

# Information on the Processing of Personal Data For Business Information Purposes

**Rozes S.r.l.**, represented by its current legal representative, with registered office at via Giovanni Battista Tiepolo 67/A, 35129 – Padova, tax code and VAT number 04678820236, as data controller (hereinafter, “**Data Controller**” or “**Rozes**”) provides this information in accordance with privacy regulations, in particular Legislative Decree 196/2003 as amended by Legislative Decree 101/2018 and Regulation (EU) 2016/679 (hereinafter, “**GDPR**”), on the basis of the “Code of Conduct in Processing Personal Data for Business Information Purposes” (hereinafter, “**Code of Conduct**”), approved by the Garante per la Protezione dei Dati Personali, with Resolution of 29/04/2021, no. 181.

This notice is provided in order to give all individuals to whom the processed data may refer (hereinafter referred to as “**Data Subjects**”) the necessary information regarding the activities carried out by Rozes as a provider of business information, essentially based on the collection and processing of personal data from public sources or otherwise generally accessible and governed by the aforementioned Code of Conduct.

This information is therefore intended for:

- Any natural person the business information requested relates to
- Subjects legally and/or economically linked to the natural person the business information requested relates to
- Natural persons or other interested parties legally and/or economically linked to the legal person, entity, or association the business information requested relates to.

The Data Protection Officer (“**DPO**”) appointed by the Data Controller pursuant to Articles 37 et seq. of the GDPR can be contacted by sending an email to the address [dpo@rblex.it](mailto:dpo@rblex.it).

## Source of the Data

We inform you that, also in accordance with specific prefectural authorisation (pursuant to Article 134 of the Consolidated Text of the Public Security Laws, hereinafter referred to as “**T.U.L.P.S.**”), Rozes collects and processes both personal data provided directly by the data subjects, and some personal data from public registers, lists and archives or contained in acts or documents accessible to anyone (e.g. held by Chambers of Commerce or at the Revenue Agency) or otherwise generally accessible (as obtained, for example, from categorical lists, press releases and websites accessible to anyone).

## Types of Data

Rozes can collect information and data concerning organisational, productive, industrial, commercial, economic, financial, asset, administrative, and accounting aspects related to the activity carried out by economic operators (such as sole proprietorships or family businesses, small entrepreneurs, professionals, prominent figures of a company, etc.), as well as data related to individuals who do not carry out a business or professional activity (business information also includes data relating to, for example, Chamber of Commerce records, financial statements, records and events relating to bankruptcy or other insolvency proceedings, documents containing prejudicial information, cadastre-related data, as well as any judicial data reported in public or otherwise generally accessible sources).

Personal data may be further integrated and enriched upon request of our clients (i.e. public or private entities that require a business information service from Rozes). This integration is carried out through research conducted by private sources (other companies and economic operators) and

may include additional business information related to, for example, the payment habits of a company or professional in their commercial relationships with their customers, suppliers, or partners. This information is of an accounting nature and is processed in aggregate form within our systems and reports.

The acquisition and processing of special categories of personal data as defined in Article 9(1) of the GDPR, as well as information covered by trade and industrial secrecy, are excluded from the scope of business information activities. In the cases specifically provided for by the Code of Conduct, Rozes may process data relating to criminal convictions and offences (Article 10 of the GDPR) taken from public sources or, in certain circumstances, also from generally accessible sources such as those identified in the previous paragraph "Source of the Data".

### **Purpose of the Processing**

Data are processed by Rozes, as independent data controller, to provide third parties who request it (Rozes' clients) with business information services that are useful to assess the economic and commercial activities, reliability and capacity of a subject, to carry out checks in the context of any current or future commercial relationships (which, in absence of correct and complete information, could be precluded), as well as to protect related rights.

In addition to the above, the personal data collected by Rozes may be subject to analysis or statistical processing, both in automated form and through the work of experts, in order to formulate a judgement – even in summary form or in the form of a score – on the degree of solidity, solvency, and reliability of the target entity. This judgement will take into account, for example, the overall financial and economic situation of the target entity, as well as past and current credits and debts, also with reference to subjects with significant responsibilities or positions. All this in compliance with the provisions of the T.U.L.P.S., the relevant implementing regulations and the Ministerial Decree 269/2010.

### **Legal Basis for the Processing**

The processing of data for the aforementioned business information purposes, even when aimed at formulating, within the terms already specified, a judgement on the solidity, solvency, and reliability of the target entity, is based on:

- the legitimate interest of Rozes in providing business information services in accordance with Article 134 of the T.U.L.P.S. and Ministerial Decree 269/2010
- the legitimate interest of the clients who request such services, both to carry out due diligence on the economic, financial, and asset situation of the data subjects, as a safeguard, prior to the establishment and management of commercial relationships, including pre-contractual ones, the supply of goods, services and the definition of the relative payment terms and conditions
- the fulfilment of the related regulatory obligations by the clients, also in terms of anti-money laundering, fraud prevention and contrast, and the protection of their rights, including in court.

