

## PRIVACY INFORMATION NOTICE FOR COSTUMERS

In accordance with the Federal Act on Data Protection and the Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation), Enilive Suisse S.A. (hereinafter: Company or Data Controller) sets out below the Statement on the processing of your personal data (hereinafter: Privacy Information Notice) – obtained directly from you – in the context of our contractual relationships or with respect to the provision of goods and/or services by the Company.

### **1. Identity and contact details of the Data Controller**

The Data Controller is Enilive Suisse S.A., with registered office in Lausanne and administrative office in Lausanne, and can be contacted at the following address: Av. de Gratta-Paille 1, 1018 Lausanne, or at the following email address: [dataprotection.ch@enilive.com](mailto:dataprotection.ch@enilive.com).

### **2. Contact details of the Data Protection Officer (hereinafter: DPO)**

The Company has appointed a Data Protection Officer who can be contacted at the following email address: [DPO@eni.com](mailto:DPO@eni.com).

### **3. The purposes of data processing and its legal basis**

*a. Necessary legal and contractual purposes - data processing is required to comply with the Data Controller's contractual or legal obligations, or to comply with a specific request of the data subject*

Your personal data may be processed without your consent, in cases where this is necessary to fulfil the obligations of civil and tax law, and EU legislation, as well as standards, codes or procedures approved by the Authorities and other competent Institutions.

In addition, your personal data may be processed to comply with requests from the competent administrative or judicial authority and, more generally, public entities, in compliance with the formalities of law.

Your personal data will also be processed for purposes related to our contractual relationships or with respect to the provision of goods and/or services by the Society, in particular:

- for the fulfilment of obligations arising from the contract or the provision of goods and/or services by the Company, general conditions or from other annexes that shall form an integral part thereof. In these cases, we wish to inform you that, in accordance with the applicable legislation on personal data, your consent is not required if the processing is necessary to fulfil contractual obligations or if the processing is necessary to fulfil your specific requests during negotiations and before the contract is signed;
- for the participation of enilive+ cardholders in the loyalty programme offered on a regular basis;
- for the processing of payments (and the subsequent processing - under the terms of the law - of payment details) for requested services and any additional charges, in accordance with the general conditions and/or other specific contractual conditions made available to the client; or the fulfilment of legal, accounting, tax, administrative and contractual obligations related to the provision of the requested services.

This data, the provision of which is necessary for implementing the operational, financial and administrative aspects of the service – will be processed using electronic instruments, recorded in special data bases and used strictly and exclusively within the scope of the contract.

Because the communication of your personal data for the above purposes is necessary to the maintenance and provision of all services related to the contract, failure to do so will result in the specific services in question not being provided.

#### *b. Commercial and marketing purposes – consent*

If you have the enilive+ card, your personal data may also be processed, subject to your consent, for the following purposes inherent to the activity of the Data Controller or a third party:

- market research, financial analysis and statistics;
- the marketing of the services of the Data Controller and/or a third party, the sending of advertising/information/promotional material and that relating to participation in initiatives and offers aimed at rewarding customers of the Data Controller;
- interactive commercial communications;
- customer satisfaction surveys on the quality of the services provided.

These activities may involve the products and services of the Data Controller, as well as Eni S.p.A.'s subsidiaries or their commercial partners.

Consent to the processing of data and its communication to the parties shown below for the above purposes is optional and may be revoked by contacting the Data Controller whose contact details are specified in point 1 of this Privacy Information Notice, or by writing to the following email address: [dataprotection.ch@enilive.com](mailto:dataprotection.ch@enilive.com).

#### *c. Defence of a legal claim*

In addition, your personal data will be processed whenever it is necessary to establish, exercise or defend a legal claim on the part of the Data Controller or of another company within Eni S.p.A.'s scope of control. in court proceeding or in an administrative or out-of-court procedure.

#### *d. Legitimate interests of the Data Controller*

The Data Controller may process your personal data without your consent in the following cases:

- in the case of extraordinary business branch mergers, sales or transfers to allow the performance of due diligence and other operations prior to the sale. It is understood that only the data required for the above purposes will be processed in the most aggregated/anonymous form.
- analysis of the use of services provided by the Company in order to identify clients' consumer habits and preferences, to improve the services provided and to meet their specific requirements, or the preparation of initiatives related to the contractual relationship to improve the services provided, such as client feedback surveys.

It should be noted that any withdrawal of consent does not affect the lawfulness of processing based on consent given prior to such withdrawal.

### **4. Recipients of personal data**

For the purposes indicated in point 3, the Data Controller may disclose your personal data to third parties, such as, for example, those belonging to the following categories:

- authorities and public agencies for the fulfilment of the obligations envisaged by law. In this case, according to applicable data protection legislation, the prior consent of the data subject is not required;
- companies, organizations or associations, or parent, subsidiary or associated companies, or between these and companies subject to joint control, and between consortia, business networks and groups, and temporary joint ventures and connected entities, limited to communications made for administrative and/or accounting purposes;
- insurance companies responsible for the settlement of claims;
- companies specialized in credit recovery;
- companies specialized in the management of business information or related to credit, or advertising and promotion;
- other companies with whom the Data Controller has agreements of various types.

You may rest assured that the Data Controller will take the utmost care to ensure that the communication of your personal data to the above recipients involves only the data required to accomplish the specific purposes for which it is intended.

