

## **PRIVACY TENDERS - PROCUREMENT - DUTIES**

### **STATEMENT ON THE PROCESSING OF PERSONAL DATA ACCORDING TO REGULATION (EU) 2016/679 ("GDPR")**

Dear Supplier,

below we provide some information that you must be made aware of, not only to comply with legal obligations, but also because transparency and fairness towards the interested parties is a fundamental part of this Public Administration.

#### ***Data Controller and Personal Data Protection Manager***

The Data controller is ICE - Agency for the promotion and internationalization of Italian companies abroad, with headquarters in via Liszt, 21 - 00144 Rome, Tel. +39 06 59921 (hereafter called ICE Agency).

The Personal Data Protection Manager may be contacted at the following e-mail address: [privacy@ice.it](mailto:privacy@ice.it).

#### ***Purpose of the processing of personal data***

The processing of your personal data is carried out by the ICE Agency, in the execution of its activities for purposes related to the awarding of the contract, assignment of the contract of appointment, signing and execution of the contract or professional service contract, with the related obligations. Your data will be processed using IT and non-IT tools, and processing is based on the following legal bases:

- a) Processing is necessary for the stipulation and execution of the contract, that is for the executing of pre-contractual measures adopted at the request of the interested party (Article 6 point 1 letter "b");
- b) Processing is necessary in order to fulfil legal obligations that the data controller is subject to, for example the fulfilment of legal obligations (accounting, tax), regulation and contract, execution of judicial or administrative measures. (art. 6 paragraph 1 letter "c");

- c) Processing is necessary for the carrying out of a task of public interest or connected to the exercise of public authority vested in the Data Controller, in particular for the management of the public evidence procedure aimed at the selection of the contractor (art 6 paragraph 1 letter "e").

Within the limits of the purposes and methods described in this statement, the following categories of data may be treated as personal identifiers (e.g. name, surname, date of birth, tax identification number), employment status (e.g. role, position), telephone contacts, e-mail addresses, geographical location (e.g. residence, domicile, place of birth), education and culture (e.g. educational qualifications, professional certifications).

Judicial data is processed in order to verify the absence of causes of exclusion ex. art. 80 Legislative Decree n. 50/2016, in compliance with the provisions of the procurement code (Legislative Decree No. 50/2016) and D.P.R. n. 445/2000, and to assess the requirements of moral suitability of those who intend to participate in tenders, in compliance with the provisions of current regulations on procurement (Legislative Decree August 10 2018, No. 101 art 2 octies paragraph 3 "i", which adapts the Code regarding the protection of personal data Legislative Decree 196/2003 to the provisions of Regulation (EU) 2016/679 - GDPR).

### ***Guarantees of processing in respect of personal rights and freedoms***

The ICE Agency's objective is protecting the personal data of its suppliers, ensuring its processing takes place fairly, lawfully and in the transparent manner provided for by the Regulation. Processing of personal data is restricted to adequate, pertinent data and limited to what is necessary with respect to the purposes for which it is collected and processed.

The data is processed by adequately trained Agency staff who work as authorized personnel to process the data, in a fair, lawful, transparent and relevant manner, and not exceeding the purposes of collection and subsequent processing.

Processing is carried out in such a way as to ensure adequate security of personal data, through the use of automated tools, including confidentiality and protection, through technical organizational measures aimed at preventing the loss of data, illicit or incorrect use and unauthorized access.

Your personal data may also be managed through online software or cloud services, located within the European Union, in compliance with the rights and guarantees provided for by the General Data Protection Regulation (EU) 2016/679 (GDPR).

In the event your personal data must be managed with cloud services located outside the European Economic Area, the ICE Agency ensures that the processing of your data will be carried out in compliance with the institutional purposes of the Agency.

The data will not be used for purposes other than those set forth in this statement, unless you have been informed beforehand and, if necessary, given your consent.

### ***Data storage time***

Your personal data will be stored for a reasonable period with respect to the processing purposes indicated above and in compliance with all legal obligations.

### ***Sharing of data***

In the execution of its Public Administration activities, your data may be communicated to subjects that carry out monitoring activities, public bodies or administration, including tax authorities, as well as subjects legally qualified to receive such information, Italian and foreign judicial authorities and other public authorities, for purposes related to the fulfilment of legal obligations, or for the completion of obligations arising from the contractual relationship, including the need for legal defence.

The complete and updated list of the subjects who process the data as Data Processors is available upon request at the following e-mail address: [privacy@ice.it](mailto:privacy@ice.it).

### ***Rights of the interested party***

The interested party may exercise their rights at any time and specifically access their personal data, request the rectification or limitation, update if incomplete or incorrect, and erasure if collected in violation of the law, as well as oppose the processing, unless the Data Controller has legitimate reasons for the same. You also have the right to portability, that is to receive the personal data provided by the interested party in a structured format, commonly used and readable by an automatic device.

To this end, you may contact the Data Controller or the Data Protection Manager.

Finally, we wish to inform you that you may make a complaint to the Italian Supervisory Authority - Guarantor for the protection of personal data - Piazza Venezia n. 11 - 00187 Rome.

For more information a request may be sent to the following e-mail address: [privacy@ice.it](mailto:privacy@ice.it).

***This statement may be integrated with additional indications, also in light of regulatory changes or the provisions of the European Commission and the Privacy Guarantor.***