

Paris, 27/01/2014

Data Protection information notice according to art. 13 of Italian Legislative Decree no. 196/03
"Personal Data Protection Code"

According to the Italian Legislative Decree no. 196/03 regarding the protection of personal data (hereinafter the **"Personal Data Protection Code"** or the **"Code"**), the data controller is ENGIE Global Markets, acting through its Italian Branch ENGIE Global Markets Italy Branch based in Rome, Lungotevere Arnaldo da Brescia n. 12 (hereinafter **"EGM Italy Branch"**). As per article 13 of the same Code, please find below the following information concerning the processing of personal data.

1. Source of personal data

Personal data is collected directly from the customers or from third parties, such as data acquired by external companies, suppliers or database. In any case, all data will be processed in compliance with the Personal Data Protection Code and the confidentiality obligations that have always inspired the activity of our company. EGM Italy Branch does not currently process data that falls into the category of "sensitive data" under the provisions of this legislation.

2. Purposes of the data processing

The processing of personal data will be executed out the following activities:

- (a) Those closely related to the management of customer relations (for example: acquisition of information prior to the conclusion of the agreement, execution of operations on the basis of the obligations arising from the contract with the customer, etc.).
- (b) Those related to binding requirements provided for by laws, regulations and the EU legislation, or deriving from orders given by any public authorities in accordance with the law and from other supervisory and controlling bodies (for example, CONSOB, the Bank of Italy, Italian Foreign Exchange Office, Anti-Money Laundering, etc.).

3. Modalities of the personal data processing

Processing of personal data may be performed by manual, electronic or automatic means and shall be carried out in strict accordance with the purposes under point 2 above, and with methods that both ensure personal data security and confidentiality according to the provisions of the Code.



4. The obligatory nature of providing the requested data and the consequences of refusal

The provision of data is mandatory for the establishment and duration of the contractual relationship, since any refusal would make it impossible for EGM Italy Branch to fulfill the obligations arising from mandatory requirements, pre-contractual and/or contractual provisions.

All of the data processed is always used in the limited scope of the execution of specific operations and services requested by the customer, without any request of consent for abovementioned purposes.

The refusal to provide such data or to pursue the mentioned purposes, may have the following effects:

- the inability of EGM Italy Branch to subscribe to any agreement or to enter or continue any business relationship since the requested data is essential to the establishment and duration of the business relationship.

5. Categories of entity to whom the data may be communicated

To carry out part of its activities, EGM Italy Branch may communicate personal data to external entities, and in particular to those belonging to the following categories, in order to achieve the aforementioned purposes.

Personal data may be communicated to companies belonging to the same group as EGM (controlling companies, controlled companies and affiliates, in compliance with laws and regulations in force) and to public authorities, in compliance with applicable laws and regulations.

Personal data may be further disclosed, for the purposes mentioned above, and in connection with specific personal data processing activities, to:

- (a) internal personnel, such as the person in charge of the personal data processing activity carried out by the controller, and
- (b) third parties, appointed by the controller as processors.

Personal data may be also communicated to third parties for the provision of information technology services, assistance and consultancy services in legal, tax, account and financial matters, envelopment and shipping services, optical or paper filing services, disaster recovery services and, in general, any service connected with or instrumental to the EGM Italy Branch's activities.

Those persons who are allowed to receive such data, shall act as autonomous controllers, in full autonomy and in accordance with the provisions of the Code, since they are not involved in the personal data processing activity carried out by the controller.

The list of the persons to whom personal data is or may be communicated, is available at the controller's office upon request of the data subject.



The Data may be communicated to different persons not mentioned above and/or for different purposes of the data processing exclusively with the customer's prior consent.

6. Rights of the data subject

Pursuant to article 7 of the Personal Data Protection Code, the data subject shall have the right to obtain confirmation as to whether or not his/her personal data exists, regardless of their being already recorded, and communication of such data in intelligible form. In particular, the data subject shall have the right to be informed of:

- a) the source of the personal data;
- b) the purposes and methods of the processing;
- c) the logic applied to the processing means if the latter is carried out with the help of electronic means;
- d) the identification data concerning data controller, data processors
- e) the entities or categories of entity to whom or which the personal data may be communicated and who or which may get to know said data in their capacity as processor(s) or person(s) in charge of the processing.

A data subject shall have the right to obtain:

- a) updating, rectification or, where interested therein, integration of the data;
- b) erasure, making anonym or blocking of data that has been processed unlawfully, including data whose retention is unnecessary for the purposes for which it has been collected or subsequently processed;
- c) certification to the effect that the operations detailed in letters a) and b) have been notified, as also related to their contents, to the entities to whom or which the data was communicated or disseminated, unless this requirement proves impossible or involves a manifestly disproportionate effort compared with the right that is to be protected.

A data subject shall have the right to object, in whole or in part:

- a) on legitimate grounds, to the processing of personal data concerning him/her, even though it is relevant to the purpose of the collection;
- b) to the processing of personal data concerning him/her, when it is carried out for the purpose of sending advertising materials or direct selling or else for the performance of market or commercial communication surveys.



Such rights can be exercised by filing the specific request form available on ENGIE Global Markets website and sending it either via mail to ENGIE Global Markets Italy Branch, Lungotevere Arnaldo Da Brescia 12, 00196 Rome, Italy, to the attention of the legal representative *pro tempore*, or via email to aml@gdfsueztrading.com, specifying in the object "PRIVACY".

Data provided when signing the contract shall be treated in accordance with rules determined by the Italian Legislative Decree 21st November 2007 n. 231 (the so called anti-money laundering rules) and further rules currently in force or applicable in the future.

7. Data controller

According to the article 4 of the Personal Data Protection Code:

- The data controller is ENGIE Global Markets, acting through its Italian Branch ENGIE Global Markets Italy Branch, based in Rome, at Lungotevere Arnaldo da Brescia n. 12
- The data processor is Finance Evolution, Via Alfieri, 17 - 10121 Torino, Italy

8. Transborder Data Flows

The personal data of the data subject could be transbordered according to and with the restrictions provided by articles 42-45 of the Code.

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