

## PRIVACY NOTICE PURSUANT TO ARTICLE 13 OF THE EU REGULATION 2016/679

This privacy notice is provided, in accordance with the provisions of article 13 of EU Regulation 2016/679 relating to the protection of natural persons with regard to the processing of personal data and the free movement of such data, to the **subjects that intend to participate to the activities of Fondazione Cariplo**.

### Definitions

“Personal data” (pursuant to art. 4 (1) of EU Regulation 2016/679) means any information relating to an identified or identifiable natural person (“data subject”); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

“Special categories of data” (pursuant to art. 9 (1) of EU Regulation 2016/679) mean personal data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person’s sex life or sexual orientation shall be prohibited.

“Processing” (pursuant to art. 4 (2) of EU Regulation 2016/679) means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

### Identity of the Controller

Pursuant to article 24 of EU Regulation 2016/679, Fondazione Cariplo (hereinafter also referred to as the “Controller” or the “Foundation”), with registered office in Milan, via Daniele Manin 23, is the controller and responsible for the processing of data.

### Types of personal data

Fondazione Cariplo, within the ambit of its institutional activity, processes prevalingly personal data (qualifiable as identification and civil registry data). In general terms, Fondazione Cariplo does not collect nor process special categories or personal data (art. 9 of EU Regulation 2016/679).

### Purposes of data processing, legal basis

Fondazione Cariplo is a foundation of banking origin pursuant to the Law no. 461 dated 23 December 1998 and the Legislative Decree no. 153 dated 17 May 1999, that operates with the sole purpose of pursuing social good and promoting economic development, by contributing grants to third party projects and carrying on initiatives of its own.

The legal basis for the data processing herein and related purposes are set out by the controller as follows:

#### 1. Processing necessary for compliance with a legal obligation (art. 6 (1) (c) of EU Regulation 2016/679):

- a) management of preliminary investigations linked to the core activities of Fondazione Cariplo and, in particular, to the formal and merit evaluation of the proposals submitted;
- b) promotion and communication in connection with institutional activities.

The aforementioned purposes of data processing are linked to the Foundation’s obligation to comply with regulations specifically applying to foundations of banking origin.

#### 2. Processing necessary for the performance of a contract to which the data subject is party (art. 6 (1) (b) of EU Regulation 2016/679):

- a) management of operational tasks necessary to enable payment of approved grants;
- b) management of administrative, accounting and fiscal processes.

The aforementioned purposes of data processing are linked to the Foundation’s obligation, in relation to approved grants and related payments, to apply the grant management rules agreed upon by the beneficiaries.

#### 3. Processing necessary for the purposes of the legitimate interests pursued by the controller (art. 6 (1) (f) of EU Regulation 2016/679):

- a) monitoring, analysis and research activities.



#### **Data Retention**

Fondazione Cariplo will retain personal data for as long as necessary to fulfil the purposes for which it was collected, allow for monitoring, in-depth analysis and evaluation (including long-term) of the results and impact of the funded initiatives and of the Foundation's institutional activities, and in order to comply with any legal obligation.

#### **Communication of personal data outside the Fondazione Cariplo**

Personal data acquired by Fondazione Cariplo may be communicated outside the Foundation for multiple reasons, including

- allowing for an equal access to information in case of initiatives co-owned by various entities;
- enabling analysis, monitoring and research aimed at improving and providing a deeper knowledge of the Foundation's philanthropic activities;
- fostering the dissemination of the philanthropic contents promoted by the Foundation;
- complying with publicity obligations imposed by law, accountancy requirements related to the Foundation's institutional or representation activities, and with the operational procedures established by the Foundation to achieve its institutional goals.

In particular, data may be transferred by the Foundation to: third parties involved in its IT system management and/or collaborating in the phase of preliminary assessment and evaluation of project proposals; competent authorities, public entities and/or supervisory and control bodies for compliance with legal obligations; research centres, communication agencies and firms and any other third party that may collaborate with the Foundation for the achievement of its institutional purposes.

A complete, exhaustive and up-to-date list of the external processors, controllers, recipients (ex. art. 4 (9) of the GDPR) to whom the personal data has been disclosed, may be made available to the data subject upon request.

#### **Personal data transfers outside the European Union**

Pursuant to article 49 (1) (b), personal data acquired by Fondazione Cariplo may be transferred to non-EU countries for operational and evaluation purposes in connection with certain initiatives that require an adequate and specific appraisal. In such an event, data transfer will be performed in compliance with the recommendations set out by the EU Regulation 2016/679.

#### **Rights of the data subject**

In accordance with EU Regulation 2016/679, the data subject may exercise the following rights, in relation to the personal data provided:

- right of access by the data subject [art. 15 of EU Regulation 2016/679];
- right to rectification [art. 16 of EU Regulation 2016/679];
- right to erasure ("right to be forgotten") [art. 17 of EU Regulation 2016/679];
- right to restriction of processing [art. 18 of EU Regulation 2016/679];
- right to data portability [art. 20 of EU Regulation 2016/679];
- right to object [art. 21 of EU Regulation 2016/679].

Furthermore, the data subject shall at any time have the right to withdraw previously given consent, if any.

The aforementioned rights may be exercised in writing by sending an e-mail to [privacy@fondazionecariplo.it](mailto:privacy@fondazionecariplo.it).

Fondazione Cariplo, in accordance with article 19 of EU Regulation 2016/679, shall communicate any rectification or erasure of personal data or restriction of processing to each recipient to whom the personal data have been disclosed, unless this proves impossible.

Additional information regarding the rights of the data subject and procedures for the exercise of such rights are available at the Foundation's website [www.fondazionecariplo.it](http://www.fondazionecariplo.it).

#### **Right to lodge a complaint (art.13 (2) (d) of the GDPR)**

If the data subject considers that the processing of personal data relating to him or her infringes the GDPR regulation, the data subject shall have the right to lodge a complaint with the supervisory authority for data protection following the procedures established by and published on the website of the Italian Data Protection Authority at <http://www.garanteprivacy.it/web/guest/home/docweb/-/docweb-display/docweb/4535524>.

#### **Nature of the provision of data**

The provision of personal data by the data subject in connection with the compliance of a legal obligation or performance of a contract is mandatory. Failure to provide such data shall prevent Fondazione Cariplo from performing evaluation of grant applications and/or any other form of collaboration.

#### **Data processing modalities**

Personal data shall be processed on paper, by electronic, computer and/or telematic means, and shall be entered into pertinent databases accessible to the Foundation's employees, consultants, interns and authorised personnel, in compliance with the personal data protection regulation.



Aforementioned recipients may perform consultation, usage, elaboration, comparison and any other operation, including automated tasks, deemed necessary, in compliance with legal provisions aimed at ensuring, among other, the confidentiality and security of data, as well as the accuracy and consistency of such data in relation to the purposes for which those data are processed.

**Privacy notice changes**

Fondazione Cariplo may review and update this notice also for the purpose of reflecting any changes or amendments made to applicable law.

By clicking “I agree” you confirm you have read the privacy notice of Fondazione Cariplo

☐ I confirm I have read the privacy notice of Fondazione Cariplo (blacken the box / **check the box / tick the box**)