



**INFORMATION REGARDING LEGISLATION UNDER ART. 13  
OF EU REGULATION N. 679/2016 OF 27<sup>TH</sup> APRIL 2016**

Dear  
**CUSTOMER/SUPPLIER**

The current Regulation on the processing of personal data as provided for and contained in the EU Regulation 2016/67 of 27<sup>th</sup> April 2016 – General regulation of data protection – regarding the protection of individuals, the processing of their personal data as well as the free circulation of such data. This Regulation contains all provisions aiming to ensure that the processing of personal data is in compliance with the Human Rights and Fundamental Freedom of individuals with particular regard to the protection of personal data.

***1. Purpose of processing***

In compliance with the obligations established by current legislation and possible subsequent additions, we wish to inform you that Diapath S.p.A., as the data controller (as specified in point 6), may process your personal data to fulfill any contractual obligations between you and data controller; in particular for:

- Enter registration data into corporate IT database or in hardcopy archives
- Mandatory obligations by law in tax, accounting and tax fields;
- General accounts;
- General staff management;
- Hygiene and safety at work;
- Activity scheduling;
- Management of collections and payments;
- Any marketing/promotional activity regarding the owner's products;
- Activities related to the analysis of consumers' habits and choices;
- Development of studies and market research;
- Sending information and/or material regarding our products

***2. Modes of processing and times of data storage***

The processing of personal data will be executed with or without the aid of electronic devices, following the principles of correctness, legality and transparency in order to protect the confidentiality and the rights of the user in compliance with the provisions of current legislation.

The processing of data consists of their collection, registration, organization, storage, consultation, processing, modification, selection, extraction, comparison, use, interconnection, blocking, communication, circulation, cancellation and destruction including the combination of two or more of the aforementioned activities. The procedure will be executed by Diapath S.p.A. staff using technical procedures and IT devices suitable for the protection of the confidentiality and security of the data. It is useful for the fulfillment of the obligations present in the contract/business relationship. It is necessary for proper management of the relationship and for implementing all aforementioned purposes; the data controller is aware that the possible non-communication of such data may make it impossible to guarantee the fulfillment of the business relationship.

According to the Regulation, the data controller may be aware of some sensitive data, only for an illustrative and not exhaustive, in particular for: trade union membership, registration to political parties, religious beliefs, racial or ethnic origins, health status. However it is necessary to clarify that all sensitive data processed is strictly connected to the obligations, functions or purposes described above; the data will be processed in compliance with the indications supplied by Privacy Authority and by guidelines of competent authorities in both national and EU level according with EU 2016/679 Regulation.



For the processing of this data, your consent is not required because data processing is necessary during the execution of a contract of which you are a part or for the execution of pre-contractual measures adopted upon your request (art. 6, par 1, let. b) of the Regulation), as well as, where applicable, to fulfill a legal obligation (art. 6, par. 1, let. a) of the Regulation).

The Data will be stored in compliance with current legislation, for a period no longer than necessary to achieve the purposes for which they are processed. In particular, regarding the duration of the business relationship, the data will be stored for the period defined by relevant legislation as well as at the termination of the business relationship, at the end of the 10-year term for the storage of data of a civil nature only.

At any case, in relation to the marketing activities (choosing optional consents required), we wish to inform you that all collected data will be stored for a period no longer than strictly necessary and only for the management of the above purposes in compliance with the law; the data collected will be stored according to criteria based on compliance with current regulations and the balance between the owner's legitimate interests and the Freedom and the Rights of the counterpart. In absence of specific regulations that foresee different times of storage, Diapath S.p.A. will process the data within a reasonable period of time in respect of the interest shown by the subject which data is used for Owner's activities. In any case, Diapath S.p.A. will avoid the use of the data for an indefinite period and proceeding periodically checking in an appropriate manner the real interest of the owner's data.

### ***3. Nature of the conferment and possible refusal consequences***

All collected personal data, even via third parties, will be processed only by authorized staff. The owner (the owner is the warrantor and protector of interested subject's rights) also authorizes the collection of data, useful for services and necessary for correct management of the relationship. All procedures will be in compliance with the law following the purposes foreseen by the contract between Diapath S.p.A. and the interested subject.

The collection of the data needed to execute contractual obligations is mandatory; the lack of collected data causes the impossibility to conclude the contract. According to current law data collection is mandatory for enhancing the conditions. The non-application of these conditions do not impede the stipulation of the contract.

### ***4. People authorized for data processing – Communication and publication of data***

All collected data are processed by authorized staff who need to have knowledge of them to use them for their activities and by external subjects who may according to the case act as co-owners or responsible for the processing.

Personal data may be disclosed to banks and/or insurance companies or to third parties designated to carry out activities instrumental to this processing; they can be transmitted to authorities, public administrations or to third parties for the fulfillment of law obligations.

The data controller also reserves the right to transfer personal data to a Third Country on the basis of decisions of the European Commission or according to the adequate guarantees required by current legislation.

This Data will not be disclosed.



### **5. Rights of the subject**

EU 2016/679 Regulation allows specific rights to be exercised according to procedures set out in the same regulation; in particular:

- The confirmation whether personal data is under data processing and, in this case, obtaining access (Right of access by the data subject – art. 15 Reg. EU 2016/679);
- The rectification of incorrect data or the integration of incomplete personal data (Right to rectification – art. 16 Reg. EU 2016/679);
- The right to erase the data, if one of reasons provided by the Regulation is present (Right to be forgotten – art. 17 Reg. EU 2016/679);
- The right to restrict processing if one of the hypothesis provided occurs (Right to restriction of processing – art. 18 Reg. EU 2016/679);
- To receive the personal data in a structured, commonly used, readable format and have the right to transmit such data to another controller without hindrance from the controller to which the personal data have been provided (Right to data portability – art. 20 Reg. EU 2016/679);

The subject has the right to withdraw the consent of its personal data at any time, without compromising the legality of processing based on the consent given prior to the revocation; the subject can oppose the processing at any time (Right to object – art. 21 Reg. EU 2016/679).

To exercise the aforementioned rights and to obtain further information about the possible data transfer of their data to a third Country, the subject can send a written request to:

Diapath S.p.A., via Savoldini 71 – 24057 Martinengo (Bergamo) - Italia.;

Without prejudice to any other administrative or judicial appeal the subject has the right to lodge a complaint to an Authority if they consider that the processing of their personal data violates the EU 2016/679 Regulation.

### **6. Owner of personal data processing and other subjects in charge**

The owner of personal data is Diapath S.p.A. via Savoldini 71 – 24057 Martinengo (Bergamo) – Italy.

Diapath S.p.A. has appointed External companies/consultants as responsible for personal data processing supplying specific processing services or related activities or to support the activities performed by the company.

For any requirements, the interested party can forward a written request to Diapath S.p.A., via Savoldini 71 – 24057 Martinengo (Bergamo) – Italy or send an email to: [info@diapath.com](mailto:info@diapath.com) for the complete and update list.

Alternatively, by email to the following address: [info@diapath.com](mailto:info@diapath.com).