

POLICY ON THE PROCESSING OF PERSONAL DATA

MAILING LIST FOR NOTICES ON MOVABLE AND IMMOVABLE PROPERTY AUCTIONS

Pursuant to Article 13 and Article 14 of Law No. 171 of December 21, 2018 'Protection of natural persons with regard to the processing of Personal Data'" and subsequent amendments

Preamble

In accordance with the current legislation on the protection of Personal Data, specifically Article 13 of Italian Law no. 171 of 21 December 2018 as amended, "Protection of natural persons with regard to the processing of Personal Data" (hereinafter "**Law**"), and Article 13 of the EU Regulation 2016/679 (hereinafter "GDPR"), the Central Bank of the Republic of San Marino, through its Overdue Tax Collection Department, in its capacity as the Data Controller (hereinafter either "**Tax Collection Department**" or "**CBSM**" or "**Controller**"), hereby provides the following information regarding the processing of the user's Personal Data that it may have acquired in the process of managing and organizing auctions of movable and immovable property. The abovementioned data (hereinafter "**Personal Data**") may be acquired directly from the user or from third parties (hereinafter "**Data Subjects**") and shall be processed by CBSM and/or through third parties – with the aid of electronic tools, if deemed necessary – for the purposes outlined below.

Personal Data refers to information, collectively considered, that make a natural person identified or identifiable, whether directly or indirectly, particularly through an identifier such as name, identification number, location data, online identifier, or one or more details that are specific to the physical, physiological, genetic, psychological, economic, cultural, or social identity of that natural person.

This privacy policy (hereinafter "**Policy**") regulates the processing of Personal Data carried out by CBSM for the purposes outlined in the following section.

SECTION 1 - CONTACT DETAILS OF THE DATA CONTROLLER

Pursuant to Article 2 of the Law, the Data Controller acting for the purposes set out below is the Central Bank of the Republic of San Marino – through its Tax Collection Department – whose headquarters and General Directorate are located at Via Del Voltone n. 120, 47890 – San Marino (Republic of San Marino).

For additional information, individuals may send an email to the Data Controller at privacy.titolare@bcsm.sm or a written request to Banca Centrale della Repubblica di San Marino, Via del Voltone n. 120, 47890 – San Marino (RSM). Alternatively, the Data Controller may be contacted by phone at +378 0549 981010 or by fax at +378 0549 981019.

SECTION 2 - CONTACT DETAILS OF THE DATA PROTECTION OFFICERS

The Controller has appointed Ms Valentina Rabitti and Mr Nathaniel Casadei as "Data Protection Officers" (hereinafter, "**DPOs**"), in accordance with Chapter 4 of the Law. For all issues relating to the processing of

Personal Data and/or to exercise the rights envisaged by the Law itself, outlined in Section 10 of this Policy, please, send an email to the DPOs at privacy.dpo@bcsm.sm, or a letter to “Nova Poesis, Via Pomposa no. 43/I, 47924 – Rimini (IT)”.

SECTION 3 - TYPES AND SOURCE OF PERSONAL DATA SUBJECT TO PROCESSING

The Personal Data collected and processed by CBSM, in its capacity as the Controller for the performance of the Services outlined in Section 4, may include personal details, residence and/or home address, mailing address, and contact details, such as telephone number or email address.

SECTION 4 - PURPOSES AND LEGAL BASIS FOR THE PROCESSING

The Tax Collection Department shall process the Personal Data outlined in Section 3 for the purpose of including Data Subjects in a dedicated mailing list to provide notices of public auctions held by the Tax Department and any related information.

As these communications by CBSM are of a promotional nature, the processing of data will only take place if the Data Subject has provided specific consent.

Consent may be provided by the following means:

- a) Complete the consent form attached to this Privacy Policy and hand deliver a paper copy to the Tax Collection Department or email it to esattoria@bcsm.sm.
- b) Subscribe to the mailing list through the CBSM website.

Consent may be revoked at any time by following the instructions in the emails sent by the Tax Collection Department.

SECTION 5 - DATA PROCESSING METHODS

Data processing for the purposes mentioned above may involve the use of manual, computer, and electronic means to collect, record, organize, store, select, extract, use, block, limit, and delete the Data.

The technical and organizational measures adopted are designed to guarantee a level of security that is appropriate to preventing risks, such as the destruction, loss, alteration, unauthorized disclosure, or access, whether accidental or unlawful, to the processed Personal Data.

SECTION 6 – DISCLOSURE OF DATA

For the purposes described in the previous Section 4, Personal Data shall be processed by designated employees of the Tax Collection Department of the Central Bank of the Republic of San Marino who have received specific authorization to process Personal Data.

