



PRIVACY NOTICE PURSUANT TO SECTION 13 OF EU REGULATION NO.679/2016 (GDPR)

Updated as of January 2019

Please be informed that your personal data acquired or to be acquired by **HOTELTURIST SPA**, as “Data Controller”, from the Data Subject or through any third parties, such as public databases, business register, internet, other companies, will be processed in compliance with the applicable legal requirements and your rights (you will be hereinafter indicated as the “Data Subject”). The personal data are referred directly to your organization if it is an individual or an individual firm, or may consist of information relating to natural persons who act, belong or are otherwise connected to your organization in any capacity, in case such organization is a corporation or another public or private entity.

A. PROCESSING MODALITIES

The processing may include the following operations : collection (by telephone, computer, writings or in public registers, lists of deeds and documents and / or public and / or private databases (commercial information companies), or in websites of public and / or private bodies , or at other clients or suppliers), recording, organization, storage and processing using paper, magnetic, automated or computer, processing of any data collected by third parties, modification, selection, extraction, comparison, use , interconnection also to data of other subjects on the basis of qualitative, quantitative and temporal criteria, recurring or definable from time to time, temporary treatment aimed at rapidly aggregating or transforming any data, adopting discretionary modalities (with the exclusion of the fully automated ones) of decisions, creation of profiles and information, communication, erasure and destruction of data, or combinations of two or more of the aforementioned operations.

The Data Controller has also appointed one or more external or internal Data Processors. The internal Data Processors shall belong to corporate homogeneous functional areas that need to process data for the purposes indicated in this Notice, such as the Procurement, Administrative, IT, Logistics-Storage Departments, etc..

The data processing activities shall be supervised by adequate technical and organizational security measures, such as, inter alia, electronic files with authentication IDs, restrictions of access to authorized and periodically updated profiles, firewalls, antivirus, antispam, back-up systems and data recovery in case of accidents, maintenance services.



B. PURPOSES OF DATA PROCESSING

The purposes of the data processing are:

1. Meet any pre-contractual needs (e.g. Implementation of our offers or orders, solvency checks);
2. Fulfilment of contractual obligations (purchase of goods and / or services, including the management of delivery obligations and logistics and transport functional thereto) and legal duties (e.g. accounting, tax, administrative and accounting management fulfilments, etc.);
3. Management of customers and suppliers for aspects other than those under items 1-2 (internal organization of activities for active and passive supply of products and / or services, e.g. management of credit lines and risk control (fraud, insolvency, etc.), litigation management; management of financial and insurance services for the management of suppliers, production management, telephone directory management , statistical processing).

C. LEGAL BASIS OF DATA PROCESSING

The legal basis of the processing is that processing is necessary 1) for the performance of a contract of which you are a party or of any pre-contractual measures adopted on your request (e.g. requests to send information or commercial offers) or 2) to fulfil a legal obligation to which our Company is subject . In any case, our Company has a legitimate interest to process the data in order to efficiently and efficiently manage the relationship with its suppliers and the related internal and external organizational processes (e.g. management of relationships with the customers and / or sub-suppliers of the supplier, for any supply requested by the Data Subject).

With specific regard to the data processing activities for direct marketing purposes, such processing shall be done based on your consent.



D. DATA COMMUNICATION

Without prejudice of any communication to third parties in compliance with any laws or regulations or any EU rules, or pursuant to an order issued by a court or other third party allowed there-to pursuant to these provisions, the data may be disclosed by us to the following **categories of third parties**:

