

PRIVACY NOTICE – SUPPLIERS AND EXTERNAL PARTNERS

pursuant to art. 13 of EU Regulation 2016/679 (GDPR)

KME ITALY S.P.A. (hereinafter referred to as the "Company"), with registered office in Via Giorgio Saviane n. 6, 50127, Firenze (FI), which can be contacted at privacy@kme.com, intends to inform you that is the Data Controller of your personal data processed for the establishment, management and/or execution of the contract and the fulfilment of legal and regulatory obligations to which the Company is subject. The Company may also process personal data relating to your employees and / or collaborators only as necessary for the same purposes.

In view of the importance accorded to the protection and security of the individuals to whom such data refers, the Data Controller has appointed a Data Protection Officer (hereinafter referred to as the "DPO"), according to art. 37-39 of the European Regulation 2016/679 (hereinafter referred to as the "GDPR"). The DPO may be contacted for matters relating to the data processing, including the exercise of data subject's rights, at dpo.kmeitaly@kme.com.

1. Purposes and legal basis of the data processing

Pursuant to art. 6, paragraph 1, lett. b), c) and f) of the GDPR and art. 5 of the GDPR, the processing of personal data is limited to the contract management, including all operational/managerial requirements (e.g. accounting and taxation, credit management, etc.), and / or to the fulfilment of all obligations arising from the contract, and/or the exercise of rights and legitimate legal interests.

The legal basis for the data processing, as mentioned above, are identified in the establishment, execution and eventual termination of the contract or agreement between you and the Company as well as in the obligations to the same contract or agreement related and/or directly and/or indirectly arising therefrom.

2. Categories of personal data processed and data processing methods

For the purposes described above, the Data Controller will collect and process certain common personal data (including identification data and contact details), possibly also of your directors, employees and / or collaborators.

Your personal data will be processed in full compliance with Chapter II (Principles) and Chapter IV (Controller and processor) of the GDPR. In particular, personal data will be processed in a lawful, correct and transparent way towards the data subject, collected for the above-mentioned purposes, explicit and legitimate, as well as adequate, relevant and limited to what is necessary with respect to the purposes for which they are processed. Furthermore, the data may be accessible to employees and collaborators of the Company adequately trained, in their capacity as authorized subjects to process within the Company (Article 28, paragraph 3, letter b) and 29 of the GDPR and Article 2 quaterdecies of the Italian Legislative Decree 101/2018, Italian "Privacy Code") or by external parties appointed as Data Processors (Article 28 of the GDPR). The complete and updated list of the Data Processors is available on request from the Data Controller.

3. Mandatory or optional nature of providing personal data and consequences of a refusal

Personal data provision is mandatory for the purposes specified above. Therefore, your possible refusal to provide personal data may lead to the result that is not possible for the Data Controller to:

- ensure the proper management of the contract or agreement;
- fulfil the regulatory obligations, also in the legal matter, arising from the contractual relationship.

4. Data retention period

Personal data processed by the Data Controller is kept for the time necessary to complete the activities connected with the performance of the contract and for up to ten years after its conclusion or from when the rights depending on it can be enforced (in accordance with Art. 2935 and Art. 2946 of the Italian Civil Code); as well as for the fulfilment of obligations (e.g. tax or financial obligations) that remain even after conclusion of the contract (Art. 2220 of the Italian Civil Code), processing and storing only the data necessary for these purposes.

This is without prejudice to any cases where the rights deriving from the contract must be enforced before the court; in these cases, personal data, only that necessary to this end, will be processed for the time strictly necessary.

5. Personal data communication

Your personal data could be communicated, for the above-mentioned purposes, to:

- other companies of the KME Group and all other subjects whose communication is necessary for purposes strictly connected and instrumental to the management and execution of the obligations arising from contractual and pre-contractual relations with the Company, who act as Data Processors by virtue of written agreements entered into with the Data Controller;
- subjects duly authorized by the Data Controller and committed to confidentiality, in their capacity as authorized subjects to process (e.g. employees and collaborators of the Company).

Your personal data may be disclosed to third parties (including Judicial or Administrative Authorities) only to the extent strictly necessary in relation to the aforementioned purposes, or in any case only for legal obligations or by order of the Authority.

Your personal data will not be indiscriminately disseminated.

6. Data Transfer to Third Countries

Management and storage of personal data shall be in servers located in European Union belonging to the Data Controller or to third-party companies duly appointed as Data Processors. The servers are currently located in Italy; however, the Data Controller has the right to change the servers' location inside the European Union and/or to countries Extra-UE. In this case, the Data Controller ensures that Extra-UE data transfer shall be in full compliance with Articles 44 et seq. of the GDPR and other applicable legal provisions; the Data Controller also ensures that it will use appropriate safeguards, such as the conclusion of agreements with the data recipient that guarantee an adequate level of protection.

The Extra-UE data transfer shall ensure that adequate technical and organizational measures are adopted, so that the data processing meets the requirements of the Privacy Code and the GDPR, the data subjects' rights are ensured, the data transfers can be traced and appropriate security measures can be taken and documented.

7. Data subject rights

We inform you that at any time in relation to your personal data, you can exercise the rights under articles 15-22 of the GDPR (right of access, right to rectification, right to erasure, right to restrict processing, right to object) in the following ways:

- sending an e-mail to privacy@kme.com;
- contacting the DPO at dpo.kmeitaly@kme.com;
- sending a written request to the Data Controller's registered office.

In addition, it is always possible to submit a complaint to the competent Supervisory Authority.

Last update: January 2023