

# Celgene sprl

## Methodological Statement

*summarizing the methodologies used in preparing the disclosure of transfers of value to healthcare professionals and healthcare organisations pursuant to EFPIA disclosure code and the APL code of deontology.*

### **Introduction**

Celgene sprl ("**Celgene**") is responsible for the sales and marketing of medicinal products in Luxembourg.

The disclosures that Celgene has submitted represent the transfers of value that Celgene has made to healthcare professionals and healthcare organisations<sup>1</sup> during the course of 2020 insofar as those transfers of value fall within Celgene's disclosure obligations as defined under the codes of practice mentioned hereinabove ("Codes").

### **Methodology**

The data upon which Celgene's disclosures are based has been collected and compiled by Celgene Corporation's Spend Transparency Office based in Summit, New Jersey. The Spend Transparency Office is responsible for the disclosure of transfers of value to healthcare professionals and healthcare organisations made by any Celgene Corporation affiliate worldwide in accordance with relevant local laws and codes of practice.

In order to prepare for compliance with the Codes, the Spend Transparency Office first identified all of the possible sources of information within the Celgene Corporation finance system and held by third party vendors that could identify any and all payments made by Celgene. Using information supplied by IMS Health, verified and supplemented by various commercial operations resources within Celgene and Celgene Corporation, publically available information and information from third party vendors, the Spend Transparency Office narrowed down the list of payees to those that fell within the definitions of healthcare professional, other relevant decision makers and healthcare organisation, as set out in the Codes. Celgene used the IMS OneKey Code as a unique identifier of any given healthcare professional.

On the basis of these data Celgene has used its best endeavours to disclose all direct and indirect transfers of value made between 1 January 2020 and 31 December 2020 inclusive that fall within its disclosure obligations as set out in the Codes, applying the relevant definitions contained therein. Celgene

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<sup>1</sup> As per definition to be found in chapter 5bis of the deontological code of the APL

undertakes to submit promptly any corrections or additions that may be required as a result of knowledge acquired after the date the disclosures are submitted.

### ***Third parties***

Celgene has included in its contractual templates, on the basis of which it contracts with all third parties, a binding clause requiring the third party to notify to Celgene all transfers of value made to healthcare professionals and healthcare organisations. Celgene has used its best endeavours to include all such transfers of value so notified within the scope of its disclosures to Betransparent.

### ***Distributors***

Celgene does not market its products through distributors in Luxembourg.

### ***Cross border transactions***

Celgene Spend Transparency Office has worked with all of Celgene's functions and affiliates worldwide to capture data relating to transfers of value made by them to healthcare professionals with their practice address in Luxembourg and healthcare organisations based in Luxembourg. Celgene has used its best endeavours to include all such transfers of value within its disclosures.

### ***Consent***

Celgene has used its best endeavours to seek consent from all healthcare professionals to disclosure on an individual basis, naming the recipient and identifying the value of the transfer. To this end, Celgene has incorporated a binding clause to this effect in its contractual templates on the basis of which, pursuant to Celgene's relevant policies, all such engagements should proceed.

In circumstances where a healthcare professional declines to give, or subsequently withdraws, consent to one or more transfers of value in the course of the 2020 reporting year, Celgene has disclosed all transfers of value made to that healthcare professional in aggregate.

It is to be outlined that in a scenario where the healthcare organization takes the form of a self-incorporated healthcare professional, the family name of the healthcare professional will appear in the company name of the healthcare organization. Celgene has made its best efforts to ensure retrieval of consent of the healthcare professional before any processing of his/her personal data is initiated.

### ***Disclosure in aggregate***

Where the recipients of transfers of value cannot be disclosed for legal reasons, including where a healthcare professional has declined to give consent to disclosure on an individual basis, Celgene has disclosed those transfers of value on an aggregate basis.

Celgene has also disclosed on an aggregate basis transfers of value falling within the definition of "Research and Development Transfers of Value" pursuant to the Codes.

***Currency***

Celgene has made its disclosures in euros, using a published monthly average exchange rate with euros for those payments made in any other currency.

***Tax***

Celgene has made its disclosures relating to direct transfers of value exclusive of all applicable taxes. It is possible, however, that some indirect transfers of value made by third party vendors have been reported to us inclusive of taxes.

***Scientific Publications***

Celgene adheres to laws and industry standards for financial transparency reporting. External Authors of scientific publications receive an in-kind transfer of value when Celgene pays a publication agency to provide medical writing and editorial services to the external authors at no cost to them. Celgene will report funding for medical writing and editorial services, and payment of congress and journal fees.

***Date methodology***

Celgene has made its disclosures relating to cash payments by reference to the payment date. In circumstances where transfers of value represent benefits in kind Celgene has made its disclosures by reference to the date of the event.

***Multi-year contracts***

Celgene has not identified any multi-year contracts that fall within its disclosure obligations for 2020.

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