

## **Privacy Notice**

### **1. GENERAL PROVISIONS**

In accordance with the applicable laws on the protection of personal data, including Regulation (EU) 2016/679 ("GDPR"), personal data (such as name, surname, telephone number, e-mail address, function, etc.), that may be provided directly by the complainant ("Complainant") and which could also include special categories of personal data (such as racial or ethnic origin, political or religious opinions, etc.) - collectively referred to as "Data" - are collected for providing the services requested by the Complainant ("Services"). The Data may also belong to third parties, including the persons who are the subject of the report ("Accused persons"). Data and reports will be treated confidentially and conscientiously. The Complainant may decide to submit a report anonymously or may choose to let us know his/her identity. In the event that the Complainant opts for an anonymous report, the confidentiality of the Complainant will be guaranteed for the entire procedure and even after its closure.

When the Complainant submit a report, he/she is invited to indicate precise facts and to provide objective and detailed elements that allow the validity and truthfulness of the possible violation to be ascertained.

The use of the reporting system in good faith, even for facts that, following internal checks, are unconfirmed or that do not constitute violations of the Code of Conduct, will not expose the Complainant to any disciplinary sanction.

Data are processed by Ferrari S.p.A. ("Ferrari") through personnel duly instructed to do so.

For anything else not expressly mentioned here, reference is made to the "Whistleblowing Procedure" available on the company intranet.

The terms "personal data", "processing", "data controller", "third party", "supervisory authority" have the same meaning as in Article 4 of the GDPR.

### **2. DATA CONTROLLERS AND DATA PROTECTION OFFICER**

The Data Controller is Ferrari S.p.A. having its legal seat at Via Emilia Est, n. 1163, Modena, Italia.

The Complainant, the Accused Persons and any other third party may contact the Ferrari Group's Data Protection Officer at the following e-mail address: [privacy@ferrari.com](mailto:privacy@ferrari.com).

### **3. PURPOSES OF THE DATA PROCESSING**

The processing of the Data by this corporate reporting channel will be carried out for reporting on topics that are especially concerned with corruption and white-collar crimes as well as for the purpose of the opening, processing, investigation and closing of the case that has been opened about alleged situations, events, or actions in areas such as financial, accounting, banking and anti-bribery (and in any case according to the local laws) and that could carry a negative impact on company or shareholder or are detrimental to morale, productivity, or personal safety.

The processing of the Data through this corporate reporting channel will be carried out also in case of Conflict of Interests disclosures (potential or existing), submitted by employees or third parties.

This system may not be used knowingly to submit false or slanderous statements or information. Reports that denounce other persons or defame them against better judgement can give rise to consequences under civil or criminal law.

### **4. LEGAL BASIS FOR DATA PROCESSING**

The legal basis of the Data processing is Article 6 (1) (c) of the GDPR which is a legal obligation to establish a corporate reporting channel to which Ferrari is subject.

## **5. DATA PROCESSING MEANS**

The Data reported by the Complainant will be evaluated by Ferrari and, if necessary, by its subsidiaries. Such assessment may result in the initiation of internal investigations, which may lead to further external audits conducted by the public authorities.

The Data shall be exclusively processed in accordance with the terms described in this Privacy notice and in compliance with the privacy, fairness, necessity, relevance, lawfulness and transparency principles as provided by the applicable laws, by the European Directives no. 2002/58/EC and 2019/1937/EU as well as by GDPR and any further amendments and integrations.

The Data could be processed in hardcopy, automated or electronic format and, in particular, via post or electronic mail and telephone. Appropriate security measures are adopted in order to prevent any loss, any unlawful or unfair use or unauthorized access to the Data.

The corporate reporting channel is operated on behalf of Ferrari by GCS Compliance Services Europe Limited, registered in the Republic of Ireland headquartered at Vantage West 4th floor, Great West Road, Brentford TW8 9AG, United Kingdom.

