

INFORMATION ON THE PROTECTION OF PERSONAL DATA PURSUANT TO ARTICLE 13 OF REGULATION (EU) 2016/679 (GDPR) FOR PERSONS WHO REPORT OFFENCES (WHISTLEBLOWERS) AND FOR PERSONS INVOLVED IN REPORTS

This information describes the processing of personal data pursuant to and for the purposes of D.Lgs. 24/2023 and, for the parts not repealed, by Law 179/2017, regarding the protection of authors of reports of violations of national or European Union regulations that harm the public interest or integrity of the institution, as well as violations of organisational model 231 (c.d. "whistleblowing").

1. DATA CONTROLLER

The Data Controller is Bauli **Retail srl** in the figure of the Sole Administrator and Legal Representative, with registered office at Via Del Perlar n. 2 - 37135 Verona. The updated list of Data Processors and Data Processors is kept at the registered office of the Data Controller.

2. TYPE OF PERSONAL DATA PROCESSED

If a report is made, and the Reporter does not request anonymity, the company will collect and process the following information including the personal data of the reporting entity and the information contained in the report, in particular:

- § the name and/or contact details and personal identification of the informer;
- § where applicable, the names and other personal data of the persons indicated and/or involved in the signaling.

The report must not contain facts irrelevant for the purpose of the same, nor special categories of personal data, as referred to in art.9 of the GDPR (hereinafter also referred to as "particular categories of data", i.e., those from which racial and ethnic origin, philosophical and religious beliefs, membership of parties or trade unions, health status, sexual life or sexual orientation may be derived, among others), except where this is unavoidable and necessary for the purposes of the alert itself.

The Personal Data indicated above may be integrated and/or updated on the basis of publicly available information, collected by third parties and/or directly by the reporting person and/or already at the disposal of the Controller, also in order to verify the validity of the report.

3. PURPOSE AND LEGAL BASIS OF PROCESSING

The personal data provided with the report pursuant to D.Lgs. 24/2023 (c.d. "Whistleblowing Report"), made available in the "Platform", and/ or contained in the documentation attached to the same report or that will be collected during the process for its management, will be processed by Bauli Retail srl for:

- A. Purposes related to the management and verification of the Report and to ensure a proper application of the Whistleblowing Procedure adopted.

The processing is based on the fulfilment of a legal obligation to which the Data Controller is subject ex art. 6, para. 1, lett. c) of the GDPR as provided for by the aforementioned Decree, which requires the Data Controller to provide an internal channel to receive reports.

The provision of personal data is optional: on the basis of the Whistleblowing Procedure adopted by the company, the Reporter has the right to remain anonymous, provided that he expressly requests it in his report.

- B. Purposes related to the defence of their rights during judicial, administrative or out-of-court proceedings and in the context of disputes arising in relation to the report made. In addition, after obtaining specific consent, the personal data of the reporting person may be processed by the company to bring legal action or make claims against the persons involved in the reporting or other third parties.

The processing is based on the legitimate interest of the company pursuant to art. 6, para. 1, lit. f) of the GDPR in protecting its rights. In this case, the reporter is not required to make a new and specific contribution, since the company will pursue this additional purpose, if necessary, by processing the personal data collected for the same purposes, deemed compatible with this information (also due to the context in which the Personal Data have been collected, the relationship between the reporting entity and the company, the nature of the data and the appropriate safeguards for their processing).

As specified in the previous paragraph, the alert shall not contain special categories of personal data unless this is unavoidable and necessary for the purposes of the alert. In this case, the assumption of lawfulness of the processing of such data is based on art.9, second paragraph, lett. b) of the GDPR or when the processing is necessary to fulfill the obligations and exercise the specific rights of the data controller or the data subject in relation to employment law and social security and social protection, and article 9, paragraph 2, lett. F) of the GDPR or if the processing is necessary to establish, exercise or defend a right in court or whenever the judicial authorities exercise their judicial functions.

The conferment of data by completing the reporting template is optional but without them Bauli Retail srl may not be able to receive and manage the report.

The reporting person is expressly required to provide only the data necessary to describe the facts being reported, avoiding any personal data not necessary for this purpose.

4. COMMUNICATION OF DATA

Except for the completion of investigations initiated as a result of the report, as well as the fulfilment of obligations arising from the law, the personal data provided by the reporting person will not be disclosed.

