

## **INFORMATIVE AND REQUEST OF CONSENT FOR USE OF PERSONAL DATA**

Pursuant to and for the purposes of articles. 6 and 13 of Regulation 2016/679 / EU of the European Parliament and of the Council of 27 April 2016, concerning the protection of individuals with regard to the processing of personal data, as well as the free circulation of such data (hereinafter also, briefly, GDPR), as well as pursuant to and for the purposes of Legislative Decree 10.08.2018 n. 101. **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.**, with registered office in Via Cave, 1 - 25076 Provaglio d'Iseo (BS), which Data Controller - in relation to your personal data - pursuant to the GDPR

### **GIVEN THAT**

- a) **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.**, is an agricultural company whose objective is the enhancement of native vines and experimentation;
- b) in the implementation of its purposes and in carrying out the related activities, **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** processes personal data of customers, suppliers, agents, collaborators and employees, in phase pre-contractual or upon the establishment of contracts and during their execution, or collected directly from **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** - on the occasion, for example, of conferences, meetings, events, etc. also through the exchange of business cards or the spontaneous contribution from part of the interested party;
- c) in the processing of personal data, **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** ensures compliance with the principles of correctness, lawfulness and transparency, as well as the security standards required by the GDPR on protection of personal data to protect the privacy and rights of the interested party;

ALL OF THE PREVIOUSLY

**TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** provides you with the following information:

1. **IDENTITY AND CONTACT DETAILS OF THE DATA CONTROLLER:** the data controller is the **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.**, with registered office in Via Cave, 1 - Provaglio d'Iseo (BS) - Tax Code and VAT number: 03990050985 e-mail [privacy@martinellifranciacorta.it](mailto:privacy@martinellifranciacorta.it); **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** operates in the agricultural sector.
2. **ACTIVITIES CARRIED OUT and CATEGORIES OF DATA:** **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** deals with usually "common" personal data, such as - by way of example and not limited to - name company, registered office, telephone number, e-mail address, tax code and VAT number referring to the companies with which stipulates contracts, as well as name, surname, date and place of birth, role / position held, address, number telephone number, e-mail address and tax code of the relative Shareholders, Directors, Legal Representatives, Employees, Collaborators and Consultants. If the person providing the data is under the age of 14, the relative consent must be given by the holder of parental responsibility, in relation to which they will be acquired personal data and copy of identity documents. For some types of services they could be treated also data belonging to the so-called "particular categories" (see GDPR art. 9 paragraph 1): in these specific cases, however specified in the relative contracts stipulated between the parties, the specific treatments will be evaluated carried out, in order to identify any need for particular safeguards, of consequent new information with related requests for further consent.
3. **PURPOSE and LEGAL BASIS OF THE PROCESSING:** your personal data, as well as those that you will have to manage also through our company, they will be processed for the following purposes:
  - a) the operational, technical and commercial management of the contractual relationship; management e the execution of the contracts stipulated with the interested party, including the services necessary to ensure supplies, assistance and any guarantees, as well as the fulfillment of specific requests of the interested party;
  - b) the execution of mandatory and / or optional administrative, accounting, civil and fiscal obligations a her related;
  - c) correspondence by telephone and / or electronically and / or on paper;
  - d) the fulfillment of any obligations required by laws, regulations or community legislation;
  - e) direct / indirect marketing and newsletters;
  - f) the possibility of being included among the references and case histories on the website and on the social networks of the data controller;
  - g) the possibility of being filmed at fairs, exhibitions, events, etc. at the stand or offices of the data controller, with photos and videos that may be published by the same on the web e social network.

It is specified that the treatment referred to in letters a), b), c) is necessary for the execution of the contract to which you are a party or the execution of activities, including pre-contractual activities, adopted at your request (Article 6 of the GDPR paragraph 1) letter b), while the treatments referred to in letters e), f) and g) require your express consent (Article 6 paragraph 1) letter a).

As regards the data referred to in letter d), your express consent is not required (Article 6 paragraph 1 letter c) as necessary treatment to fulfill legal obligations to which the owner of the treatment. In the specific case of newsletters, any communication sent will always specify the methods of unsubscribe; the so-called soft-spam activities on customers are not included in the consent requirement. It is specified that such possible activities also have the purpose of elaborating studies, researches, market statistics, as well as of send advertising and information material (for example through newsletters), commercial information or make interactive commercial communications

4. **DATA SOURCE:** the data subject's personal data are collected at the headquarters of the data controller, or at fairs, events, conferences or meetings at the interested party's headquarters, by employees of TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L. or specific collection forms present on the website or by collaborators appointed by the same company for the functional performance of the activities referred to in point 3 above.

5. **PROCESSING METHODS:** the processing will take place with manual and / or automated systems suitable for a store, manage and transmit the data themselves, with logic strictly related to the purposes themselves, on the basis of the data communicated by the interested party and with a commitment by the same to promptly communicate to the data controller any corrections, additions and / or updates; such data will be managed and protected in environments whose access is constantly under the control of the data controller; systems in particular information and the computer programs used by the same are configured in such a way as to limit the strictly necessary (always within the aforementioned purposes) the processing of personal data. The data are stored in such a way as to minimize the risk of destruction and loss of the data itself, access not authorized or processing that is not permitted or does not comply with what is indicated in the purposes.

