



INFORMATIVE ex artt. 13-14 Reg. 679/2016 UE

Gestione privacy
Modello n. 2
Informativa clienti e fornitori (persone giuridiche)

Ultimo aggiornamento:
novembre 2018

Dear Customer / Supplier,

We inform you that the standards EU Reg. 679/2016 and the Legislative Decree 196/2003 cover the protection of individuals with regard to the processing of personal data. According to this legislation, this treatment will be based on principles of correctness, lawfulness and transparency, protecting your privacy and your rights.

Pursuant to the Articles 13 and 14 of the EU Reg. 679/2016, we hereby provide you with the following information:

- a) The processing that the Data Controller may carry out will be carried out through an automated process and / or collection of paper documents and pursues the following purposes:
- establishment and management of the commercial / professional relationship and related organizational activities;
 - provision of services / purchase of goods, object of the commercial / professional relationship established with the data controller;
 - management of the related pre-contractual, contractual, administrative, accounting, tax and legal obligations;
 - after-sales activity management;
 - possible management of the dispute;
 - in the case of prior express consent, for marketing purposes.

- b) The provision of data is mandatory for the execution of the purposes referred to in subparagraph a) and their eventual non-conferment could make it impossible to establish the commercial / professional relationship; the treatment is not based on the conditions set forth in art. 6, paragraph 1, lett. f) REG.UE 679/2016

- c) your personal data will be processed by subjects specifically appointed by the owner of the data processing as data controllers and / or by anyone acting under his authority and having access to personal data; these subjects will process your data only when necessary in relation to the purpose of the conferment and only in the performance of the tasks assigned to them by the data controller, undertaking to process only the data necessary for carrying out these tasks and to perform operations only necessary to carry out the same.

Furthermore, your personal data may be communicated for the purposes referred to in paragraph a), to:

- External companies or professionals who perform specific tasks on behalf of the data controller (as a non-exhaustive example, data processing, assistance, consulting, administrative, accounting, tax, legal, regulatory, management / maintenance / implementation of company information systems, etc ...) only if the communication of your personal data is necessary or in any case functional to the pursuit of the purposes referred to in paragraph a);
- Social security and welfare institutions;
- Law firms and lawyers, for the possible protection of contractual rights;
- Credit institutions, and where necessary, to finance, leasing, recovery, protection and credit transfer companies, for the management of economic transactions;
- Central and peripheral State Bodies, Public Bodies and other Institutes for legal obligations.

The data communications described above are, depending on the case, connected to specific legal / contractual obligations or are necessary for the conclusion of the contractual relationship or are strictly connected to normal business operations in the management of the contractual relationship established and are strictly necessary for the purposes referred to in paragraph a); therefore, failure to communicate may make it impossible to establish the contractual relationship.

c1) the Data Controller may transfer personal data to a third country or an international organization; in these cases the Owner undertakes to carry out the processing only in the presence of appropriate guarantees;

c2) in compliance with the Action "Measures prescribed to the holders of processing with electronic tools relating to the attributions of the functions of system administrator - 27 November 2008" (GU No. 300 of 24 December 2008) and related additions and amendments, the data controller may appoint specific "System Administrators" who, as part of the performance of their functions, may access, even indirectly, services or systems that process or allow the processing of personal information.

c3) the data will not be disclosed to other third parties, if not asking you, in advance, your express consent.

Your personal data will not be disseminated.

- d) The data will be kept for the time necessary to achieve the purposes indicated above and to comply with regulatory obligations in the sector; the retention period will be determined by the duration of the commercial / professional relationship and by the administrative, accounting and fiscal obligations.
- e) The personal data provided will never be processed in order to implement an automated decision-making process (so-called profiling).
- f) In the hypothesis in which the personal data provided must be processed for purposes other than those indicated above, the Data Controller will provide you with information regarding this different purpose and any other relevant information.