## **6. CONSEQUENCES OF FAILURE TO PROVIDE DATA**

The Complainant is invited to provide the Data marked as obligatory as they are compulsory for the purposes mentioned under point 3 above. Therefore, any refusal of providing the Data marked as obligatory may, partially or totally, prevent Ferrari from providing the Services.

Any refusal to provide Data not marked as obligatory will not prevent Ferrari to carry out the requested Services.

## **7. DISCLOSURE OF THE DATA**

The Data may be disclosed to third parties to comply with legal obligations, to comply with orders from public authorities or to exercise a right in court within the European Economic Area ("EEA") and / or in countries outside the EEA. In the event that, in the context of Ferrari contractual relationships, the Data have to be transferred outside the EEA, including by inserting the same in databases managed by third-party companies operating on behalf of Ferrari, every suitable and necessary contractual measure will be adopted to guarantee an adequate level of data protection, including - among others - agreements based on standard contractual clauses for the transfer of data outside the EEA, approved by the European Commission.

The Data will not otherwise be disclosed and / or transmitted improperly.

## **8. DATA RETENTION**

The Data shall be processed as long as is necessary to open, investigate and archive the alleged violation communicated via the Services according to the following principles:

- i. if the communication regarding the alleged violation is outside the scope specified on point 3 above, the communication will be immediately rejected;
- ii. if the communication regarding the alleged violation proves to be well-founded and further measures are taken (including any disciplinary action or the initiation of any legal procedure against the Accused

Persons or against the Complainant who had made false or defamatory statements or initiated legal proceedings), the Data shall be processed until the final and binding closure of the procedures initiated on the basis of the communication. Ferrari may continue to store the Data for 10 years, as may be necessary to protect Ferrari and/or Ferrari Companies' interests related to potential liability regarding to the execution of the contracts with Ferrari and/or Ferrari Companies.

iii. if the communication is related to a voluntary Conflict of Interests disclosure (potential or existing), submitted by employees and/or third parties, the Data regarding the communication shall be processed for the entire contractual relationship between Ferrari and/or Ferrari Companies and those individuals. Ferrari may continue to store the Data for 10 years, as may be necessary to protect Ferrari and/or Ferrari Companies' interests related to potential liability related to the execution of the contracts with Ferrari and/or Ferrari Companies.

## **9. GRANTED RIGHTS**

To the extent that Data is processed, the following rights, among others, shall be granted:

- a. right to access, means the right to obtain information as to whether or not your Data are being processed and, where applicable, obtain access;
- b. right to rectification or erasure, means the right to obtain the rectification of inaccurate and/or incomplete Data, as well as the erasure of Data when the request is based on legitimate grounds;
- c. right to restriction of processing, means the right to request the suspension of the processing of data when the request is based on legitimate grounds;
- d. right to data portability, means the right to obtain Data in a structured, commonly used and readable, as well as the right to transmit to another Data controller;
- e. right to object, means the right to object to the processing of Data when the request is based on legitimate grounds;
- f. right to lodge a complaint with a supervisory authority in case of unlawful processing of Data.

Such rights may be exercised for all countries by writing an e-mail to Ferrari S.p.A. at the following e-mail address: [privacy@ferrari.com](mailto:privacy@ferrari.com).

It should be noted that the exercise of these rights may be limited to ensure the protection of the rights and freedoms of others in the context of the Services, if there is a substantial risk that communicating such information will compromise the ability of Ferrari to effectively verify the validity of the complaint or to gather the necessary evidence. This limitation is applied on a case-by-case basis if necessary. Under no circumstances may the Accused Persons be allowed to make use of their right of access to obtain information on the Complainant's identity, unless the Complainant has declared false information.

In such cases, the rights referred to in this point 9 may be exercised through a request to the data protection Supervisory Authority, which can be contacted via the website [www.garanteprivacy.it](http://www.garanteprivacy.it).