

PRIVACY POLICY PURSUANT TO ARTICLE 13 OF THE EU REGULATION 2016/679 (CUSTOMERS)

Pursuant to the EU Regulation 2016/679 on personal data protection (“Regulation”) and to every other national and/or EU legislation on personal data protection, BrianPack s.r.l. (c.f. 03150130965), with its registered office in Lissone, Via Leonardo Da Vinci, 49/51, informs you that personal data (“Data”) you provide entering into and/or executing contract or otherwise collected during Controller’s activity, may undergo processing.

1) CONTROLLER

Controller is BrianPack s.r.l. (c.f. 03150130965), with its registered office in Lissone, Via Leonardo Da Vinci, 49/51. To exercise any of the rights provided for in clause 6), can be contacted at the registered office of the Company, or by e-mail at the address info@brianpack.com.

2) PURPOSE AND LEGAL BASIS OF PROCESSING

Controller collects and processes your personal data relating to the contractual relationship between you and the Company. Information processed are necessary for the performance of the contract between you/your company and our Company (for example contact data, banking data, etc.). Purposes and legal basis of the processing of your personal data (“Data”) are set out below.

Company processes Data for:

- (i) managing and performing the contractual relationship between you and our Company and for purposes related to the handling of the relationship (for example administrative, accounting or tax compliance).
Legal basis of Data processing for such purposes is the performance and the proper management of the contract between you and the Company, according to points (b) and (c) of Article 6(1) of the GDPR 2016/679;
- (ii) management of litigation in the event of non-compliances, objections, legal disputes and/or transactions.
Legal basis of Data processing for such purpose is the pursuing of our and/or third party legitimate interest (for example in case of litigations), according to point (f) of Article 6(1) of the GDPR 2016/679; according to the assessment carried out by the Company, such interest is not affecting your rights.
- (iii) commercial purposes, intended to offer promotions, services and products similar to those already provided, by mean of commercial communications. Legal basis of Data processing for such purpose is the point (f) of Article 6(1) of the GDPR. If you no longer wish to receive commercial communications, simply click the unsubscribe link in the bottom of the e-mail communication, or write an e-mail to info@brianpack.com;
- (iv) compliance with legal obligations, regulations, national and EU legislation, or provisions issued by authorities empowered to do this by law. Legal basis of Data processing for such purpose is to fulfil the obligations required by laws and by applicable law, according to point (c) of Article 6(1) of the GDPR 2016/679

For such purposes, our Company will process only personal Data (for example, personal information, contact data, banking data, etc.); no special categories of personal data as set out in Article 9 GDPR 2016/679 will be processed.

3) RECIPIENTS/ CATEGORY OF RECIPIENTS OF DATA

Data will be not disseminated and may be disclosed for the set above purposes, to the following category of entities, all established in the Union: (i) other Companies cooperating to the performance of contract, like companies

supplying goods and services, including transporters; (ii) people, companies, associations, consultants or professional firm

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providing assistance and advise services or activity, regarding but not limited to, accounting, administrative, legal, tax and financial matters; (iii) banking institutions for remunerations supplying and insurance companies; (iv) entities empowered to access to Data by law and secondary legislation or by authorities empowered to do this by law; (v) entities who provide managing services for the informatic system used by Brianpack and for telecommunications networks.

Entities included in the above categories will use Data like independent controllers or like processors.

Data may be brought to the knowledge of our employees who will process them like processors.

In general, the data will be kept directly by the Controller, that has adopted safety measures that guarantee the safety of the data. The data can also be transferred to a Cloud filling system with a data centre based in an extra EU country. In this case, it will be verified that the Cloud filling system supplier is compliant to the Regulation's data treatment (also through a cryptography system) and that the data will be store in a datacentre based in a country in which the conditions for adequacy are present for the purpose of transfer, as laid down in the Article 44 et seq. of the Regulation.

4) PROVISION OF DATA AND CONSEQUENCES OF NON-PROVISION OF DATA

For the purposes set out above, Data processing is necessary and failing in provide such Data will make the performance of the contract between you and the Company impossible.

5) CRITERIA OF DATA STORAGE

Data will be processed for the entire duration of the contractual relationship with our Company; after that, Data will be stored pursuant to ordinary statute of limitations as set out in Civil Code or by particular legal provisions, for administrative purposes and/or for the establishment, exercise or defence of legal claims or legitimate interest and the will be erased to the termination of the purposes for which were collected.

6) RIGHTS OF DATA SUBJECTS

When required under the provisions of Regulation 2016/679, you can exercise any of the rights set out in Article 15 et seq. and so you can:

(i) Obtain from the Controller confirmation as to whether or not Data are being processed and, where that is the case, access to information related to such processing; (ii) request from the Controller rectification of inaccurate or incomplete Data; (iii) request the erasure of Data; (iv) request restriction of Data processing; (v) request to receive your Data in a structured, commonly used and machine-readable format or transmit those Data to another Controller, if technically possible (i.e. data portability).

You have also the right to object, in whole or in part, the processing of your Data for legitimate reasons.

You shall exercise your rights without a formal procedure using the contact details set out in point 1).

If you consider that the processing of the provided Data infringes the regulation on personal data protection, you have the right to lodge a complaint with the Supervisory Authority for data protection (www.garanteprivacy.it).

The Controller

