

**INFORMATION ON THE PROCESSING OF PERSONAL DATA  
pursuant to Regulation (EU) no. 2016/679 and D.Lgs. no. 2003/196 and subsequent  
amendments**

The following provisions for the processing of personal data are drawn up in compliance with current European and Italian legislation and, in particular, with the provisions of Regulation (EU) no. 2016/679 of April 27<sup>th</sup>, 2016, General Data Protection Regulation (“**Regulation**”), as well as, if and as applicable, Legislative Decree no. 196 of June 30<sup>th</sup>, 2003, and subsequent amendments, Code regarding the protection of personal data (“**Privacy Code**”). The user (“**User**”), as supplier of Digital Bros Group, is strongly advised to consult this document frequently, in order to find out about the possible changes or amendments that could be made to it mainly as a result of regulatory changes.

**1. Data controller and Data Protection Officer**

The Data Controller of the User personal data is **Digital Bros S.p.A. with registered office in Via Tortona, 37 20144 Milan (Italy)**.

The Data Controller has also appointed a Data Protection Officer (“**DPO**”), Veronica Devetag Chalaupka, pursuant to art. 37 of the GDPR. The DPO can be contacted for all matters relating to the processing of data and the exercise of the rights of data subjects, at the following address [dpo@digitalbros.com](mailto:dpo@digitalbros.com) or by sending a written communication to Via Tortona n.37/3B – 20144, Milan.

**2. Type of personal data and methods of collection**

- (i) The personal data that are processed by the Data Controller are, by way of example and not limited to: name and surname (including the supplier’s employee), tax code, email;

The User’s personal data in relation to the performance of the existing contractual relationship may be collected and processed:

- (ii) by sending e-mails, faxes and/or spontaneous communications by Users (for example: forwarding of the request for an economic offer to the addresses or contact details, including e-mail addresses, of the Data Controller).

**3. Purpose and legal basis of the processing – Mandatory or optional nature of data provision**

The personal data collected will be processed for the performance of the activities necessary and/or connected to the management of the contractual relationship between the Data Controller and the User.

For the processing of data for the aforementioned purposes, the provision of data is mandatory and finds its legal basis in the art. 6, letters (b), (c) and (f) of the Regulation, pursuant to which:

- a. the processing is necessary for the execution of the contractual relationship of which the User is a part, or for the execution of pre-contractual measures adopted at the request of the same (such

as, by way of example, the transmission of personal data for the purpose of requesting economic offer);

- b. the processing is necessary for compliance with a legal obligation to which the Data Controller is subject.

For the pursuit of the purposes indicated above, the provision of personal data is mandatory. Any refusal to provide it would make it impossible to proceed with the fulfillment of the obligations of the Data Controller and to evade, in whole or in part, requests made by the User.

In relation to the purposes indicated above, the data processing takes place using manual, IT and telematic systems, through specifically identified natural or legal persons, pursuant to the Regulation, as “Data Processors” (for example of data transmission to external accountants) and as persons in charge of processing. In any case the data processing is carried out in compliance with the Regulation, strictly related to the purposes in question and for the time strictly necessary to achieve them, as well as, in any case, to protect, as far as is reasonable and in the state of the art, the security and confidentiality of the same through suitable procedures that avoid the risk of loss, unauthorized access, illicit use and dissemination.

The information transmitted by the User by e-mail, or through any other means, may be kept by the Data Controller for the time strictly necessary to fulfill the contractual relationship in force between the parties, to satisfy requests and/or provide answers to questions formulated.

The Data Controller will not use the User’s personal data for purposes other than those indicated herein and, in particular, to send communications not requested by the User themselves or for which the latter has not given their consent, where necessary pursuant to the law.

#### **4. Subjects - data communication**

For the pursuit of the purposes referred to in article 3 above, the User’s personal data may be made known and/or communicated to other subjects, as data controllers, including in particular:

- individuals, natural and/or legal persons, appointed by the Data Controller to carry out technical repairs, ordinary and extraordinary maintenance, restoration and updating of IT systems;
- banking institutions, for payments management;
- third-party companies appointed by the Data Controller to provide transport and delivery services;
- legal and tax consultants of the Data Controller for the execution of legal obligations and/or for the execution of the contractual relationship;
- public and/or private institutions, such as entities, competent authorities, control and supervisory bodies, when required by law.

Without prejudice to the foregoing, the Data Controller does not transfer or otherwise make available to third parties, unless expressly authorized by the User, any personal data provided by the User, with the exception of its legal advisors or in the cases provided by the law or when required by a judicial or other competent authority decision.

The data are and will not be disseminated (meaning by this, the dissemination of personal data to indeterminate subjects, in any form, including by making them available or consulting them), except in those case where the dissemination is mandatory by law or regulation or is requested, in accordance with the law, by police forces, judicial authorities, information and security bodies or other public entities for purposes of defense or state security or prevention, detection or prosecution of crimes.

