



Privacy Statement for potential and existing customers and suppliers and other contacts for business communication

Articles 13-14 of Regulation (EU) 2016/679

The Privacy Statement is a general obligation we must provide prior to or at the time when we collect personal data directly from the data subject. If personal data are not collected directly from the data subject, the Privacy Statement must be provided within a reasonable time, or when the data are communicated (not upon registration) to third parties or to the data subject. Pursuant to the General Regulation for the Protection of Personal Data of natural persons (GDPR – Regulation (EU) 2016/679), Caffè Vergnano, acting as Data Controller hereby informs you that:

Personal data held by us are obtained directly from data subjects, who directly and freely provide them or from third parties (e.g. the internet, public registers).

Such information includes personal details, contact details, telephone numbers, postal and email addresses. Data subjects may be any identified or identifiable third parties who have relations with us or with an existing or potential contractual party, such as customers, suppliers, partners, public administrations and associations with whom we have business relations or relations of interest.

Personal data are processed for communications between the Company, including our staff, and the data subject within the scope of the normal activities carried out according to the following purposes (for each of which is indicated the legal basis by reference to the articles of the GDPR):

- purposes strictly related to the execution and implementation of the services requested (GDPR Art. 6 and 9(a)), in particular for the management of existing and potential customers and suppliers, carried out by the insertion in the company data banks in order to fulfil regulatory, pre-contractual and contractual obligations, of internal work organisation, statistical and other purposes connected with carrying out business activities, e.g. obligations connected to civil, fiscal, tax, accounting, social security, insurance, regulatory etc., including sending circulars and notices related to the activities of the service contract requested;
- purposes related to obligations imposed by laws, as well as provisions by authorities legitimated by the law (GDPR Art. 6(c) and 9(b,g,h)).

The provision of data collected from the data subject is optional, but essential at the end of the data processing for the purposes under letters a) and b). In the case in which the parties do not communicate their indispensable data, it will not be possible to proceed with the exchange of communications between the staff of the undersigned and the data subject. For all the data that are not essential, the provision is optional.

In the absence of consent or the incomplete or incorrect provision of certain data, including sensitive data, the requirements requested may be so incomplete as to cause prejudice, penalties or loss of benefits, both for the impossibility to guarantee the congruity of the processing and the obligations for which it is performed, and because the results of the processing may not correspond to the obligations imposed by the rules of law which it is addressed, intending to exempt us from any and all liability for any unfair sanctions or measures

SOURCES
AND
CATEGORIES
OF PERSONAL
DATA



PURPOSE AND
LAWFUL BASIS
FOR
PROCESSING

CONSEQUENCES
OF
OBJECTION TO
PROVIDE THE
DATA

Caffè Vergnano S.p.A.

Registered Office: S.S. Torino-Asti, km 20 – 10026 Santena (Turin) – Italy

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METHODS OF DATA PROCESSING

For data processing, we mean their collection, registration, organisation, conservation, elaboration, modification, cancellation and destruction or the combination of two or more of these operations. With regard to the aforementioned purposes, the processing of personal data takes place by paper means and using many computerised, electronic and automated means, in order to store and manage the data, with logic strictly correlated to the purposes and, in any case, to ensure their security and confidentiality; personal data will therefore be processed in compliance with the modalities set forth in Article 5 of Regulation (EU) 2016/679 which provides, among other things, that the data are processed lawfully and fairly, collected and recorded for specific, explicit, legitimate and precise purposes, and, if necessary, updated, relevant, complete and not excessive in relation to the purposes of the processing, in respect of the rights and fundamental freedoms, and the dignity of the person concerned, with particular reference to confidentiality and personal identity, through appropriate protection and security measures. Caffè Vergnano has prepared and will further enhance the safety system to access and store data.

TRANSFERS OUTSIDE THE EU

No automated decision-making processes are implemented (e.g. profiling). The processing will take place mainly in Italy and the EU, but could also take place in non-EU countries and non-EEA countries if deemed functional to the efficient fulfilment of the objectives pursued in respect of guaranteeing the rights of data subjects.

