

**INFORMATION ON THE PROCESSING OF PERSONAL DATA  
WITHIN THE WHISTLEBLOWING PLATFORM**

**pursuant to the articles 13 and 14 of Regulation (EU) 2016/679 (“GDPR”)**

Dear user,

the company Codognotto Italia Spa, with Sole Shareholder, (tax code / pi 00474360310), with registered office in Salgareda (TV), Via Calnuova n. 18, as data controller ( "Company" or the "**Data Controller**"), is required to provide you with some information regarding the processing of personal data collected through the channels accessible through the "*Whistleblowing Portal*" platform ("**Platform**") of a specialized supplier and which the Company has made available to those who intend to send, in accordance with the *whistleblowing* procedure (hereinafter, the "**Whistleblowing Procedure**" or "**Procedure**"), a report with the relevant documentation ("**Reporting**") of the violations indicated in the Procedure itself, in implementation of the provisions of Legislative Decree 10 March 2023, n. 24 ("**Decree**").

**1. WHAT PERSONAL DATA CAN BE COLLECTED**

If a Report is made, the Company, through an external consultant already appointed as data controller pursuant to art. 28 GDPR ("**Report Manager**" or "**Manager**") as well as additional authorized subjects, with reference to the following interested parties ("**Interested Parties**") already defined by the Decree:

- (a) reporting person (hereinafter also "**Reporting Person**"),
- (b) person involved, person reported, person mentioned in the report and the facilitator,

will collect and process the relevant personal data entered by the Reporter (e.g. through the free text fields in the registration form) in the Report, such as for example:

- identification and contact data such as e.g. name and surname, email. The identifying data of the Reporter will not be collected if an anonymous report is made which contains the essential elements required by the Procedure;
- data relating to employment such as e.g. occupation, function, corporate role;
- facts, acts relating to any other content of the Report;
- financial and economic data such as e.g. information relating to current accounts, credit cards, sums of money, emoluments;
- images, photos, audio and voice; (jointly "**Personal Data**").

Reports can be made by accessing the Platform at the following address:

<https://whistleblowing.agmsolutions.net/segnalazioni/3a9088d6/register>.

Within the Platform, Reports can be made both in written and oral form thanks to its integrated functions. Oral reports are made via voice message within the Platform (which will automatically modify the voice to protect the confidentiality of the Reporter) and will be documented, with the prior consent of the Reporter, or by recording on a device suitable for storage and listening or by transcription. Alternatively, the Report will be documented in writing through a detailed report.

Outside the Platform, the Personal Data of the Reports may be processed, upon request of the Reporter, with a direct meeting with the Report Manager or through the additional external channels provided for by the Decree.

Reports made orally during a meeting requested by the Reporter will be documented, with the latter's consent, by the Reports Manager, by recording on a device suitable for storage and listening or by verbalization and, in any case, archived on the Platform. In the case of minutes, the Reporter can verify, rectify and confirm the minutes of the meeting by signing.

The Personal Data of Reports received outside the Platform, for example via paper communication addressed to the Manager, will in any case be transferred, stored and processed on the Platform. Where possible, the prior consent of the Reporter will be obtained.

The Report must not contain facts that are not relevant for the purposes thereof, nor particular categories of personal data, referred to in the art. 9 of the GDPR ("**Special categories of data**", i.e. those from which, among other things, racial and ethnic origin, philosophical and religious beliefs, membership of political parties or trade unions, as well as the state of health can be deduced sexual life or sexual orientation), nor **data relating to criminal convictions and crimes** referred to in art. 10 of the GDPR, except in cases where this is unavoidable and necessary for the purposes of the Report itself.

Without prejudice to the above, the Data Controller hereby makes available to the interested parties the information relating to the processing of personal data concerning them, possibly reserving the right to provide it again to the interested parties at a time following the Report, in order to ensure the effectiveness of the Whistleblowing Procedure. and not to compromise any investigations initiated by the Company or the Authorities.

## [2. FOR WHICH PURPOSES PERSONAL DATA CAN BE USED](#)

- A. Except for the cases of anonymous reporting in which the identifying data of the Reporter are

not collected, in all other cases the Personal Data will be processed for purposes related to the **receipt and management of the Report** in compliance with the Decree and the Whistleblowing Procedure.

The prerequisite for processing is the fulfillment of a legal obligation to which the *former* Data Controller is subject art. 6, par. 1, letter c) of the GDPR as required by the Decree.

The provision of Personal Data is mandatory, since otherwise the Company would be unable to fulfill the specific legal obligations relating to the management of the Reports and, consequently, it would not be able to guarantee the protection measures provided for by the Decree in favor of the Interested

- B. The Personal Data will be processed for purposes related to the needs of **defense of rights** during judicial, administrative or extrajudicial proceedings and in the context of disputes arising in relation to the Report made. Furthermore, Personal Data may be processed by the Company to take legal action or make claims.

The prerequisite for the processing is the legitimate interest of the Company *pursuant to* art. 6, par. 1, letter. f) of the GDPR to protect your rights. In this case, a new and specific provision is not required, since the Company will pursue this further purpose, where necessary, processing the Personal Data collected for the aforementioned purposes, deemed compatible with the present one (also due to the context in which the Personal Data have been collected, the relationship between you and the Company, the nature of the data themselves and the adequate guarantees for their processing, as well as the connection between the purpose *under A.* and this further purpose).