1. Banks and credit institutions, for the management of payments;
2. Insurance companies;
3. Debt collection companies, factoring companies, leasing companies, insurance companies or credit transfer companies, credit consortia (only for the purposes of credit protection and the best management of our rights relating to the individual business relationship);
4. Trade information companies;
5. Consultants;
6. Professionals and professional firms (lawyers, accountants, auditors, members of organizations pursuant to the provisions of Legislative Decree No. 231/2001, etc.);
7. Auditors and auditing firms;
8. Any entities providing maintenance services and / or IT assistance in relation to our systems, databases and IT services;
9. Freight forwarders, carriers and couriers;
10. Other suppliers and sub-suppliers (in the case of customer or supplier data), or customers (in the case of supplier or sub-supplier data);
11. Other companies, organizations and / or individuals who perform activities supporting and functional to the performance of contracts or services requested by you, (e.g. enveloping and sorting company),
12. Other companies of the TH-RESORTS Group and / or affiliated to the TH-RESORTS trademarks;
13. Public entities.

The Data Controller has appointed as external Data Processor all categories of recipients to whom it communicates any data, except in cases they act in their capacity as independent data controller, as provided by the laws and regulations in force.



E. TRANSFER OF DATA ABROAD

Our Company shall not transfer any data to any third countries. Should this happen in the future, we will provide a separate prior notice illustrating any adequate safeguards provided by the law to protect such transfer.

The data may be transferred outside the EU by the Data Controller for the above indicated purposes (and provided that the destination chosen is to these countries); to:

- Foreign countries for which the EU Commission issued an adequacy decision pursuant to section 45 GDPR and / or adequate guarantees pursuant to section 46 GDPR, such as, specifically: - Andorra - Argentina - Australia - PNR - Canada, Faroer - Guernsey - Isle of Man - Israel - Jersey - New Zealand - Switzerland - Uruguay;
- Other non-EU countries for which the EU Commission issued an adequacy decision pursuant to section 45 GDPR or section 46 GDPR; in this case, it should be noted that, due to the excessive burdens posed on the Data Controller due to the entering into of written agreements with third foreign importers aimed at obliging them to comply with technical and organizational measures for the data protection and other management measures in accordance with the GDPR, the supplier shall not exercise the rights or use the remedies provided by the GDPR to the data controller(s) or directly to third parties (such as, e.g.: hotels , local carriers, local insurance companies, etc.), because that obligation of processing and / or storage of data according to EU standards is not provided by the laws of the data importer country ; nevertheless, if your data are to be sent to these countries, the transfer made by HotelTurist is legitimate, even without the express consent of the supplier, because such transfer shall be made to perform an agreement between the Data Subject and HOTELTURIST, i.e. the Data Controller, or to implement any pre - contractual measures adopted on request of the Data Subject, or is required to enter into or perform an agreement between HOTELTURIST, in its capacity as Data Controller, and another natural or legal person (i.e. a client or a foreign partner of HOTELTURIST) in favour of the Data Subject.

F. MANDATORY OR OPTIONAL NATURE OF CONSENT AND CONSEQUENCES OF FAILURE TO PROVIDE THE DATA.

Your consent is not required for your data processing. The provision of your data is optional, but failure to provide your consent would prevent HOTELTURIST, as Data Controller, to manage the pre-contractual relationship with the Data Subject, to enter into any agreements with him/her, and to perform such agreement and / or to fulfill any legal obligations related thereto.



G. DATA CONSERVATION PERIOD.

The data shall normally be processed for the entire duration of the contractual relationships established with the Data Subject, and, subsequently, only for the duration necessary to fulfil our legal obligations (10 years). To the extent that personal data are processed for purposes of IT security (e.g. registration of logs relating to online transactions or choices made in our website, the storage will be made for sufficient time to allow the relevant security checks and document the relevant results (usually 1 year from collection). In the event of litigation with the Data Subject and / or third parties, the data will be processed for as long as strictly necessary to ensure protection of our rights.

