










PRIVACY - REPORTED PERSON (WHISTLEBLOWING – Italian legislative decree No. 24/2023)
This policy is drafted pursuant to and for the purposes of art. 14 of EU General Data Protection Regulation 2016/679 (GDPR)

	<p>WHY ARE WE PROVIDING YOU WITH THIS INFORMATION?</p> <p>1. WHO IS THE DATA CONTROLLER? HOW TO CONTACT THE DATA CONTROLLER?</p> <p>Data Controller is CONSORZIO DEI NAVIGLI S.p.A., with registered office in Via Cesare Battisti, 2, 20080 Albairate (MI), represented by its pro tempore legal representative, who can be contacted for any information by email at the following e-mail address privacy@consorzionavigli.it</p>
	<p>HAS A DATA PROTECTION OFFICER BEEN APPOINTED? WHAT ARE THE DPO'S CONTACT DETAILS?</p> <p>Data Controller has appointed its Data Protection Officer (DPO) pursuant to Articles 37, 38 and 39 of the GDPR. The DPO can be contacted at the Data Controller's premises indicated above and by email at the following e-mail address dpo.consorzionavigli@dpoprofessionalservice.it</p>
	<p>2. TYPE OF DATA THAT CAN BE PROCESSED</p> <p>Personal data: means any information relating to an identified or identifiable natural person ('Data Subject'); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person; (Recitals No. 26, 27, 30 GDPR).</p> <p>The data processed will be those related to the reports made by the reporting subjects (the so-called whistleblowers) which may include data relating to third parties namely to the reported subjects and data processing is carried out in full compliance with and in the manner defined in the Whistleblowing Procedure adopted by the Data Controller.</p> <p>Data relating to the reported person, which may be provided by the Whistleblower:</p> <ul style="list-style-type: none"> - Name, surname or other information enabling identification of the person to whom the reported facts may be ascribed; - Position in the company; - Other personal data such as telephone number, e-mail address, tax code; - Any additional information provided by the Whistleblower; - Special data (see Art. 9 GDPR): any personal data that can reveal the racial or ethnic origin, political opinions, religious or philosophical convictions, or union membership, as well as any genetic data, biometric data intended to uniquely identify a physical person, data related to the health or sexual life or sexual orientation of the person concerned; - Any data on criminal records and offences or related security measures (see Art. 10 GDPR): personal data revealing measures referred to in Article 3(1) from (a) to (o) and from (r) to (u) of Italian Presidential Decree No. 313 of 14 November 2002 with regard to criminal records, registry of administrative sanctions inflicted for a criminal offence and related pending charges, or the status of accused or suspected person pursuant to Articles 60 and 61 of the Italian Code of Criminal Procedure. <p>Categories of Data Subjects: the data subjects of this processing are: (i) the reported person: namely the natural or legal person mentioned in the internal whistleblowing report as the person to whom the violation is ascribed or as a person otherwise implicated in the reported violation [Art. 2(1)(l) of Italian Legislative Decree No. 24/2023]; as well as persons involved in various ways and with different involvements in the reported events: (ii) Facilitator: the natural person who guides and assists the whistleblower through the process of reporting a breach, operating within the same work context and whose assistance must be kept confidential; (iii) the person/s aware of the facts.</p>

3. PURPOSE OF PROCESSING, LAWFULNESS OF PROCESSING, DATA RETENTION PERIOD, SOURCE OF INFORMATION

 PURPOSE OF DATA PROCESSING	 LAWFULNESS OF PROCESSING	 DATA RETENTION PERIOD	 SOURCE OF INFORMATION
<p>A) Management of Whistleblowing Reports. In particular, use of your personal data collected following the submission of reports against you relating to conduct, acts or omissions detrimental to the public interest or the integrity of the public administration or private body, pursuant to Art. 2(1)(a) of Italian Legislative Decree No. 24/2023.</p>	<p>Data processing is necessary for compliance with a legal obligation to which the Data Controller is subject (pursuant to Italian Legislative Decree No. 24/2023 and Recital 45 GDPR) Art. 6 (1) (c) GDPR</p> <p>The processing of 'special' data is based on the fulfilment of obligations and the exercise of specific rights of the Data Controller and the Data Subject with regard to Labour law [Art. 9 (2)(b) GDPR];</p> <p>The processing of personal data relating to criminal records and offences, in accordance with Art. 10 GDPR, is based on a legal obligation to which the Data Controller is subject [Art. 6 (1)(c)].</p>	<p>For the time strictly necessary to process the whistleblowing report and, in any case, no longer than 5 years from the date of the communication of the final outcome of the whistleblowing procedure (Art. 14 of Italian Legislative Decree No. 24/2023).</p> <p>In the event of a lawsuit, the above-mentioned time limit is extended until conclusion of the stages of legal proceedings. Personal data that are clearly not useful for processing a specific whistleblowing report are not collected or, if accidentally collected, are deleted immediately.</p>	<p>The source of the personal data is the report made by the whistleblower (Art. 3(3) and (4) of Italian Legislative Decree No. 24/2023) and by other parties during the investigation.</p>