RETENTION PERIOD

Personal data will be stored for the duration of the purposes of the processing. They will be held for the whole duration of the contractual relationship and after its conclusion, until the end of the statutory limitation period provided that the relationship does not renew again.



CATEGORIES OF RECIPIENTS

Personal data (only those that are essential) are communicated

- to data processors, both internal and external to Caffè Vergnano, who perform specific tasks and operations (internal sales network or agents, companies in charge of market research, any business partners, third parties appointed by the Company to fulfil all or part of the obligations assumed with the contract or connected thereto, banking institutions and credit companies, credit reference agencies and companies that manage commercial information services, associations of undertakings and the like.
- in the cases and to the persons prescribed by the law

The data shall not be disclosed unless otherwise provided by law.

In addition, without the prior general consent of the data subject to the disclosure to third parties it will be possible to execute only those services that do not require the disclosure of such information. If necessary, specific and timely consents will be required and the parties that receive the data will use them as independent holders.

RIGHTS OF THE DATA SUBJECT

At any time: you can exercise your rights (of access, to rectification, erasure, restriction, data portability, objection, lack of automated individual decision-making processes) by contacting the data controller, pursuant to Articles 15-22 of the GDPR (listed below); to lodge a complaint with the Guarantor (www.garanteprivacy.it) where the processing is based on consent, revoke the consent given, taking into account that the withdrawal of consent shall not affect the lawfulness of the processing based on consent before its withdrawal.



CONTACT DETAILS

The controller is Casa del Caffè Vergnano Spa, in the person of its pro tempore legal representative.

The processing is based in Santena (TO); Strada Statale Torino – Asti Km 20.

The contact details are: telephone 011.94.55.111; fax 011.94.55.231; e-mail privacy@caffevergnano.com

The full list of controllers is available upon request.

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**Excerpt from Regulation (EU) no. 679/2016
Article 15 Right of access by the data subject**

1. The data subject shall have the right to obtain from the controller confirmation as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to the personal data and the following information:
 - (a) the purposes of the processing;
 - (b) the categories of personal data concerned;
 - (c) the recipients or categories of recipient to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organisations;
 - (d) where possible, the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
 - (e) the existence of the right to request from the controller rectification or erasure of personal data or restriction of processing of personal data concerning the data subject or to object to such processing;
 - (f) the right to lodge a complaint with a supervisory authority;
 - (g) where the personal data are not collected from the data subject, any available information as to their source;
 - (h) the existence of automated decision-making, including profiling, referred to in Article 22(1) and (4) and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.
2. Where personal data are transferred to a third country or to an international organisation, the data subject shall have the right to be informed of the appropriate safeguards pursuant to Article 46 relating to the transfer.
3. The controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the data subject, the controller may charge a reasonable fee based on administrative costs. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be provided in a commonly used electronic form.
4. The right to obtain a copy referred to in paragraph 3 shall not adversely affect the rights and freedoms of others.

Article 16 Right of rectification

The data subject shall have the right to obtain from the controller without undue delay the rectification of inaccurate personal data concerning him or her. Taking into account the purposes of the processing, the data subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

Article 17 Right to erasure ('right to be forgotten')

1. The data subject shall have the right to obtain from the controller the erasure of personal data concerning him or her without undue delay and the controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:
 - a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed;
 - b) the data subject withdraws consent on which the processing is based according to point (a) of Article 6(1), or point (a) of Article 9(2), and where there is no other legal ground for the processing;
 - c) the data subject objects to the processing pursuant to Article 21(1) and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to Article 21(2);
 - d) the personal data have been unlawfully processed;
 - e) the personal data have to be erased for compliance with a legal obligation in Union or Member State law to which the controller is subject;
 - f) the personal data have been collected in relation to the offer of information society services referred to in Article 8(1).
2. Where the controller has made the personal data public and is obliged pursuant to paragraph 1 to erase the personal data, the controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that the data subject has requested the erasure by such controllers of any links to, or copy or replication of, those personal data.
3. Paragraphs 1 and 2 shall not apply to the extent that processing is necessary:
 - a) for exercising the right of freedom of expression and information;
 - b) for compliance with a legal obligation which requires processing by Union or Member State law to which the controller is subject or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller;
 - c) for reasons of public interest in the area of public health in accordance with points (h) and (i) of Article 9(2) as well as Article 9(3);
 - d) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) in so far as the right referred to in paragraph 1 is likely to render impossible or seriously impair the achievement of the objectives of that processing; or
 - e) the establishment, exercise or defence of legal claims.

