



Società per azioni con socio unico soggetta all'attività di direzione e coordinamento Atlantia S.p.A.  
Capitale Sociale € 26.000.000,00 interamente versato  
Codice Fiscale e n. di iscrizione al Registro delle Imprese di Roma 09771701001  
REA - ROMA n.1188554 - P.I. 09771701001 - Sede Legale: Via Bergamini, 50 00159 Roma

LETTERE : VIA A. BERGAMINI, 50 – 00159 ROMA  
TELEF. : 06.4363.1  
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WEBSITE : [www.telepass.com](http://www.telepass.com)  
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## Telepass S.p.A. – Information notice for “Go by Telepass” customers

### INFORMATION NOTICE pursuant to Article 13 of Regulation (EU) 2016/679 (“GDPR”)

With this information notice, the Data Controller, as defined below, wishes to inform you of the purposes for which your personal data is collected and processed, which categories of data are processed and your rights recognized by the legislation on personal data protection and how they can be exercised, also enabling you to give your informed consent to processing, if necessary.

#### 1. WHO IS THE DATA CONTROLLER

**Telepass S.p.A.**, with registered office at Via Alberto Bergamini, 50, Rome, in the person of its *pro tempore* legal representative, is the processor of your personal data (the “**Data Controller**” or “**Telepass**”).

#### 2. HOW TO CONTACT THE DATA PROTECTION OFFICER

The Data Controller has appointed a “**Data Protection Officer**” or “**DPO**”, who may be contacted by sending an email to the email address [DPO@telepass.com](mailto:DPO@telepass.com) or by writing to:

Responsabile della protezione dei dati – *Data Protection Officer* (DPO)

c/o Telepass S.p.A.

Via Alberto Bergamini, 50

00159 – Rome

#### 3. PERSONAL DATA DEFINITION

According to the GDPR, personal data is defined as: “*any information relating to an identified or identifiable natural person; an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that person*” (the “**Data**”).

#### 4. PURPOSES FOR THE PROCESSING AND THE RELEVANT LEGAL BASIS

**4.1.** Telepass collects and processes your Data for the performance and execution of the contract for the Go by Telepass service to enable you to pay motorway tolls or parking charges in facilities affiliated to the Italian, French, Spanish and Portuguese network, *i.e.* for purposes strictly connected with and instrumental to the performance of the precontractual activities required, management of contractual relations (administrative and accounting activities, customer assistance, complaints management and debt collection) and the provision of the services requested at any time.

In particular, Telepass collects and processes the following Data for those purposes:

- Personal details (forename, surname, tax code);
- Address of residence, telephone number and email address;
- Payment details (credit card expiry date);
- Car/vehicle registration number,
- Information on the location of Telepass system on the motorway network (list of trips/journeys made) and at affiliated shops;
- In general, any other data and information required for the conclusion and execution of the contract.

The Data Controller also has a legitimate interest in processing some of your Data strictly necessary for the prevention of fraud and to provide proof of journeys made on the motorway network, the services used and the transactions performed within the scope of the contract, so as to be able to protect Telepass's rights and business assets.

**4.2.** Your Data may also be processed by the Data Controller for the fulfilment of legal obligations. For example, Telepass may process your data for tax measures connected with the execution of the contract, for managing requests made by the Authority and for obligations relating to the legislation on the prevention of fraud, money laundering and terrorist financing, where applicable.

**4.3.** The Data Controller may process your Data for sending commercial messages and/or for promotional initiatives to offer you products and/or services similar to those you have already subscribed to directly. Telepass will carry out these activities observing the principles of the GDPR and to pursue its legitimate interest; in any event, you may object to receiving such messages at any time by writing to the Data Controller on email address [privacy@telepass.com](mailto:privacy@telepass.com) or by contacting the DPO at the addresses indicated in section 2 above.

**4.4.** Save as provided for in paragraph 4.3 above, with your express, specific consent, the Data Controller may also process your Data for (present and future) commercial promotional initiatives, send advertising material, conduct market research, direct sales and send commercial communications on the entire range of products and/or services offered by Telepass, by companies in the Group to which it belongs (parent, subsidiary and/or associated companies), by affiliated shops and third party partners. Commercial communications may be sent by using traditional systems (post, operator calls) or automated communication systems (SMS, email, automated calls, App notifications).

