

GIMET BRASS S.R.L.

Strada C n.8 Loc. San Zeno – 52100 Arezzo (AR)

VAT number 01755230511

Tel: 0575 99394

Email: gimetbrass@gimetbrass.it



**Information on the Processing of Personal Data with reference to
"whistleblowing" – Reported Subject**

INF-WB-S2

PURSUANT TO AND FOR THE PURPOSES OF ART. 13 OF EU REGULATION 2016/679

Premise

With this policy, GIMET BRASS S.R.L., in its capacity as Data Controller, wishes to inform you about the processing of your personal data necessary for the management of reports required by whistleblowing legislation. This institution, recently updated in our legal system, guarantees that the person to whom the report is addressed can benefit from specific protections in terms of confidentiality and anonymity.

In the following, we will provide the information required pursuant to Art. 13 of Regulation (EU) 2016/679 (hereinafter "Regulation" or "GDPR") concerning the processing of personal data of persons involved in the reports (Reported), in accordance with Legislative Decree no. 24 of 10 March 2023, which implements Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019.

PERSONAL DATA CONTROLLER

The Data Controller of Personal Data is the company GIMET BRASS S.R.L. with registered office in Strada C n.8 Loc. San Zeno, 52100 Arezzo (AR) in the person of the legal representative PAGLICCI MARIO.

Contacts: gimetbrass@gimetbrass.it Telephone: 0575 99394

1. CATEGORIES OF PERSONAL DATA

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 characteristic features of its physical, physiological, genetic, psychic, economic, cultural or social identity (C26, C27, C30).*

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The common Personal Data referred to in art. 4, point 1, of the GDPR of the reported person (in the case of non-anonymous Reports) as well as any associated reports subject to the report by the reporting party.

The data subject of this processing is the "person involved": the natural person mentioned in the internal report as a person to whom the violation is attributed or as a person involved in the reported violation (Article 2, paragraph 1, letter I), of Legislative Decree no. 24/2023).

2. SOURCE OF PERSONAL DATA

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

3. PURPOSE OF THE PROCESSING AND LEGAL BASIS

The Data Controller will use your personal identification data, as the reported subject, in the event that the report is not made anonymously. In particular, (i) information relating to the conduct subject to the report and (ii) any other data that it may provide depending on the type of report and the conduct reported, as well as (iii) the information collected during the necessary investigations to verify and resolve the report, will be processed.

The data will be processed for the following purposes:

- a. Manage the report on the basis of the complaint presented by the whistleblower.*

The Data Controller will process the data exclusively for purposes strictly necessary for the application and management of the reporting procedure, including the verification of the reported facts, the resolution of the report, the preparation of a response, the adoption of any support or relief measures for the whistleblowers and the initiation of any proceedings, including disciplinary proceedings.

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Such processing is necessary to comply with a legal obligation pursuant to Legislative Decree no. 24/2023. Especially GIMET BRASS S.R.L. is required to implement internal reporting systems, as companies with more than 50 employees must ensure the protection of reporting parties, ensuring confidentiality and protection from possible retaliation, in order to encourage the emergence of unlawful conduct and prevent situations harmful to the company (Article 2, paragraph 1, letter p) and letter q) of Legislative Decree 24/2023). Therefore, the legal basis of the processing is identifiable pursuant to art. 6 para. 1 lit. c) of the GDPR which states that *"the processing is necessary for compliance with a legal obligation to which the controller is subject"*. The management of the report will also include all the activities necessary to inform the whistleblower about the status of the report itself.

4. METHODS OF PROCESSING PERSONAL DATA

The processing of personal data will be managed by the company Autem S.r.l., which is specifically trained in the field of Whistleblowing. This company operates in total autonomy, thus guaranteeing independence and impartiality in the process of managing reports on behalf of GIMET BRASS S.R.L. The designated person will have the possibility, subject to appropriate authorization, to manage the reports with the exclusively operational support of the competent administrative offices. The data will be processed through procedures, including computerized ones, which will use encryption tools to protect the identity of the whistleblower (and any other persons mentioned) and the content of the reports, as well as the related documentation. Appropriate technical and organisational measures will be taken to prevent unauthorised or unlawful access, as well as to protect data from destruction, loss of integrity and confidentiality, including accidentally.

The dedicated IT platform, based on specific software, allows data to be stored on servers located within the European Union

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and has an encryption protocol that ensures the separation of the identity of the whistleblower from the content of the report.

5. COMMUNICATION OF PERSONAL DATA

For the pursuit of the purposes indicated in point 4.a., your personal data may be known only and exclusively by the person in charge of managing reports - Dr. Niccolò Paperini of Autem S.r.l - and, possibly, by operational support structures for the same, as duly instructed and authorized with a specific act of appointment pursuant to Article 29 of the GDPR

GIMET BRASS S.R.L. may also communicate, provided that it is necessary for the pursuit of the purposes of the processing and on the basis of the same lawfulness conditions indicated, the personal data collected to third parties belonging to the following categories:

- National Anti-Corruption Authority (ANAC);
- Ordinary Judicial Authority
- Judicial Police Forces

These subjects will act as Independent Data Controllers.

6. TRANSFER TO NON-EU COUNTRIES

Personal Data collected, processed and stored by GIMET BRASS S.R.L. will not be transferred outside the Economic Area of the European Union in any way.

7. RETENTION OF PERSONAL DATA

Your Personal Data are stored for the time strictly necessary for the processing of the report and, *in any case, no longer than 5 years from the date of communication of the final outcome of the reporting procedure (Article 14 of Legislative Decree No. 24/2023).*

In the event that a trial is instituted, the aforementioned term is extended until the exhaustion of the levels of judgment.

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Personal data that is manifestly not useful for the processing of a specific report is not collected or, if collected accidentally, is deleted immediately.

8. NATURE OF THE PROVISION

The provision of Personal Data is necessary to allow the Data Controller to execute the obligations of the law in force Legislative Decree 24/2023.

9. RIGHTS OF THE DATA SUBJECTS

Those reported have the right to request and obtain from the organization, in the cases provided, access to

to your personal data and the rectification or erasure of the same or the restriction of processing concerning them or to object to the processing (Articles 15 et seq. of the GDPR), within the limits provided for

by art. 22 of Legislative Decree 24/2023 (Waivers and settlements).

In any case, the possible exercise of other rights provided for by European and national law, with reference to art. 15-21 GDPR and Art. 2-undecies of the Code of Legislative Decree 196/2003 (as amended) is subject to exceptions and limitations to the exercise by the reported person.

How you can exercise your rights

Data subjects who wish to exercise their rights can send an e-mail to the ordinary e-mail address: gimetbrass@gimetbrass.it or by paper mail to the registered office.

Data subjects who also believe that the processing of personal data relating to them carried out by the organization is in violation of the provisions of the Regulation, have the right to

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lodge a complaint pursuant to art. 77 GDPR to the Data Protection Authority

personal (e-mail: protocollo@gpdp.it – www.garanteprivacy.it)

Last Updated

05/12/2023