

# Privacy Policy

## Introduction

The following Privacy Policy has been drafted according to the current legislation and in conformity to art. No 13 of EU Regulation 2016/679 of European Parliament and of the Council of 27<sup>th</sup> April 2016 on data protection of natural persons with regard to the processing of personal data and on the free movement of such data (following "Regulation").

This Privacy Policy shows information to those entering our website about how their data can be used and how their information can be collected through the web site.

This Policy is not applicable to all online resources or third parties' website linked to Diapath and Diapath does not supervise the content or the procedure of privacy protection. We suggest each user, who accesses these websites to consult all Terms and conditions and Privacy information available on those websites.

## Informative owner

Diapath S.p.A. is the owner of the collected data, headquarters in Martinengo (BG), Via Savoldini, 71 e-mail: info@diapath.com

## Type of processed and transmitted data

Possible data t:

- **Possible ordinary personal data supplied by the user** when Site functions are used, navigation data included, or when user services are offered by the website (i.e.: registration to possible reserved areas, information requirements through contact forms, etc).

The website is accessible to the user without any necessary registration. For a limited number of sections, a user registration form may be necessary. The registration form requests the user to complete some fields with their own personal data. If the user does not complete the mandatory fields with the required data, the access to the reserved area is denied by Diapath.

In addition, Diapath can obtain user personal data if the user decides to contact Diapath S.p.A. via e-mails indicated in the website.

- **Processing of special categories of personal data** (i.e., sensitive data) according to art. 9 of Regulation regarding user explicit consent. In this case, the data processing is carried out on the basis of the user's consent, as well as for the obligations connected to the reporting of adverse events, to comply with the obligations deriving from laws or regulations or to comply with contractual or pre-contractual obligations concerning the supplying of goods and services (information about Diapath products included).
- **Automatic collected data:** Diapath automatically collects certain types of data whenever the user accesses the website and interacts with Diapath via e-mail. The automatic collection technologies that Diapath uses include, for example, Web server logs / IP addresses, cookies.
- In detail:

·Web server log/IP addresses

The IP address is a numerical label assigned to the user's computer whenever the Internet is accessed. All computers connected to the internet are identified by an IP address: this procedure allows the computer and the server to recognize each other and communicate with each other. Diapath collects the IP addresses to manage the system and to transfer data to affiliated business partners and/or suppliers to perform site analysis and site performance evaluations.

·Cookies

Cookies are information sent from a website and stored on the user's hard drive of the computer. Cookies are shown whenever the user accesses specific websites and identifies the browser uniquely. By using cookies Diapath can store some data on the server that helps improve user navigation and evaluate site performance through an analysis. Most of the browsers automatically accept cookies: the user can modify all browser settings to refuse all cookies or be notified whenever a new cookie is sent. If the user refuses cookie, some areas of Diapath website cannot work correctly.

Diapath website is intended for adult audience. Diapath will not collect the identification data of minors.

## **Where is the data processed?**

The data is processed at owner's operational headquarters and wherever the involved parties are located. The processing of collected data while browsing Diapath website and the data supplied by registered users to the reserved area is accomplished at Diapath operational offices. In case of necessity, all data connected to this service can be processed by Diapath staff, who take care of the maintenance of and technological issues of the website. These people are responsible for data processing according to art.4 par. 8 and art. 28 of EU Regulation 2016/679, at Diapath Headquarters.

## **2. Aim and modality of data processing**

Diapath may process the user's personal data in order to allow them to use the services and functions on the website and optimize its operation. This procedure allows statistics to be processed regarding user access, manage the requests and reports sent via website and user registration on reserved area. In addition (user optional consent) all common data can be used for sending institutional communications or material and/or communication required by the user using the addresses indicated by the same.

The legal basis of processing for these aims is the art. 6.1.a) of the Regulation.

The society may also process the user's personal data in order to comply with obligations deriving from laws, regulations, community regulations: the legal basis of processing for this aim is the art. 6.1.c) of the Regulation.

User's personal and sensitive data could be processed for the management and compliances of claims according to art. 9.2. letter a), g), i) of the Regulation.

