

Disclosure pursuant to Article 13 and Article 14 of the EU Regulation 2016/679 on the Processing of Personal Information within the Whistleblowing Reporting System ("Whistleblowing")

Autostrade per l'Italia S.p.A. adopted the "Whistleblowing" instrument, to report illegal conducts perpetrated within the employment relationship, on behalf of its employees, the staff employed in the "ASPI Group" companies and all third parties (collaborators/suppliers), in compliance with the existing law (Law 231/2001, as amended by Law 179/2017).

Autostrade per l'Italia adopted the "Whistleblowing Management Procedure" to manage incoming Reports and adopting appropriate measures to protect all the parties concerned in compliance with paragraph 2-bis, 2-ter and 2-querter of Article 6 of Law 231/2001, as presented in the above-mentioned Law 179/2017 ("Provisions to protect people reporting crimes or irregularities which come to their knowledge while performing a public or private employment relationship") and of the regulation on the Processing of Personal Information [EU Regulation n. 2016/679 ("GDPR") and Decree Law n. 196/2003, as amended by Decree Law n. 101/2018 ("Privacy Code")].

Pursuant to Article 13 and Article 14 of the EU Regulation n. 2016/679 (hereinafter referred to as "GDPR"), Autostrade per l'Italia S.p.A. submits the disclosure on the processing of personal data related to the parties concerned in the reception and management of Reports (hereinafter referred to as "Whistleblowing").

1. DATA PROTECTION OFFICER

Autostrade per l'Italia S.p.A., hereinafter referred to as ASPI, with registered office in 50, via Bergamini, 00159 Rome.

The Data Protection Officer (DPO) for Autostrade per l'Italia S.p.A. can be contacted through the e-mail address dpo@pec.autostrade.it.

The subsidiary companies belonging to the ASPI Group, as well as the parent company Atlantia act as independent Data Protection Officers for the processing of their employees'/collaborators' and/or suppliers' personal information, and for the management of relevant Whistleblowing procedures, according to the provisions of Service Order n. 7/2001 and the " Whistleblowing Management Procedure".

2. TYPO OF PROCESSED INFORMATION

The personal data processed for the purposes of "Whistleblowing" include the information of the " Whistleblower", the information of the "Reported party" and data related to people involved and/or linked to the facts of the Report (hereinafter referred to as "Concerned parties").

The personal information collected and processed by Autostrade per l'Italia S.p.A. include "common" personal data of Concerned Parties (personal information, roles, contacts as: mail address, postal address, phone number) and, where required, also specific information of people belonging to the categories defined under Article 9 of the GDPR.

The information can be directly collected from the Concerned party or through other people involved in the Report, by means of specific platform and/or through the communication channels defined under section 4 below.

The information is voluntarily provided by the Concerned Party/ Whistleblower, provided that the party does not decide to provide their data anonymously to Autostrade per l'Italia S.p.A., which undertakes to only process the information for the purposes defined under section 3 below.

3. PURPOSES AND LEGAL BASIS OF THE PROCESSING

Personal information provided for "Whistleblowing" purposes is exclusively processed to investigate and assess the facts reported and to adopt relevant measures.

More specifically, personal information is collected according to the "principle of data minimisation", meaning that the data subject to collection and retention are exclusively those required and relevant for the above-mentioned purposes.

Information provision is voluntary, and the Concerned party is only required to provide the data needed to describe the facts of the Report, without adding personal information other than that required for the above-mentioned purposes. If such information is provided, Autostrade per l'Italia S.p.A. will refrain from using said data.

The Data Protection Officer having a legitimate interest can process the Personal information, pursuant to art. 6, par. 1, let. f) of GDPR; the DPO is also entitled to manage Whistleblowing reports which came into knowledge of Whistleblower for work reasons and/or within the performance of their job, and to protect the parties involved in the Whistleblowing process, both internal and external to the Company.

Pursuant to art. 6, par. 1, let. f) of GDPR, the Data Protection Officer having a legitimate interest can process the Personal information defined under Article 9 of the GDPR, to establish, exercise or defend a right in a legal claim pending before a court, as well as in the legal basis under art. 6, par. 1, let. b) of the GDPR ("contract execution") for certain employment aspects.

