

## **NOTICE ON THE PROCESSING OF THE SUPPLIER'S PERSONAL DATA**

**BOIES SCHILLER FLEXNER ITALY SOCIETA' TRA AVVOCATI**, with registered office in via Orefici no. 2, 20123 Milan, Italy, VAT no. 12005250969 (hereinafter "**Data Controller**"), as the Data Controller, informs you that the Personal Data (hereinafter "**Data**") supplied by and relating to your company (hereinafter "**Supplier**") and to the natural persons acting on its behalf, are processed in accordance with EU Regulation 2016/679 ("**GDPR**") and the current legislation on the protection of personal data in the manner and for the purposes described below.

It is understood that it is the Supplier's responsibility to inform the natural persons acting on its behalf about the processing of Data as set forth in this Notice.

### **1. SUBJECT MATTER OF THE PROCESSING**

The Data processed as per this notice belong to the following personal data categories:

- ordinary data, i.e. personal and identification data, contact data, bank information.

### **2. PURPOSE AND LEGAL BASIS FOR PROCESSING**

The Data are processed for the purposes and on the legal bases described below:

- to fulfil contractual and pre-contractual obligations, notably for:
  - Evaluating the technical, economical and financial suitability of the Supplier, as well as for verifying if it meets the requested requirements, within the qualification process, at the time of its addition in, or the update of, the Data Controller's database;
  - The performance of the agreements to which the Supplier is a party, or for the fulfilment of pre-contractual obligations adopted following the latter's request thereto.
- to allow the Data Controller to comply with national and EU laws and regulations or with obligations imposed by competent authorities.

### **3. MANNER OF PROCESSING**

The processing of Data is carried out, both in paper and computerized form, by means of data collection, recording, organization, storage, consultation, editing, modification, selection, extraction, comparison, use, interconnection, blocking, communication, cancellation and destruction.

### **4. RETENTION OF DATA**

The period of retention of Data, with respect to the purposes set forth in this notice, shall be no longer than that necessary for the purposes for which they were collected or subsequently processed in accordance with legal obligations as well as for the management of any litigation.

### **5. PROVISION OF DATA**

The provision of Data for the purposes under art. 2 is mandatory and any refusal to provide such data shall result in the impossibility of establishing or continuing the relationship with the Supplier.

### **6. COMUNICTION OF DATA**

Within the context of the aforementioned purposes, the Data Controller may communicate the Data to:

- Internal offices and functions of the law firm;
- Control and supervisory bodies;
- Qualified professionals for the purpose of the study and resolution of any legal and contractual issues, including tax lawyers;
- Public administrations and public authorities in the fulfillment of their institutional tasks.

In addition, the Data may be accessed by professionals, entities and companies appointed as data processors under article 28 of the GDPR and authorized persons under article 29 of the GDPR and 2-quaterdecies of the Privacy Code.

## **7. DATA TRANSFER**

The Data will be transferred to a third country or international organization for the above-mentioned purposes on the basis of an adequacy decision pursuant to article 45 of the GDPR and in compliance with the appropriate safeguards set forth in article 46 of the GDPR.

## **8. RIGHTS OF THE DATA SUBJECT**

The Data Controller informs you that, as a data subject, if the limitations provided for by law do not apply, you have the right to:

- obtain confirmation as to the existence or non-existence of your personal data, even if not yet registered, and to have such data made available to you in an intelligible form;
- obtain an indication and, where appropriate, a copy: a) of the origin and category of the personal data; b) of the logic applied in case of processing carried out with the aid of electronic means; c) of the purposes and methods of processing; d) of the details of the Data Controller and of the data processors; e) of the persons or categories of persons to whom the personal data may be communicated or who may become aware of them, in particular if located in third countries or international organizations; f) when possible, the data retention period or the criteria used to determine this period; g) the existence of an automated decision-making process, and, if so, the logic used, its importance and the expected consequences for the data subject; h) the existence of adequate safeguards in case of transfer of data to a non-EU country or to an international organization;
- obtain, without undue delay, the updating and rectification of inaccurate data or, if of interest, the integration of incomplete data;
- revoke at any time, with ease, without hindrance, the consents given, using, if possible, the same channels used to provide them;
- obtain the deletion, transformation into anonymous form or blocking of data: a) unlawfully processed; b) no longer necessary in relation to the purposes for which they were collected or subsequently processed; c) in case of revocation of the consent on which the processing is based and if there is no other legal basis for their processing, d) if you have objected to the processing and there is not any overriding legitimate reason to continue the processing; e) in case of fulfillment of a legal obligation; f) in the case of data referring to minors. The Data Controller may refuse deletion only in the case of: a) exercise of the right to freedom of expression and information; b) fulfillment of a legal obligation, performance of a task carried out in the public interest or exercise of public authority; c) reasons of public health interest; d) archiving in the public interest, scientific or historical research or for statistical purposes; e) exercise of a right in court;
- obtain the restriction of processing in the case of: a) challenge as to the accuracy of the personal data; b) unlawful processing by the Data Controller to prevent its deletion; c) exercise of your rights in court; d) verification of whether the Data Controller's legitimate reasons prevail over those of the

- data subject;
- receive, if the processing is carried out by automatic means, without hindrance and in a structured, commonly used and readable format, your personal data in order to transmit them to another data controller or - if technically feasible - to obtain direct transmission by the Data Controller to another data controller;
- oppose, in whole or in part, for legitimate reasons related to your particular situation, to the processing of your personal data;
- lodge a complaint with the Data Protection Authority.

In the above cases, where necessary, the Data Controller will bring to the attention of the third parties to whom your personal data are communicated of any exercise of rights by you, except in specific cases (e.g. when such fulfillment proves to be impossible or involves a manifestly disproportionate use of means compared to the safeguarded right).

If the interested person believes that his/her rights have been compromised, he/she has the right to lodge a complaint.

For any further information, we invite you to consult the website of the Italian Data Protection Authority - [www.garanteprivacy.it](http://www.garanteprivacy.it) - where you will find a section dedicated to these rights.

## **9. MANNER OF ESERCISING RIGHTS**

You may, at any time, exercise your rights:

- by sending a registered letter with return receipt to the Data Controller's address;
- by sending an e-mail to [privacy@bsfillp.com](mailto:privacy@bsfillp.com).

## **10. DATA CONTROLLER**

The data controller is **BOIES SCHILLER FLEXNER ITALY SOCIETA' TRA AVVOCATI**, with registered office at via Orefici no. 2, 20123 Milan, Italy, VAT no. 12005250969.

The updated list of data processors is kept at the Data Controller's registered office.

This notice may be subject to updates and changes, in relation to which the Data Controller will inform the interested party.