

PRIVACY NOTICE

Pursuant to Article 13 of EU Regulation 2016/679

IN THE CONTEXT OF REPORTS PURSUANT TO LEGISLATIVE DECREE NO. 24 OF 10 MARCH 2023 (SO-CALLED “WHISTLEBLOWING REGULATION”)

The DATA CONTROLLER is the company Technoscavi S.r.l. (hereinafter the “Controller” or “Technoscavi”), with its registered office at Via Adriatica Nord 85, Francavilla al Mare (CH), Italy, Tax Code and VAT No. 01483670681, contact e-mail: privacy@technoscavi.it.

This document aims to inform you about the lawfulness and purposes of the processing of personal data you provide, and to clarify that processing operations will be carried out in full compliance with the principles of fairness, transparency, confidentiality, and protection of your rights.

In accordance with Regulation (EU) 2016/679 (hereinafter, the “Regulation”), and Legislative Decree No. 196 of 30 June 2003, as amended by Legislative Decree No. 101 of 10 August 2018 (“Privacy Code”), we provide you with the following clear and detailed information on the processing of personal data pursuant to Article 13 of the Regulation.

PURPOSE AND LEGAL BASIS OF PROCESSING

The processing of data provided through a report is aimed at identifying alleged unlawful conduct that may affect the integrity of Technoscavi, committed by individuals who, in various capacities, interact with the company.

The subsequent investigation aims to prevent or counter administrative, accounting, civil, or criminal offenses as referred to in Article 2, paragraph 1, letter a), points 1), 3), 4), 5), and 6) of Legislative Decree 24/2023.

The whistleblowing system is designed to protect the disclosure of the whistleblower’s identity, in order to prevent discriminatory measures being taken against them.

The processing of personal data obtained in this context is subject to strict guarantees regarding the whistleblower, whose identity cannot be disclosed.

Processing of personal data by Technoscavi is carried out in accordance with the Regulation, and in particular to comply with a legal obligation to which the Controller is subject (Art. 6, para. 1, letter c; Art. 10).

The legislation on whistleblower protection is to be regarded as a “more specific rule” within the meaning of Article 88 of the Regulation.

Personal data of the whistleblower, of the persons reported, and of any other individuals involved in the report will be processed in compliance with applicable data protection legislation and the fundamental rights, freedoms, and dignity of the individuals concerned, particularly with regard to confidentiality and data security.

The personal data of the whistleblower (identification and contact data) are not mandatory, as reports can be submitted anonymously. If the whistleblower chooses to disclose their identity, processing will



be based on the fulfilment of a legal obligation pursuant to Article 6, paragraph 1, letter c) of the Regulation.

Specifically:

- The reporting system provides for the processing of only those personal data that are strictly necessary and relevant to the purposes for which they are collected. Reports deemed irrelevant are archived and not further processed;
- Appropriate technical and organisational measures are implemented to ensure data security in accordance with applicable law.

The company has activated the following communication channels:

E-mail: whistleblowingtechnoscavi@gmail.com

Or by completing the form at the following link, which ensures the anonymity of the whistleblower: <https://forms.gle/pLWMSGewLYxw6bLh9>

Postal mail: Via Gioacchino Da Fiore 15, 65127, Pescara (PE), Italy

Reports are confidential and will be managed in such a way as to ensure the confidentiality of the whistleblower's identity. The Company undertakes to protect the whistleblower against any acts of retaliation or discrimination, direct or indirect, for reasons directly or indirectly connected with the report.

Applicable legal references:

- Legislative Decree No. 196 of 30/06/2003 "Personal Data Protection Code", as amended by Legislative Decree No. 101 of 2018;
- Law No. 190/2012 "Provisions for the prevention and suppression of corruption and illegality in public administration";
- European Regulation on personal data protection (GDPR) No. 679 of 27 April 2016 of the European Parliament and Council, in particular Article 23 "Restrictions" and Recital 73;
- Legislative Decree No. 24 of 10 March 2023 "Implementation of Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law";
- ANAC Guidelines on the protection of persons reporting breaches of Union and national law – Resolution No. 311 of 12 July 2023.

