

Data subject: customers

Privacy Statement on the processing of personal data pursuant to articles 13 and 14 of EU Regulation 2016/679 and applicable legislation regarding the handling of personal data.

Pursuant to articles 13 and 14 of EU Regulation 2016/679 (herein after “**Regulations**”) and current legislation regarding the processing and free circulation of personal data, we inform you of the following:

1. Origins and type of collected data

Upon agreement to establish commercial relations with our Company and on execution of same, Goglio spa will proceed with the collection and processing of personal data (such as: name, surname, fiscal code, VAT number, domicile, e-mail address, phone number) to you attributable (the “**Data**”). The Data will be collected directly from You or from sources accessible to the public, bodies and/or third parties expressly designated for this (of which, for example; Chamber of Commerce, public lists and/or registers, credit risk rating agencies, social security etc.).

2. Legal basis and methods of Data processing

Our Company will collect and process the Data on three different legal basis: (i) the execution of the commercial contract of which you are party, (ii) fulfilment of legal obligations and (iii) your prior and informed consent.

The Data will be processed by means of operations or a set of operations indicated in article 4(1) no.2 of the Regulations: collection, registration, organisation, structuring, storing, adjustment or modification, consulting, elaborating, modifying, selection, extraction, comparison, use, interconnection, blocking, communication via transmission, dissemination or any other form of commissioning provision, limitation, deletion and destruction of data.

These operations will be carried out either with the aid of electronic or automated instruments, or manually and by means of paper files.

The Data will be processed by the Company in compliance with the principles of correctness, lawfulness, transparency and protection Your privacy and Your rights, as well as with the Regulations and applicable relative legislation through the adoption of adequate security measures pursuant to article 32 of the Regulations.

The Data processing will be handled by the data controller and/or persons duly trained by the data controller and/or by third parties expressly appointed, where necessary, responsible for the processing by the said controller. Should the processing be done by third parties acting as autonomous data processors, these same commit themselves with the Company to comply with the provisions in force regarding personal data and to comply, as far as possible, with the conditions of this privacy statement.

3. Purposes of Data processing

Data processing is finalized toward:

- (i) The correct execution of the business relationship with You in place and the fulfilment of contractual obligations connected to it (such as, for example: compliance with anti-money laundering directives, legal obligations in the tax and accounting field, invoicing, the application of specific legislation etc., as well as,
- (ii) communicating commercial information, enabling market research aimed at evaluating satisfaction levels on the quality of services rendered and activities performed by Goglio Spa

(performed directly or through specialised agencies), promotional and sales activities of products/services of Goglio Spa (performed either directly or through specialised agencies).

4. Provision of Data

The provision of Data for the purposes referred to in paragraph 3 (i) above is necessary for a correct establishment and execution of the relationship and is, therefore, mandatory. Any refusal to provide the Data will make it impossible for the Company to execute the business relationship and to fulfil the purposes set out in point 3 (i) above.

The provision of Data for the purposes referred to in paragraph 3 (ii) above is, however, optional and the failure to provide it will only determine the impossibility for the Company to use the Data for the purposes referred to in point 3 (ii).

5. Communication of Data

The Company, if strictly necessary to achieve the purposes described in this privacy statement, may communicate the Data to third parties indicated in this paragraph, to whom they request take measures to maintain the confidentiality of Data received and ask that such information be used for no other purpose.

The Data may be disclosed to the following categories of recipients:

- authorities, supervisory and control bodies and in general subjects, public and private, with functions of public interest;
- Group companies or, however, parent companies, subsidiaries or affiliated companies;
- banks, credit institutions and insurance companies;
- third parties with whom the company has contractual relationships (such as, for example: customers, companies providing services of data collection, processing and elaboration needed to meet customer requirements, subjects providing management of information systems and telecommunication networks, including e-mail etc.);
- shipping companies, carriers, post offices, logistic companies, customs authorities;
- assistance and consulting companies;
- persons performing credit control, auditing and recovery;
- persons carrying out market research aimed at evaluating satisfaction levels on services rendered and activities performed by Goglio Spa;
- persons carrying out activities of promotion and sales of products/services of Goglio Spa.

These subjects, if necessary, will be nominated by the data controller responsible for data processing.

6. Dissemination of Data

The Data will not be subject to dissemination.

7. Transfer of Data abroad

The Data may be transferred, within the scope of purposes referred to in paragraph 3 above, to countries within the European Union or to other third Countries deemed adequate by the European Commission, as listed in the official Gazzette of the European Union or on the European Commission website, or using the standard contractual clauses approved by the European Commission, or applying binding corporate rules as provided by art. 47 of the Regulation.

