



## DECLARATIONS AND UNDERTAKINGS

### (India)

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

By validating my participation to ESP 2024, I agree with the declarations and undertakings below and I decide to invest in OVHcloud shares through the FCPE "OVHcloud Shares":

#### 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 during more than 3 months on 31 August 2024, on a continuous or discontinuous basis, and who are still on 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 to 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 is provided in the regulation of the FCPE "OVHcloud Shares".

Specific restriction: Pursuant to 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 at 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 your local currency. Thus, if the value of the Euro strengthens relative to the value of your local currency, the value of your assets expressed in local currency will increase. Conversely, if the value of the Euro weakens relative to the value of your local currency, the value of your assets expressed in local currency will decrease.

If you elected to invest in ESP 2024 part but not all of your Global Incentive, the difference will be paid to you in January 2025 with the salary payment. For this payment, your Global Incentive will be converted in your local currency 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 website, which increases the total amount of your investment in OVHcloud shares through the FCPE "OVHcloud Shares".

The matching contribution may be subject to taxes and social contributions. Information on applicable taxation is provided in the "Country datasheet".

Also, you acknowledge that ESP 2024 does not form part of your employment agreement or amend or supplement such agreement and participation in ESP 2024 does not grant or confer any rights to participate in similar transactions.

Further, you acknowledge that gains or benefits that you may receive or be eligible for pursuant to ESP 2024 will not be taken into consideration to determine the amount of any future compensation, payments or other entitlements that may be due to you (including in cases of termination of employment).

### **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 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 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 of 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 activities of OVHcloud group and 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 you undertake full responsibility for these tax consequences. In particular, 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. Your employer may withhold these sums from your salary or from any other amount owed to you. Information on the applicable taxation is provided in the "Country datasheet".

As part of your participation to the ESP 2024, you declare that the total amount of remittance that you made outside of India since 1<sup>st</sup> April 2024 (including amount invested in the ESP) does not exceed INR 700,000.

### **Processing of personal data**

Your participation to ESP 2024 implies processing of your personal data. This processing is fulfilled pursuant to the French Law n° 78-17 of 6 January 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 hereby consent to collection, usage, disclosure, processing, storage, and transfer (located within or outside India) of your personal data (including any sensitive personal data or information) to the extent required for your participation in this offering. You recognize that your personal data is necessary for your participation in this offering.

For any questions or grievances 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).