

## WHISTLEBLOWING – PRIVACY NOTICE

Pursuant to Regulation (EU) 2016/679 (“**GDPR**”), the Bracco Group Companies, as defined in the Whistleblowing Policies of the Bracco Group and the CDI Group (the “**Policy**”), which are deemed to be referred to in full herein, below the information on the processing of personal data of: whistleblowers, reported persons, people involved in the Report management process, all the other persons to whom the Policy is addressed.

For the purposes of this notice, each term and/or definition relating to the protection of personal data and/or the whistleblowing discipline shall have the meaning ascribed to them by the Policy or, in the alternative, by the GDPR, Directive (EU) 2019/1937 on the protection of persons who report violations (the “**Directive**”) and/or the national legislation implementing it (together with the Directive, the “**WB Laws**”).

This notice provides explanations regarding the processing activities arising from the collection and management of reports concerning the possible violation of any of the following:

- a) the Code of Ethics, the Organization and Management Model pursuant to Italian Legislative Decree 231/2001 (the “**231 Model**”) and/or the policies and procedures (including the Whistleblowing Policy itself) adopted by the Bracco Group Companies;
- b) regulations in the following fields (to the extent that they fall within the scope of the WB Laws: public procurement; financial services, products and markets and prevention of money laundering and financing of terrorism; product safety and compliance; environmental protection; radiation protection and nuclear safety; consumer protection; public health; protection of privacy and protection of personal data and security of networks and information systems; European internal market regulations, in particular with reference to rules on competition, state aid, corporate taxes, as well as the protection of the financial interests of the State and/or the European Union.

This notice supplements the terms of use of the *Bracco Speak Up Hotline* platform (the “**Platform**”), accessible at: [bracco.ethicspoint.com](http://bracco.ethicspoint.com).

### **Joint Data Controllers**

For the purposes of this notice, the Bracco Group Companies listed in Attachment 1 are joint data controllers, based on a joint controllership agreement signed pursuant to Article 26 GDPR, of which this notice is an excerpt.

Bracco S.p.A. with registered office in Milan via Egidio Folli, 50, as the parent company (the “**Parent Company**”) has the duties assigned to it or its organs and functions by the Policy and has purchased and prepared the Platform. The other Bracco Group Companies are involved in the process of collecting and managing the reports referred to them, through the bodies (e.g., the Local Reporting Officer and/or the Supervisory Body) and in the manner indicated in the Policy.

### **Contact details of the data protection officer (DPO)**

The Parent Company has appointed a Group Data Protection Officer who can be contacted at the following email address: [dpo@bracco.com](mailto:dpo@bracco.com).

### **Purposes of data processing and legal basis for processing**

The Joint Data Controllers will process the data for the purpose of preventing and countering any violations and to support the effective application and operation of the 231 Model and the Policy; to collect, organize and manage reports, including in connection with the assessment and internal investigations related to the

verification of the reported conduct and the establishment of proceedings, including disciplinary proceedings, to the extent required by the applicable regulations. In addition, personal data may be processed to follow up on requests from any competent authority, in compliance with legal formalities.

Common personal data (provided through the Platform, or collected in the course of the investigation that followed the Report) will be processed by the Joint Data Controllers for the fulfillment of legal obligations to which they are subject (i.e., organization and management of the Policy as required by the WB Laws; Art. 6(1)(c) of the GDPR); the processing of common personal data necessary for the management of Reports and subsequent investigations, actions, including judicial initiatives, and communication to any other competent authority, may be based on the legitimate interest of the Joint Data Controllers (pursuant to Art. 6(1)(f) of the GDPR).

Please note that, as provided in the Policy, the Platform operates under the “**no log**” principle as far as the Whistleblowers are concerned: this means that the company’s IT systems are not able to identify the access point to the portal (IP address) even in the event that access is made from a computer connected to the company network. On the other hand, with regard to the recipients of the Policy other than the Whistleblower (e.g., those who actively participate in the management of the report), Platform usage data and any other information, however generated, in the process of managing reports may also be processed for accountability purposes and verification of compliance with the Policy and the regulatory principles of which it is an embodiment.

Data belonging to special categories ex art. 9 GDPR may be processed for:

- reason of significant public interest (i.e., organization and management of the Policy as required by the WB Laws, pursuant to Art. 9(2)(g) of the GDPR);
- establishment, exercise or defense of rights in judicial proceedings related to the application of the Policy (pursuant to Art. 9, paragraph 2, let. f of the GDPR).

