



## DECLARATIONS AND UNDERTAKINGS (Canada)

I hereby state that I have read the documents relating to the ESP 2024 offer reserved for employees giving me the possibility to invest my Global Incentive in OVHcloud shares through the FCPE "OVHcloud Shares", including in particular, the presentation of the offer on the offer website, the regulations, the Key Information Document ("KID") of the FCPE "OVHcloud Shares", and the rules of the OVHcloud international group savings plan (*Plan d'Epargne de Groupe International* or "PEGI"), in each case as made available to me on the website <https://esp.ovhcloud.com/>.

By validating my participation to ESP 2024, I agree with each of the declarations and undertakings below:

### Eligibility

ESP 2024 offer is reserved for employees who are eligible to the OVHcloud Group Global Incentive Plan with respect to the financial year ended on 31 August 2024, i.e., employees who have been employed by the group for more than 3 months as of 31 August 2024, on a continuous or discontinuous basis, and who are still in active employment on 1 January 2025. If your employment terminates prior to 1 January 2025, you will no longer be entitled to the Global Incentive, and your participation to ESP 2024 will be cancelled.

Your investment is made within the framework of the OVHcloud international group savings plan (PEGI). If you are not already a member, your participation in ESP 2024 implies membership to the OVHcloud's PEGI.

The subscription to the FCPE's units is not open to residents of the United States of America. Additional information in this regard is provided in the regulations of the FCPE "OVHcloud Shares".

Specific restriction: Pursuant to the provisions of Regulation (EC) n° 833/2014 and Regulation (EC) n°765/2006, as amended, ESP 2024 offer is not made to Russian nationals and persons residing in Russia, nor to Belarussian nationals and persons residing in Belarus, except (i) in case of Russian nationals, if those persons are nationals of a EU Member State, of a country member of the European Economic Area or Switzerland, or have a temporary or permanent residence permit in a EU Member State, a country member of the European Economic Area or in Switzerland and (ii) in case of Belarussian nationals, if those persons are nationals of a EU Member State or have a temporary or permanent residence permit in a EU Member State. You confirm that this restriction does not apply to you.

### Acquisition price and investment currency

The Global Incentive increased by the matching contribution will be processed using the Net Asset Value of the units of the FCPE "OVHcloud Shares" on 15 January 2025. The FCPE's net asset value is calculated based on the opening market price of the OVHcloud share on that same date and is close to this market price.

The number of FCPE units that will be allocated to you will be known once the transaction is completed, based on the amount of the Global Incentive that you elected to invest, the amount of the related matching contribution, and the net asset value of the units of the FCPE "OVHcloud Shares" on 15 January 2025.

The amount of your Global Incentive is set in Euro and this amount in Euro will be invested in the FCPE "OVHcloud Shares". During the life of your investment, the value of your assets will be affected by fluctuations in the currency exchange rate between the Euro and the Canadian dollar. Thus, if the value of the Euro strengthens relative to the value of the Canadian dollar, the value of your assets expressed in local currency will increase. Conversely, if the value of the Euro weakens relative to the value of the Canadian dollar, the value of your assets expressed in Canadian dollars will decrease.

If you elected to invest in ESP 2024 with a portion but not all of your Global Incentive, the difference will be paid to you in January 2025 with your salary payment. For this payment, your Global Incentive will be converted into Canadian dollars at the exchange rate published by the European Central Bank on 6 January 2025.

#### **Matching contribution**

For the part of the Global Incentive invested in ESP 2024, you benefit from a matching contribution at the rate specified in the presentation of the offer on the offer website, which increases the total amount of your investment in OVHcloud shares through the FCPE "OVHcloud Shares".

The matching contribution will be subject to taxes and social contributions. Information in this regard is provided in the "Country datasheet".

#### **Lock-up period**

The FCPE "OVHcloud Shares" units that will be allocated to you following your election to participate to ESP 2024 will be subject to a lock-up period of five years, subject to the early exit events indicated in the "Country datasheet".

#### **Warning related to investment in listed shares**

OVHcloud shares are listed on Euronext Paris. Your investment in the employee offering will follow the upward and downward performance of the OVHcloud share price and therefore, you are at risk on the full amount of your investment in the offering (which is not guaranteed in the event of a decrease in the share price).

OVHcloud makes available its universal registration document and other financial reports on [www.ovhcloud.com](http://www.ovhcloud.com) ("investor-relations" page). These documents contain important information about the activity, strategy, management and financial results of OVHcloud, as well as the risk factors related to the activities of OVHcloud group and an investment in OVHcloud shares. You are encouraged to consult these documents before making your investment decision.

#### **Tax consequences of your investment**

You acknowledge that you are aware of the tax consequences that may apply as a result of your participation in ESP 2024, and undertake full responsibility for these tax consequences. In particular, you acknowledge that you are liable to your employer for any sums that your employer may have to advance on your behalf in respect of tax and/or social security contributions. Further, you agree that your employer may withhold these sums from your salary or from any other amount owed to you. Information with respect to the anticipated principal tax consequences is provided in the "Country datasheet".

#### **Processing of personal data**

Your participation in ESP 2024 necessitates the processing of your personal data. This processing is fulfilled pursuant to the French Law n° 78-17 of January 6, 1978, as modified, on data processing, data files and individual liberties, and to the European Regulation EU 2016/679 of 27 April 2016 on the protection of natural persons with regards to the processing of personal data. An information notice with all the details relating to the

processing of your data, the parties involved and your rights is available on the website <https://esp.ovhcloud.com/>. You also hereby agree to provide your consent concerning any use of personal data for purposes of implementing the offering, as may be required under any applicable Canadian federal or provincial data protection laws.

For any questions regarding the processing of data by OVHcloud, the data protection officer can be contacted at the following address [dpo@ovh.com](mailto:dpo@ovh.com).