



INFORMATION NOTICE ON THE PROTECTION OF PERSONAL DATA - Pursuant to art. 13 of (EU) Regulation 679/2016 on the Protection of Personal Data ("General Data Protection Regulation", in short GDPR)

DATA CONTROLLER

UBI Factor S.p.A. (hereinafter "**UBI Factor**"), with registered office at Via Fratelli Gabba, 1, 20121 Milan, as the **Data Controller** of your personal data, provides you with the following information:

DATA PROTECTION OFFICER

UBI Factor has appointed a Data Protection Officer (DPO), which can be contacted at the following addresses:

postal address: UBI Banca S.p.A. - Data Protection Officer: Via Don Angelo Battistoni, 4 - 65035 Jesi (An)

email: DPO@ubifactor.it

certified email (PEC): DPO.pec@pecgruppoubi.it

PURPOSE, LEGAL BASIS OF THE PROCESSING AND DATA RETENTION PERIOD

Personal data (1) regarding the data subject is collected and processed in order to allow UBI Factor to carry out the following activities, for the purposes indicated below:

- Compliance with legal, fiscal, accounting, pre-contractual and contractual obligations;
- Client management;
- Financial services;
- Reporting and internal control services;
- Possible credit recovery, management of any complaints and/or disputes;
- Statistical analyses other than marketing analyses.

Persons in charge of the processing service, on request, may explain to which of these items the Data that is requested or already in our possession belong.

1) Pre-contractual and contractual purposes

Purposes necessary for the management of the products and/or services of UBI Factor covered and/or in the process of being covered by an agreement and/or requested by you, including: i) the acquisition of all information useful and/or necessary for the execution of the agreement, also in connection with the needs of credit risk mitigation, ii) the execution of obligations, including administrative and accounting obligations, arising from the contracts to which you are one of the parties or to fulfill, before the conclusion of the agreement, your specific requests, also by means of remote communication or, where necessary, profiling techniques (as described in the paragraph "methods of processing").

The legal basis for the processing is **the agreement** or the need to verify the request made by you before the agreement was concluded.

In any case, pursuant to the law, it is not necessary to obtain the consent for processing of such data.

The data retention period corresponds to the term of the relationship or individual transaction, without prejudice to the retention requirements for other purposes listed in this information notice.

2) Purposes linked to legal obligations

Purposes linked to the fulfillment of obligations provided for by the law, regulations, EU legislation as well as provisions issued by Authorities empowered to do so by the law or by competent Supervisory or Control Authorities, as well as fulfillment of requests made by Judicial Authorities.

Within the scope of this purpose, the methods of processing may also include profiling and comparison of data (as described in the paragraph "methods of processing").

The legal basis of the processing is **the fulfillment of a legal obligation**; so, according to the law, also in this case the consent is not necessary.

The data retention period varies according to the reference legislation (for example, the mandatory period of retention of documents and correspondence is 10 years, as well as the obligation to produce documentary copies of the individual transactions carried out; for state-of-the-art electronic signature, the period of retention is 20 years), without prejudice to the conservation requirements for other purposes listed in this information notice.

3) Purpose of credit recovery and management of any complaints and/or disputes

Purposes linked to credit recovery and the management of any complaints and/or disputes of any nature and in any place and at any level, both in and out of court. Within the scope of these purposes, processing methods may also include profiling and comparison of data (as described in the paragraph "methods of processing").

The legal bases of the treatment are, depending on the type of processing and dispute, **the agreement, the legal obligations and the legitimate interest in ascertaining, exercising or defending a right of the holder in court**; so also in this case, according to the law, the consent is not necessary.

The data retention period varies according to the reference legislation, without prejudice to the storage requirements for other purposes listed in this information notice.

4) Purpose of reporting and internal control

Purposes linked to the verification of the functionality and suitability of the internal organization, in order to ensure the compliance of the processes with the provisions of the law and to guarantee the correct operation of UBI Factor. Within the scope of this purpose, the methods of processing may also include profiling and comparison of data (as described in the paragraph "methods of processing").

The legal bases of the processing are, depending on the type of controls and analyses carried out, **the legal obligations and the legitimate interest of the owner**, so also in this case, according to the law, the consent is not necessary.

The data retention period varies according to the reference legislation, without prejudice to the storage requirements for other purposes listed in this information notice.

CONSEQUENCES OF REFUSAL TO PROVIDE DATA

If the processing of your personal data represents a legal or contractual obligation or constitutes a necessary requirement for the execution of an agreement, your refusal to provide the necessary information may make it impossible for UBI Factor to fulfill the requests made.

