

## ANNEX H

# PRIVACY NOTICE FOR SUPPLIERS/CONTRACTORS

In accordance with Regulation (EU) 679/2016 ("GDPR"), [•] ("the Company" or the "Data Controller") sets out below the privacy information notice on the processing of your personal data - obtained directly from you and/or obtained from third parties – SELECT: as part of the evaluation process of the Bid for the contract [•] (hereinafter, the "Contract"), and its management if awarded to the Bidder (replace Bidder with the name of the third party)/in the context of the benefits/services received by you/with reference to the task assigned to you/[other]. In this context, personal data relating to you, your employees, associates and subcontractors can be or must be collected and processed.

## 1. IDENTITY AND CONTACT DETAILS OF THE DATA CONTROLLER

Identity, registered office and contact details of the Data Controller:

Enilive Austria GmbH  
Enilive Marketing Austria GmbH  
Enimooov Austria GmbH  
Handelskai 94 – 96  
1200 Wien  
Telefon: 01 24070-0  
E-Mail: [info.at@enilive.com](mailto:info.at@enilive.com)

## 2. CONTACT DETAILS OF THE DATA PROTECTION OFFICER

The Data Protection Officer can be contacted at the following email address: [datenschutz.at@enilive.com](mailto:datenschutz.at@enilive.com) or [DPO@eni.com](mailto:DPO@eni.com).

## 3. THE PURPOSES OF DATA PROCESSING AND ITS LEGAL BASIS

a. Necessary legal and contractual purposes – Data processing is required to comply with the Data Controller's contractual or legal obligations, or to comply with a specific request of the data subject.

Your personal data may be processed without your consent, in cases where this is necessary to fulfil the obligations of law and EU legislation, as well as standards, codes or procedures approved by the Authorities and other competent Institutions. In addition, your personal data may be processed to comply with requests from the competent administrative or judicial authority and, more generally, public entities in compliance with the obligations of law.

INSERT ONLY FOR SUPPLIERS: Your personal data will also be processed for the purposes related to and/or associated with the evaluation of the offer:

- to assess the technical, economic and financial suitability of the bid and the Bidder, and to verify that the Bidder possesses all the requisites laid down by applicable legislation for the award of the Contract;
- to allow any contractual relationship established, if the Contract is awarded to the Bidder, to be managed correctly in regulatory, technical and economic terms and the legal obligations related to the award.
- [•] [insert other purposes specifically related to the BID under consideration].

Because the communication of your personal data for the above purposes is required, failure to do so will result in the bid in question not being considered/the relationship concerned not being established.

b. Purposes of compliance with and management of the contract

Your personal data will be processed for the purposes necessary for the proper management of the contractual relationship with the Company.

c. Defence of a legal claim

In addition, your personal data will be processed whenever it is necessary to ascertain, exert or defend a legal claim of the Data Controller or of Eni subsidiaries in a court.

## 4. RECIPIENTS OF PERSONAL DATA

For the purposes listed in Section 3, the Data Controller may disclose your personal data to third parties, such as, for example, those belonging to the following categories:

SELECT THE ITEMS RELEVANT TO THE RELATIONSHIP CONCERNED:

- police forces, the armed forces and other government bodies, for the fulfilment of the obligations envisaged by law, regulations or EU legislation;
- other Eni Subsidiaries, for administrative reasons related to the management of the contract/relationship;
- insurance companies responsible for the settlement of claims;
- companies specialized in credit recovery;
- companies specialized in the management of business information or related to credit, or advertising and promotion;
- other companies that provide [services similar to those supplied by the Company] with whom the Data Controller has agreements of various types;
- other companies contractually bound to the Data Controller that provide [consultancy, service delivery support, etc.]

You may rest assured that the Data Controller will take the utmost care to ensure that the communication of your personal data to the above recipients involves only the data required to accomplish the specific purposes for which it is intended.

## 5. TRANSFER OF PERSONAL DATA OUTSIDE THE EU

In the context of the contractual relations between Eni and its Subsidiaries, and between the Subsidiaries themselves, for some of the purposes indicated in Section 3 above, your personal data may be transferred outside the EU, including

through inclusion in databases shared and managed by third parties both within and outside of Eni's scope of control. The management of the database and the processing of this data are performed only for the purposes for which it was collected and with maximum respect for the privacy and security standards described in applicable personal data protection laws.

Whenever your personal data is transferred outside the EU, the Data Controller shall take every suitable and necessary contractual measure to guarantee an adequate level of personal data protection in accordance with this Privacy Statement, including, among other means, the Standard Contractual Clauses approved by the European Commission.

## 6. DATA RETENTION PERIOD

Your data will be kept for a period of at least seven years from the termination of any contractual relationship in order to allow the Company to defend itself against possible claims in relation to the contract. At the end of this period, all data will be deleted or otherwise irreversibly de-identified, unless the continued retention of some or all of the data is required by law.

## 7. RIGHTS OF DATA SUBJECTS

As the data subject, you are entitled to ask the Data Controller to give you access to your personal data and to the information relating to its processing; you have the right to rectify any inaccurate personal data, as well as, taking into account the purposes of the processing, complete any incomplete personal data, including by providing a supplementary statement.

You also have the right to delete your personal data, the right to its portability and to restrict its processing in the cases provided for in law.

You can exercise the above mentioned rights by contacting [datenschutz.at@enilive.com](mailto:datenschutz.at@enilive.com) or [DPO@eni.com](mailto:DPO@eni.com).

You also have recourse to the competent data protection authority if your data has been processed unlawfully:

Österreichische Datenschutzbehörde

Barichgasse 40 - 42

1030 Wien

Telefon: +43 1 52 152-0

E-Mail: [dsb@dsb.gv.at](mailto:dsb@dsb.gv.at)

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**supersedes and replaces Annex H (v01) of opi-prv-001-elv austria\_en\_r02 of 29.03.2024**

**(TO BE DRAFTED ON COMPANY/BUSINESS LETTERHEAD PAPER AND SENT TO THE CLIENT TOGETHER WITH THE BID)**

To \_\_\_\_\_ (Data Controller)

Having received the information under Regulation (EU) 679/2016 ("GDPR"), I, the undersigned ....., in my capacity as ..... (if acting in the name and on behalf of a company/business)

- give my express consent to the processing of personal data for the purposes described above;
- undertake to comply with all current provisions on the protection of personal data, where applicable, as regards the personal data of its own employees and any subcontractors and to indemnify and hold harmless (e.g. company name) against any liability, cost or consequence arising from the failure to comply with these provisions.

Place and date \_\_\_\_\_

Signature .....