

PRIVACY NOTICE
pursuant to art. 13 of the Regulation (EU) 679/2016 (“GDPR”)

1. Data Controller: Schenker Italiana S.p.A.

For the purposes hereof, the data controller is the company Schenker Italiana S.p.A., with registered office in Peschiera Borromeo (MI), Italy, Via Fratelli Bandiera 29, Tax Code and VAT number 00916900152 (hereinafter the “**Company**”, or “**Data Controller**”).

For any clarification on how personal data is processed by the Company, you may contact the Company at any time:

- by email to: privacy.it@dbschenker.com
- by mail to: Privacy Officer - Via Fratelli Bandiera 29 - 20068 Peschiera Borromeo (MI) - Italy.

2. Data Protection Officer: LCA Servizi S.r.l.

The Company appointed LCA Servizi S.r.l. – a company with registered office in Milano, Italy, Via della Moscova 18, Tax Code and VAT Number 09299280967 – as Data Protection Officer pursuant to articles 37 and the following of the GDPR (hereinafter “**DPO**”). The DPO may be contacted at any time by email at dpo@lcalex.it.

3. Data collected

The personal data collected by the stipulation of any contractual documentation (i.e. personal data, contact data), as well as the personal data of any employees and collaborators of the data subject - a customer of the Company -, which may be disclosed to the Data Controller and processed by the latter for the purposes of performing the contract and the relevant project, is limited to the data required:

- (i) for the performance of the stipulated contract;
- (ii) for the fulfilment of the Data Controllers’ obligations; and
- (iii) for the notices exchanged with the data subject (also for information-marketing purposes) (hereinafter jointly referred to as “**Data**”).

The data subject undertakes to give this notice to its employees and collaborators in case of any disclosure of the relevant personal data during the performance of the contract.

We also invite you not to disclose to the Company any third party’s personal data, unless this is strictly necessary for the achievement of the data processing purposes: in this case, we remind you to perform any law obligations relating to personal data protection and, in particular, to inform third parties about the disclosure of their data and collect their consent, if necessary.

4. Legal basis and purposes of data processing

Performance of the contract

Data shall be processed:

- (i) for the purposes of performing the stipulated contract; and, consequently,
- (ii) for the performance of the relevant law obligations.

The **legal basis** for personal data processing is the performance by the Data Controller of the contract that has been stipulated with the data subject, as well as the fulfilment of legal obligations.

The processing of Personal Data for the purposes specified above is compulsory and necessary for the proper execution of the activities referred to above. Any refusal – full or partial – to provide Data for such purposes will not allow the Data Controller to perform the contract.

Sending of information-marketing communications

The Data consisting of data subject’s contact data (namely, the email address) shall also be used to allow the employees of the Data Controller’s customer, by virtue of their role, to benefit from the newsletter service implemented by the Data Controller, i.e. to send information-marketing communications.

Such processing is founded on the legal basis of the Data Controller’s legitimate interest to send to the relevant employees of its customers information relating to the products offered by the Company as well as the news about the Company and the events attended. Such interest is compatible with the data subjects’ expectations to be always informed about the Data Controller’s projects and initiatives, by virtue of the contractual relationship established between the Company and the customer the employees work for.

At any time it will be possible to object to processing and cancel the registration for the information-marketing communication service by following the procedure specified in each communication or by sending a specific request to the addresses specified in the following article 10, expressing the willingness to unsubscribe.

5. Data notification and Data recipients

Data will be processed by the Data Controller and by the persons designated by the same (for example, persons in charge of IT system management, of legal affairs, of the administrative department) may be notified to third parties only if that is necessary for the performance of the activities referred to in Paragraph 4 above.

Third party Data recipients, independent data controllers or data processors, are persons (including companies of the DB Schenker Group) who perform, on behalf and in favour of the Data Controller, tasks of technical nature (for example, IT service providers), of organisational kind or professional assistance/advice and service supply (in particular, with regard to administrative-accounting and legal services, freight forwarders, carriers, banks or other payment institutions).

The full list of Data processors is kept at the Data Controller's offices and may be consulted on request, to be sent to the addresses specified in Paragraph 10 below.

6. Place of Data processing

The Data processing shall be made at the Company's offices and the Data shall be stored in servers and/or archives located within the European Union or outside the European Union, however exclusively in case of Data transfer to affiliated and subsidiary companies of the DB Schenker Group for administrative-accounting purposes (therefore, by virtue of the Data Controller's legitimate interest). Such transfer will take place only and solely in Countries that guarantee personal data protection as guaranteed by the EU law or, in any case, subject to the adoption of the measures required to ensure a standard of Data protection similar to the one guaranteed within the European Union (stipulation of the so-called Standard Provisions in accordance with the rules established by the European Commission, or of the so-called binding corporate rules).

7. Data disclosure

The Data shall not be disclosed.

8. Data retention period

Data will be processed both on paper and by electronic, digital or automated media, through systems ensuring their protection, security and confidentiality.

In addition, the Data Controller has adopted specific and adequate, logic, legal, organisational and technical security measures to prevent Data loss, illegal use or non-permitted use and unauthorised access.

Data is processed only for the time strictly required to achieve the purposes for which it has been collected. In particular – for the purposes specified in Paragraph 4 – data will be retained for the entire duration of the contractual relationship and for the period of limitation envisaged by the applicable regulatory provisions.

The Data consisting of contact data (*i.e.* email data) used to send information-marketing communications will be retained and processed for these purposes for a period of max. 24 months.

9. Rights of the data subject

The data subjects hold the rights granted by the GDPR. In particular, pursuant to articles 12-23 of the GPDR, the data subjects are entitled to request and obtain, at any time, access to their personal data, information about data processing, personal data rectification and/or update, erasure and restriction of processing. They are also entitled to object to processing and to request data portability (*i.e.* to receive personal data in a structured, commonly used, machine-readable format). Finally, the data subjects are entitled to revoke their consent at any time (in any case this shall not affect the lawfulness of the data processing made on the basis of the consent given before its revocation) and to file any complaint to the supervisory authority (in Italy: the Personal Data Protection Authority).

10. Contact data

The aforementioned rights may be exercised at any time upon request to be sent to the Data Controller:

- by e-mail to: privacy.it@dbshenker.com
- by mail to: Privacy Officer - Via Fratelli Bandiera, 29 - 20068 Peschiera Borromeo (MI) - Italy.

For any other information or clarification about the rights referred to above, you may contact the Data Controller at the same addresses.