As specified in the previous paragraph 1, the Report must not contain particular categories of personal data, except in cases where this is unavoidable and necessary for the purposes of the Report itself. In this case, the assumption of lawfulness of the processing of such personal data is based on art. 9, second paragraph, letter. b) of the GDPR relating to the purpose under A, and on the art. 9, second paragraph, letter. f) of the GDPR relating to the purpose under B.

As regards any data relating to criminal convictions and crimes, the legitimacy condition must be found on the basis of art. 2-octies of the Legislative Decree. 196/2003, as amended by Legislative Decree. 101/2018 and the Decree

**(“Privacy Code”)** - in fulfilling the legal obligations set out in the Decree.

### **3. HOW WE KEEP YOUR PERSONAL DATA SECURE AND FOR HOW LONG**

The processing of Personal Data is based on the principles of correctness, lawfulness, transparency, integrity and confidentiality. The processing is also carried out through automated methods designed to store, manage and transmit them. The processing will take place using suitable tools and guarantee security and confidentiality through the use of suitable procedures to avoid the risk of loss, unauthorized

access, illicit use and diffusion. This occurs through the adoption of encryption techniques and the implementation of technical-organizational security measures defined, evaluated and implemented also in light of an impact assessment pursuant to art. 35 of the GDPR, such as the camouflage of the voice in voice messaging, the prohibition on the collection and/or storage of log files, IP addresses and forms of monitoring of the Reporter.

The Personal Data contained in the Report will be kept for no longer than 5 years from the date of communication of the final outcome of the reporting procedure or until the conclusion of any judicial or disciplinary proceedings possibly obtained against the Reported Party or the Reporter, in compliance with the obligations of confidentiality referred to in article 12 of the Decree and the principle referred to in articles 5, paragraph 1, letter e) of the GDPR (limitation of conservation).

Personal Data that is clearly not useful for the processing of a specific Report is not collected or, if collected accidentally, is deleted immediately.

### **4. WHO WE CAN SHARE PERSONAL DATA WITH**

Access to Personal Data will be permitted exclusively to the Reporting Manager within which the personnel has been authorized pursuant to articles. 29 GDPR and 2-quaterdecies of the Privacy Code.

Subsequently, in the phase of ascertaining the validity of the Report, where it is necessary for needs related to the preliminary investigation activities, the Personal Data may be forwarded in compliance with the principle of confidentiality to the staff or to third parties (e.g. consultants) all specifically authorized.

More detailed information on the Report management process and the subjects involved are available within the Whistleblowing Procedure.

Furthermore, the Personal Data may be communicated, where necessary and the conditions are met, to the public authorities (including administrative, judicial and public security authorities).

It is specified that the provider of the Platform has been designated by the Company responsible for the processing ex art. 28 of the GDPR.

## **5. INTERNATIONAL TRANSFER**

Personal Data will be processed within the European Economic Area (EEA) and stored on servers located within the same. However, within the scope of the processing in question, transfers of personal data outside the European Union (EU) or the EEA may occur, even through service providers. This transfer will be carried out in compliance with the provisions of Chapter V of the GDPR.

## **6. YOUR DATA PROTECTION RIGHTS AND THE RIGHT TO MAKE COMPLAINTS BEFORE TO THE SUPERVISORY AUTHORITY**

Each interested party has the right to ask the Company, subject to the existence of the conditions set out in the GDPR and al Privacy Code:

- a) access to Personal Data, as required by art. 15 of the GDPR;
- b) the rectification or integration of Personal Data held by the Company deemed inaccurate, as required by art. 16 of the GDPR;
- c) the deletion of Personal Data for which the Company no longer has any legal basis for the treatment as provided for by the art. 17 of the GDPR;
- d) the limitation of the way in which the Company processes Personal Data if one of the hypotheses provided for by the art. 18 of the GDPR;
- e) the copy of the Personal Data provided to the Company, in a structured format, commonly used and readable by an automatic device and the transmission of such Personal Data to another data controller (so-called portability), as required by art. 20 of the GDPR.

**Right to object:** in addition to the rights listed above, the interested party has the right to object at any time, for reasons related to your particular situation, to the processing of personal data concerning you by the Company for the pursuit of its legitimate interest, as required by the art. 21 of the GDPR.

The interested party also has the right to lodge a complaint with the Guarantor for the protection

of personal data as provided for in the art. 77 of the GDPR, using the references available on the website [www.garanteprivacy.it](http://www.garanteprivacy.it), or to take action in the appropriate judicial offices.

The aforementioned rights may be limited pursuant to and for the purposes of the art. 2-undecies, first paragraph letter. f) of the Privacy Code, if the exercise of the same could result in concrete and effective prejudice to the confidentiality of the identity of the person who reports violations of which he has become aware due to his employment relationship or the functions performed, pursuant to the Decree.

In such cases, the rights of the interested party can also be exercised through the Privacy Guarantor in the manner referred to in article 160 of the Privacy Code. In this case, the Privacy Guarantor informs the interested party that it has carried out all the necessary checks or has carried out a review, as well as the interested party's right to lodge a judicial appeal.

## **7. CONTACTS**

The contact details of the Company, as Data Controller, are as follows: [legal@codognotto.com](mailto:legal@codognotto.com).

For any further information regarding the processing of Personal Data and to exercise your rights, you may contact Company [privacy@codognotto.com](mailto:privacy@codognotto.com) and [codognottoitaliaspa@codognotto.legalmail.it](mailto:codognottoitaliaspa@codognotto.legalmail.it).