4. PROCESSING METHODS

Personal information is collected, pursuant to the existing law, by means of electronic, technical and manual tools, in line with the above-mentioned purposes, to ensure the data safety and confidentiality.

More specifically, data are collected through the following electronic/telematic tools:

- The on-line "Whistleblowing" platform available on the website of Autostrade per l'Italia S.p.A.
- the email address: segnalazioni@autostrade.it,

and through manual tools such as electronic mail at: Ethic Officer – Team Segnalazioni di Gruppo ASPI, via Bergamini, 50 Roma, or to the addresses:

Data collected through electronic/telematic tools will not be subject to total automatic processing as defined under Article 22 of the GDPR.

Specific safety measures will be adopted to prevent loss, illicit or incorrect use of data and unauthorised access.

Moreover, further technical and organisational measures will be adopted pursuant to Article 32 of the GDPR, to ensure the protection of the identity of the Concerned parties as well as the anonymity of the Whistleblower and the full anonymity when accessing the platform (no log).

5. TIME OF DATA STORAGE

Personal data will be exclusively stored for the time required to fulfil the purposes of their collection in compliance with the principle of minimisation stated under Article 5.1.c) of GDPR and, more specifically, for the purposes of investigation, to complete the Whistleblowing procedure and to adopt relevant provisions, in case of assessment of illicit conduct.

6. DATA RECIPIENTS

Only those in charge of data processing, such as the DPO, and those authorised to carry out the processing operations within said operations will come into knowledge of collected personal information within Autostrade per l'Italia S.p.A.

Also third parties (subsidiaries or third companies such as IT suppliers) can come into knowledge of the above-mentioned data, as they enable to preserve the correct functioning of the operations and tools involved in the Whistleblowing system; they are allowed to retain said data for the same purposes stated under the previous section 3, and, for this, they will be appointed "Data Protection Officers" pursuant to Article 28 of the GDPR.

In order to carry out certain operations related to Whistleblowing, and in line with the purposes stated under section 3, Autostrade per l'Italia S.p.A. will be entitled to communicate said data to the companies belonging to ASPI Group or to the parent company Atlantia. More specifically, said companies, which can receive personal data, will act as autonomous data protection officers, as specified under the previous section 1, to carry out the investigation or to define the Report and adopt relevant measures in case of assessment of the illicit conduct.

The full list of subjects in charge of processing personal data is available at the DPO.

In no case the data will be disseminated.

7. RIGHTS OF THE CONCERNED PARTIES

Articles from 15 to 22 of the GDPR entitle the Concerned Parties to a set of specific rights such as the right to access, correct, erase and limit the processing of personal data.

The above-mentioned rights can be exercised through direct request to the DPO to be made at the following PEC address: dpo@pec.autostrade.it, by using specific forms drafted by the DPO and available on the website www.autostrade.it.

The Concerned Party will have the chance to file a complaint pursuant to Article 57 let. f) of the GDPR to the Data Protection Authority.

In the event the exercise of said rights on behalf of the Reported party might effectively undermine the protection and confidentiality of personal data of the Whistleblower, the DPO can limit, delay or exclude said exercise, pursuant to Article 2-undecies, par. 1, let. f) of the Privacy Code, and decides to terminate the investigation.

In said cases, the Concerned Party might exercise their rights, pursuant to Article 2-undecies, par. 3 of the Privacy Code, through the Data Protection Authority by adopting the provisions stated under Article 160 of the Privacy Code.

8. TRANSFER OF PERSONAL DATA ABROAD

The management and retention of data is made through servers of third companies appointed as DPOs, as stated under the previous section 6, both located in Italy and within the EU.

Personal data are not subject to transfer outside of the European Union.

Where required, the DPO will have the possibility to change the storage and server locations in Italy and/or within the EU and/or in Non-EU Countries. In this last case, it is hereby guaranteed that the transfer of data in Non-EU Countries will be carried out in line with the existing provisions set out by law, by ratifying, where required, agreements to endure an appropriate level of protection and/or by adopting Standard Contract Clauses provided for by the EU Commission.

11 March 2021