8. Rights of the interested subjects

In accordance with the provisions of the Regulations, the rights recognized to You in relation to the data are as follows:

- **access:** You have the right to obtain, from the data controller, confirmation that data processing concerning You is or is not undergoing, to obtain access to the data and all information referred to in art. 15 (1) a-h) and (2) of the Regulations, and to request a copy of the same;
- **correction:** should you believe that Your Data is inaccurate or incomplete, You may request that this data be corrected or modified following Your instructions;
- **deletion:** subject to the rights provided for by applicable legislation, You have the right to request the deletion of Your data, when: (i) the data is no longer necessary for the purposes for which it was collected and processed; (ii) You withdraw your consent for the processing; (iii) You oppose the processing for direct marketing purposes or for processing performed for other purposes and for which there are no legitimate reasons prevailing for the continuation of the processing; (iv) Your Data is unlawfully processed; (v) deletion is required by law;
- **limitation:** You can request the limitation of the processing of the Data in cases referred to in art.18 of the Regulations;
- **opposition:** You have the right to oppose the processing of Your Data in the hypotheses referred to in art. 21 of the Regulations;
- **withdrawal of consent:** in cases where the processing of Your personal data is based on consent, You have the right to withdraw said consent at any time. This withdrawal will prevent the continuation of the processing carried out on the legal basis of consent, without prejudice to the lawfulness of data processed up to that time;
- **Data portability:** where processing is based on consent, You have the right to receive the provided Personal Data in a structured, commonly used and automatically readable format, and, where this is technically feasible, to the secure transmission of data to another data controller.

To protect Your rights and Your Data, You may at any time decide to lodge a complaint with the competent supervisory authority, i.e. the Data Protection Authority, or to take action before the competent national courts.

9. Period of Data retention

The Data collected will be kept for the time necessary to fulfil the purposes referred to in paragraph 3 above and in compliance with the mandatory terms provided by law and in particular:

- For the purposes referred to in point 3 (i): the Data collected will be kept in compliance with the mandatory terms provided by law;
- For the purposes referred to in point 3 (ii): three years from provision of data , or from any update or modification of data as communicated by the data subject.

10. Data controller

The data controller is Goglio Spa, headquarters in Milan Via Solari n.10, Italy, tax ID/VAT, IT00870210150, e-mail: privacy@goglio.it

You can have access to the Goglio Group Privacy Policy through link

<https://www.goglio.it/en/privacy-declarations/>

Article 15 Right of access by the data subject

1. The data subject shall have the right to obtain from the controller confirmation as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to the personal data and the following information:
 - a) the purposes of the processing;
 - b) the categories of personal data concerned;
 - c) the recipients or categories of recipient to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organisations;
 - d) where possible, the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
 - e) the existence of the right to request from the controller rectification or erasure of personal data
 - f) or restriction of processing of personal data concerning the data subject or to object to such processing; (f) the right to lodge a complaint with a supervisory authority;
 - g) where the personal data are not collected from the data subject, any available information as to their source;
 - h) the existence of automated decision-making, including profiling, referred to in Article 22(1) and (4) and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.
2. Where personal data are transferred to a third country or to an international organisation, the data subject shall have the right to be informed of the appropriate safeguards pursuant to Article 46 relating to the transfer.
3. The controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the data subject, the controller may charge a reasonable fee based on administrative costs. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be provided in a commonly used electronic form.
4. The right to obtain a copy referred to in paragraph 3 shall not adversely affect the rights and freedoms of others.

Article 16 Right to rectification

The data subject shall have the right to obtain from the controller without undue delay the rectification of inaccurate personal data concerning him or her. Taking into account the purposes of the processing, the data subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

Article 17 Right to erasure ('right to be forgotten')

1. The data subject shall have the right to obtain from the controller the erasure of personal data concerning him or her without undue delay and the controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:
 - a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed; 4.5.2016 L 119/43 Official Journal of the European Union EN
 - b) the data subject withdraws consent on which the processing is based according to point (a) of Article 6(1), or point (a) of Article 9(2), and where there is no other legal ground for the processing;
 - c) the data subject objects to the processing pursuant to Article 21(1) and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to Article 21(2);
 - d) the personal data have been unlawfully processed;
 - e) the personal data have to be erased for compliance with a legal obligation in Union or Member State law to which the controller is subject;
 - f) the personal data have been collected in relation to the offer of information society services referred to in Article 8(1).

