

Notice for Personal Data Processing Pursuant to Articles 13/14 of Regulation (EU) 2016/679 Business Partners / External Employees

Transparency and reliable processing of data subjects' personal data form an important basis for fostering solid collaboration. For this reason, **RWE Renewables Italia S.r.l.** provides information on the methods of processing data subjects' data in accordance with Articles 13 and 14 of the General Data Protection Regulation (Regulation (EU) 2016/679, hereinafter the “**GDPR**” or the “**Regulation**”) in the following cases:

- when the data subjects' employer is a contractual counterparty of RWE Renewables Italia S.r.l. or is about to initiate a business activity with RWE Renewables Italia S.r.l.; or
- when the data subjects themselves, as natural persons, are contractual counterparties of RWE Renewables Italia S.r.l. or are about to initiate a business activity with the latter (for example, in the form of a sole proprietorship).

1. Data Controller and Data Protection Officer

The Data Controller of your personal data is RWE Renewables Italia s.r.l., Via Andrea Doria 41/G, 00192, Rome, Italy (hereinafter, “**RWE**” or the “**Company**”).

Our **Data Protection Officer** can be contacted at:

RWE Renewables Italia s.r.l., Via Andrea Doria 41/G, 00192, Rome, Italy.

E-mail: dpo-south-europe@rwe.com.

Telephone: +39 06 95056648

2. Information on Data Protection

2.1 Specification of Personal Data of Data Subjects Being Processed

Personal data relating to employees or self-employed individuals who carry out their activities on behalf of suppliers or business partners who have a business relationship with RWE may be processed: the data is processed in the context of establishing a business relationship, concluding and executing a contract or other agreement.

The **following categories of personal data** may be processed: identification data, contact details (telephone number and email), contractual data, address, date of birth, professional details, qualifications, bank details and billing information.

2.2 Specification of Data Sources

RWE processes personal data received directly from **data subjects** or from **their respective employers** as part of the business or pre-contractual relationship. The Company may also receive data subjects' data from **other group companies** or **third parties** (in particular, from other business partners).

If RWE enters into a contractual relationship directly with the data subjects, the data may also be acquired from professional registers or public records, commercial information bodies (e.g., Creditreform) or other publicly accessible sources (insolvency notices, commercial registers, etc.).

3. Purposes of Data Processing and Legal Basis

a. Data Processing for Contract Execution

Data processing is essentially aimed at executing **pre-contractual measures** or the **conclusion and fulfilment of contractual relationships** between RWE and the contractual counterparty for whom the data subjects may carry out their work or professional activity.

In such cases, the legal basis is Article 6 Paragraph 1 **Letter b)** of the Regulation.

b. Data Processing for Compliance with Legal Obligations

RWE processes data subjects' data in order to **comply with legal obligations** to the extent that such activity is necessary (for example, to acquire information on foreign trade, payments and the European sanctions list).

In such cases, the legal basis is Article 6 Paragraph 1 **Letter c)** of the Regulation in conjunction with the respective legal provision.

c. Data Processing to Protect the Legitimate Interests of the Data Controller

In specific cases, RWE processes data subjects' personal data in order to **protect its legitimate interests** (except in cases where the data subjects' interests and rights in the context of data processing prevail over the Company's legitimate interests):

- investigation and management of complaints or protection from complaints in relation to the contract;
- in the context of access control, in order to protect the security of buildings;
- prevention of fraud or criminal offences and protection of IT systems, company assets and work premises, monitoring of insolvency procedures;
- credit reports on contractual counterparties;
- evaluation of the service provided by the contractor for potential re-engagements;
- implementation of compliance measures, such as carrying out checks that enable the Company to prevent any activities with sanctioned parties.

In such cases, the legal basis is Article 6 Paragraph 1 **Letter f)** of the Regulation.

4. Recipients of Data Subjects' Data

In specific cases, RWE Group may provide **data communication** to other RWE Group companies that provide centralised services for all or some RWE group companies (e.g., maintaining and managing the RWE Group's supplier database). In certain circumstances, data communication to carefully selected external service providers appointed as data processors (pursuant to Article 28 of the Regulation, e.g., IT service providers, ERP management systems used by the Company, external tax consultants / auditors, etc.) may also be allowed. A list of subjects appointed as data processors can be requested using the contact details provided above.