TYPES OF PERSONAL DATA PROCESSED AND NATURE OF PROVISION

Personal data may include information suitable for identifying the whistleblower (e.g., name, surname, possible contact details, organisation/department). As stated above, such data are optional, since the report may be submitted anonymously.

Reports must not contain special categories of personal data, i.e. information revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade union membership, genetic or biometric data, data concerning health, sex life, or sexual orientation, pursuant to Article 9(1) of Regulation (EU) 2016/679 ("GDPR"), nor data relating to criminal convictions or offences pursuant to Article 10 of the same Regulation.



However, should a report include such data relating to the whistleblower or third parties, Technoscavi S.r.l. will process them only if strictly necessary and relevant for handling the investigation, or will delete them if found excessive or irrelevant, unless otherwise authorised by law or ordered by the competent Authority.

CATEGORIES OF RECIPIENTS OF PERSONAL DATA

Reports containing personal data are received and managed by Technoscavi in accordance with a specific internal procedure – available at the following link: [https://www.technoscavi.it/_files/ugd/77b089_15026c2bb2f6439f87a0ab9f3b066e53.pdf].

Authorised personnel of Technoscavi will carry out all necessary operations for processing, including data entry into archives (digital and/or paper).

Processing operations will mainly be carried out using electronic or automated means ensuring the necessary security and confidentiality of whistleblowers' identities, including encryption, and may also be performed manually when necessary.

Personal data may be communicated, where required by law, to other independent data controllers such as the Judicial Authority, ANAC, or Law Enforcement Authorities.

Personal data may also be shared with third parties (e.g., suppliers) acting as data processors, duly appointed, providing services instrumental to the purposes stated in this notice.

Identification data may also be shared with lawyers, law firms, or consultants assisting the company, or communicated to judicial authorities when the company intends to report an offence, also to pursue its legitimate interest in defending its rights in court (Art. 6, para. 1, letter f of the Regulation).

PROFILING AND DISCLOSURE OF DATA

Personal data concerning the whistleblower, the persons reported, or any other parties involved in the report are not subject to disclosure, nor to any fully automated decision-making process, including profiling.

INTERNATIONAL DATA TRANSFER

Personal data related to reports will not be transferred outside the European Economic Area.

RETENTION OF PERSONAL DATA

Data will be stored for the period strictly necessary to handle the report and, in any case, no longer than five years from the date the final outcome of the report is communicated, in compliance with confidentiality obligations under Article 12 of Legislative Decree 24/2023 and the principles set forth in Article 5(1)(e) of the Regulation and Article 3(1)(e) of Legislative Decree No. 51/2018.

RIGHTS OF DATA SUBJECTS AND LIMITATIONS

The whistleblower may, at any time, exercise the rights set out in Articles 15 to 22 of the Regulation by submitting a request to the Controller.

Recognised rights:

- Right of access (Art. 15)
- Right to rectification (Art. 16)
- Right to restriction of processing (Art. 18)
- Right to object (Arts. 21 and 22)

Within the context of whistleblowing, pursuant to Article 2-undecies, paragraph 1, letter f) of Legislative Decree No. 196/2003, the person reported (alleged offender) cannot exercise the rights set out in Articles 15 to 22 of the Regulation if such exercise would cause a concrete and actual prejudice to the confidentiality of the whistleblower's identity.

In such cases, the data subject (reported person) is prevented from contacting the Controller directly, and, in the absence of a response, from lodging a complaint with the Data Protection Authority (pursuant to Art. 77 of the Regulation).

However, the reported person may exercise their rights through the Data Protection Authority in accordance with Article 160 of Legislative Decree No. 196/2003, as amended by Legislative Decree No. 101/2018.

The Controller may be contacted at the following address: privacy@technoscavi.it

RIGHT TO LODGE A COMPLAINT

Any individual who believes that the processing of their personal data infringes the Regulation has the right to lodge a complaint with the competent supervisory authority, pursuant to Article 77 of the Regulation, or to seek judicial remedy (Art. 79 of the Regulation).