

## WHISTLEBLOWING privacy policy

Information pursuant to Articles 13 and 14 of EU Regulation No. 2016/679

Pursuant to Articles 13 and 14 of EU Regulation No. 2016/679 (General Data Protection Regulation), the following information is provided.

### Data Controller

The Data Controller is R.M. Ponterosso Spa, with registered office at Via Del Trifoglio, 17, 30175 Venice (VE), Italy, and can be contacted at the following email address: [risorseumane@rmponterosso.it](mailto:risorseumane@rmponterosso.it)

### Purpose and legal basis

Management of the receipt, processing, and analysis – through the use of a dedicated IT platform – of reports of crimes or irregularities submitted by R.M. Ponterosso employees, workers, and collaborators of companies supplying goods or services and carrying out work for R.M. Ponterosso (so-called whistleblowing), as well as, in particular, self-employed workers, freelancers, and consultants who work for R.M. Ponterosso Spa, volunteers, and paid and unpaid interns who also work for R.M. Ponterosso Spa pursuant to Article 3, paragraph 3, of Legislative Decree no. 24 of March 10, 2023, concerning: "Implementation of Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons reporting breaches of Union law and laying down provisions on the protection of persons reporting breaches of national legislation."

The processing, pursuant to EU Regulation 2016/679, is aimed at fulfilling a legal obligation to which the data controller is subject (Article 6, paragraph 1, letter c) and the performance of a task carried out in the public interest (Article 6, paragraph 1, letter e) pursuant to Legislative Decree No. 24/2023.

### Types of data processed

The procedure relates to reports of crimes or irregularities of which they have become aware in the public workplace, pursuant to Legislative Decree no. 24/2023, by employees of R.M. Ponterosso Spa, workers and collaborators of companies supplying goods or services and carrying out work for R.M. Ponterosso Spa (so-called whistleblowing), as well as, in particular, self-employed workers, freelancers, and consultants who work for R.M. Ponterosso Spa, volunteers, and paid and unpaid interns who also work for R.M. Ponterosso Spa. This procedure involves the collection of personal data (such as: name, surname, tax code, email address) entered into the dedicated IT platform for receiving reports, as well as the personal data contained in the report, including the attached documentation. Reports also process data relating to the reported individual or other individuals involved in the report, and may include common data as well as specific data relating to crimes and irregularities.

### Treatment methods

The processing is carried out electronically using a dedicated platform, respecting fundamental rights and freedoms and based on the principles of fairness, lawfulness, transparency, and confidentiality.

### Nature of the treatment

The provision of personal data is necessary, and failure to provide it precludes the effective recognition of the protections provided by the relevant legislation, specifically Legislative Decree no. 24/23.

One of the purposes of the relevant legislation is to provide protection and ensure the confidentiality of the identity of the whistleblower and other individuals referred to in Article 3, paragraph 5 of the same Legislative Decree, who bring to light unlawful conduct and facts.

This protection therefore applies only to individuals who are identifiable, recognizable, and attributable to the category indicated by Legislative Decree no. 24/23.

### Categories of data recipients

Processing is carried out by authorized persons, committed to confidentiality, and responsible for the relevant activities in relation to the purposes pursued.

Recipients of the data collected following reports include, where appropriate, the Judicial Authority, the Court of Auditors, and the National Anti-Corruption Authority (ANAC).

The data will not be disclosed.

#### **Data retention**

The data will be retained for the purposes for which they were collected and for the period necessary to complete the related administrative procedure. In any case, they will be retained for 5 years, starting from the date of communication of the final outcome of the reporting procedure.

#### **Data transfer to third countries**

The data processed for the aforementioned purposes are not transferred to third countries outside the European Union or the European Economic Area (EEA) or to international organizations.

#### **Rights of interested parties**

Data subjects may exercise the rights provided for in Article 15 et seq. of EU Regulation 2016/679, and in particular the right to access their personal data, request its rectification or restriction, update if incomplete or incorrect, and erasure if the conditions are met, as well as to object to its processing by sending a request to:

- R.M. Ponterosso Spa as Data Controller, Via Del Trifoglio, 17 30175 Venice, Italy, or by email at [risorseumane@rmponterosso.it](mailto:risorseumane@rmponterosso.it)

#### **Right to complain**

Finally, we inform you that if you believe that the processing of your personal data violates the provisions of EU Regulation 2016/679 (Article 77), you have the right to lodge a complaint with the Italian Data Protection Authority ([garanteprivacy.it](http://garanteprivacy.it)) or to take appropriate legal action (Article 79 of the Regulation).

Pursuant to Article 2-undecies of Legislative Decree No. 196 of 30 June 2003, the reported individual who is the alleged perpetrator of the offence, with reference to their personal data processed by the Administration, cannot exercise the rights provided for in Articles 15 to 22 of Regulation (EU) No. 2016/679 (1). The reported individual who is the alleged perpetrator of the offence remains entitled to exercise their rights in the manner provided for in Article 160 of Legislative Decree No. 196/2003 (2).

1) This specifically concerns the right to access personal data (Article 15 GDPR), the right to rectification (Article 16 GDPR), the right to erasure or the so-called right to be forgotten (Article 17 GDPR), the right to restriction of processing when the conditions specified in Article 18 GDPR apply, the right to data portability (Article 20 GDPR), and the right to object to processing (Articles 21 and 22 GDPR).

2) This concerns the right of the data subject to request from the Data Protection Authority (Garante) verification of the compliance of their data processing. The Data Protection Authority provides feedback on the outcome. The data controller is also required to inform the data subject of this right.