



## DECLARATIONS AND UNDERTAKINGS (Portugal)

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 in OVHcloud shares through the FCPE "OVHcloud Shares", and in particular, the information brochure, 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 to employees who are eligible to the OVHcloud Group Global Incentive Plan with respect to the financial years 2024, i.e., employees who have been employed by the group during more than 3 months on 31 August 2024, on a continues 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**

The Global Incentive increased by the matching contribution will be transferred to the FCPE "OVHcloud Shares" in order to allow the FCPE to purchase OVHcloud Shares and issue to you the units corresponding to your investment amount. This investment in OVHcloud shares will be made on 15 January 2025. The FCPE units will be attributed at net asset value of the FCPE unit applicable on that date.

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.

If you elected to invest in ESP 2024 part but not all of your Global Incentive, the difference will be paid to you with the salary payment of 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 information Brochure, 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".

### **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 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".

### **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 January 6, 1978, as modified, on data processing, data files and individual liberties, Portuguese Law no. 58/2019, of August 8, and to the European Regulation EU 2016/679 of April 27, 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 my data, the parties involved and my rights is available on the website <https://esp.ovhcloud.com/>.

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).