Within the limits set by applicable whistleblowing laws, judicial data may also be processed pursuant to Art. 10 GDPR.

### **Data processing methods and security measures**

Personal data are processed by automated and non-automated means.

### **Retention of data**

Personal data inferable from the Reports will be processed for a period which, in any case, will not exceed 5 years from the date of the communication of the final outcome of the reporting procedure to the whistleblowers; after that, they will be retained only in execution of legal obligations and/or to assert and/or defend the rights and/or legitimate interests of the Joint Data Controllers or third parties, including in the event of complaints, litigation or pre-litigation.

### **Information Protection - Security - Automated Decisions.**

The Joint Data Controllers use appropriate technical and organizational measures to protect the information collected. Specific security measures are taken to prevent data loss, illicit or incorrect use and unauthorized access. The transmission of data provided voluntarily by the user by filling in the fields in the different sections of the site is handled with technology that encrypts the information before it is exchanged via the Internet between the user’s computer and the Platform’s servers, making it unintelligible to unauthorized parties and thus guaranteeing the confidentiality of the information transmitted. All data transmission to the Platform services is encrypted using TLS 1.2 protocols ensuring a secure connection. When we process information, we take reasonable measures to protect it from loss, misuse, unauthorized access, disclosure, alteration, or destruction.

The Joint Data Controllers do not perform any kind of automated processing for analysis or forecasting purposes.

### **Disclosure of personal data**

Personal data are used by the Corporate Internal Audit Director, the Risk Operational & Compliance Audit Manager, the Legal Affairs & Compliance Manager (in cases where his involvement is envisaged) and, if appointed by the companies, the Local Reporting Manager; only in cases where the reported offenses are relevant under the 231Model, the data will also be shared with the Supervisory Body of the Bracco Group Company involved.

These individuals, who operate under the authority of the Joint Data Controllers, are formally authorized to process personal data pursuant to Article 29 of the GDPR and bound to confidentiality.

Personal data may also be processed by third parties, expressly appointed by the Companies of the Bracco Group, except in cases of communication to the competent authorities when provided for by applicable laws. Data recipients belong to the following categories:

- Supervisory bodies;
- police forces, competent authorities (e.g. National Anticorruption Authority) and other public administrations, which will act as autonomous data controllers;
- auditing companies, private investigators, lawyers, consultants, forensic experts and other companies that perform, by way of example, consulting and/or support activities for the provision of services etc. These categories of data recipients may process personal data as autonomous data controllers or “data processors” on the basis of a specific personal data processing agreement, pursuant to Article 28 of the GDPR.

The Bracco Speak Up Hotline Platform is provided by an entity external to the Bracco Group, Navex Global UK Limited (“**Navex**”), based at 1, Queen Caroline Street, W6 9HQ, London (UK), which has been designated as a data processor under Article 28 GDPR.

### **Transfer of personal data outside the European Economic Area (EEA) or Switzerland.**

Personal data are collected and processed through the Platform first and foremost in the UK, which has received an adequacy decision from the European Commission. Navex may carry out temporary processing of personal data through sub-processors located outside the EU and the UK: in this case Navex has signed the relevant European Commission standard contractual clauses with such sub-processors. Finally, Navex may share personal data with its parent company Navex Global, Inc. a U.S. company, which adheres to the Data Privacy Framework approved by the European Commission by decision of July 10, 2023 as an appropriate means of ensuring an adequate level of protection for personal data of data subjects established in the European Economic Area.

### **Rights of data subjects**

With regard to the personal data being processed, data subjects may exercise the rights provided for in Articles 15 to 22 of the GDPR and applicable privacy regulations, provided that within the limits provided for by the regulations (including the right to confidentiality on the identity of the reporting person as provided for in the regulations in force).

In particular, data subjects will be able to (using the contact channels mentioned in point 1 above of this notice):  
(a) request confirmation of the existence of their personal data, the origin of such data, the logic and purposes of the processing, the categories of subjects to whom the data may be communicated, as well as the

identification details of the data controller and data processors; (b) request access to their personal data, its transformation into anonymous form, blocking, rectification, integration or cancellation, or restriction of processing; (c) object to the processing in the cases provided for; (d) exercise the right to data portability; (e) revoke consent (where this is the necessary legal basis for the processing) at any time without affecting the lawfulness of the processing based on the consent given before revocation; (f) file a complaint with the competent data protection authority, amongst which the Italian Data Protection Authority, following the procedures and directions published on the Authority's official website at [www.garanteprivacy.it](http://www.garanteprivacy.it).

