

## INFORMATION ON PERSONAL DATA PROCESSING PURSUANT OF REGULATION EU NO. 2016/679 OF D.Lgs. 196/03 AND OF DlgS 101/18

### Data Controller

#### **FRESCO SRL**

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**Purposes of data processing** : Your personal data, freely communicated and acquired due to the activity carried out by the Data Controller, will be processed lawfully and fairly for the following purposes:

- A. Fulfil the obligations arising from the contract to be concluded;**
- B. Comply with legal obligations related to civil, fiscal and accounting provisions;**
- C. The exercise of in-court and out-of court rights related to the relationship (eg management of any litigation)**
- D. Carry out statistical and budget analyses;**
- E. Determine supplier requirements, including qualitative ones;**

The data processed (which may be of a common, identifying and particular nature) is updated, relevant, complete and not excessive in relation to the above-listed purposes for which the data has been collected and subsequently processed.

In this respect, it should be noted that particular data means: "Any personal data revealing racial and ethnic origins, religious, philosophical or other beliefs, political opinions, membership of political parties, trade unions, associations or organisations of a religious, philosophical, political or trade union nature, as well as personal data concerning health or sex life".

Judicial data means: "Personal data revealing the measures referred to in Art. 3, Paragraph 1, Letters from a) to o) and from r) to u) of Presidential Decree 313/2002, governing criminal records, the index of administrative sanctions inflicted for criminal offences and related criminal charges pending, or the status of accused person or person under investigation pursuant to articles 60 and 61 of the Italian Code of Criminal Procedure.

**Methods of data processing** : The data will be processed, in compliance with the necessary security and confidentiality, through the following methods:

Collection of data from the data subject, collected and recorded for specific, explicit and legitimate purposes and used in further processing operations in ways which are compatible with such purposes. Data processing carried out with the aid of manual, electronic and automated means.

**Legal basis of data processing**: The legal basis for processing your personal data is based on the fulfilment of the contractual functions for accounting and tax purposes as well as improvement in services offered.

**Legitimate interests pursued by the Data Controller**: The legitimate interests pursued by the Data Controller in processing data are defined as observing and complying with the contractual obligations signed between the parties. The lawfulness of processing is based on consent manifestly expressed by the data subject, documented in writing form.

**Mandatory or optional nature of data provision and consequences of refusal to answer**: The nature of provision by you of your data is mandatory for the Data Controller to provide the required contractual services and comply with legal obligations. Without this data, it will be impossible to conclude and implement the contract. For all other purposes, data provision is optional.

**Disclosure of data to third parties**: personal data will be processed by the Data Controller, any Data Processing Managers appointed by the Data Controller, and any strictly authorised Persons in Charge of data processing. Your data may be disclosed, following inspections or checks (if requested), to all inspection bodies in charge of inspections and controls related to the regular fulfilment of legal obligations. Your data may also be disclosed to external companies/professional firms that provide labour services, assistance and consultancy, or to collaborators of the Data Controller concerning accounting, administration, fiscal, legal, tax and financial matters, and to public authorities for the performance of institutional functions within the limits laid down by law or regulations. Your personal data will be processed by any joint data controllers such as certification bodies for people, products, systems, etc., and sponsors or partners of events or technical-commercial initiatives. Your personal data shall not be disclosed beyond the limits of this information note.

**Data retention periods**: The Data Controller will process the personal data for the time necessary to fulfil the above purposes and for an additional 10 years from the last contractual relationship unless otherwise provided for by legal or regulatory requirements. Alternatively, your personal data shall be stored until your revocation.

**Existence of an automated decision-making process:** There is no automated decision-making process.

**Security:** The Data Controller has adopted adequate security measures to protect your data against the risk of loss, misuse or alteration.

**Intention of the Data Controller of personal data:** The Data Controller will not transfer your personal data to a third country or international organisation outside the European Union.

**Rights of the data subject:** The data subject has the right to:

- 1) Obtain confirmation of the existence or non-existence of personal data relating to him/her, even if not yet recorded, and the communication of such data in an intelligible form;
- 2) Obtain information on:
  - a) The origin of the personal data;
  - b) The purposes and methods of data processing;
  - c) The logic applied in the case of data processing with the aid of electronic instruments;
  - d) The identification details of the Data Controller and the Data Processing Manager;
  - e) The subjects or categories of subjects to whom the personal data may be disclosed, or who may become aware of the data as data processing managers or persons in charge;
- 3) Obtain:
  - a) The updating, rectification or, where interested therein, integration of the data (right of rectification);
  - b) The erasure, anonymisation or blocking of data that has been processed unlawfully, including those that need not be retained for the purposes for which the data was collected and subsequently processed (right to be forgotten);
  - c) Certification that the operations referred to in letters a) and b) have been brought to the attention, also regarding their content, to those to whom the data has been disclosed or divulged, except for the case where such fulfilment is impossible or implies a use of means that is clearly disproportionate to the right being protected;
- 4) Fully or partially object:
  - a) For legitimate reasons, to the processing of personal data concerning him/her, even if such data is relevant to the purpose of collection;

In particular, the data subject may, at any time, ask the Data Controller for access to the personal data and their rectification or erasure, or restriction of processing concerning him/her, or oppose data processing, as well as the right to data portability. The data subject has the right to withdraw his/her consent at any time without prejudice to the lawfulness of data processing based on consent given prior to revocation, as well as to lodge a complaint with a supervisory authority (Warrantor) for the personal data protection, as referred to in Art. 77 of EU Regulation if he/her believes that the data processing violates the Regulation.

**Procedures for exercising rights:** The data subject may, at any time, exercise his/her rights, as referred to in Art .15 of the Regulation EU 2016/679 of D.Lgs. 196/03 and of Dlgs 101/18 – Right of access to personal data. The rights may be exercised by writing to the email address: [frencosrl@pec.it](mailto:frencosrl@pec.it) or calling the number +39 0309658529. The full text of the Regulation EU 2016/679 of D.Lgs. 196/03 and of Dlsg 101/18 is available at the website [www.garanteprivacy.it](http://www.garanteprivacy.it)