

PRIVACY POLICY

This notice describes the methods for processing the information and personal data of users who use this mobile application (hereinafter the “**App**”).

This policy is issued pursuant to Article 13 of Regulation (EU) 2016/679 (hereinafter “**GDPR**”) and in accordance with Article 122 of Legislative Decree 196/2003, as amended (hereinafter the “**Privacy Code**”), as well as with the Italian Data Protection Authority’s decision “*Identification of simplified methods for the information notice and the acquisition of consent for the use of cookies*” of May 8, 2014, as supplemented by the “*Guidelines on cookies and other tracking tools*” of June 10, 2021 (hereinafter the “**Decision**”).

DATA CONTROLLER

Elica S.p.A.

Via Ermanno Casoli 2, 60044 Fabriano (AN)

PEC address: elicaspa@sicurezzapostale.it

Telephone: +39-07326101

(“**Company**” or “**Controller**”)

DATA PROTECTION OFFICER (DPO)

The DPO can be contacted at: dpo@elica.com

DATA PROCESSED, PURPOSES AND LEGAL BASIS

1. Data processed for the operation of the App

The Company implements within the App only so-called technical/analytical tracking and analysis tools. These tools can be considered equivalent to technical cookies or technical/analytical identifiers that do not require the user’s consent.

This type of **technical tracking tools** is installed solely for the purpose of “*carrying out the transmission of a communication over an electronic communications network, or to the extent strictly necessary for the provider of an information society service explicitly requested by the subscriber or user to provide such service*” (see Art. 122, para. 1, of the Privacy Code).

The IT systems and software procedures used to operate the App analyze performance, possible crashes, and malfunctions.

The App is integrated with the Software Development Kit Firebase (hereinafter “**Firebase**”) for the “*Firebase Crashlytics*” service.

The use of Firebase makes it possible to:

- a) collect information about the versions of the App installed by the user;
- b) collect, in encrypted form, information relating to the device on which the App is installed (manufacturer and model), and the version of the operating system used;
- c) analyze the causes and details of any crashes that occur during the use of the App (detailed error information, including stack traces and error context, to help developers diagnose and resolve issues);
- d) monitor crashes;
- e) improve the overall performance and stability of the App.

The Company uses this tool to ensure the optimization of the App’s functionality and usability and to carry out necessary maintenance.

Furthermore, such data may be used by the Company to exercise or defend its rights in legal proceedings, including in the event of criminal investigations.

Pursuant to Art. 122, para. 1 of the Privacy Code, processing of the above information does not require user consent. The legal basis for such processing is the Controller's legitimate interest under Art. 6, para. 1, letter f), GDPR.

2. Data provided directly by the user

To use certain services within the App (for example, user registration to connect a connected product to their account), the provision of personal data is required. Specific information pursuant to Art. 13

PROVISION OF DATA

Except for the personal data referred to in point 2 above, the provision of personal data is automatic and occurs when the App is launched on the user's mobile device.

DATA RECIPIENTS

Personal data may be communicated to independent data controllers and processed by entities designated by the Company as data processors who provide the Controller with services instrumental to the purposes indicated in this notice, such as, for example, the company that provides App maintenance services.

For a complete list of processors, a request may be sent to privacy@elica.com.

AUTHORIZED PERSONNEL FOR PROCESSING

Personal data may be processed by employees of the Company who have been expressly authorized for processing and have received appropriate operational instructions from the Company.

DATA TRANSFER OUTSIDE THE EU

Where data is transferred to countries outside the European Union (EU) or the European Economic Area (EEA) that have not been deemed adequate by the European Commission, the transfer mechanisms under Art. 46 of the GDPR (such as standard contractual clauses) will be used, assessing whether "supplementary measures" are necessary to ensure a level of protection substantially equivalent to that required by EU law.

RIGHTS OF THE DATA SUBJECT – COMPLAINT TO THE SUPERVISORY AUTHORITY To exercise their rights, the data subject may contact the Company at privacy@elica.com.

The data subject may request from the Controller access to their personal data, erasure, rectification of inaccurate data, completion of incomplete data, or restriction of processing in the cases provided for in Art. 18 GDPR.

The data subject has the right to object at any time, easily and free of charge, on grounds relating to their particular situation, to the processing of personal data in cases of legitimate interest of the Controller, in accordance with Art. 21 GDPR.

When the data subject wishes to exercise their rights, the Company – in case of reasonable doubts concerning identity – may request verification of identity before handling the request.

Finally, the data subject has the right to lodge a complaint with the competent Supervisory Authority in the Member State where they usually reside or work, or where the alleged infringement occurred.

-
1. Pursuant to Article 18 of the GDPR, the data subject has the right to obtain from the controller the restriction of processing where one of the following applies:
 - a) the data subject contests the accuracy of the personal data, 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) although the controller no longer needs the personal data for the purposes of processing, they are required by the data subject for the establishment, exercise or defence of legal claims;
 - d) the data subject has objected to processing pursuant to Article 21(1), pending the verification whether the legitimate grounds of the controller override those of the data subject.
 2. Where processing has been restricted under paragraph 1, such personal data shall, with the exception of storage, only be processed with the consent of the data subject 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.
 3. A data subject who has obtained restriction of processing under paragraph 1 shall be informed by the controller before the restriction is lifted.