

## **INFORMATION REGARDING INDIVIDUALS IN ACCORDANCE WITH ARTICLES 13 AND 14 OF EU REGULATION**

### **2016/679 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL OF 27 APRIL 2016 (HEREINAFTER THE "INFORMATION")**

The Regulation concerning the "protection of natural individuals with regards to the processing of personal data and the free movement of such data" (hereinafter the "Regulation") contains a series of rules aimed to ensure that the processing of personal data is carried out in compliance with the fundamental rights and freedoms of persons. This Information Notice implements these rules.

#### **SECTION 1 - IDENTITY AND CONTACT DETAILS OF THE DATA CONTROLLER**

Intesa Sanpaolo S.p.A., with registered office in Piazza San Carlo 156, 10121 Turin, Italy, as Data Controller (hereinafter also the "Company" or the "Data Controller") processes your personal data (hereinafter the "Personal Data") for the purposes indicated in Section 3.

#### **SECTION 2 - CONTACT DETAILS OF THE DATA PROTECTION OFFICER**

Intesa Sanpaolo has appointed the "data protection officer" provided by the Regulation (so-called "Data Protection Officer" or DPO). For all matters relating to the processing of your Personal Data and/or to exercise your rights under the Regulation itself, as listed in Section 7 of this Notice, you may contact the DPO at the following address

email: [dpo@intesasanpaolo.com](mailto:dpo@intesasanpaolo.com)

#### **SECTION 3 - CATEGORIES OF PERSONAL DATA, PURPOSE AND LEGAL BASIS OF PROCESSING**

##### Categories of Personal Data

The Personal Data that the Company processes includes, for example, personal and contact data.

Purpose and legal basis of the processing.

The Personal Data concerning you, communicated by you to the Company or collected from third parties (in the second case subject to verification of compliance with the conditions of lawfulness by the third parties), are processed by the Company as part of its activities for the following purposes:

a) Offering the services and/or products of the Destination Gusto website.

The transmission of your Personal Data necessary to carry out the activities related to the offer of services and/or products requested by you is not compulsory, but the refusal to provide such Personal Data implies the impossibility to fulfil your request.

b) Fulfilment of national and community regulations

The processing of your Personal Data to fulfill legal requirements is mandatory and your consent is not required. Processing is obligatory, for example, when it is required by anti-money laundering, tax, anti-corruption, fraud prevention in payment services legislation or to comply with provisions or requests from supervisory and control authorities.

c) Direct and indirect marketing

The processing of your Personal Data

- in order to carry out activities related to the promotion and sale of products and services of Intesa Sanpaolo Group or third party companies through letters, telephone, Internet, SMS and other communication systems;

is optional and your consent is required.

d) Legitimate interest of the Data Controller

The processing of your Personal Data is necessary to pursue a legitimate interest of the Company, ie:

- to carry out the activity of fraud prevention;

- to pursue any further legitimate interests. In the second case, the Company may process your Personal Data only after informing you of the fact and ascertained that the pursuit of your legitimate interests or those of third parties and fundamental freedoms and your consent is not required.

does not compromise your rights and fundamental freedoms and your consent is not required.

#### **SECTION 4 - CATEGORIES OF RECIPIENTS TO WHOM YOUR PERSONAL DATA MAY BE COMMUNICATED**

For the pursuit of the purposes indicated above, it may be necessary for the Company to communicate your Personal Data to the following categories of recipients:

1) Companies of the Intesa Sanpaolo Group and its subsidiaries.

2) Third parties (companies, freelancers, etc. ....) operating both inside and outside the European Union that process your Personal Data in the context of banking, financial and insurance services, payment

systems, tax collection and treasury services; provision and management of IT procedures and systems;  
- management of customer communications, as well as archiving of data and documents in both paper and electronic form;  
- detection of the quality of services, market research, information and commercial promotion of products and/or services.

3) Authorities (e.g. judicial, administrative, etc.) and public information systems set up within public administrations,

The Companies of the Intesa Sanpaolo Group and third parties to whom your Personal Data may be communicated act as:

- 1) Data Controllers, i.e. entities that determine the purposes and means of the processing of Personal Data;
- 2) Data Processors, i.e. individuals who process Personal Data on behalf of the Data Controller; or
- 3) Co-processors, i.e. persons who jointly determine the purposes and means of the processing with the Company.

An updated list of the entities identified as Data Controllers, Data Processors or Joint Data Controllers is available upon request at [dpo@intesasanpaolo.com](mailto:dpo@intesasanpaolo.com).

#### **SECTION 5 - DATA TRANSFER TO A THIRD COUNTRY OR INTERNATIONAL ORGANIZATION OUTSIDE THE EUROPEAN UNION.**

Your Personal Data are processed within the territory of the European Union and are not disclosed. If necessary, for technical or operational reasons, the Company reserves the right to transfer your Personal Data to countries outside of the European Union for which there are "adequacy" decisions by the European Commission, or on the basis of appropriate assurances or specific derogations provided for by the Regulation.

