

INFORMATION ON THE HANDLING OF REPORTS OF UNLAWFUL AND IRREGULAR CONDUCT (WHISTLEBLOWING)

REGULATION (UE) 2016/679 (GDPR)

This policy describes how we collect, use and disclose personal data collected in the context of reports of unlawful and irregular conduct (whistleblowing). This data is collected via the Wistlelink channel. The policy outlines how the related processing to ensure security and confidentiality is carried out in compliance with Regulation (EU) 2016/679 on the protection of personal data of natural persons (hereinafter '**GDPR**'), as well as any further applicable data protection legislation, to the extent compatible with the GDPR.

In accordance with the above procedure, a report is defined as *"any communication by the reporter regarding behavior by persons of BTP INFRASTRUCTURE SPA that is contrary to: i) the BTP INFRASTRUCTURE Code of Ethics; ii) the BTP INFRASTRUCTURE Model 231; iii) laws, regulations, rules; iv) internal procedures and regulations, and that may in any case cause damage or harm, even if only to the image of BTP."*

If you have any questions regarding the processing of your personal data, please contact us by writing to: privacy@btpinfra.it

Who is responsible for processing your personal data?

The Data Controller is BTP INFRASTRUTTURE S.p.A. with registered office in Via di Torre Rossa, 66 – 00165 - Roma. - Tel. + 39 06 87.100.888

For what purposes and on what legal basis do we process your personal data?

Your personal data, provided directly or acquired in the context of the reporting process, will be processed exclusively for the performance of activities inherent to and instrumental to the management of the reports, including internal activities necessary to verify the legitimacy of the reported conduct, as well as disciplinary proceedings in compliance with the provisions applicable to the employment relationship. The data will also be processed when it is necessary to establish, exercise and defend a right or a legitimate interest of BTP before the competent bodies.

We process your data primarily to comply with a legal obligation to which the Controller is subject, as well as to comply with a specific request from the competent authority. We process your personal data when it is necessary to establish, exercise and defend a right or a legitimate interest of BTP before the competent authorities.

Your data will also be processed - in compliance with your rights and fundamental freedoms - for the pursuit of our legitimate interest in carrying out the internal audits necessary to detect any unlawful or irregular conduct or alleged violations that may have come to the attention of the BTP, including through reports, in compliance with the data protection and labor laws in force. Finally, the aforementioned data will be used for the management of the reports pursuant to Legislative Decree no. 24/2023.

What types of data do we process?

As part of the management of the report, we may collect both the personal data of the reporting party (such as name, surname, address, position held, etc.) and any data of third parties, as well as any other

information collected in the course of the investigation that is necessary to verify the validity of the report. In addition, as part of the management of the Report, we may also process data of a special nature as defined in Art. 9 of the GDPR (such as data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and data revealing health or sex life) and we may also process data relating to criminal convictions or offenses and related security measures as defined in Article 10 of the GDPR (such as data relating to criminal records and pending charges).

Data will only be processed where necessary for the management of the report, in accordance with the principles of proportionality, relevance, adequacy and necessity set out in the GDPR.

How long do we keep your personal data?

The data will be kept for no longer than is strictly necessary for the purposes for which they were collected or subsequently processed, in accordance with the legal obligations.

The BTP will keep personal data in accordance with the provisions of Article 14 of Legislative Decree 24/2023, i.e. for as long as necessary for the processing of the report, and in any case for no longer than 5 years from the date on which the final result of the report is communicated to the supervisory authority.

Personal data that are clearly not useful for the processing of a specific report will not be collected or, if collected inadvertently, will be deleted immediately.

To whom can your personal data be disclosed?

Personal data may be communicated to subjects appointed by BTP to provide services related to the management and maintenance of the Site, the supply of IT solutions or the performance of occasional maintenance operations. The updated list of the aforementioned subjects acting as autonomous data controllers or as designated data processors can be requested by writing to: privacy@btpinfra.it. Personal data will also be processed by specially authorized and trained BTP technical personnel, on the basis of specific instructions regarding the purposes and methods of processing.

Some processing of personal data may also be carried out abroad in EU or non-EU countries; in the latter case, the transfer of the data is carried out on the basis of the existence of a decision of the European Commission on the adequacy of the level of data protection in the non-EU country or on the basis of the appropriate and adequate safeguards provided for in Articles 46 or 47 of the GDPR (e. g. signing of the "standard clauses" on data protection adopted by the European Commission) or the other conditions for the legitimacy of the transfer provided for in Article 49 of the GDPR.

What are your rights concerning the processing of personal data?

At any time, the persons to whom the personal data refer may contact BTP to obtain full clarity on the processing operations and to exercise the rights recognized by articles 15 et seq. of the GDPR. In particular, and by way of example, data subjects may exercise the following rights in the manner and within the limits established by the aforementioned legislation:

- **Access Rights:** they may request information on the processing operations carried out by BTP or confirmation as to whether or not personal data relating to them are being processed and, if so, obtain access to that data.
- **Right to Correction:** you may request the correction of data if it is inaccurate (for example, because it differs from the data you provided to us when submitting requests), including the right to request the correction of incomplete data.
- **Right to erasure:** you may request the erasure of the data provided
- **Right to restriction:** you will be able to request the restriction of the processing of the data provided, where the law so provides.

- **Right to portability:** you will be able to obtain your personal data in a structured, commonly used and machine-readable format and to transmit them to another party.
- **Right to lodge a complaint with the supervisory authority:** without prejudice to any other administrative or judicial recourse, data subjects have the right to lodge a complaint with the data protection supervisory authority if they consider that our data processing violates current legislation on the protection of personal data

You may exercise these rights by writing to privacy@btpinfra.it.