It is understood that such processing will be carried out in full compliance with the Code of Conduct and the applicable laws, and in respect of the interests, fundamental rights, and freedoms of the data subjects, pursuant to Article 6(1)(f) of the GDPR.

In no case shall the processing of evaluative information by Rozes, even when based on fully automated business information processes, including profiling, determine or imply the adoption of a decision by Rozes that produces legal effects or that in any case significantly affects the data subject in a similar way. Any decision affecting the rights and freedoms of the data subject is in fact taken exclusively by our clients, based on the whole set of personal data and information in their possession and not solely on the evaluative information processed and communicated by Rozes.

## **Processing Methods and Data Security**

Data are mainly collected through IT tools and, following specific IT checks aimed at guaranteeing their congruity, completeness, and accuracy, they are recorded in Rozes' electronic databases and periodically updated.

These databases are organised and managed with the necessary IT procedures to communicate to our clients, also electronically, documents containing data extracted from public sources and/or to analyse, compare, and process such data for the drafting of reports or dossiers of an economic or commercial nature to be provided to clients who request them.

Only duly authorised and trained persons may access the collected personal data for the purpose of providing business information services, as well as companies or contractors, appointed as Data Processors pursuant to Article 28 of the GDPR, who need to access the data for services functional to the processing in compliance with confidentiality obligations and the Code of Conduct. All personal data collected and processed are stored and protected with appropriate confidentiality and security measures.

## **Data Communication Scope**

Personal data may be communicated, also by electronic means, exclusively to our clients, both in Italy and abroad, who request it. These clients will act as independent data controllers. In cases where the communication of data to clients involves the transfer of data to third countries, Rozes will ensure compliance with the requirements set forth in Chapter V of the GDPR.

## **Data Retention**

Information from public sources related to negative events processed under the terms of this policy, as further detailed in the Code of Conduct, is stored by Rozes for the purpose of providing business information services, in compliance with the following time limits.

a) Information concerning bankruptcy or insolvency proceedings are kept for no longer than 10 years as from the date when the respective proceeding was initiated; thereafter the said information may be further used by Rozes if additional information is found on a subsequent bankruptcy or if it is found that a new proceeding was initiated and such proceeding is related to the target entity or any other entity connected with the latter – in which case the information may be processed further for no longer than 10 years as from the date when the relevant proceedings were initiated;

b) Information on negative events and cadastre-related information (mortgages and attachments) are kept for no longer than 10 years as from the date those events were registered, subject to their cancellation before the said deadline, in which case a record of such cancellation will be kept for 2 years.

Without prejudice to the foregoing, personal data coming from the sources identified in the previous paragraph may be stored by Rozes for the purpose of providing business information services to clients, for the period of time during which they remain known and/or published in such sources, in accordance with the provisions of the respective applicable regulations.

## **Rights of the Data Subjects**

Data Subjects have the right to exercise certain rights at any time, including: (i) the right of access, to establish whether and which data are processed by the Data Controller, (ii) the right to rectification and updating of inaccurate or incomplete data, (iii) the right to erasure of data in the cases provided for by Article 17 of the GDPR, (iv) the right to restrict processing when the conditions set out in Article 18 of the GDPR are met, (v) the right to be informed of any rectification, erasure, or restriction of

processing carried out by the Data Controller in relation to the recipients to whom the personal data have been disclosed, (vi) the right to lodge a complaint with the Data Protection Authority.

Data Subjects may exercise the right to object to the processing of business information by Rozes if they demonstrate, in accordance with Article 21(1) of the GDPR, that their interests, rights, and freedoms prevail over the legitimate interest of the Data Controller.

The exercise of the right to data portability (Article 20 of the GDPR) shall be considered excluded, with the sole exception of cases where the processing by Rozes concerns data collected directly from the Data Subject, is carried out through automated means, and is aimed at the execution of a contract between Rozes and the Data Subject.

Data Subjects may exercise their rights, provided that the request does not concern the rectification or integration of personal data of an evaluative nature processed by Rozes and concerning judgements, opinions, or other subjective assessments, or relating to indications of conduct to be held or decisions to be taken by Rozes.

Data Subjects may exercise their rights against the Data Controller by writing to the email address [privacy@rozes.it](mailto:privacy@rozes.it) or by sending a certified email to [rozessrl@legalmail.it](mailto:rozessrl@legalmail.it).

The Data Subject may also lodge a complaint with the Italian Data Protection Authority (Garante per la Protezione dei Dati Personali).