

PRIVACY POLICY STATEMENT
PURSUANT TO ARTICLE 13 OF REGULATION (EU)
2016/679

Pursuant to Article 13 of Regulation (UE) 2016/679 ('**GDPR**') and to Legislative Decree 196/2003 and as further amended and extended, Vivaevents s.r.l. ('**data controller**') wishes to inform you about the processing of your personal data, as author of a report ('**reporting person**'), or person who is referred to in the report ('**reported person**'), in the context of handling the activities of "whistleblowing" regulated by Legislative Decree No. 24 of 10 March 2023 ('**Decree**') and implemented, in implementation of the Decree, in the organisational, management and control model of the data controller ('**organisational model**') and, in particular, in the specific 'Procedure for handling reports – Whistleblowing' ('**procedure**') attached to the model.

In compliance with the Decree and the current legislation on personal data protection, processing carried out by the data controller in the context of whistleblowing aims at, on the one hand, handling correctly and efficiently the reports received and, on the other hand, ensuring full confidentiality of your identity as reporting person, in order to protect you against possible negative consequences which may arise from the report made.

1. Categories of data subjects and processed data

In your role as reporting person, the controller shall process the following personal data:

- personal and contact details, including but not limited to: name, surname, telephone number, email address;
- data about your position or function in the organisation of the controller's company;
- any other personal data possibly contained in the report. It should be noted that, if given by the reporting person, the controller may acquire data that are referred to as special in the GDPR, including but not limited to those revealing information about the health status, the trade union membership or judicial data.

Conversely, if you are the reported person, the data controller will process every data possibly contained in or that can be deduced from the report received.

2. Purposes and legal basis of the processing

The controller will process your data for the following purposes:

- a) handle the reports received, in compliance with the Decree, the organisational model and the procedure, checking the allegations made in the report, providing the necessary feedback to the reporting person and taking the necessary measures.

Legal basis: the processing of personal data for this purpose is based on the necessity of compliance with a legal obligation to which the controller is subject, in relation to the report received (Article 6.1, c) of the GDPR);

- b) communicate, upon your consent, your identity or any other information from which it may be directly or indirectly deduced to persons who are not designated as competent and authorised to receive and follow up the reports, always for the purposes set out in the legislation.

Legal basis: as set out, this processing requires your specified consent (Article 6.1, a) of the GDPR), which can be withdrawn at any time, without affecting the lawfulness of processing based on consent before its withdrawal;

- c) carry out, upon your consent, the recording, transcription and storage of the dialogue between you and the delegate, if a meeting in person was requested for the purposes of the report.

Legal basis: as set out, this processing requires your specified consent (Article 6.1, a) of the GDPR), which can be withdrawn at any time, without affecting the lawfulness of processing based on consent before its withdrawal;

- d) establish, exercise and/or defend legal claims of the data controller or of third parties, including the data controller's employees, before judicial courts and/or in the context of a disciplinary procedure.

Legal basis: the processing of personal data for this purpose is based on the legitimate interest pursued by the controller (Article 6.1, f) of the GDPR).

The personal data is provided on your initiative as reporting person and its processing is necessary to allow the data controller to handle the report received, in accordance with law and with the procedure attached to the organisational model. The processing is not mandatory for the purposes set out in the points b) c) and d), in relation to which you can exercise, if justified, the right to object or refuse to give your consent.

3. Recipients or categories of recipients of the data

Your identity as reporting person is subject to adequate protection in any phase subsequent to the report and your personal data may be exclusively communicated to those persons who, having specific individual or collective functions within the organisational model or related to the handling of reports, were duly authorised and trained to carry out the necessary operations of processing, in full compliance with the data protection legislation and the obligations of confidentiality under the Decree. In particular, the recipients are:

- members of the data controller's supervisory board;
- the data controller's employee specifically mandated to receive the reports;
- the data protection officer, when required;
- the external company that supports the data controller in managing the whistleblowing platform dedicated to receiving reports, namely DigitalPA S.r.l., with headquarters in Via San Tommaso d'Aquino 18, Cagliari (09134), VAT: 03553050927.

In addition to them, the data collected in the context of the reports may be also communicated to public competent authorities (i.e. judicial authority, or Data Protection Supervisor), if required by

law or by their mandatory orders.

Likewise, in the context of a disciplinary procedure, if the complaint about the charge is based, in whole or in part, on a report and the knowledge of the identity of the reporting person is essential for the protection of the reported person, the identity will be used for the purposes of the disciplinary procedure only upon consent of the reporting person to reveal their identity.

4. Transfer of data abroad

Your personal data will not be disclosed or transferred in countries not belonging to the European Economic Area.

In cases where, in the future, the data controller should have the need to transfer your data in third countries that don't ensure appropriate levels of protection, the transfer will be carried out only upon conclusion of specific agreements between the controller and the recipients of the data, containing safeguard clauses and appropriate data protection guarantees, in accordance with the 'standard contractual clauses' approved by the European Commission.

5. Duration of the processing and storage period

Your data contained in the report and in the documents will be processed for a period enabling the handling of the report and the carrying out of potential proceedings following the report, but not longer than five years from the date of the communication of the report outcome, in accordance with the Decree. After this period, the data will be permanently eliminated or otherwise irreversibly anonymised.

6. Rights of data subjects

You shall exercise the rights referred to in Articles 15 - 22 of the GDPR at any time, and obtain:

- a) first, confirmation as to whether or not personal data concerning you are being processed, and if it is the case, also access to them, potentially obtaining a copy;
- b) the rectification of inaccurate personal data concerning you and the possibility to have incomplete personal data completed;
- c) the erasure of personal data concerning you, where one of the grounds set out in Article 17 of the GDPR applies;
- d) restriction of processing, namely a temporary suspension of the processing, in the cases provided for in Article 18 of the GDPR;
- e) a copy of your personal data in a structured, commonly used and machine-readable format, also requesting its transmission to another controller, where technically feasible.

6.1 Right to withdraw consent

Pursuant to Article 7 of the GDPR, you have the right to withdraw the consent you may have given for

specific processing at any time, without affecting the lawfulness of processing based on consent before its withdrawal.

6.2 Right to object

Pursuant to Article 21 of the GDPR, you have the right to, on grounds relating to your particular situation, object at any time to processing of personal data for the purpose of a legitimate interest pursued by the data controller (points c) and d) of paragraph 2). In the event of objection, your personal data won't be processed anymore, unless the data controller has legitimate grounds to carry on the processing, as the legitimate grounds of the controller override your rights and interests, for instance in cases where your data are essential for the establishment, the exercise or defence of legal claims of the data controller or of third parties (i.e. employees).

6.3 Right to lodge a complaint with the Supervisor

You have the right to lodge a complaint with the Data Protection Supervisor at any time (through the form available at this [link](#)), if you believe that the processing described in this statement has been carried out by the controller in infringement of your rights or of the law.

7. Controller, processor and data protection officer

The controller is Vivaevents S.r.l., with registered office in Bologna, Via Alfieri Maserati 18.

To exercise your rights or for further information, you may at any time:

- write an email to privacy@vivaevents.it;
- write by post to Via Alfieri Maserati, 18 in Bologna (BO)