6. **DATA STORAGE:** the data collected and processed will be kept for a period of time not exceeding achievement of the purposes for which they are processed ("conservation limitation principle", Article 5 GDPR) or according to the deadlines set by law (with express reference to art. 2220 of the code civil). For the purposes indicated in letters a), b), c) and d) of point 3, the storage time is the necessary one for the fulfillment of contractual obligations and, in any case, not exceeding 10 years, for the fulfillment of regulatory obligations and, in any case, no later than the terms established by law for the prescription of rights; for purposes referred to in letter e) will be kept until the time required by the specific obligation or law applicable; for the purposes referred to in letters f), g) and h) until the revocation of your consent. TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L. declares that the management and storage of data personal data takes place on servers located only within the European Union owned and / or in the availability of TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L. and / or third-party companies appointed and duly appointed external managers of the processing of personal data, pursuant to the provisions of art. 28, of the GDPR.

7. **RECIPIENTS OF PERSONAL DATA:** within the scope of the indicated purposes, the data of the interested party may be communicated:

a) to data processing centers, service companies, also external to the **TENUTA MARTINELLI organization SOCIETÀ AGRICOLA S.R.L.**, always related to the latter for operational purposes; to companies of credit and financial; to the subjects in charge of managing the correspondence and possibly, for particular needs, to other subjects belonging to the organizations connected to **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** ;

b) tax consultants, labor consultants, lawyers, other subjects appointed by **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** for the fulfillment of the practices of their competence or in charge of debt collection;

c) to public and private entities, including following inspections or audits or for the fulfillment of obligations deriving from the Law or from mandatory Regulations, from the Community Regulations or from the Regulations secondary (Financial Administration, Tax Police, Judicial Authorities, Region Lombardy, Labor Inspectorate, ATS, Social Security Bodies, Chambers of Commerce ecc.) to subjects that can access your data by virtue of provisions of law or secondary or community legislation;

d) to collaborators, professionals and companies external to **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.**, who deal, on behalf of the company, with the supply of specific goods and services.

The scope of data communication is functionally and strictly related to what is necessary for the management of the relationship established and for the consequent provision of services. In relation to the activities carried out, **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** could be the subject of appointment as Head of data processing. Likewise, our organization makes use of managers or autonomous owners of the outsourced data processing. The list of these designated subjects is constantly updated and available at the headquarters of **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** Interested parties will be able to request this list by contacting the data controller through the channels indicated in point 1 of this letter

Information on the processing of personal data MOD. INF - CF PAG. 3  
informative.

In carrying out the activities subject to processing, they may become aware of the data of referred to in this information, the collaborators of TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L. appointed (for the purposes of the processing of personal data), the authorized subjects, any agents, each for what of strict competence in relation to the tasks performed, always in correlation with the purposes of the activities same.

8. **DISSEMINATION:** some data subject to processing may be disclosed in anonymous and aggregate form (for studies, market research, statistics, etc.) through the main means of communication, including, via exemplary and not exhaustive, the website of TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L., the Social Networks related to our organization, press releases and / or publications and dossiers; Other data may be disseminated through Social Networks and the Web as described in art. 3 of this information.

9. **PROVISION:** the consent of the interested party of their data towards **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** it is not necessary if there is a contract between the parties or for carry out pre-contractual measures adopted at the request of the interested party: by virtue of art. 6 paragraph 1 letter b) such data will be processed without any need for consent, in the case of data functional to these obligations, as indicated in point 3) letters a), b) and c). For any further purposes referred to in point 3, letters e), f) and g) is on the other hand, it is possible to freely express consent, according to the CON-CF model on the following page. In case of refusal on your part to provide the data or to consent to their treatment, **TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.** may be unable to carry out the activities themselves.

10. **TRANSFER OF DATA:** the personal data provided will not be transferred outside the European Union.

11. **REFERENCES:** we inform you that, for any clarification on these topics, you can contact the data controller, even in the event of uncertainty about the nature of a data and the behavior to keep for the treatment of her, referring to Ms Michelle Martinelli. Company references are given, in addition to point 1 of this information, also on the website <https://www.martinellifranciacorta.it/privacy.html>

12. **RIGHTS OF THE INTERESTED PARTY:** the interested party may, at any time, exercise the rights listed below:

- a) access to personal data: obtain confirmation or not that data processing is in progress concern personal data and, in this case, access to the following information: purposes, categories of data, recipients, retention period, right to lodge a complaint with a supervisory authority, right to request rectification or cancellation or limitation of processing or opposition to processing same;
- b) request for rectification or cancellation of the same or limitation of the treatment concerning him; for limitation means the marking of stored data with the aim of limiting its processing in future;
- c) opposition to processing: to oppose, in whole or in part, for reasons connected to the particular situation of the interested party to the processing of personal data concerning him, even if pertinent to the purpose of the collection;
- d) data portability: in the case of automated processing carried out on the basis of consent or in execution of a contract, receive in a structured, commonly used and device-readable format automatic, the data concerning him;
- e) withdrawal of consent to processing for the purposes referred to in points e), f) and g) of point 3; the exercise of such right does not affect in any way the lawfulness of the treatments carried out before the revocation;
- f) lodge a complaint with the competent supervisory authority (for Italy it is the Privacy Guarantor, who can be contacted through the contact details reported on the websites <https://www.garanteprivacy.it> and <https://www.gpdp.it>).

The aforementioned rights may be exercised by sending a specific request to the data controller through i contact channels indicated in art. 1 of this information. Requests relating to the exercise of rights of the user will be processed without delay and, in any case, within one month of the application.

13. **CHANGES TO THIS INFORMATION NOTICE;** this information may be subject to variations. We recommend, therefore, to regularly check this information and refer to the most updated version, always present in the link indicated in point 11.

Provaglio d'Iseo (BS), 1 September 2021

TENUTA MARTINELLI SOCIETÀ AGRICOLA S.R.L.  
Fabio Martinelli (Legal Representative)