Your personal data is stored in the Data Controller's database and will be processed exclusively by authorized personnel who will be given specific instructions on the methods and purposes of the processing. Your data will not be communicated to third parties, except as provided for above and, in any case, within the limits indicated.

Finally, please note that your personal data will not be disclosed, except in the cases described above and/or as provided for by law.

## **5. Transfer of personal data abroad**

In the context of the contractual relations between Eni S.p.A. and its Subsidiaries, as well as between the Subsidiaries themselves, for some of the purposes indicated in Section 3 above, your personal data may be transferred abroad, including through inclusion in databases shared and managed by third parties both within and outside of Eni S.p.A.'s scope of control. The management of the database and the processing of this data are performed only for the purposes for which it was collected and with maximum respect for the privacy and security standards described in applicable personal data protection laws.

Whenever your personal data is transferred abroad, the Data Controller shall take every suitable and necessary contractual measure to guarantee an adequate level of personal data protection in accordance with this Privacy Information Notice, including, among other means, the Standard Contractual Clauses approved by the European Commission.

## **6. Data retention period**

The data will be kept for no longer than required for the purposes for which it has been collected or processed, in accordance with the applicable legislation.

Your personal data will stop being processed for marketing purposes two years after the termination of your contractual relationship.

Your data will be kept for ten years from the termination of the contractual relationship in order to allow the Company to defend itself against possible claims in relation to the contract. At the end of this period, all data will be deleted or otherwise irreversibly de-identified, unless the continued retention of some or all of the data is required by law.

## **7. Rights of data subjects**

As the data subject, you have the following rights concerning the personal data collected and processed by the Data Controller for the purposes listed at Section 3 above.

### *a. Right of access*

You have the right to ask the Data Controller for confirmation that your personal data is being processed and obtain access to your personal data and the following information: (i) the purposes of the processing; (ii) the categories of personal data concerned; (iii) the recipients or categories of recipients to whom the personal data has been or will be disclosed, in particular if the recipients are in third countries or international organizations; (iv) when possible, the intended retention period of the personal data or, if this is not possible, the criteria used to determine this period; (v) the right to lodge a complaint with a supervisory authority.

Nevertheless, the Company may refuse, restrict or defer the right of access to personal data if: (i) a formal enactment so provides, in particular to protect a personal secret; (ii) this is required to protect the overriding interests of third parties; (iii) the request for access is manifestly unfounded, in particular if it pursues a purpose contrary to data protection or it is manifestly querulous; (iv) the overriding interests of the Company require it and the Company does not disclose data to third parties. The Data Controller must indicate the reason why he refuses, restricts or defers access to personal data.

### *b. Right of rectification and cancellation*

You have the right to rectify any inaccurate personal data, as well as, taking into account the purposes of the processing, complete any incomplete personal data, including by providing a supplementary statement.

You also have the right to obtain cancellation of your personal data for any of the following reasons: (i) your personal data is no longer required for the purposes for which it was collected or otherwise processed; (ii) the data was processed unlawfully; (iii) you have revoked your consent on the basis of which the Data Controller had the right to process your data and there is no other legal basis allowing the Data Controller to process it; (iv) you did not agree to the processing and there is no overriding legitimate reason to do it; (v) your personal data must be deleted to comply with a legal obligation.

The Company has the right, nevertheless, to waive these rights of cancellation: (i) if the right to freedom of expression and information prevails; (ii) to exercise a legal obligation; (iii) for the establishment, exercise or defence of legal claims; (iv) if the overriding interests of the Company or of a third party so require; (v) if the request of cancellation is manifestly unfounded, in particular if it pursues a purpose contrary to data protection or it is manifestly querulous, or (vi) if the processing of data is justified by an overriding private or public interest or by law. The Data Controller must indicate the reason why he refuses, restricts or defers the right to cancellation of personal data.

*c. The right to obtain or transmit personal data*

You have the right to receive the personal data provided to the Company and processed by it on the basis of consent, or other legal basis, in a structured, customary and readable format, as well as the right to transmit this data to another Data Controller without hindrance.

However, the Company may refuse, restrict or defer the right to obtain or transmit personal data if: (i) a formal enactment so provides, in particular to protect a personal secret; (ii) this is required to protect the overriding interests of third parties; (iii) the request to obtain or transmit personal data is manifestly unfounded, in particular if it pursues a purpose contrary to data protection or it is manifestly querulous; (iv) the overriding interests of the Company require it and the Company does not disclose data to third parties. The Data Controller must indicate the reason why he refuses, restricts or defers the right to obtain or transmit the personal data.

*d. The right to restrict processing*

You have the right to ask the Company to restrict processing as follows: (i) for the period required by the Data Controller to verify your personal data when you have disputed its accuracy; (ii) if your personal data has been processed unlawfully; (iii) even if your personal data is not required for the purposes of processing but you need it to be processed for the determination, exercise or defence of a legal claim; (iv) for the period required to check on the possible prevalence of the Data Controller's legitimate reasons with respect to your opposition to the processing.

You can exercise the above-mentioned rights by writing to Enilive Suisse S.A. to the contact details in point 1 or by sending an email to the email address [dataprotection.ch@enilive.com](mailto:dataprotection.ch@enilive.com), or by writing to the Data Protection Officer to the email address [DPO@eni.com](mailto:DPO@eni.com).

You also have the right to address you to the competent data protection Authority if your data has been processed unlawfully. The competent data protection Authority in Switzerland is Federal Data Protection and Information Commissioner (FDPIC).