CATEGORIES OF PERSONAL DATA

Personal data that may be processed for the purposes indicated above is personal data regarding customers, including prospective ones, their contact details and links with other persons or subjects, their balance sheets, data relating to banking relationships, debt behavior, reliability or punctuality of payments, the performance of business activities and other commercial information or in any case relating to the relationship with UBI Factor or to offers of services/products and unlawful or fraudulent conduct. In order to use specific services, if they are activated by you, data that indicate your geographical location (so-called "geolocation") may also be processed, since it is intrinsically related to the technology of the service provided.

SOURCE OF PERSONAL DATA

UBI Factor will process personal data provided directly by you as well as data from public sources or supplied by third parties, such as, for example, when transactions are carried out by other parties on your behalf (e.g. transfers) or, in case of requests for products and/or services made by you, also through parties used by UBI Factor (e.g. informants and/or companies of the UBI Group).

You may provide further personal data via the Internet using applications (Application Software, the so-called "App") or computer programs used by you to benefit from the services/products offered by UBI Factor.

METHODS OF PROCESSING

Your data is processed by manual and / or automated tools, with methods closely related to the purposes indicated above and, in any case, to ensure security, protection and confidentiality of your data. For the purposes indicated above, your data may be processed using profiling methods, that is automated processing used to analyze and evaluate specific personal aspects such as, for example, economic and financial situation, bank transactions, reliability, commercial interests, in order to fulfill specific legal obligations (for example, anti-money laundering).

SUBJECTS OR CATEGORIES OF SUBJECTS TO WHOM PERSONAL DATA MAY BE COMMUNICATED

In order to achieve these purposes, UBI Factor may **communicate**, by transmission, its data to certain subjects, including foreign subjects, belonging to the categories referred to in note no. (2).

The subjects belonging to these categories will use the data received as independent "controllers", unless they have been designated by UBI Factor as specific "processors". An updated list of the processors is available on the company's website.

The personal data provided may be transferred out of the domestic territory to countries belonging to the European Union. Any transfer of personal data to countries outside the European Union will take place, in any case, in compliance with the guarantees adopted according to the provisions of the laws currently in force. UBI Factor also informs you that the personal data contained in the records of certain financial transactions (for example, in case of a money transfer, the data relating to the transferor and/or the beneficiary of the transaction, including name, account number, address and national identification number and, if present, any sensitive data) may also be transferred, for purposes connected exclusively with the fight against terrorism and its financing, to the public authorities of Member States of the European Union and of third countries, including the United States of America (3).

UBI Factor will **not disclose** (4) your personal data.

RIGHTS OF THE DATA SUBJECT

UBI Factor informs you that the GDPR guarantees the exercise of **specific rights to protect the data subject**. In particular, it provides for a **Right of access**, which allows you to get the confirmation as to whether personal data concerning you are being processed (art. 15 GDPR) and, if so, to obtain the information required by the law and receive a copy, according to the law.

You may also exercise the following rights:

- **Rectification** of inaccurate personal data or integration of incomplete data (Art. 16 GDPR);
- **Deletion** (so-called **right to be forgotten**) of your personal data if special conditions and reasons exist, such as for example for personal data that are no longer necessary for the purposes for which they were collected or if the data processing is unlawful (art. 17 GDPR);
- **Limitation to the processing** of your data, e.g. pending rectification or correction (Art. 18 GDPR);
- **Portability of personal data** to another data controller where processing is automated and based on consent or a contract (Art. 20 GDPR);
- **Objection to processing** for specific purposes such as direct marketing (Art. 21 GDPR). Objection is always possible and free of charge in case of advertising, commercial communication or market survey purposes. The data subject may also object to being subject to a decision based solely on automated processing, including profiling, which produces legal or other significant effects on him or her (Art. 22 GDPR), unless the processing is necessary for the conclusion or performance of a contract or based on consent or authorized by law.

To exercise your rights, you may send a specific request to the DPO using the contact details provided in this information notice and enclosing a copy of your identity document and tax code to your request.

It is also possible to lodge a **complaint** with the Data Protection Authority (www.garanteprivacy.it).

AMENDMENT AND UPDATING

This policy is updated to the date indicated at the top of the page. Finally, UBI Factor specifies that it may amend this information and, in any case, the constantly updated version is available on the www.ubifactor.it website.

