



DATA PROTECTION - WHISTLEBLOWING PERSONAL DATA PROTECTION POLICY

Pursuant to articles 13 -14 EU Regulation 2016/679 (GDPR)

In compliance with EU Regulation 2016/679 (GDPR) and subsequent amendments, we are hereby providing you with the necessary information regarding the processing of the personal data you provide.

TYPE OF DATA TREATABLE

Personal data: 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 elements characteristic of his physical identity, physiological, genetic, psychological, economic, cultural or social; (C26, C27, C30).

The data processed will be those relating to the reports made by the reporting subjects (so-called Whistleblowers), which may include data relating to third parties, or the reported subjects.

Data, which can be provided by the reporting party:

- Name, surname or other elements that allow identifying the person to whom the reported facts can be attributed;
- Corporate function;
- Other personal data such as telephone number, e-mail address, tax code;
- Other information communicated by the reporting party.

The interested party of this processing is the "person involved": the natural or legal person mentioned in the internal report as the person to whom the violation is attributed or as the person involved in the reported violation (art. 2, paragraph 1, letter l) , of Legislative Decree no. 24/2023).

SUBJECTS OF THE TREATMENT

Data controller, pursuant to articles. 4 and 24 of EU Reg. 2016/679 is M.T. S.r.l., in the person of the legal representative pro tempore, with registered office in Via Casino Albini n. 480, (47842) S. Giovanni in Marignano (RN).

DATA SOURCE

The source from which the personal data originates is the report made by the reporting subject (art. 3, paragraphs 3 and 4, of Legislative Decree no. 24/2023) and by other subjects during the investigations.

Purpose of the processing	Legal basis	Data retention period	Nature of the contribution
Management of whistleblowing reports. Especially, use of his personal data collected subsequently to the presentation of reports against him relating to behaviors, acts or omissions that harm public interest or integrity of public administration or of the private entity, pursuant to the art. 2, paragraph 1 letter. a), of the Legislative Decree no. 24/2023.	Treatment is necessary to fulfill a legal obligation (pursuant to Legislative Decree n. 24/2023) which the owner of treatment is subject to. Article 6 par. 1 letter c) of GDPR.	For the time strictly necessary to process the report and, in any case, no later than 5 years from the date of communication of the final outcome of the reporting procedure (art. 14 of Legislative Decree no. 24/2023). In the event that a judgment is initiated, the aforementioned deadline is extended until the levels of judgment are exhausted. Personal data, that is clearly not useful for processing a specific report, is not collected or, if collected accidentally, is deleted immediately.	The provided data is necessarily treated in order to execute legal obligations (pursuant to Legislative Decree n. 24/2023).

MT – Informativa Wisthleblowing EN 2023.10.23

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RECIPIENTS OR CATEGORIES OF RECIPIENTS OF THE DATA

The personal data will be communicated to subjects who will process the data as independent data controllers or data processors (art. 28 GDPR) and will be processed by natural persons (art. 29 GDPR and/or art. 2-quaterdecies Legislative Decree . no. 196/2003) who act under the authority of the Owner and Managers on the basis of specific instructions provided regarding the purposes and methods of processing. The data will be communicated to recipients belonging to the following categories: - the person or internal office or the external entity (including the Supervisory Body), who is entrusted with the management of the internal reporting channel; - third parties for the provision of the whistleblowing platform adopted by the Data Controller; - Judicial authorities and public authorities (including the ANAC).

DATA TRANSFER TO A THIRD COUNTRY AND/OR AN INTERNATIONAL ORGANIZATION AND GUARANTEES

Personal data provided through the application may involve a transfer of data to non-EU countries. The transfer is carried out in compliance with articles 45 and 46 of the GDPR.

RIGHTS OF INTERESTED PARTIES

You will be able to assert your rights as expressed in the articles. 15 et seq. GDPR, by contacting the Data Controller at the following contacts: e-mail: privacy@mtmarchetti.com, Pec: mtmarchetti@legalmail.it.

You have the right, at any time, to request rectification (art. 16) and access to your personal data (art. 15). These rights cannot be exercised if this could result in actual and concrete prejudice to the confidentiality of the identity of the person reporting violations of which he or she became aware due to his or her employment relationship or the functions performed, pursuant to Legislative Decree. n. 24/2023 (art. 2-undecies Legislative Decree 196/2003, as amended by art. 24, paragraph 4, of Legislative Decree no. 24/2023). We inform you that there is no automated decision-making process for the processing in question. In the event that you believe that the processing of personal data carried out by the Data Controller occurs in violation of the provisions of Regulation (EU) 2016/679, the interested party has the right to lodge a complaint with the Supervisory Authority, in particular in the Member State where the person habitually resides or works or in the place where the alleged violation of the regulation occurred (Privacy Guarantor <https://www.garanteprivacy.it/>), or to take action in the appropriate judicial offices.

Date of the last update: 10/23/2023

THE DATA CONTROLLER
M.T. S.r.l.