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#### **SECTION 6 - METHODS OF PROCESSING AND STORAGE OF PERSONAL DATA**

The processing of your Personal Data is carried out through manual, computerized and telematic tools and in such a way as to guarantee the security and confidentiality of the data.

Your Personal Data are stored for a period of time not exceeding the time necessary to achieve the purposes for which they are processed, without upholding the retention periods provided for by law. In particular, your Personal Data are generally stored for a period of 10 years from the end of the contractual relationship to which you are part. Personal Data may also be processed for a longer period if any of the following occurs: interruptive and/or suspensive act of prescription that justifies the extension of the storage of data.

#### **SECTION 7 - RIGHTS OF THE INTERESTED PARTY**

As interested party, you may exercise, at any time, against the Data Controller the rights provided by the Regulations listed below, by sending a specific request in writing to the email address:

[dpo@intesasanpaolo.com](mailto:dpo@intesasanpaolo.com); by post to the address Intesa Sanpaolo S.p.A., Piazza San Carlo, 156 - 10121 Turin,

making specific reference to the Destination Gusto website/app.

In the same way, you may revoke at any time the consent expressed in this Information Notice.

Any communications and actions taken by the Company, in connection with the exercise of the rights listed below, will be carried out free of charge. However, if your requests are manifestly unfounded or excessive, in particular due to their repetitive nature, the Company may charge you a fee, taking into account the administrative costs incurred, or refuse to accept your request.

##### **1. Right of Access**

You may obtain from the Company, the confirmation as to whether or not your Personal Data is being processed and, if so, obtain access to your Personal Data and the information required by article 15 of the Regulation, including, i.e: the purposes of the processing, the categories of Personal Data processed, etc...

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processed, etc...

If Personal Data is transferred to a third country or an international organization, You have the right to be informed of the existence of adequate safeguards relating to the transfer.

If requested, the Company may provide you with a copy of the Personal Data being processed. For any additional copies, the Company may charge you a reasonable fee based on administrative costs. If the request in question is made by electronic means, and unless otherwise specified, the information will be provided to you by the Company in a commonly used electronic format.

## 2. Right of Adjustment

You may obtain from the Company the correction of your Personal Data that are inaccurate as well as, taking into account the purposes of the processing, the integration of the same, if they are incomplete, by providing a supplementary declaration.

## 3. Right to cancellation

You may ask the Data Controller to delete your Personal Data, if one of the reasons provided for by art. 17 of the Regulation exists, including, for example, if the Personal Data are no longer necessary in relation to the purposes for which they were collected or otherwise processed or if the consent on which the processing of your Personal Data is based has been withdrawn by you and there is no longer any need for your consent for the processing.

Please note that the Company may not delete your Personal Data if the processing of your Personal Data is necessary, for example, to comply with a legal obligation, for reasons of public interest, for the establishment, exercise or defense of legal claims.

## 4. Right to limitation of data processing

You may obtain the limitation of the processing of your Personal Data if one of the cases provided for by art. 18 of the Regulation applies, including, for example: in the event of a dispute as to the accuracy of your Personal Data being processed or if your Personal Data is necessary for the establishment, exercise or defence of a legal claim in court, although the Company no longer needs it for processing purposes.

## 5. Right to data portability

If the processing of your Personal Data is based on consent or is necessary for the performance of a contract or of pre-contractual measures and the processing is carried out by automated means, you may:

- request to receive your Personal Data provided by you in a structured, commonly used and machine-readable format (example: computer and/or tablet);
- transmit your Personal Data received to another data controller without impediment from the Company.

You may also request that your Personal Data be transmitted by the Company directly to another data controller indicated by you, if this is technically feasible for the Company. In this case, it will be your responsibility to provide us with all the exact details of the new data controller to which you intend to transfer your Personal Data, providing us with appropriate written authorization.

## 6. Right to object to the processing of Personal Data

You may object at any time to the processing of your Personal Data if the processing is carried out for the performance of an activity in the public interest or in the pursuit of a legitimate interest of the Data Controller (including profiling).

Should you decide to exercise the right of objection described herein, the Company will refrain from further processing your Personal Data, unless there are legitimate reasons to proceed with the processing (reasons overriding the interests, rights and freedoms of the data subject), or the processing is necessary for the establishment, exercise or defense of a right in court.

7. Right to file a complaint to the Authority for the Protection of Personal Data Without upholding your right to appeal in any other administrative or jurisdictional forum, if you believe that the processing of your Personal Data by the Data Controller is in violation of the Regulation and / or applicable law, you may file a complaint to the competent Authority for the Protection of Personal Data.