NOTES**NOTES**

- (1) - Processing shall mean any operation or set of operations, which is performed on personal data or sets of personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, communication by transmission, dissemination or otherwise making available, comparison or combination, restriction, erasure or destruction (Article 4 of the GDPR).
- (2) A - Categories of subjects to whom personal data may be communicated in order to pursue legal, contractual or commercial purposes pertaining to UBI Factor:
- subjects identified by law (for example, for purposes related to the exercise of functions relating to the management, assessment, litigation and collection of taxes and the automatic exchange of information between tax authorities under international bilateral or multilateral agreements and for purposes related to the registration and / or cancellation of mortgages on real estate: Italian Revenue Agency; for purposes connected with the administration of justice: Judicial Authorities; for purposes connected with the exercise of supervisory, control and other functions specifically provided for by the regulations: European Central Bank, Bank of Italy and National Analysis Centre (NAC) of the Bank of Italy);
 - Centrale dei Rischi - an information system managed by the Bank of Italy for purposes connected with assessing the client's creditworthiness and, in general, for the analysis and management of the credit risk;

- subjects providing services for the management of the information system and computer programs of UBI Factor;
 - subjects providing services for the acquisition and processing of data from documents or media (e.g. checks, bills);
 - subjects that process and send communications to and from clients (e.g. putting in envelopes, email management);
 - subjects that carry out activities of documentation filing;
 - payment services companies, outsourcing companies;
 - subjects that carry out activities of investigation and fight against international terrorism;
 - entities carrying out activities aimed at credit collection;
 - advisors;
 - free-lance professionals, public officials, etc. (such as when, for example, the client intends to execute a public deed with UBI Factor or, in any case, a deed whose signature must be authenticated by a notary public or another public official);
 - subjects who carry out inspections - for example, tasks for the assessment of the existence of prejudicial formalities (mortgages, sales, etc..) on the client at the Land Registries or at the Offices of the Clerk of the Court (in order to ascertain the existence of bankruptcy proceedings). Some Data may also be processed on behalf of UBI Factor by third-party companies (including CRIBIS D&B srl, with registered offices in Via di Vorno 9/4 - Capannori - Fraz Guarno - Lucca, the manager on behalf of Assifact - Associazione Italiana per il Factoring - of a system for the collection of information, acquired during the factoring relationship, of a commercial nature as well as on payment habits),
 - subjects carrying out control, audit and certification activities on the operations carried out by UBI Factor also in the interest of customers;
- B - Categories of subjects to whom personal data may be communicated, as well as for the pursuit of legal or contractual or commercial purposes of the Bank, also for the pursuit - by these subjects - of their own independent commercial purposes:
- companies belonging to the Unione di Banche Italiane banking group or otherwise controlled by or associated with UBI Banca S.p.A., to whose management and coordination activities UBI Factor is subject also in connection with the anti-money laundering/anti-terrorism obligations pursuant to articles 41 and 42 of Legislative Decree no. 231 dated November 21, 2007 as subsequently amended and/or integrated (disclosure to brokers belonging to the Unione di Banche Italiane banking group, even if they are located in third countries, is allowed provided that these brokers apply measures equivalent to those provided for by Directive 2005/60/EC on anti-money laundering), as well as European regulations with an impact on money laundering and antiterrorism (e.g.: European Regulation 847/2015);
 - subjects whose products and services are offered by UBI Factor;
 - subjects with whom UBI Factor enters into collaboration agreements (for example, in the so-called Third Sector, etc.);
 - transferees of a business, a business division, a set of legal relationships or individual legal relationships (e.g. the assignment of receivables);
 - subjects resulting from the transformation, merger and demerger of UBI Banca.
- (3) - In particular, data may be transferred to the Treasury Department of the United States of America in accordance with the provisions of the International Agreement between the European Union and the United States of America "on the processing and transfer of financial messaging data from the European Union to the United States for the purposes of the Terrorist Finance Tracking Program" published in the European Union Journal L 195 of July 27, 2010. In particular, in connection with certain financial transactions (e.g. foreign transfers), excluding in any case data relating to transactions carried out within the Single Euro Payments Area (SEPA), the US Treasury Department may make an individualized (not massive) request applying itself not to the bank, but to one or more specially accredited providers of international financial messaging services, which UBI Factor uses to carry out financial transactions (currently: SWIFT - Società per le telecomunicazioni interbancarie mondiale - website: www.swift.com). Such processing is subject to the strict safeguards laid down in the Agreement itself (e.g. prior examination of the compliance of the request by Europol, high standards of data security, integrity and proportionality, purposes of the processing, maximum periods of data retention and its limited subsequent transfer to other subjects, etc.). More information can be found on the US Treasury website (www.treasury.gov) and on the European Union website (<http://europa.eu>). The rights to access, rectify, erase or block data relating to this specific processing must be exercised, according to the provisions of Articles 15 and 16 of the Agreement, not by applying to the bank, but directly to the Italian Data Protection Authority (website: www.garanteprivacy.it).
- (4) - Dissemination is intended as making of personal data known to undetermined subjects, in any form, including through its provision or consultation.

UBI Factor S.p.A.