## **5. Security of personal data**

In any case, the personal data provided by the User will be treated in full compliance with the provisions of the Regulation and the Privacy Code. Suitable and preventive security measures will be adopted to safeguard the confidentiality, integrity, completeness and availability of the User's personal data. Pursuant to the provisions of art. 32 of the Regulation, "Security of processing", Part I, Title V, "Security of data and systems", Privacy Code and the related technical specification, adequate technical and organizational measures are developed to guarantee a level of security appropriate to the risk, through technical, logical and organizational measures to prevent any damage, loss, even accidental, alterations, improper and unauthorized use of the personal data processed.

## **6. User rights**

The User may request access to their data and have them integrated, updated or corrected and/or to exercise the other rights provided for by art. 15, 16, 17, 18, 19, 20 of the Regulation. Specifically:

### Right of access

The User may request to obtain confirmation regarding the existence of a personal data processing and, if so, to access said data and specific information on the processing, such as, by way of example, the purposes, categories of data being processed, the existence of the other rights indicated below. User may also ask for a copy of your data.

### Right to rectification

The User have the right to request and obtain rectification of personal data concerning them and/or the integration of incomplete personal data.

### Right of cancellation

The User can obtain the cancellation of data, without unjustified delay, if (i) such data are no longer necessary for the purposes for which they were collected, (ii) the User has revoked the consent to the processing (unless another legal basis for such processing subsist), (iii) the User opposes the processing of their data (as indicated below), (iv) the data are being processed unlawfully, (v) the data must be canceled by virtue of a legal obligation, (v) the data belongs to a minor under 16 years of age in relation to the offer of information society services. Please note that this right does not apply if the data processing is necessary, *inter alia*:

- for the fulfillment of a legal obligation;
- for the assessment, exercise or defense of a right in court.

Right of limitation

The User has the right to obtain the limitation of the data processing in case of:

- dispute of the accuracy of personal data concerning them within the period necessary to verify the accuracy of these data;
- unlawful processing and request by the User to limit use instead of the relative cancellation;
- User necessity of the data for the assessment, exercise or defense of a right in court;
- opposition by the User to the processing, as indicated below, pending verification of the prevalence of legitimate reasons by the Data Controller.

Right to portability

The User has the right to receive the personal data concerning them in a structured, commonly used and automatically readable format and to transmit them to another data controller in relation to the cases in which the data processing is based on consent or concerns particular categories of personal data processed on the basis of consent, or the treatment is based on the execution of a contract and this treatment is carried out with automated means. The User also has the right to obtain direct transmission of data from one Data Controller to another, where technically feasible. The possibility of obtaining the deletion of data, as indicated above, remains unaffected.

Right to object

The User has the right to object at any time to the processing based on a legitimate interest of the Data Controller, subject to the demonstration by the latter of compelling legitimate reasons for proceeding with the processing which prevail over the interests, fundamental rights and freedoms of the User or for the assessment, exercise or defense of a right in court.

The rights referred to in art. 15, 16, 17, 18, 19, 20, 21 of the Regulation, as well as in art. 7 of the Privacy Code, can be exercised by the User at any time by e-mailing the Data Controller.

The User may exercise their rights at any time at any time by writing to Digital Bros S.p.A. at Via Tortona 37/3B – 20144, Milan and by email at [privacy@digitalbros.com](mailto:privacy@digitalbros.com) or to the DPO at [dpo@digitalbros.com](mailto:dpo@digitalbros.com).

The User can also lodge a complaint with the Data Protection Authority ([garante@gddp.it](mailto:garante@gddp.it)) pursuant to art. 77 of the Regulation, should they believe that the processing of the personal data is in violation to the legislation in force.

**7. Non-EU transfers**

The personal data of the User are processed by the Data Controller within the territory of the European Union and are not disclosed.

If necessary, for technical or operational reasons, the Data Controller reserves the right to transfer the data of the User to countries outside the European Union. In this regard, the Data Controller ensures from now on that the transfer of data outside the EU will be regulated in compliance with the provisions of chapter V of the Regulation and authorized on the basis of specific decisions of the European Union. All the necessary precautions will therefore be taken in order to guarantee the total protection of personal data, basing this transfer: a) on adequacy decisions of the recipient third countries expressed by the European Commission; b) on adequate guarantees expressed by the recipient third party pursuant to art. 46 of the Regulation; c) on the adoption of binding corporate rules.

#### **8. Conservation**

All data will be stored by the Data Controller for the duration strictly necessary for the fulfillment of the contractual relationship and for the subsequent period within the maximum time established by the applicable legal provisions regarding the limitation of rights and/or forfeiture of action.