The Data Controller, taking into account the state of the art and the implementation costs as well as the nature, scope, context and purpose of the processing both when determining the means of processing and at the time of processing itself (so-called risk analysis - accountability), has put in place adequate technical and organizational measures, aimed at effectively implementing the



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data protection principles and integrating in the treatment the necessary guarantees in order to meet the requirements of EU Reg. 679/2016 and protect the rights of the data subject.

In this context, personal data will be processed for purposes related and / or instrumental to the commercial / professional relationship established, in compliance with the objectives to be pursued above.

Data will be processed using methods and instruments that guarantee security (Article 24, 25 and 32 of the EU Reg. 679/2016) and will be carried out through an automated process and through non-automated means (paper archives), to which all the technical and organizational measures to guarantee a level of safety appropriate to the risk, so as to ensure on a permanent basis, their confidentiality, integrity, availability and resilience of the systems and services of treatment (by way of example but not exhaustive: controls both on assignment of tasks to the persons in charge of data processing and the classification of the data themselves, procedures, if sustainable, of pseudonymisation and encryption, disaster recovery mechanisms, etc.).

We inform you that, in compliance with the combined provisions of articles 4 point 11 and art. 6, paragraph 1, lett. b) Reg. UE 679/2016, the processing of personal data is necessary (and therefore lawful) to the execution of the commercial / professional relationship existing between the Parties and that the receipt by you of this informative confirms your consent through a positive and unequivocal action for the aforementioned treatments (Article 7 of the EU Reg. 679/2016).

The **data controller** is:

PFB S.R.L., with headquarters in Via Raimondo da Costa n. 690, in Modena (MO), C.F. 00158620369, REA number MO-118019

Pursuant to art. 28 of the REG. UE 679/2016, the Data Controller may use third parties that process data on their behalf and formally appointed by them as data controllers. The complete and updated list of data processors appointed will be provided to you by the Data Controller at your simple request, by sending a communication to the addresses indicated above.

Pursuant to art. 29 of the REG. UE 679/2016, the Data Controller may use anyone acting under his authority and / or the appointed manager; these subjects will be duly instructed.

The Data Controller has not designated the D.P.O. (Article 37 EU REG. 679/2016 and WP Guidelines Article 29 of 13.12.2016), as an unnecessary figure within the structure, given that the characteristics of the treatments do not fall within the cases referred to in the aforementioned Article 37.

The Data Controller also informs you that:

- g)** the interested party has the right to ask the Owner to access their personal data and to correct or cancel them or limit their processing or to oppose their treatment in addition to the right to data portability (Article 15, Article 16, Article 17, Article 18, Article 20 of the EU Regulation 679/2016); with the exercise of the right of access, the interested party has the right to obtain from the holder confirmation that it is or is not undergoing treatment of personal data concerning him, while the exercise of the right to portability allows the interested party to obtain from the data controller personal data in a structured format, in common and readable use, or the transfer of such data from the original data controller to another (see WP 242 of 13.12.2016);
- h)** the data subject has the right, in the event that the processing is based on Article 6, (1) (a) or on Article 9 (2) (a), to withdraw consent at any time without prejudice the lawfulness of the treatment based on the consent given before the revocation;
- i)** the data subject has the right to lodge a complaint with a supervisory authority;
- j)** the interested party has the right to become aware, by the Owner, that he / she must do so without justified delay, of a violation of personal data which could present a high risk for the rights and freedoms of individuals (Article 34 of the EU REGULATION 679/2016).

The full text of the articles of the REG. UE 679/2016 related or otherwise connected to your rights (articles 15 to 22 and 34) are available in the section dedicated to privacy & cookie policy available on the website of the data controller <https://pfb.it/it/> o, alternatively, you will be provided by the Owner at your request.

The above rights may be exercised by contacting the data controller at the addresses indicated above, or through the specifically dedicated address: privacy@pfb.it

Modena
PFB S.r.l.