


DATA CONTROLLER	DOCUMENT	REGULATIONS
	PRIVACY DISCLAIMER related to the processing of personal data of people reporting violations of Union law and provisions national regulations (<i>Whistleblowing</i>)	Reg. (UE) 2016/679 – GDPR Directive (UE) 2019/1937 Leg. Decree 10 March 2023, n. 24

INFORMATION ON THE PROCESSING OF PERSONAL DATA
 pursuant to the articles 13 and 14, Regulation (EU) 2016/679
 (General Data Protection Regulation – GDPR)

GENERAL INFORMATION

This information concerns the processing of personal data collected as part of internal reporting of violations pursuant to Legislative Decree 10 March 2023, n. 24¹ - Whistleblowing, also collected through the Whistleblowing Platform (“**Platform**”), which Gervasoni Spa (hereinafter also “**Company**” or “**Data controller**”) makes available to subjects - employees, customers, suppliers, commercial partners, consultants, collaborators etc. Who want to make a report pursuant to the aforementioned legislation (“**Report(s)**”).

PERSONAL DATA SUBJECT TO PROCESSING

Through the Report, the Company will collect and process information which may include:

- a) the personal data of the reporting party (hereinafter also "**Reporting Party**") such as name, surname, contact details;
- b) personal data relating to the subject(s) reported and, if applicable, other subjects involved and mentioned in reporting;
- c) the personal data referred to in art. 9 of the GDPR (“**Special categories of personal data**”), i.e. those suitable for reveal your racial or ethnic origin, political opinions, religious or philosophical beliefs, union membership, or even genetic, biometric data relating to health, sexual life or to the sexual orientation of the natural person, and/or also the data referred to in the art. 10 of the GDPR (“**Judicial Data**”), i.e. those relating to criminal convictions and crimes or related to security measures. Such data may be included in the Report only if they are indispensable for the purposes of management and evaluation thereof.

The Report must not contain facts that are not relevant to its treatment.

In any case, also for the purpose of verifying the validity of the Report, personal data may be integrated or updated based on information: (i) publicly available; (ii) collected by third parties and/or directly from the Reporter, (iii) already available to the Company.

PURPOSE AND CONDITIONS


The personal data collected will be processed for the purposes indicated below on the basis of specific conditions of lawfulness:

- a) for the fulfillment of a legal obligation to which the Company is subject (art. 6, par. 1, letter c) of the GDPR, and with regard to special categories of personal data: art. 9, par. 2, letter. b) of the GDPR), pursuant to Legislative Decree 10 March 2023, n. 24 – of the Reports received regarding alleged behaviors, acts or omissions which are detrimental to the public interest or the integrity of the Company, as well as any further activity connected and related to Reports;
- b) for the pursuit of the legitimate interest of the Data Controller or third parties in the exercise or operation defense of rights in judicial, administrative or extrajudicial proceedings, and in the context of disputes which should arise in relation to the Report, within the limits of the provisions relating to confidentiality by the applicable legislation (art. 6, par. 1, letter f) of the GDPR).

CONSEQUENCES OF FAILURE TO PROVIDE PERSONAL DATA

The provision of the Reporter's personal data is optional: he or she has the right to remain anonymous. Similarly, it is specified that it is not mandatory to indicate the personal data of the subject(s) reported, since this does not affect the management of the Report.

¹ Implementation of Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of people reporting breaches of Union law and laying down provisions regarding the protection of people reporting violations of national regulatory provisions

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PROCESSING METHODS AND STORAGE TERMS

The processing of personal data will be based on the principles of lawfulness, correctness and transparency. It might be carried out both through IT and telematic tools, including automatic, and through paper supports, documents to store the aforementioned data, manage them and, where necessary, transmit them.

In any case, the Data Controller has put in place adequate technical and organizational measures to guarantee the security and confidentiality of the data and aimed at avoiding the risk of loss, destruction, unauthorized access, illicit use and dissemination of the same.

The Data Controller will not proceed with the transfer of the personal data to Countries outside the European Union: the processing will be carried out exclusively within the European Union.

The Reports and the related documentation are kept for the time necessary to process the information Report, and in any case no later than five years from the date of communication of the final outcome of the reporting procedure. Personal data manifestly not useful for the management of the Report, if accidentally collected, they are deleted once their relevance has been excluded.

SUBJECTS AUTHORIZED TO PROCESS AND RECIPIENTS OF THE DATA

Within the organizational structure of the Data Controller, they may have access to the personal data of referred to in the Report and proceed with the relevant processing, persons authorized to process appropriately trained, and who are committed to confidentiality. These subjects will operate according to their own methods' respective roles and exclusively for the pursuit of the purposes indicated in this information.

To the extent necessary for the management and maintenance of internal processes and the Platform, the Company may avail itself of the support of IT service providers, who will act as managers of the treatment pursuant to specific agreements signed with the Company pursuant to art. 28 of the GDPR.

The Company may also share personal data with consultants (in the legal, employment law field, etc.), and, if indispensable for the management and investigations connected to the Report or for the fulfillment of legal obligations, with the competent authorities, according to the methods established by the relevant *Whistleblowing* legislation.

Personal data will not be disclosed.


DATA CONTROLLER

The data controller is Gervasoni Spa, with headquarters in Val Brembilla (BG), via Caberardi 7/A - 24012, VAT number IT-01962850168, PEC address: cristian.salvi@pec.gervasoni.com

RIGHTS OF THE INTERESTED PARTY

Without prejudice to the case in which the relevant exercise could result in actual and concrete prejudice to confidentiality of the identity of the Reporter (art. 2-undecies of Legislative Decree no. 196 of 30 June 2003 (*Code relating to personal data protection*)), the Reporter has the right to ask the Company under the conditions set out in the current legislation:

- a) access to personal data (art. 15 of the GDPR), which allows you to obtain confirmation whether or not personal data is being processed and, in this case, obtain access to such data;
- b) the rectification of personal data (art. 16 of the GDPR), which allows you to obtain rectification and/or integration of personal data that is inaccurate or incomplete;
- c) the deletion of personal data (art. 17 of the GDPR), which allows, if the conditions exist by law, to obtain the cancellation of personal data;
- d) the limitation of processing (art. 18 of the GDPR), which allows, in specific cases, to limit the processing of personal data;
- e) data portability (art. 20 of the GDPR), which allows, in certain cases and with respect only to the data provided by the Reporter, to be able to receive personal data in a structured format, commonly used and readable by automatic device;
- f) the opposition (art. 21 of the GDPR), which allows the Reporter to object at any time, to reasons connected to your particular situation, to the processing of personal data carried out by the Data Controller, for the pursuit of one's legitimate interest.

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The exercise of the rights listed above is free, pursuant to art. 12 of the GDPR. However, in the case of manifestly unfounded or excessive requests, including their repetitiveness, the Company may charge you a fee of reasonable expenses, in light of the administrative costs incurred in dealing with your request.

If you believe that the processing of personal data relating to you is in violation of the provisions of the GDPR, the Reporter has the right to lodge a complaint with the Guarantor for the protection of personal data according to the methods established by authority, or to take action in the appropriate judicial offices.