

# INFORMATION ON THE PROCESSING OF THE PERSONAL DATA OF THE PERSON ENTITLED TO VOTE AT THE SHAREHOLDERS' MEETING

Dear,

with this document, drawn up under Article 13 of EU Regulation no. 679/2016 (hereinafter also "Regulation"), Fincantieri S.p.A. informs you, as the data subject for the processing of personal data collected by the Controller, of the following.

## 1. Controller for the personal data processing

The data controller for the processing of the personal data requested (*i.e.*, full name, e-mail address, tax code) is Fincantieri S.p.A. (hereinafter also the "Controller" or the "Company"), with registered office in Trieste, Via Genova 1, VAT no. 00629440322, e-mail [privacy@fincantieri.it](mailto:privacy@fincantieri.it), tel. +39 040 3193111, fax +39 040 3192305.

The Data Protection Officer ("DPO") of Fincantieri S.p.A. can be contacted at the following e-mail address: [privacy@fincantieri.it](mailto:privacy@fincantieri.it).

## 2. Purpose and legal basis of the processing of personal data

As a person having the right to vote at the Shareholders' Meeting of Fincantieri S.p.A., your personal data will be processed with the support of electronic and/or paper means, solely for the following purposes and on the following legal basis:

- a) **Purposes related to the management of corporate affairs:** performance of the following processing, for example: (i) entering and updating your data in the Controller's company books; (ii) use of your data to register your attendance at the Shareholders' Meeting, to register and record votes, for statistics to verify the Company's shareholder base or attendance at the Shareholders' Meeting; (iii) collection of questions that the Company may be asked before the Shareholders' Meeting; (iv) use of your data to send corporate communications and documentation; (v) use of your data for purposes related to extraordinary corporate transactions (*e.g.*, mergers, transfer of going concern, etc.); (vi) use of your data to comply with other obligations imposed by law, regulations or EU law and, in any case, in relation to obligations related to your status as a person entitled to vote at the Shareholders' Meeting of Fincantieri S.p.A. The processing, where it is not associated with fulfilling the Controller's contractual and/or legal obligations because of your status as a person entitled to vote at the Shareholders' Meeting of Fincantieri S.p.A., shall be carried out based on the Controller's legitimate interest;
- b) **administrative, fiscal and accounting purposes:** performance, for example, of the following processing: use of your data in the accounting records and compulsory books of the Controller.

The processing is necessary to fulfil the Controller's legal obligations because of your status as a person entitled to vote at the Shareholders' Meeting of Fincantieri S.p.A.;

- c) **audit and/or legal and regulatory compliance purposes:** the processing is necessary to fulfil the Controller's legal obligations and to enable compliance with the corporate procedures adopted by the Company. The processing, where not associated with the performance of the Controller's contractual and/or legal obligations due to your status as a person entitled to vote at the Shareholders' Meeting of Fincantieri S.p.A., shall be carried out based on the Controller's legitimate interest in carrying out checks on the Company's processes and activities;
- d) **litigation management purposes:** the processing is necessary to enforce or defense a right in court or in a preliminary phase to the judgment.

In addition, your data will be processed within Fincantieri S.p.A. by personnel duly appointed and instructed by the Controller.

### 3. Recipients of personal data

Your personal data may be communicated, strictly in relation to and in line with the purposes listed above, to the following categories of subjects:

- the service company that operates as a Service Centre on behalf of Fincantieri S.p.A. at Monte Titoli S.p.A. and is in charge of keeping Fincantieri S.p.A.'s Shareholders' register;
- the service company that provides technical and operational assistance for the management of the Shareholders' Meetings of Fincantieri S.p.A.;
- banks;
- companies acting as Shareholders' representative appointed under Article 135-*undecies* of Legislative Decree no. 58/98 (Italian Consolidated Finance Law), to collect voting proxies/sub-proxies relating to the Shareholders' Meeting as well as to fulfil the formalities with the obligations inherent in the representation in the Shareholders' Meeting and the expression of the vote of the person represented;
- suppliers;
- public administration bodies in compliance with legal obligations;
- the judicial authority;
- other entities for whom laws impose an obligation to disclose and/or in cases where the disclosure must be made pursuant to a contractual relationship with the Controller.

The contact data for the external processors who carry out activities in the Controller's interest may be requested by you at the following e-mail address: [privacy@fincantieri.it](mailto:privacy@fincantieri.it).

### 4. Transfer of personal data to a third country or an international organisation

The Controller will not transfer your personal data outside the European Economic Area ("EEA"). In the event of the transfer your personal data outside the EEA, the Controller will

adopt appropriate safeguards, *i.e.*, adequacy decisions of the European Commission pursuant to Article 45 of the Regulation, standard contractual clauses approved by the European Commission and contractual tools that provide adequate safeguards (Article 46 of the Regulation). Alternatively, transfers will be made based on the exceptions provided in Article 49 of the Regulation (*i.e.*, consent of the data subject, the transfer is necessary for contractual/pre-contractual purposes, overriding public interest, right of defence in court, vital interests of the data subject or of other persons, data entered in a public register).

## 5. Period of retention of personal data

Your data will be kept for the time necessary to fulfil the contractual obligations and the additional purposes described above for up to ten (10) years following the end of the relationship between you and the Controller, unless there are certain requirements that justify retaining the data for a longer period, such as the occurrence of litigation. In the latter case, the data will be retained until the time limit for appeals has expired.

## 6. Rights of the data subject

We inform you that as a data subject you have the right to obtain from the Controller:

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| <b>Right of access:</b><br><br>(Article 15 of the Regulation)                            | confirmation as to whether or not personal data concerning you are being processed, and, where that is the case, the right to obtain, among other things, access to your personal data and information regarding the purposes of the processing, the categories of personal data concerned and the recipients or categories of recipients to whom the personal data have been or will be disclosed. |
| <b>Right to rectification:</b><br><br>(Article 16 of the Regulation)                     | (i) rectification without undue delay of inaccurate personal data concerning you and (ii) completion of your personal data, where incomplete.   |
| <b>Right to erasure (“right to be forgotten”):</b><br><br>(Article 17 of the Regulation) | deletion of personal data concerning you without undue delay.   |
| <b>Right to restriction of processing:</b><br><br>(Article 18 of the Regulation)         | restriction of processing in the cases listed in Article 18 of the Regulation.  |

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| <p><b>Right to object to processing under Article 6(1)(e) or (f):</b></p> <p>(Article 21 of the Regulation)</p> | <p>objection, at any time, on grounds relating to your particular situation, to the processing of personal data relating to you under Article 6(1)(e) or (f), including profiling on the basis of such provisions.</p> |
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You may exercise the above rights at any time by sending a request to the following e-mail address: [privacy@fincantieri.it](mailto:privacy@fincantieri.it).

You also have the right to **lodge a complaint with the Data Protection Authority** if you believe that the processing of your personal data violates the provisions of EU Regulation no. 679/2016.

**7. Nature of providing data and consequence in case of failure to provide data**

The processing of your personal data for the purposes referred to in Section 2 above is necessary for the Controller to take specific actions resulting from its legal and/or contractual obligations; failure to provide your data for such purposes may make it impossible for you to attend the Shareholders’ Meeting, fulfil legal obligations and, if necessary, exercise your rights as a Shareholder.

The Controller also informs you that during the Shareholders’ Meeting, data will also be processed using an audio/video recording system to facilitate the subsequent preparation of the minutes of the meeting. All data, as well as the audio/video media, will be retained together with the documents produced by the Controller during the Shareholders’ Meeting to document what is recorded in the minutes.