For the purposes described in paragraph 3 above, within the limits of their respective responsibilities and as described in this policy for handling reports of violations (whistleblowing) and in the procedure for protecting the reporting person, with particular reference to the limits on the knowability of the identity of the same , the personal data to it

Referrable will be processed within the company by the following entities, designated and authorised for processing pursuant to Art. 29 of the GDPR:

- (▪) Contact person of the whistleblowing platform, responsible for the disciplinary procedure possibly opened against the reported subject (only after obtaining the consent of the reporting person);
- (▪) members of the Supervisory Body of Bauli Retai srl, and, always within the limits indicated above,
- (▪) providers of management and maintenance services for the company's information systems (e.g. the IT platform for managing whistleblowing reports) *acting* as Data Processors pursuant to art. 28 of the GDPR.

In addition, the report and personal data may be transmitted to A.N.A.C. National Anti-Corruption Authority, the Judicial Authority, the Court of Auditors and any other public authorities involved, for the respective profiles of competence according to the law, who will process the data as independent Data Controllers.

The data will not be transferred to a third country or international organisation.

5. METHODS OF DATA PROCESSING

The processing of personal data will be based on the principles of *correctness, lawfulness and transparency and will take place with the support of computer (platform) or telematic means*, in order to guarantee their security and confidentiality, in accordance with the applicable legal provisions and the requirements contained in Resolution n. no. 311 of 12 July 2023 of A.N.A.C. "Guidelines on the protection of persons reporting infringements of Union law and protection of persons reporting infringements of national legal provisions. Procedures for the submission and management of external reports"(c.d. whistleblowing), with the adoption of the necessary security, technical and organizational measures aimed at, inter alia, avoiding the risk of loss, unauthorised access, illegal use and dissemination and to prevent unauthorised persons from tracing the identity of the informer.

6. DATA RETENTION PERIOD

The personal data of the reporting person and of the persons involved in the reporting will be processed for the time strictly necessary to manage the reporting at all stages, take the necessary measures and comply with the related legal obligations, Then the same data will be destroyed or anonymized. In any event, storage shall be carried out no later than five years from the date of communication of the final outcome of the alert procedure: «limitation of storage».

After the storage periods indicated above, reports can only be stored in anonymised form. Personal data that are obviously not useful for the processing of a specific report accidentally provided by the informer, will be deleted immediately.

7. RIGHTS OF PARTIES (DATA SUBJECTS INVOLVED IN ALERTS)

7.1. RIGHTS OF THE INFORMER (*RIGHT OF THE DATA SUBJECT*)

The reporter may exercise the rights set out in art. 15 to 22 of the GDPR, including, in summary, those of:

- *to obtain confirmation as to whether or not personal data relating to him are being processed;*
- *obtain access to your personal data and information referred to in art. 15 of the GDPR;*
- *obtain the rectification of inaccurate personal data concerning him without undue delay or the integration of incomplete personal data;*
- *obtain the deletion of personal data concerning him without undue delay;*
- *obtain the limitation of the processing of personal data concerning him;*
- *be informed of any corrections or cancellations or limitations of processing made in relation to the personal data concerning him;*
- *receive or transmit to another controller in a structured, commonly used and machine-readable format the personal data concerning them.*

The complete list of these rights is available on the website of the Garante della protezione dei dati personali at www.garanteprivacy.it.

The reporter may exercise his rights at any time by sending:

a registered letter to Bauli Retail srl, with registered office in Via del Perlar n. 2 -37135

an e-mail to secretary@minutodibauli.it.

7.2. RIGHTS of the Person INVOLVED Or Mentioned In the ALERT (RIGHT OF THE DATA SUBJECT)

Pursuant to and for the **purposes of art. 2-undecies**, paragraph 1, lett. f) of **D.Lgs. 196/2003** updated to **D.Lgs. 101/2018** (Limitations on the rights of the interested party), as amended by art. 24, paragraph 4, of the **D.Lgs. 24/2023**, in order to protect the confidentiality of the identity of the reporting person, the subject reported or the person involved in the reporting can not exercise the rights that normally the GDPR recognizes data subjects, namely those indicated in artt. from 15 to 22, as listed in previous para. 7.1 for the reporting agent. In the present case, where the exercise of those rights could result in an actual and concrete prejudice to the protection of the confidentiality of the identity of the reporting person. Therefore, the person reported or involved in the report is also barred from the possibility, if they consider that the processing involving them violates the aforementioned rights, to contact the Data Controller and, in the absence of a response from him, to lodge a complaint with the Data Protection Authority.