**4.5.** With your express, specific consent, the Data Controller may then process your Data for profiling purposes, to allow the preparation and performance of statistical and market surveys and research, to allow the creation/definition of your profile and/or your personality, to analyse your tastes, your preferences, habits, requirements and/or consumer choices so as to be able to offer you products and services more in line with your requirements and a whole series of promotions and discounts.

The consent you give to the individual items referred to in paragraphs 4.4 and 4.5 above may be revoked at any time by writing to the Data Controller on email address [privacy@telepass.com](mailto:privacy@telepass.com) or by contacting the DPO at the addresses indicated in section 2 above.

In any case, we undertake to ensure that the information collected and used is appropriate for the purposes described and does not give rise to an invasion of your private life.

In accordance with the provisions of Article 13 of the GDPR, the table below summarizes the purposes of processing your Data and whether the provision of Data is compulsory or voluntary, the consequences of your refusal to provide it and the legal basis of the processing carried out by the Data Controller.

| Paragraph no. | Purpose of the processing  | Compulsory or voluntary provision of personal data | Consequences of refusing to provide personal data  | Condition for the legality of processing                               |
|---------------|--|--|--|--|
| 4.1           | Signature of contract for the Go by Telepass service                         | Voluntary  | Impossible for the Data Controller to follow up your requests and to provide you with the service requested                    | Execution of the precontractual measures adopted based on your request |
|               | Management of contractual relations  | Voluntary  | Impossible for the Data Controller to follow up your requests and to provide you with the service requested                    | Execution of the contract  |
|               | Protection of business assets and protection of the Data Controller's rights | Compulsory   | Impossible for the Data Controller to follow up your requests and to provide you with the service requested                    | Data Controller's legitimate interest                                  |
| 4.2           | Fulfilment of legal obligations and requests made by the Authority           | Compulsory   | Impossible for the Data Controller to follow up your requests and to provide you with the service requested                    | Fulfilment of a legal obligation by the Data Controller                |
| 4.3           | Commercial information on similar products and services to those purchased   | Voluntary  | Impossible to send you commercial communications on products and services similar to those forming the subject of the contract | Data Controller's legitimate interest                                  |

|     |   |           |  |              |
|-----|---|-----------|--|--------------|
| 4.4 | Commercial activities carried out by Telepass | Voluntary | Impossible to send you commercial communications on the entire range of products offered by the Data Controller, the companies forming part of the same Group and third-party partners | Your consent |
| 4.5 | Profiling                                     | Voluntary | Impossible to offer you personalized proposals and services  | Your consent |

## 5. DISCLOSURE OF YOUR DATA

Telepass may disclose some of your Data to third parties in order to carry out the necessary activities to achieve the purposes indicated and described in section 4 above (*e.g.* dealers interested in journeys made on the motorway stretches they cover, partners and affiliated shops, third parties including the companies processing the payment of the amount due for use of the services offered by Telepass for the Data Processor (*e.g.*: Stripe Payments Europe, Ltd., controlled by Stripe, Inc.).

As an integral part of the processing activities, your Data may be passed on to other companies directly controlled by Telepass, namely Telepass Pay S.p.A., UrbanNext S.A., Kmaster S.r.l., Telepass Broker S.r.l. and Infoblu S.p.A., or to companies forming part of the Atlantia Group. In particular, your Data may be disclosed to Essediesse S.p.A., with which Telepass has arranged a service contract for the supply of administrative services (*e.g.* charging for the location of the Telepass app). Telepass will also pass on your Data to Autostrade per l'Italia S.p.A. and Tangenziale di Napoli S.p.A., both controlled by the parent company Atlantia S.p.A., respectively, for managing requests made by the Authority and to provide you with customer assistance via the contact centre.

Your Data may then be disclosed to third companies offering Telepass logistics services, or to companies carrying out activities for the Data Controller for the technical coordination, assistance and maintenance of information systems and assisting you if you have any questions concerning the Telepass contract and the companies used by Telepass for debt collection purposes.

The aforesaid persons processing your Data on Telepass's behalf are suitably appointed as Data Processors by the Data Controller.

The list of Data Supervisors may be requested by contacting the DPO on the addresses indicated in section 2 above.

Finally, the Data Controller may disclose your Data to persons requiring it under legal obligations and to the credit institutions with which Telepass works for the purposes of arranging the contract. These persons carry out the respective processing activities as independent data processors.

## 6. WHERE DO WE TRANSFER YOUR DATA

In order to achieve the purposes described in section 2 above, as an integral part of the processing activities, your Data, and particularly Data on payment transactions, will be disclosed to the company Stripe, Inc., whose servers are situated in USA.

