DECLARATION OF COMPLIANCE REGULATION (EU) 2023/2854 (DATA ACT)

Date: January 20th, 2026
Issued By: Smartwares Europe
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1. Purpose
   This declaration attests to the compliance readiness of Smartwares Europe ("Smartwares") regarding Regulation (EU) 2023/2854 (the "Data Act"). It serves to confirm that the connected products and related services offered by Smartwares are supported by a technical framework assessed for alignment with the Data Act.

2. Product Scope & Role
   Allocation Smartwares acknowledges its role under the Data Act concerning its connected products as follows:

Smartwares Role: Data Holder. Smartwares retains responsibility for the connected products and the data generated by their use.

Technical Provider: The underlying IoT platform is maintained by a technical backend provider which acts as the operator of the backend services.

3. Compliance Evidence
   Smartwares relies on the "Data Act Compliance Assessment Report" (Cut-Off date: 10.12.2025) provided by its technical supplier and conducted by TÜV SÜD Products Testing (Shanghai) Co. Ltd. and TÜV SÜD Akademie GmbH.

The assessment confirms that the underlying technical platform supports the following critical Data Act obligations:

Access by Design & Default:
The backend systems and SDKs provided by the technical supplier enable "data-access-by-design," allowing users to access the data generated by their use of Smartwares products.

Transparency & Information:

Technical documentation and user-facing information structures have been strengthened to meet transparency obligations.

User Data Access & Portability:
The platform provides necessary export functions to support user data export in commonly used formats, enabling Smartwares to fulfill user access and portability requests.

4. Conclusion Based on the "Phase-2" assessment results, no material gaps were identified in the technical enablement provided to OEM partners like Smartwares. Smartwares has leveraged this technical readiness to ensure its contractual terms and user-facing interfaces comply with the requirements of the EU Data Act.

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Tilburg

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