

## **POLICY PRIVACY FORM – PARKING BOOKING**

As provided for by the art. 13 of the General Data Protection Regulation (hereinafter referred to as GDPR), Port Mobility Spa - in the person of its legal representative pro tempore (hereinafter also "Company") - provides users interested in submitting a car park request with information on the processing of their data.

### **WHO IS THE DATA CONTROLLER AND HOW TO CONTACT HIM/HER**

The Data Controller is Port Mobility S.p.a., with registered office at Loc. prato del Turco snc, 00053 Civitavecchia (RM), P.IVA 08280881007. You can contact him/her by email at e-mail [privacy@portmobility.it](mailto:privacy@portmobility.it)

### **HOW TO CONTACT THE DATA PROTECTION OFFICER**

The Data Protection Officer is appointed by the Data Controller. You can contact him/her by email: [dpo@portmobility.it](mailto:dpo@portmobility.it)

### **TYPE OF DATA PROCESSED**

The data processed are the data provided by the user through the parking reservation form. The information requested in the fields marked with an asterisk (\*) is mandatory and necessary to complete the booking process.

### **PURPOSE AND LEGAL BASIS FOR DATA PROCESSING**

The identification and contact data collected through the form and other information (about the ship, the company, the cabin number, the day and time of embarkation) are used to process the parking reservation request and to reduce passengers' waiting time.

The legal basis for processing the data is the execution of pre-contractual measures taken at the request of the data subject.

The data required in the additional form (place of origin and age of the user, information on how he/her learned about the website, why he/she chose it and the additional services he/she may be interested in) are used to carry out evaluations and analysis in order to improve the services.

The legal basis for processing is consent, which can be revoked at any time.

After three months of booking, the data collected via the forms will be anonymised and used for statistical purposes on information that cannot be traced back to the individual concerned.

Three months after the booking, the data are anonymised and used only for statistical purposes.

If necessary, the data may also be used in the legitimate interest of the data controller to verify the security and proper functioning of the IT systems and for the exercise or defence of legal claims.

### **HOW DATA ARE PROCESSED**

The data collected are processed using IT tools.

Specific security measures have been adopted to prevent the loss of data, illegal or incorrect use and unauthorised access.

### **Transfer of data**

Requests sent via the form are handled on computer servers, located on European territory, or by e-mail. Some of the services used for e-mail are provided by US companies and involve a transfer of data abroad. This transfer is carried out with the guarantees offered by standard European contractual clauses.

### **Storage period**

The data are retained for three months after booking. This period may be extended if the data are necessary for the exercise or defence of claims.

After this period, the acquired information will be anonymised and used only for statistical purposes.

### **WHAT HAPPENS IF DATA ARE NOT PROVIDED**

The provision of data is voluntary. However, if some data are not provided, the data controller will not be able to respond to some requests. Not providing the data that is not marked as mandatory has no effect on the booking process.

### **WHO CAN ACCESS THE DATA**

The data will be processed by the data controller, also through authorised personnel.

The data may be provided to the competent authorities in case of specific requests to which the controller is obliged by law. It may also be provided to information technology companies and legal advisers in the event of litigation.

Some of the above-mentioned parties act as data controllers of personal data. It should be noted that data are provided to the parties acting as external controllers, in accordance with legal obligations or when it is necessary to comply with contractual obligations or in the legitimate interest of the data controller. This interest consists of verifying the security and proper functioning of the IT systems and exercising the right of defence through legal counsel.

The data subject may request from the data controller the list of external parties who carry out their activity as data processors.

In any case, the data provided are data whose transmission is necessary for the development of the activities and purposes pursued.

### **DATA SUBJECT RIGHTS**

The law grants the data subject the right to request from the data controller access to and rectification or erasure of personal data or restriction of processing concerning him or her, as well as the right to data portability.

The data subject may exercise his or her rights at any time, without any formalities, by contacting the controller or the data protection officer through the contact details indicated in this report. The data controller will respond within 30 days, as provided for in the legislation in force.

The rights recognised by current legislation on the protection of personal data are detailed below.

- **Right of access.** 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 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. 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 relating to the transfer.
- **Right to 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.
- **Right to erasure.** 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 and where there is no other legal ground for the processing; c) the data subject objects to the processing and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing; 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 service. The request for erasure cannot be applied if the 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; d) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in so far as the right referred to is likely to render impossible or seriously impair the achievement of the objectives of that processing; or e) for the establishment, exercise or defence of legal claims.
- **Right to restriction.** The 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. 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 pending the verification whether the legitimate grounds of the controller override those of the data subject.

- **Right to data portability.** 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: the processing is based on consent or on a contract and the processing is carried out by automated means.

- **Right to object.** 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, 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. 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.

The data subject is also informed that, should he or she consider that his or her personal data are being processed in breach of the provisions of the GDPR, he or she has the **right to lodge a complaint** with the Garante, as provided for in Article 77 of the Regulation itself, or to take legal action (Article 79 of the Regulation).

*Privacy Policy updated to 2nd July 2021*