Moreover, the Tax Collection Department may also need to disclose or share Personal Data with external Data Processors, specifically IT service and product providers, for the electronic management of the procedure.

The list of external entities designated as Data Processors for specific processing activities undergoes regular updates and is kept at the premises of the Tax Collection Department. The abovementioned list may be provided upon specific request to the contact details indicated in Section 1.

SECTION 7 – TRANSFER OF DATA ABROAD

Personal Data is stored within the territory of the Republic of San Marino and shall not be disclosed.

SECTION 8 – DATA RETENTION PERIOD

Personal Data may be retained for a maximum of 2 years, after which they will be erased, unless the Data Subject renews their consent for processing using one of the two means outlined in Section 4.

SECTION 9 –AUTOMATED DECISION-MAKING PROCESSES, INCLUDING PROFILING

CBSM does not employ any automated decision-making procedures to process Personal Data, including profiling, as outlined in Article 22 of the Law.

SECTION 10 – RIGHTS OF THE DATA SUBJECT

The Data Subject may exercise the rights provided by law against the Data Controller at any time. Such rights are listed below and may be exercised through a specific written request to the Central Bank of San Marino through one of the following means:

- by registered mail addressed to the Central Bank of the Republic of San Marino, Via del Voltone n. 120 – 47890 San Marino (RSM)
- by sending an email to the email address: privacy.titolare@bcm.sm; or
- by fax to +378 0549 981019

Consent expressed by signing this Policy may be revoked at any time using the same means.

1. Right of access

The Data Subject has the right to obtain confirmation from CBSM of whether its Personal Data are being processed, and, if so, request access to the Personal Data and information outlined in Article 15 of the Law. This includes obtaining information about the purposes pursued by the Data Controller, the categories of data involved, the individuals to whom the data may be disclosed, the applicable retention period, and the use of automated decision-making processes, among others.

2. Right to rectification

The Data Subject has the right to obtain from CBSM, without undue delay, the rectification of their Personal Data, in case of inaccuracies. Additionally, considering the purposes of the processing, the Data Subject may request that their data be completed, if found to be incomplete, by providing a supplementary statement.

3. Right to erasure

The Data Subject has the right to request the Controller that their Personal Data be erased, if one of the conditions set forth by Article 17 of the Law applies. This includes, by way of example, circumstances in which Personal Data are no longer necessary to the purposes for which they were collected or otherwise processed, or circumstances in which the consent to the processing of Personal Data has been withdrawn and there is no other legal ground for the processing. It is to be noted that the withdrawal of consent shall not affect the lawfulness of any processing undertaken on the basis of consent given prior to its withdrawal.

4. Right to restricted processing

The Data Subject may request that the processing of their Personal Data be restricted where one of the circumstances outlined in Article 18 of the Law applies. This includes, by way of example, circumstances in which the Subject objects the accuracy of their Data, or circumstances in which the Data is necessary for legal purposes such as establishing, exercising, or defending legal claims, even in the event that CBSM no longer requires it for processing purposes.

5. Right to object

The Data Subject may object to the processing of their Personal Data at any time in the event that the processing is carried out for the performance of operations in the public interest or for the pursuit of the Data Controller's legitimate interests, including profiling, as specified in Article 21 of the Law. Should the Data Subject decide to exercise their right to object, CBSM shall refrain from processing their Personal Data any further, unless there are compelling legitimate reasons for the processing which outweigh the interests, rights and freedoms of the Data Subject or for the establishment, exercise, or defence of legal claims.

6. Right to lodge a complaint with the Data Protection Authority

Without prejudice to the Data Subject's right to seek remedies in any other administrative or judicial authority, the Data Subject may lodge a complaint with the competent Data Protection Authority if they believe that the processing of their Personal Data by the Controller violates the Law and/or the applicable regulations.

CONSENT OF THE DATA SUBJECT

FOR THE PROCESSING OF PERSONAL DATA

To receive notices regarding movable and immovable property auctions held by the Tax Collection Department through a mailing list

Having acknowledged and understood the foregoing,

I, the undersigned _____,

born in (city, country) _____ on (date of birth) _____

resident in (city, country) _____, at (address) _____,

tel. _____, email: _____,

in consideration of the Policy that was provided to me pursuant to Art.13 of Law no. 171 of December 21, 2018, hereby acknowledge that the processing of my Personal Data is carried out for the purposes outlined under Section 4 "PURPOSES AND LEGAL BASIS FOR THE PROCESSING" of the aforementioned Policy. Therefore, I hereby:

☐ give consent

☐ deny consent

to the processing of Personal Data for the purpose of being added to a mailing list to receive notices regarding public auctions held by the Tax Collection Department.

Date _____

(SIGNATURE)