In **other cases**, data is only provided to recipients external to the Company if: **(i)** such activity is permitted or required by law or other regulatory provisions and/or European legislation; **(ii)** data communication is necessary for the purposes of processing and, consequently, for the fulfilment of the contract. In such cases, the **recipients of personal data** will process the data as independent data controllers and may consist of: public bodies and institutions (e.g., public prosecutor's office, police, supervisory authorities, tax office, in the event of legal or official obligations); companies that carry out checks on reliability (e.g., financial, related to the protection of human rights: so-termed *compliance check*) or technical-professional suitability during the selection phase of suppliers that RWE intends to use.

5 Verification of the Transfer of Data Subjects' Data to Countries Outside the EU or the European Economic Area ("Third Countries")

Individual services and benefits are provided by carefully selected and appointed service providers also based **outside** the European Union and the European Economic Area (so-termed "**Third Countries**") such as, for example, IT service providers. If these service providers require access to personal data during the provision of the service, such transfer to Third Countries takes place in accordance with the safeguards set out in Chapter V of the Regulation.

In the absence of an **adequacy decision** by the European Commission pursuant to Article 45 of the Regulation, RWE provides **appropriate guarantees** to ensure an adequate level of data protection, including the adoption of **standard data protection clauses** (so-termed "Standard Contractual Clauses"). Data subjects have the right to request further information and receive copies of specific contracts at any time by contacting the Company or the DPO at the contacts provided above.

6 Duration of Storage of Data Subjects' Data

In general, data is **deleted** as soon as it becomes superfluous with respect to achieving the purposes for which it was collected. Storage obligations provided for by law or based on the Company's legitimate interests (for example, the assertion, exercising or defence in court of RWE's rights) are taken into account to determine the storage period: specifically, personal data relating to relationships with suppliers and business partners will be kept for a period not exceeding 10 years from the conclusion of the contractual relationship.

7 Obligation to Provide Personal Data

Normally, the communication of personal data is required **for the conclusion or fulfilment of contracts** entered into.

If such data **is not provided**, it will generally not be possible to properly execute the contractual relationship.

8. Processing Methods and Existence of an Automated Decision-Making Process, Including Profiling

The processing of personal data will take place with the support of **paper, computer or online means**, in compliance with current legislation, in order to guarantee its security and confidentiality.

No **automated decision-making processes**, including profiling, are carried out.

9. Rights of Data Subjects

By sending a communication to the contact details indicated above, you can **exercise the rights referred to in Articles 15 to 22 of the GDPR**, including, in summary, those of:

a) Right of Access

You have the right to obtain confirmation as to whether or not personal data concerning you is being processed and to obtain access to your personal data and the information indicated in Article 15 of the GDPR.

b) Right to Rectification

You have the right to obtain the rectification and/or integration of your data if such data is inaccurate or incomplete. The Company must rectify the data immediately.

c) Right to Restriction of Processing

You can request the restriction of processing of personal data.

d) Right to Erasure ("right to be forgotten")

You can request the Company to immediately erase personal data concerning you without undue delay.

e) Right to Data Portability

In the cases provided for, you have the right to obtain a copy of the personal data concerning you and whose processing is based on your consent or on a contract in force in a structured, commonly used and machine-readable format.

In exercising this right, you also have the right to request that the personal data concerning you be transmitted directly to another data controller, to the extent that this is technically feasible.

f) Right to Object

You have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data carried out on the basis of Article 6 Paragraph 1 Letters e) or f) of the GDPR; this also applies to profiling based on these provisions.

To declare your objection, please contact us using the contacts provided above.

g) Right to Lodge a Complaint with the Supervisory Authority

Without prejudice to any other administrative or judicial remedy, you have the right to lodge a complaint with a Supervisory Authority, in particular in the Member State of your habitual residence or place of alleged infringement, if you consider that the processing of your personal data infringes the GDPR. To facilitate you in exercising your rights, below you will find the address of the web page of the competent Supervisory Authority in relation to the Company (<https://www.garanteprivacy.it/>) and other useful contacts.

Data Protection Authority:

E-mail: protocollo@gpdp.it

Certified E-mail: protocollo@pec.gpdp.it

Telephone: +39 06 696771