H. DATA CONTROLLER

The Data Controller, for your data, is **HOTELTURIST SPA**, with registered office in Via Forcellini, 150, 35138 PADOVA, email privacy@th-resorts.com

I. RIGHTS

With regard to the processing of personal data, you shall be entitled to exercise the following rights , as listed below, by contacting without any formalities our Company to the email address indicated above:

1. To ask our Company to confirm that any personal data are processed and, in this case, obtaining access to such personal data and the following information:
 - a. Purposes of data processing;
 - b. Categories of the personal data at stake;
 - c. The recipients or categories of recipients to whom such personal data have been or will be communicated , in particular if such recipients belong to third countries or international organizations;
 - d. Whenever possible, the retention period of the personal data provided or, if not possible, the criteria used to determine this period;
 - e. The right of the Data Subject to ask our Company to correct or erase any personal data or to limit the processing of any personal data concerning him/her, or to object to such processing;
 - f. The right to lodge a complaint with a supervisory authority; if the data are not collected from the Data Subject, all information available on their source;
 - g. The existence of an automated decision-making process, including the profiling process, and, at least in these cases, any significant information on the logic used, as well as the importance and the consequences of such processing for the Data Subject.



2. If the personal data are transferred to a third country or to an international organization, the Data Subject shall be entitled to be informed of the existence of adequate safeguards regarding the transfer (please note that, as explained in this Notice, currently our Company does not transfer any data of the Data Subject abroad);
3. Request, and obtain, without undue delay, the correction of any inaccurate data; taking into account the purposes of the processing, the integration of any incomplete personal data, also by providing an additional statement;
4. Request the erasure of the data if:
 - a. The personal data are no longer necessary with respect to the purposes for which they were collected or otherwise processed;
 - b. The Data Subject withdraws his/her consent on which the processing is based, and there is no further legal basis for the relevant processing;
 - c. The Data Subject objects to the processing if there is no prevailing legitimate reason to processing the relevant data;
 - d. The personal data have been processed unlawfully;
 - e. The personal data must be erased in order to fulfil a legal obligation provided for by the EU laws or by the laws of the Member State to which our Company is subject;
 - f. The personal data have been collected for the provision of IT services - from the database of our Company;
5. Request the limitation of the treatment concerning your personal data, should one of the following case occur:
 - a. The interested party challenges the accuracy of any personal data; in this case, the limitation of processing (i.e., the suspension of the same) may be carried out for the period necessary for our Company to verify the accuracy of such personal data;
 - b. The treatment is illegal (for example, because no previous legal information has been provided to the Data Subject) and the Data Subject objects to the erasure of any personal data (i.e. prefers - that they are stored by us in our paper and / or IT files) and instead asks that the relevant use is limited as above;
 - c. Although our Company no longer needs it for processing purposes, such personal data are necessary for the Data Subject to ascertain, exercise or defend a right in a court of law;
 - d. The Data Subject objected to the processing carried out for direct marketing purposes, pending verification of the possible prevalence of the legitimate reasons of our Company, compared to those claimed by the Data Subject;



6. Obtain from our Company, upon request, the communication of the third recipients to whom the personal data have been transmitted;
7. Withdraw at any time consent to data processing where previously communicated for one or more specific purposes concerning his/her personal data; provided that this shall not affect.
8. The lawfulness of any processing activities based on the consent given before the withdrawal:
 - a. The processing is based on an agreement to which the Data Subject is a party and for the performance of which, the processing is necessary;
 - b. The processing is carried out by automated means (software) (the so-called "Portability" right).

The exercise of the portability right is without prejudice to the above mentioned right to erase the data;

9. Receive, in a structured format, of common use and readable by automatic device, the personal data concerning the Data Subject and provided from such person to our Company and, if technically feasible, transmit such data directly to another Data Controller without any impairment by us, provided that the following (cumulative) conditions shall occurs.
10. Avoid a decision based solely on automated processing, including profiling process, having any legal effects concerning or anyway affecting him/her. For sake of clarification, please note that we do not operate any automated processing as indicated above.
11. Lodge a complaint to the competent Supervisory Authority based on the GDPR (Data Protection Authority) or the Ordinary Court.