

PRIVACY POLICY

relating to the processing of personal data of individuals who submit reports for unlawful conduct (whistleblowing)

Pursuant to Art. 13 of European Regulation No. 679/2016 (hereinafter, also, the “GDPR”), concerning the protection of natural persons with regard to the processing of personal data, as well as the free movement of such data, we provide you with this information.

1. CONTROLLER

The Data Controller is Autoelettric Srl – Società Unipersonale with headquarters at Via Dell'Impresa n.9 36040 Brendola (VI) pec autoelettric@legalmail.it; email: info@autoelettric.com; tel. 0444-401001.

2. DATA PROCESSED

The data being processed are as follows:

- his personal information, where indicated, such as: name, surname, gender, date and place of birth, nationality, tax code, postal and/or email addresses, landline or mobile phone number;
- his current employment position (title, position and company name of the company where he is employed);
- other information present in your report (including the personal information of the reported person), including any information that may be classified as particular data (art. 9 GDPR) and/or as judicial data (art. 10 GDPR).

3. PLACE OF DATA PROCESSING

The related treatments take place in Italy and there is no transfer or dissemination activity abroad or in non-EU countries. No data is communicated or disseminated, except for statistical purposes and in any case anonymously and/or in aggregate.

4. PURPOSE OF DATA PROCESSING

Your personal data are processed according to the following purposes:

- receipt and management of the Report in compliance with Legislative Decree 24/2023 and the whistleblowing policy adopted by the Owner;
- needs to defend rights during judicial, administrative, or extrajudicial proceedings and in disputes arising in relation to the Report made, to take legal action, or to advance claims.

5. LEGAL BASIS OF PROCESSING AND NATURE OF DATA CONFERRAL

For the purposes set out in letter a) of point 4 above, the legal basis for the processing of personal data is the legal obligation arising from the provisions set out in Legislative Decree 24/2023 or from the provisions set out in Article 6, paragraph 1 of Legislative Decree 231 of 2001 (as amended by Law No. 179 of 2017 and Legislative Decree 231 of 2001. 24/2023). Where the report contains references to specific data –since it is inevitable and necessary for the purposes of the report itself - the legal basis is represented by the provisions of Article 9, paragraph 2, letter b) of the GDPR.

For the purposes set out in letter b) referred to in point 4 above, the legal basis for processing, pursuant to Article 6, paragraph 1 of the GDPR, is letter f) - pursuit of the legitimate interest of the Data Controller. If the Report contains references to specific categories of personal data because it is unavoidable and necessary for the purposes of the Report itself, the legal basis can be identified in Article 9, paragraph 2, letter f) of the GDPR.

Data provision is necessary for the management of Whistleblowing reporting and for all subsequent compliance.

In cases where specific consent of the reporter is required pursuant to art. 6 GDPR (where for example: i. the management of the report made requires the communication of your name to third parties; ii. the disclosure of your identity is essential for the defense of the accused, in the context of disciplinary proceedings consequent and connected to the report, the contestation of which is based, in whole or in part, on the report itself; iii. preservation and documentation treatments are contemplated when a recorded telephone line or other recorded voice messaging system is used for reporting, and the reporting is documented by the reporting personnel by recording on a device suitable for preservation and listening or by full transcription; iv. at the request of the reporting person, the reporting is carried out orally during a meeting with the reporting personnel, and be documented by the same by recording on a device suitable for storage and listening or by verbal means), your possible refusal to process the data would make it impossible to perfect the report, which therefore would have no effect.

6. STORAGE TIMES

The Company keeps, as a rule, your personal data for a period of time not exceeding that necessary to achieve the purposes for which they are collected or subsequently processed and, in any case, for no more than 5 (five) years starting from the date of communication of the final outcome of the reporting procedure, unless their further processing is necessary for one or more of the following purposes: i) resolution of pre-litigation and/or litigation initiated before the expiry of the retention period; ii) to follow up on investigations/inspections by internal control functions and/or external authorities initiated before the expiry of the retention period; iii) to follow up on requests from the Italian and/or foreign public authorities received/notified to the Company before the expiry of the conservation period.

In such cases, the data will be kept for a period of time not exceeding the achievement of the purposes for which they are processed; during this period, appropriate technical and organizational measures will, in any case, be implemented to protect the rights and freedoms of the data subject.

7. ACCESS TO COLLECTED DATA

Internal access to personal data processed as part of the reporting investigation is strictly permitted only to those responsible for investigating Whistleblowing reports. It is understood that, in line with the principle of protecting the confidentiality of the Reporter set out in Law 179/2017, the sharing of your personal data will be limited to what is strictly necessary to ensure your confidentiality.

8. TREATMENT MODALITY

Personal data are processed both with automated tools and with manual tools and for the purposes indicated above. Specific security measures are observed to prevent data loss, unlawful or incorrect use, and unauthorized access.

9. RIGHTS OF DATA SUBJECTS AND COMPLAINT TO THE PRIVACY GUARANTOR

Under certain conditions, you have the right to exercise the rights provided for in Articles 15, 16, 17, 18, 19, 20, 21 and 22 of the GDPR and, in particular, to ask us:

- access to your personal data;
- the copy of the personal data you provided us (so-called portability);
- the rectification of the data in our possession;
- the deletion of any data for which we no longer have any legal basis for processing;
- opposition to processing where provided for by applicable legislation;
- the revocation of your consent, in the event that the processing is based on consent;
- limiting the way we process your personal data, within the limits set by the legislation protecting personal data.

The exercise of these rights is subject to certain exceptions aimed at safeguarding the public interest (for example the prevention or identification of crimes) and our interests (for example the maintenance of professional secrecy). In the event that you exercise any of the above rights, it will be our burden to verify that you are entitled to exercise it and we will give you feedback, as a rule, within 30 (thirty) days.

Anyone who has any doubts regarding compliance with the privacy protection policy adopted by Autoelettric Srl – Società Unipersonale, its application, the accuracy of their personal data or the use of the information collected can contact us by certified email (at the following address: autoelettric@legalmail.it) or by sending a registered letter to/from (at the following address: Via Dell'Impresa n.9 36040 Brendola -VI). Furthermore, you will be able to exercise the rights listed above (disciplined by artt. 15-22 GDPR).

However, if you wish, you may forward your complaints or reports, pursuant to Article 77 of the GDPR, to the authority responsible for data protection, using the relevant contact details: Guarantor for the Protection of Personal Data - Piazza di Montecitorio No. 121 - 00186 ROME - Fax: (+39) 06.69677.3785 - Telephone: (+39) 06.696771 - Email: garante@gpdp.it - Certified mail: protocollo@pec.gpdp.it.