

## **PRIVACY POLICY - SUPPLIER**

**Boies Schiller Flexner Studio Legale**, with registered office in Milan, via Orefici no. 2, 20123 Milan, Italy, VAT no. 14447100968 (hereinafter the "**Data Controller**"), in its capacity as Data Controller, informs you that the personal data (hereinafter the "**Data**") relating to your company (hereinafter the "**Data Controller**") and to the natural persons acting on its behalf, collected from the Supplier, will be processed in compliance with the provisions of the GDPR, the legislation on the protection of personal data and in accordance with the following information.

It is understood that it is the responsibility of the Provider to inform the natural persons acting on its behalf of the Provider of the processing of personal data referred to in this policy.

### **1. OBJECT OF THE PROCESSING**

The Data, subject to the processing referred to in this policy, can be traced back to the following categories of personal data:

- common data, i.e. personal data, contact data, bank data.

### **2. PURPOSES AND LEGAL BASES OF THE PROCESSING**

Personal data are processed for the purposes and legal bases described below:

- the fulfilment of contractual and pre-contractual obligations (pursuant to Article 6, paragraph 1 (b) GDPR), in particular for:
  - to assess the technical, economic and financial suitability of the Supplier as well as to verify the existence of the latter of the requirements required, as part of the qualification process, for the purposes of inclusion in the Data Controller's supplier database or its updating;
  - for the execution of contracts to which the Supplier is a party or for the adoption of pre-contractual measures adopted at the request of the same;
- the fulfilment by the Data Controller of legal obligations, regulations or national and EU legislation or imposed by the competent authorities (pursuant to Article 6, paragraph 1 (c) GDPR);

### **3. METHODS OF PROCESSING**

The processing of your data is carried out, both in paper and computerized mode in order to minimize the risk of destruction, loss (including accidental loss), unauthorized access/use or use incompatible with the initial purpose of the collection. This is achieved with the technical and organisational security measures implemented by the Data Controller.

### **4. DATA RETENTION**

The retention period of personal data, with regard to the purposes referred to in this policy, is not longer than that necessary for the purposes for which they were collected or subsequently processed in accordance with the provisions of legal, tax and civil law obligations, including for the management of any disputes. By way of example, data on tax and accounting matters will be kept for 10 years from the issuance of the invoice.

### **5. PROVISION OF DATA**

The provision of Data for the purposes sub a) and b) is necessary and any refusal to provide such data will make it impossible for the Data Controller to establish commercial relations with the Supplier.

## **6. COMMUNICATION OF DATA**

Within the scope of the aforementioned purposes, the Data Controller may communicate your data to:

- Offices and internal functions of the law firm;
- Control and supervisory bodies;
- Qualified professionals for the purpose of studying and resolving any legal and contractual problems, including tax experts;
- Public administrations and public authorities in the performance of their institutional tasks.

In addition, the data may be accessed by professionals, bodies and companies appointed as data processors pursuant to art. 28 GDPR and persons authorised pursuant to art. 29 GDPR and 2-quarterdecies of the Privacy Code. The updated list of data processors is kept at the Data Controller's headquarters.

## **7. DATA TRANSFER**

Personal data will be transferred to a third country or an international organization for the purposes indicated above on the basis of an adequacy decision pursuant to Art. 45 GDPR and in compliance with the adequate guarantees provided for by art. 46 GDPR.

## **8. RIGHTS OF THE DATA SUBJECT**

The Data Controller informs you that, as a data subject, if the limitations provided for by law are not met, you have the right to:

- obtain confirmation of the existence or otherwise of your personal data, even if not yet recorded, and that such data be made available to you in an intelligible form;
- obtain information and, where appropriate, a copy of: a) the origin and category of the personal data; b) the logic applied in the case of processing carried out with the aid of electronic tools; c) the purposes and methods of processing; d) the identification details of the Data Controller and the data processors; e) the subjects or categories of subjects to whom the personal data may be communicated or who may become aware of them, in particular if recipients of third countries or international organisations; (f) where possible, the period for which the data is retained or the criteria used to determine that period; g) the existence of an automated decision-making process, and, if so, the logic used, the importance and the expected consequences for the data subject; h) the existence of adequate safeguards in the event of data transfer to a non-EU country or an international organisation;
- obtain, without undue delay, the updating and correction of inaccurate data or, where interested, the integration of incomplete data;
- revoke at any time, easily, without hindrance, the consents given, using, if possible, the same channels used to provide them;
- obtain the cancellation, transformation into anonymous form or blocking of data: a) unlawfully processed; b) no longer necessary in relation to the purposes for which they were collected or subsequently processed; c) in the event of withdrawal of the consent on which the processing is based and in case there is no other legal basis, d) if you have objected to the processing and there is no overriding legitimate reason to continue the processing; e) in the event of compliance with a legal obligation; f) in the case of data relating to minors. The Data Controller may refuse erasure only in the case of: a) exercising the right to freedom of expression and information; b) compliance with a legal obligation, performance of a task carried out in the public interest or exercise of official authority; c) reasons of public health interest; d) archiving in the public interest, scientific or historical research or for statistical purposes; e) exercise of a right in court;

- obtain the limitation of processing in the event of: a) contesting the accuracy of the personal data; b) unlawful processing by the Data Controller to prevent its cancellation; c) exercise of your right in court; d) verification of the possible prevalence of the legitimate reasons of the Data Controller over those of the data subject;
- receive, if the processing is carried out by automatic means, without hindrance and in a structured, commonly used and readable format, the personal data concerning you in order to transmit them to another controller or – if technically feasible – to obtain direct transmission by the Controller to another controller;
- object, in whole or in part, for legitimate reasons, related to your particular situation, to the processing of personal data concerning you;
- lodge a complaint with the Italian Data Protection Authority.

In the above cases, where necessary, the Data Controller will inform the third parties to whom your personal data are communicated of any exercise of the rights by you, except in specific cases (e.g. when this fulfilment proves impossible or involves the use of means manifestly disproportionate to the protected right).

If the data subject believes that his or her rights have been compromised, he or she has the right to lodge a complaint.

For any further information, we invite you to consult the website of the Italian Data Protection Authority – [www.garanteprivacy.it](http://www.garanteprivacy.it) – where you will find a section dedicated to these rights.

## **9. HOW TO EXERCISE RIGHTS**

You may, at any time, exercise your rights:

- by sending a registered letter with return receipt to the address of the Data Controller;
- by sending an email to [privacy@bsflp.com](mailto:privacy@bsflp.com).