2. Where the controller has made the personal data public and is obliged pursuant to paragraph 1 to erase the personal data, the controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that the data subject has requested the erasure by such controllers of any links to, or copy or replication of, those personal data.
3. Paragraphs 1 and 2 shall not apply to the extent that processing is necessary:
 - a) for exercising the right of freedom of expression and information;
 - b) for compliance with a legal obligation which requires processing by Union or Member State law to which the controller is subject or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller;
 - c) for reasons of public interest in the area of public health in accordance with points (h) and (i) of Article 9(2) as well as Article 9(3);
 - d) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) in so far as the right referred to in paragraph 1 is likely to render impossible or seriously impair the achievement of the objectives of that processing; or
 - e) for the establishment, exercise or defence of legal claims.

Article 18 Right to restriction of processing

1. The data subject shall have the right to obtain from the controller restriction of processing where one of the following applies:
 - a) the accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data;
 - b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
 - c) the controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defence of legal claims;
 - d) the data subject has objected to processing pursuant to Article 21(1) pending the verification whether the legitimate grounds of the controller override those of the data subject.
2. Where processing has been restricted under paragraph 1, such personal data shall, with the exception of storage, only be processed with the data subject's consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State. 4.5.2016 L 119/44 Official Journal of the European Union EN
3. A data subject who has obtained restriction of processing pursuant to paragraph 1 shall be informed by the controller before the restriction of processing is lifted.

Article 19 Notification obligation regarding rectification or erasure of personal data or restriction of processing

The controller shall communicate any rectification or erasure of personal data or restriction of processing carried out in accordance with Article 16, Article 17(1) and Article 18 to each recipient to whom the personal data have been disclosed, unless this proves impossible or involves disproportionate effort. The controller shall inform the data subject about those recipients if the data subject requests it.

Article 20 Right to data portability

1. The data subject shall have the right to receive the personal data concerning him or her, which he or she has provided to a controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the controller to which the personal data have been provided, where:
 - a) the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) or on a contract pursuant to point (b) of Article 6(1); and
 - b) the processing is carried out by automated means.

2. In exercising his or her right to data portability pursuant to paragraph 1, the data subject shall have the right to have the personal data transmitted directly from one controller to another, where technically feasible.
3. The exercise of the right referred to in paragraph 1 of this Article shall be without prejudice to Article 17. That right shall not apply to processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller. 4. The right referred to in paragraph 1 shall not adversely affect the rights and freedoms of others.

Article 21 Right to object

1. The data subject shall have the right to object, on grounds relating to his or her particular situation, at any time to processing of personal data concerning him or her which is based on point (e) or (f) of Article 6(1), including profiling based on those provisions. The controller shall no longer process the personal data unless the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims.
2. Where personal data are processed for direct marketing purposes, the data subject shall have the right to object at any time to processing of personal data concerning him or her for such marketing, which includes profiling to the extent that it is related to such direct marketing.
3. Where the data subject objects to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes. 4. 5. 2016 L 119/45 Official Journal of the European Union EN
4. At the latest at the time of the first communication with the data subject, the right referred to in paragraphs 1 and 2 shall be explicitly brought to the attention of the data subject and shall be presented clearly and separately from any other information.
5. In the context of the use of information society services, and notwithstanding Directive 2002/58/EC, the data subject may exercise his or her right to object by automated means using technical specifications.
6. Where personal data are processed for scientific or historical research purposes or statistical purposes pursuant to Article 89(1), the data subject, on grounds relating to his or her particular situation, shall have the right to object to processing of personal data concerning him or her, unless the processing is necessary for the performance of a task carried out for reasons of public interest.

Article 22 Automated individual decision-making, including profiling

1. The data subject shall have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning him or her or similarly significantly affects him or her.
2. Paragraph 1 shall not apply if the decision:
 - a) is necessary for entering into, or performance of, a contract between the data subject and a data controller;
 - b) is authorised by Union or Member State law to which the controller is subject and which also lays down suitable measures to safeguard the data subject's rights and freedoms and legitimate interests;
 - c) is based on the data subject's explicit consent.
3. In the cases referred to in points (a) and (c) of paragraph 2, the data controller shall implement suitable measures to safeguard the data subject's rights and freedoms and legitimate interests, at least the right to obtain human intervention on the part of the controller, to express his or her point of view and to contest the decision.
4. Decisions referred to in paragraph 2 shall not be based on special categories of personal data referred to in Article 9(1), unless point (a) or (g) of Article 9(2) applies and suitable measures to safeguard the data subject's rights and freedoms and legitimate interests are in place.