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## **PRIVACY POLICY PURSUANT TO ARTICLE 13 OF REGULATION (EU) 2016/679 – CONTACT REQUEST**

In accordance with Regulation (EU) 2016/679 (“GDPR”), the data subject is hereby informed that:

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### **A. Data relating to the Data Controller and the Data Protection Officer (DPO)**

- (i) The Data Controller is Elmec Informatica S.p.A. (“Elmec Informatica”), Via Pret 1, 21020 Brunello (VA) – telephone: +39 0332 802537 – email: [privacy@elmec.it](mailto:privacy@elmec.it) – certified email (PEC): [elmec.informatica@elmecpec.com](mailto:elmec.informatica@elmecpec.com).
- (ii) The Data Protection Officer (DPO) can be contacted at: [dpo.elmecinformatica@elmec.it](mailto:dpo.elmecinformatica@elmec.it).

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### **B. Purpose of processing, legal basis and retention period**

The personal data provided in the “Contact” form will be processed by Elmec Informatica for the following purposes:

- a. To provide the information requested by telephone and/or email.

The legal basis for this processing is the performance of a contract to which the data subject is party (aimed at fulfilling your request for information). Such data will be retained for the time strictly necessary to respond to individual requests and any subsequent follow-up activity, no later than the conclusion of the relationship with the data subject.

- b. **Profiled marketing:** analysis of your preferences, habits and behaviours inferred from the data you provide directly via the form, combined with data relating to your browsing on our website (in particular, actions carried out online). These data are collected via cookies in order to create a commercial and behavioural profile on the web, enabling us to send/offer you personalised commercial communications and carry out targeted promotional actions based on your interests.

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For the list of profiling cookies, please refer to the dedicated cookie policy (<https://www.elmec.com/privacy/Cookie-Policy.pdf> ).

Processing of your data for this purpose will only take place with your prior consent (optional and revocable at any time).

Data will be processed until consent is withdrawn. It is understood that data resulting from the analysis will be retained for 24 months and, upon expiry of this period, deleted or anonymised by automatic overwriting.

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## **C. Mandatory nature of data provision**

Providing data is mandatory in order to supply the requested information (see section B.a)). Without this, Elmec Informatica will not be able to fulfil your request.

Please note that consent for processing your data for profiled marketing purposes (see section B.b)) is optional.

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## **D. Data recipients and transfer of personal data to non-EU countries**

Your data may be disclosed to entities acting as controllers (such as, by way of example, supervisory and regulatory authorities and any public entity entitled to request data under law) or processed, on behalf of Elmec Informatica, by entities designated as processors, who are given appropriate operational instructions, including the company providing cloud-based marketing automation platform management services and the company providing email marketing services.

As a result of these services, data may be transferred to countries outside the EU. Where such countries have not been deemed adequate by the European Commission, Standard Contractual Clauses adopted by the European Commission pursuant to Article 46(2)(c) GDPR will be signed.

Further information on the third countries to which data are transferred, the existence or absence of an adequacy decision, or the appropriate safeguards used, and how to obtain copies of the relevant documents, can be obtained by contacting Elmec's Privacy Office via email at [privacy@elmec.it](mailto:privacy@elmec.it).

Elmec Informatica S.p.A.

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## **E. Persons authorized to process data**

Data may be processed by employees of the corporate functions responsible for pursuing the above purposes, who have been expressly authorised to process data and have received appropriate operational instructions.

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## **F. Data subject rights**

- By contacting the Privacy Office via email at [privacy@elmec.it](mailto:privacy@elmec.it) or the Data Protection Officer at [dpo.elmecinformatica@elmec.it](mailto:dpo.elmecinformatica@elmec.it), data subjects may request from the controller access to their data, erasure, rectification of inaccurate data, completion of incomplete data, restriction of processing in the cases provided for by Article 18 GDPR, as well as object to processing for reasons related to their particular situation in cases of legitimate interest of the controller.
- Data subjects also have the right, where processing is based on consent or contract and carried out by automated means, to receive the data they have provided in a structured, commonly used and machine-readable format and, where applicable, to transmit them to another controller without hindrance. It is understood that "derived" data resulting from analysis of behaviour (including your profile created to provide you with advertising tailored to your interests as specified in section B.b)) are not portable.
- Data subjects have the right to lodge a complaint with the supervisory authority in the Member State where they habitually reside or work, or in the State where the alleged infringement occurred.
- Data subjects have the right to withdraw consent at any time, as well as to object at any time, for reasons related to their particular situation, to processing carried out on the basis of legitimate interest, and to object at any time to processing carried out for direct marketing purposes, including profiling related to such marketing.

In particular, please note that, with regard to promotional communications sent by email, you may object to processing at any time, easily and free of charge, by using the "unsubscribe" function included at the bottom of each email.

(Last updated: November 2024)