Finally, user's personal common data and/or sensitive data could be processed by Diapath to protect their rights in a court case.

All user's data is processed via hardcopy or automated however stored in a suitable way to ensure the security and confidentiality.

## **3. Periods of storage and cancellation**

Collected data will be stored for a period of time that does not exceed the achievement of their purposes (their processing) or according to deadlines required by law

Diapath will not store data longer than necessary to fulfill the purposes for which it was collected or as required by applicable laws or regulations.

In any event, the criteria used for storing data follows the terms of the law including principles of processing data minimization, purpose limitation and functional management of archives.

## **4. Data security**

All information stored on Diapath website is considered as confidential. This information is stored securely and is only accessible to authorized Diapath staff. Diapath implements and maintains specific technical, security and management measures for data and information protection from unauthorized or illegal use due to unintentional loss, destruction, damage, theft or distribution.

Diapath carefully selects its suppliers who have access to user's personal data (ref. Par. 5), requiring the adoption of specific measures for the protection of confidentiality and safety of personal data supplied by the user.

## **5. Data access**

The authorized Diapath staff, suitably appointed for such purpose, processes user's data only in order to perform their duties.

User data may also be sent even to non-EU countries ("Third Countries") for the same reasons and/or for technical, administrative or accounting purposes.

In addition, data can be sent to Third Countries to:

1. Institutions, authorities and public entities for their own institutional purposes;
2. National courts, arbitrators or other judicial bodies;
3. Financial advisors, auditors and, in general, suppliers used by the Owner for technical and professional services related to website management (i.e. IT services and hosting), for the purposes described above or for services required by the user;

4. Company internal and external control bodies like Supervisory body and external auditors for the management of their control activities and internal audit activities.

The subjects mentioned above only receive the data strictly necessary to relevant functions; they process it only for the purposes mentioned above in respect of applicable privacy rules. Those who receive this data, process them as Owners or Responsible of the process, (as the case may be).

For the transfer of data to Third countries, including countries which may not guarantee the same level of processing foreseen by the Regulation, the processing is intended as the same defined by the Regulation such as user's consent, the adoption of General Contract Terms approved by European Commission, the selection of external bodies adhering to international programs for the free data traffic (i.e. EU-USA Privacy Shield) or working in Countries considered as safe for the European Commission.

## **6. User's right according to this informative**

At any time, the user may exercise the rights foreseen by the EU Regulation 2016/679, following all procedures; in particular:

- The confirmation that personal data is being processed and, in this case, obtaining the access (Right of access – art. 15 Reg. UE 2016/679);
- The rectification of wrong personal data or the integration of incomplete data (Right of rectification - art. 16 Reg. UE 2016/679);
- The right to erase the data, if one of the reasons are present in the Regulation (Right to erasure – art. 17 Reg. UE 2016/679);
- The right to restriction of processing when one of the hypothesis foreseen by the Regulation occurs (Right to restriction of processing – art. 18 Reg. UE 2016/679);
- The right to receive personal data in a structured format in a clearly legible from an automatic device supplied by the Owner and to transfer this data to another processing owner (Right to data portability- art. 20 Reg. UE 2016/679);

The Owner of the Web site must also guarantee the user the right to withdraw consent to data processing at any time, without prejudice of the freedom to do so and the consent given prior to the revocation; the user can object at any time to data processing (Right of object – art. 21 Reg. UE 2016/679).

Without any administrative or law appeal the user/visitor has the right of lodge a complaint to a Supervisor Authority if they consider that the processing of their personal data violates the EU 2016/679 Regulation.

For any case of rights violation write to: Diapath S.p.A., via Savoldini 71 – 24057 Martinengo (Bergamo) - Italia, or via e-mail to: [info@diapath.com](mailto:info@diapath.com)

## **7. Personal data refusal**

The user can choose whether or not to share their personal data with Diapath. If the user refuses to share their personal data, or opposes data processing or revokes the consent previously given before, Diapath respects this decision always following the legal obligations which it is subject to. This however, may make it impossible for Diapath to carry out the necessary acts present in point 2), and the impossibility for the user to benefit of services and goods offered by Diapath.