To protect your privacy, we have voluntarily

undertaken this privacy initiative. CARU has reviewed and certified that our websites are General Audience sites and that we meet established online information collection and use practices on all properties where this privacy policy is posted.

As part of the CARU Safe Harbor, we are subject to audits and frequent monitoring of our websites and other enforcement and accountability mechanisms administered independently by CARU.

If you believe that we have not responded to your inquiry or your inquiry has not been satisfactorily addressed, please contact CARU at:

CARU COPPA Safe Harbor Program

Attn: Director

112 Madison Avenue, 3rd Floor

New York, NY 10016

info@caru.bbb.org

Parents, if you think your child has provided personal information on one of our sites, you can request that the information be changed or deleted by contacting us via the contact details provided below. To learn more about how to protect your child online, read the [helpful information](#) provided by the Federal Trade Commission about protecting children's privacy online by [clicking here](#).

5. Your California Privacy Rights

If you reside in California, you have the right to ask us one time each year if we have shared personal information with third parties

for their direct marketing purposes. To make a request, please **click here** to contact us. Follow the onscreen prompts to send us an email, select “Privacy Policy/Ad and Cookie Policy” as the subject of your message, and indicate in your message that you are a California resident making a “Shine the Light” inquiry.

If you are a California resident, California law also provides you with specific rights regarding your personal information, including the right to request that we disclose certain information to you about our collection and use of your personal information over the past 12 months, the right to request that we delete any or all of your personal information that we have collected from you, subject to certain exceptions, and the right to request that we not sell your personal information. To make such a request, contact us [here](#) by selecting “CCPA Request” as the subject of your message. You can also make a request by sending a letter to:

Public Relations Department
The Hershey Company
PO Box 810
19 East Chocolate Avenue
Hershey, PA 17033

Or calling 1-800-468-1714

Please note that we are only required to respond to two such requests per customer each year.

You also have the right not to be discriminated against if you exercise any of your rights under California privacy law.

Hershey's may have collected the following categories of personal information of California residents in the past 12 months:

- Identifiers such as a name, postal address, Internet Protocol address, email address, or other similar identifiers.
- Categories of personal information described in subdivision (e) of [California Civil Code Section 1798.80](#).
- Commercial information, including records of products or services purchased or considered.
- Internet or other electronic network activity information.
- Geolocation data.
- Professional or employment related information.
- Education information.
- Inferences drawn from any of the information identified above.

This information is collected and used for the purposes disclosed in this Privacy Policy. Hershey's may have disclosed, made available, transferred, or otherwise communicated any of the above categories of personal information to another business or a third party for valuable consideration in the past 12 months. Hershey may have disclosed any of the above categories of personal information pursuant to an individual's consent or under a written

contract with a service provider for a business purpose in the past 12 months.

6. We use commercially reasonable security measures, including physical, technical, and administrative safeguards to protect your information from unauthorized access, use, modification, or deletion.

The Internet is not 100% secure, though. We thus cannot promise that your use of our sites will be completely safe. We encourage you to use caution when using the Internet. This includes not sharing your passwords.

7. We store information both in and outside of the United States.

Information we maintain may be stored both within and outside of the United States. If you live outside of the United States, you understand and agree that we may transfer your information to the United States as described in clause 2. g. of this Privacy Policy. This site is subject to U.S. laws, which may not afford the same level of protection as those in your country.

We may link to other sites or apps or have third party services on our platforms we don't control.

If you click on a third party link, you will be taken to a platform we do not control. This policy does not apply to the information practices of that website or platform. Read other companies' privacy policies carefully. We are not responsible for these third parties.

8. How to contact us

Feel free to contact us if you have more questions.

You can contact us online or write to us at:

Public Relations Department
The Hershey Company
PO Box 810
19 East Chocolate Avenue
Hershey, PA 17033

Or call 1-800-468-1714

If you have any questions about this Policy or want to review, access, delete, correct or update your information, please contact us **online**.

9. How to contact our EU representative

Hershey Netherlands B.V.
Attn. GDPR Services Team
Prins Bernhardplein 200
1097 JB Amsterdam
The Netherlands

Email: GDPR-services@intertrustgroup.com

10. We may update this policy.

From time to time we may change our privacy policies. We will provide notice of any material changes to our Policy as required by law. We will also post an updated copy on our website. Please check our site periodically for updates.

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