	<p>4. TO WHICH RECIPIENTS OR CATEGORIES OF RECIPIENTS WILL PERSONAL DATA BE DISCLOSED? DATA RECIPIENTS</p> <p>The Personal Data provided may be disclosed to recipients, who shall process them in their capacity as Autonomous Data Controllers or Data Processors (Art. 28 GDPR), and processed by natural persons operating under the authority of the Data Controller and Data Processors (Art. 29 GDPR and/or Art. 2-<i>quaterdecies</i> of Italian Legislative Decree No. 196/2003) on the basis of specific instructions given on the purposes and methods of processing.</p> <p>More specifically, data may be transferred to recipients in the following categories:</p> <ul style="list-style-type: none"> - the person who holds the position of the Head of Prevention of Corruption (RPCT), as stipulated in the Consortium's WHISTLEBLOWING REGULATION, or the external party (including the Supervisory Board), who are entrusted with the management of the internal reporting channel; - third parties providing the whistleblowing software adopted by the Data Controller; - Judicial authorities and public authorities (including the Italian National Anti-Corruption Authority); - DPO / Data Protection Representative for handling requests from Data Subjects.
	<p>5. IS THERE A TRANSFER OF PERSONAL DATA TO A COUNTRY OUTSIDE THE EUROPEAN ECONOMIC AREA (EEA)?</p> <p>Personal data will not be transferred to countries outside the EEA. Please note that the data will be stored in Italy and that the recipients of the data are based in Italy.</p> <p>For information on guarantees regarding the transfer of personal data outside the EEA please write to privacy@consorzionavigli.it</p>



	<p>6. IS THERE ANY AUTOMATED DATA PROCESSING? Personal data will be subject to traditional manual, electronic and automated processing. Please note that no fully automated decision-making processes are carried out.</p>
	<p>7. RIGHTS OF THE DATA SUBJECTS Data subjects shall be able to exercise their rights under Articles 15 et seq. GDPR by email at the following e-mail address privacy@consorzionavigli.it or at the above-mentioned contact details. Data subjects shall have the right to obtain from the Data Controller, at any moment, rectification of inaccurate personal data concerning them (Art. 16) or access to their personal data (Art. 15). These rights may not be exercised if this would result in actual and concrete prejudice to the confidentiality of the identity of the person reporting violations of which he/she has become aware by reason of his/her employment relationship or duties in compliance with Italian Legislative Decree No. 24/2023 (Art. 2-undecies of Italian Legislative Decree No. 196/2003, as amended by Art. 24(4) of Italian Legislative Decree No. 24/2023). In the event that Data Subjects consider that the processing of their personal data carried out by the Data Controller is in breach of the provisions of Regulation (EU) 2016/679, they shall have the right to lodge a complaint with the Data Protection Authority (*) of the Member State in which they are habitually resident or work or of the place where the alleged violation took place [(*) the Italian Data Protection Authority is called <i>Garante Privacy</i> and it can be contacted at https://www.garanteprivacy.it/]. Moreover, they shall have the right to take appropriate legal action.</p>
	<p>8. AMENDMENTS TO THIS WHISTLEBLOWING POLICY AND PROCEDURE The Data Controller reserves the right to amend, update, add or remove parts of this Whistleblowing Policy and Procedure. In order to facilitate this review, the policy will contain an indication of the date on which it was updated.</p>

Updated on: August 29, 2024

The Data Controller



CONSORZIO DEI NAVIGLI S.p.A.

Pursuant to and by virtue of articles 14 and 6 of EU Regulation 2016/679 (GDPR)

I, the undersigned _____ city of residence _____

declare that I have read and understood the above Privacy Policy for the processing of my Personal Data for the purposes as specified in subsection A)

Date _____ Signature for acknowledgement: _____