Article 18 Right to restriction of processing

1. The data subject shall have the right to obtain from the controller restriction of processing where one of the following applies:
 - a) the accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data;
 - b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
 - c) the controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defence of legal claims;
 - d) the data subject has objected to processing pursuant to Article 21(1) pending the verification whether the legitimate grounds of the controller override those of the data subject.
2. Where processing has been restricted under paragraph 1, such personal data shall, with the exception of storage, only be processed with the data subject's consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.
3. A data subject who has obtained restriction of processing pursuant to paragraph 1 shall be informed by the controller before the restriction of processing is lifted.

Article 19 Notification obligation regarding rectification or erasure of personal data or restriction of processing

The controller shall communicate any rectification or erasure of personal data or restriction of processing carried out in accordance with Article 16, Article 17(1) and Article 18 to each recipient to whom the personal data have been disclosed, unless this proves impossible or involves disproportionate effort. The controller shall inform the data subject about those recipients if the data subject requests it.

Article 20 Right to data portability

1. The data subject shall have the right to receive the personal data concerning him or her, which he or she has provided to a controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the controller to which the personal data have been provided, where:
 - (a) the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) or on a contract pursuant to point (b) of Article 6(1); and
 - (b) the processing is carried out by automated means.
2. In exercising his or her right to data portability pursuant to paragraph 1, the data subject shall have the right to have the personal data transmitted directly from one controller to another, where technically feasible.
3. The exercise of the right referred to in paragraph 1 of this Article shall be without prejudice to Article 17. That right shall not apply to processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.
4. The right referred to in paragraph 1 shall not adversely affect the rights and freedoms of others.

Article 21 Right to object to processing

1. The data subject shall have the right to object, on grounds relating to his or her particular situation, at any time to processing of personal data concerning him or her which is based on point (e) or (f) of Article 6(1), including profiling based on those provisions. The controller shall no longer process the personal data unless the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims.
2. Where personal data are processed for direct marketing purposes, the data subject shall have the right to object at any time to processing of personal data concerning him or her for such marketing, which includes profiling to the extent that it is related to such direct marketing.

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3. Where the data subject objects to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes.
4. At the latest at the time of the first communication with the data subject, the right referred to in paragraphs 1 and 2 shall be explicitly brought to the attention of the data subject and shall be presented clearly and separately from any other information.
5. In the context of the use of information society services, and notwithstanding Directive 2002/58/EC, the data subject may exercise his or her right to object by automated means using technical specifications.
6. Where personal data are processed for scientific or historical research purposes or statistical purposes pursuant to Article 89(1), the data subject, on grounds relating to his or her particular situation, shall have the right to object to processing of personal data concerning him or her, unless the processing is necessary for the performance of a task carried out for reasons of public interest.

Article 22 Automated individual decision-making, including profiling

1. The data subject shall have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning him or her or similarly significantly affects him or her.
2. Paragraph 1 shall not apply if the decision:
 - is necessary for entering into, or performance of, a contract between the data subject and a data controller;
 - (b) is authorised by Union or Member State law to which the controller is subject and which also lays down suitable measures to safeguard the data subject's rights and freedoms and legitimate interests; or
 - (c) is based on the data subject's explicit consent.
3. In the cases referred to in points (a) and (c) of paragraph 2, the data controller shall implement suitable measures to safeguard the data subject's rights and freedoms and legitimate interests, at least the right to obtain human intervention on the part of the controller, to express his or her point of view and to contest the decision.
4. Decisions referred to in paragraph 2 shall not be based on special categories of personal data referred to in Article 9(1), unless point (a) or (g) of Article 9(2) applies and suitable measures to safeguard the data subject's rights and freedoms and legitimate interests are in place.

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