Any rectification, deletion or restriction of processing carried out at the request of the data subjects - unless this proves impossible or involves a disproportionate effort - will be communicated to each of the recipients to whom the personal data were transmitted.

Data subjects are informed that their rights identified in Articles 15 to 22 of the GDPR and, in particular, the right of access, may not be exercised by request to the Joint Data Controllers, or by complaint under Article 77, where the exercise of such rights may result in actual and concrete prejudice to the confidentiality of the reporters, as defined in the Policy, and/or to the conduct of investigations or the exercise of a right in court. The exercise of such rights may, in addition, be delayed, limited or excluded for as long as this constitutes a necessary and proportionate measure, taking into account the fundamental rights and legitimate interests of the data subjects, in order to safeguard the defensive rights of the Joint Data Controller and the confidentiality of the identity of the reporting persons or of the entire investigation.

In such cases:

- (i) the data subjects will be informed by reasoned notice rendered without delay, unless such notice would jeopardize the purpose of the limitation of the exercise of rights;
- (ii) data subjects will be able to exercise their rights through the Italian Data Protection Authority. In this case, the Italian Data Protection Authority shall inform the data subjects that it has carried out all the necessary verifications or has conducted a review. More info available at [www.garanteprivacy.it](http://www.garanteprivacy.it).

The right of data subjects to seek judicial review remains unaffected.

## **Contact**

If you have any questions about this Policy or would like to obtain more information about the practices regarding the protection of personal data by the Joint Data Controllers, or if you would like to exercise any of the above rights, or file a complaint, you may contact us by e-mail at [dpo@bracco.com](mailto:dpo@bracco.com) or at the postal address: Bracco S.p.A. Via Egidio Folli, 50 - 20134 Milan (MI) - Att. Group DPO.

**Last updated: March 2024**

**Attachment 1 – List of the Bracco Group Companies Joint Data Controllers**

**3023354 CANADA Inc.**  
**Acist Europe B.V.**  
**America Husky III S.r.l.**  
**Acist Japan Inc.**  
**Bracco Japan Co., Ltd**  
**Acist Medical Systems Inc.**  
**Bionics S.r.l.**  
**BIPSO GmbH**  
**Blue Earth Diagnostics Inc.**  
**Blue Earth Diagnostics Ireland Ltd**  
**Blue Earth Diagnostics Ltd**  
**Blue Earth Therapeutics Ltd**  
**Bracco Diagnostics Asia Pte Ltd**  
**Bracco AMT Inc.**  
**Bracco Diagnostics Inc.**  
**Bracco Far East Ltd**  
**Bracco Horizons Ltd**  
**Bracco Imaging Baltics OÜ**  
**Bracco Imaging Czech s.r.o**  
**Bracco Imaging Deutschland GmbH**  
**Bracco Imaging do Brasil Ltda.**  
**Bracco Imaging Europe BV**  
**Bracco Imaging France SAS**  
**Bracco Imaging Holding BV**  
**Bracco Imaging Korea Ltd**  
**Bracco Imaging Medical Technologies (Shanghai) CO Ltd**  
**Bracco Imaging Mexico S.A. de C.V.**  
**Bracco Imaging Polska Sp. z.o.o.**  
**Bracco Imaging S.p.A.**  
**Bracco Imaging Scandinavia AB**  
**Bracco Imaging Slovakia s.r.o.**  
**Bracco Injengineering S.A.**  
**Bracco International BV**  
**Bracco Oesterreich GmbH**  
**Bracco PTY Ltd.**  
**Bracco RE S.r.l.**  
**Bracco S.p.A.**  
**Bracco Suisse S.A.**  
**Bracco UK Ltd**  
**Bracco USA Inc.**  
**CDI Centro Diagnostico Italiano S.p.A.**  
**CENTRO MEDICO SME - DIAGNOSTICA PER IMMAGINI S.R.L.**  
**Claude Montana B.V.**  
**DAFRI GmbH**  
**E-Z-EM Inc.**  
**E-Z-EM Canada Inc.**  
**Shanghai Bracco Sine Pharmaceutical Corp. Ltd**  
**Spin S.p.A.**  
**SurgVision GmbH**