

## Ordinary Shareholders' Meeting

Privacy statement
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### Introduction

This information is provided by BPER Banca S.p.A. (“**BPER**” or the “**Bank**” or the “**Company**” or the “**Controller**”), with registered office at Via San Carlo 8/20, Modena, pursuant to articles 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (“GDPR”), in order to inform the persons entitled to attend the Shareholders' Meeting of the Company convened at any given time (the “**Shareholders' Meeting**”) about the processing of their personal data.

### Data Controller and Data Protection Officer

The Controller has designated a Data Protection Officer (DPO), who can be contacted at one of the following addresses:

- by regular mail, at Via Ramelli 49, 41100, Modena;
- by e-mail at the following address: [dpo.gruppobper@bper.it](mailto:dpo.gruppobper@bper.it).

### Subject matter and methods of processing

For the purposes set out in this statement, the Controller will process the personal data of the persons identified above (the “**Personal Data**”), such as name, surname, domicile and residence, date of birth, tax code, contact data, including e-mail address, identity document data, number of shares held and, in cases where in-person attendance in the Shareholders meeting rooms is permitted, data acquired by video recording of the Shareholders' Meeting.

Processing of Personal Data in this statement 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.

The Personal Data will be processed, for the purposes below, manually and/or with the support of computerised or electronic systems, in any case in such a way as to ensure their security and confidentiality in accordance with the GDPR and applicable regulations.

### Origin of Personal Data processed

The Controller will collect the Personal Data necessary to pursue the purposes set out below (i) directly from the data subject or (ii) from the depository intermediaries that hold custody of the data subject shares or (iii) through the designated representative pursuant to art. 135-*undecies* of the

Consolidated Finance Act (CFA), Computershare S.p.A. (the “**Designated Representative**”) or (iv) when permitted, through other subjects delegated by the data subject in accordance with the current legislation.

### **Purpose and legal basis of Processing**

Personal Data processing is intended to enable the:

- (a) participation and voting of the persons entitled to attend the Shareholders’ Meeting, verification of their entitlement to attend, including for the purpose of making sure that the Shareholders’ Meeting has been duly constituted and that the quorum requirements for its constitution and adoption of resolutions are met, in addition to the exercise -by the entitled persons- of any other right associated with the Shareholders’ Meeting, such as, for example, the right to ask questions regarding the items on the agenda or to submit additions to the agenda and/or new resolution proposals;
- (b) fulfilment of any other legal obligation in any way associated with the proceedings of the Shareholders’ Meeting.

For the above purposes, Personal Data are processed by virtue of the relationship between the Bank and its shareholders, as well as in fulfilment of the legal obligation to which the Controller is subject, namely to ensure that entitled parties can exercise the rights provided for by the applicable legislation in relation to the holding of the Meeting.

Transmission and processing of the Personal Data are necessary for the above-mentioned purposes. Failure to provide the Personal Data results in the impossibility to attend the Shareholders’ Meeting.

### **Recipients of the Personal Data**

Personal Data may be made accessible, for the purposes mentioned above, to the following categories of recipients:

- a) employees and collaborators of the Controller, duly authorised to process Personal Data;
- b) third parties (companies and/or self-employed individuals), performing activities that are functional to those of the Bank, who -depending on circumstances- may qualify as independent controllers or data processors specifically bound by a contract pursuant to article 28 of the GDPR (such as, for example, the Designated Representative, Computershare S.p.A);
- c) Boards, Institutions and competent Authorities (European Central Bank, Bank of Italy, Consob, Judicial, Tax and Administrative Authorities; Chambers of Commerce, etc.), acting as independent data controllers.

### **Transfers of Personal Data**

Personal Data will be processed and stored by the Controller within the European Union. If necessary, the Company reserves the right to transfer Personal Data to countries outside the

European Union for technical or operational reasons, provided that an adequate level of protection is guaranteed based on the provisions of Chapter V of the GDPR.

### **Personal Data storage period**

Personal Data will be stored, in accordance with the principles of data minimisation and storage limitation referred to in Article 5, para. 1 c) and e) of the GDPR, for the time strictly necessary to achieve the above-mentioned purposes and in any case for a period not exceeding 10 years from the date of the Shareholders' Meeting. This period takes into account both the regulatory provisions on appeals against Shareholders' Meeting resolutions and the requirements of the Issuers' Regulation approved by Consob under Resolution no. 11971 of 14 May 1999 concerning the disclosure of regulated information on the website of the issuers (see in particular art. 65-*septies*, paragraph 5, art. 77, paragraph 1-*bis*, art. 84-*quater*, paragraph 1). The Controller reserves the right, however, to retain Personal Data for a longer period than specified above in the event that this becomes necessary to safeguard the defensive interests and/or comply with the regulatory obligations of the Controller.

### **Rights of data subjects**

With reference to Personal Data processed, data subjects can exercise at any time the rights provided for in articles 15 *et seq.* of the GDPR and, in particular:

- (i) right of access;
- (ii) right to rectification;
- (iii) right to erasure;
- (iv) right to restriction;
- (v) right to object;
- (vi) right to data portability.

Requests should be sent to the Controller at one of the following contact details:

- by regular mail, to: BPER Banca Spa – Ufficio Privacy e Data Protection, Via Ramelli 49 – 41122 Modena;
- by e-mail to: [presidio.privacy@bper.it](mailto:presidio.privacy@bper.it).

For further information regarding Personal Data, please contact the Data Protection Officer of BPER at the above address.

Please note that, pursuant to the applicable legislation, the data subject has the right to lodge a complaint with the Italian Data Protection Authority, with registered office in Rome, Piazza Venezia, 11; Tel. (+39) 06.696771, certified e-mail (PEC): [protocollo@pec.gpdp.it](mailto:protocollo@pec.gpdp.it), following the instructions on the website [www.garanteprivacy.it](http://www.garanteprivacy.it).