This transfer of Data is effected based on the Privacy Shield certification adopted by the company Stripe, Inc.

In any event, you can obtain more information and details on the transfer of your Data by contacting the DPO on the addresses indicated in section 2 above or by sending an email to [privacy@telepass.com](mailto:privacy@telepass.com).

## **7. HOW LONG DO WE KEEP YOUR DATA FOR**

The Data associated with you will only be processed by Telepass for the time required for the aforesaid purposes.

In particular, the main periods of use and storage of your Data with regard to the various processing purposes are as follows:

- a) For the purposes of execution of the contract to which you are a party, your Data will be processed by Telepass for the entire duration of the contract and for as long as obligations or measures connected with the execution of the contract continue to exist and will be kept for a period of 11 years after termination of the contract solely for purposes connected with the fulfilment of legal obligations or the protection of Telepass's rights;
- b) With regard to the processing for marketing purposes, carried out based on the Data Controller's legitimate interest, or your consent, your Data will be processed for the entire period of the contract and for as long as obligations or measures connected with the execution of the contract continue to exist, unless you object to the processing or revoke your consent;
- c) Your Data will be processed for profiling purposes unless you decide to revoke your consent and/or terminate processing. In any event, the profiling activities will only take into consideration data relating to the last 12 months;
- d) For the fulfilment of legal obligations, your Data will be processed and stored by Telepass for as long as it needs to be processed to fulfil such legal obligations.

## **8. YOUR RIGHTS AS DATA SUBJECT**

During the period for which Telepass holds or processes your Data, you may exercise the following rights at any time, in your capacity as the party concerned by the processing:

- **Right of access** – You have the right to obtain confirmation of the existence or otherwise of processing concerning your Data and the right to receive any information on such processing;
- **Right of rectification** – You have the right to obtain the correction of your Data in our possession, if it is incomplete or incorrect;
- **Right of erasure (“right to be forgotten”)** – In certain circumstances, you have the right

to obtain the erasure of your Data present in our archives if it is irrelevant to the continuation of the contractual relationship or not required by law;

- **Right to restriction on processing** – Upon the occurrence of certain conditions, you have the right to obtain a restriction to the processing of your Data if it is irrelevant to the continuation of the contractual relationship or not required by law;
- **Right of portability** – You have the right to obtain the transfer of your Data in our possession to another data controller;
- **Right to object** – You have the right to object, at any time for reasons connected with your particular situation, to the processing of Your Data based on the legitimate interest or on the performance of a task carry out in the public interest or in the exercise of official authority, including profiling, unless the Data Controller has legitimate reasons to continue the processing prevailing over the interests, rights and freedoms of the interested party or for the assessment, exercise or defence of a right in judicial proceedings;
- **Right to revoke consent** – You have the right to revoke your consent to the processing of your Data at any time, the legality of the processing based on consent given prior to revocation continuing to apply;
- **Right to file a complaint with the Supervisory Authority** – If Telepass refuses to satisfy your requests for access, it will give the reasons for the relevant refusal. Where appropriate, you will be entitled to file a complaint as described in section 9 below.

The aforesaid rights may be exercised in respect of the Data Controller by writing to [privacy@telepass.com](mailto:privacy@telepass.com) or by contacting the DPO on the addresses indicated in section 2 above.

Exercising your rights as interested party is free of charge pursuant to Article 12 of the GDPR. However, in the event of clearly unfounded or excessive requests, even due to the repetitive nature thereof, the Data Controller may charge you reasonable expenses, in the light of the administrative costs incurred to deal with your request, or refuse to deal with your request.

## 9. HOW TO FILE A COMPLAINT

You will be entitled to submit requests for the exercise of the rights referred to in section 7 above at any time by writing to [privacy@telepass.com](mailto:privacy@telepass.com) or by contacting the DPO on the addresses indicated in section 2 above.

In any event, if you wish to file a complaint regarding the procedure by which your Data is processed by Telepass, or regarding the management of a complaint filed by you, you have the right to file a complaint directly to the Supervisory Authority.

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## CONSENT FORM

I **declare** that I have received the information notice on personal data protection pursuant to the GDPR.

I also

☐ **CONSENT** - ☐ **DO NOT CONSENT** to Telepass processing my Data for **commercial purposes** (paragraph **4.4** of the information notice).

☐ **CONSENT** - ☐ **DO NOT CONSENT** to Telepass processing my Data for **profiling** purposes (paragraph **4.5** of the information notice).

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Date and signature

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