



fondazione alinari
per la fotografia

Personal data processing policy in conformity with art. 13 of EU Directive n. 679/16

In conformity with articles 12 and 13 of EU Directive 679/16, FAF Toscana Fondazione Alinari per la Fotografia (henceforth referred to as “Fondazione”) with its registered office in Florence, Via L.C. Farini n.8, Taxpayer’s code number 94292420489 and VAT 07046610486, n. 1125 in the Register of Private Juridical Subjects of Tuscany Region, ph. +39 055 4628069, email faf.toscana@alinari.it, pec faf.toscana@pec.it, in its quality of Data Controller informs its suppliers as to the purposes and modalities of data processing, nature of their provision and scope of their communication and dissemination.

1. **PERSONAL DATA** - Identity data of the representatives of juridical persons and owners of individual companies, identity data of their employees and collaborators and any further data provided to Fondazione on the occasion of relations finalized to contract agreements, fulfillment of obligations, or otherwise established by Fondazione in conformity with the current law and relevant regulations, connected and/or instrumental to the agreement, consisting in : identity data and contact details, tax data, phone numbers and e-mail address, agency or Foundation they belong to if any, banking details and/ or any other data strictly necessary for the purpose described at the following point.
2. **PURPOSE OF DATA PROCESSING** - Data will be processed for the institutional purposes, connected and/or instrumental to Fondazione’s activities, for book-keeping of invoices, payments etc. More specifically, with regard to point 1:
 - a) to fulfill the obligations provided for by the regulations of civil law, tax law, book-keeping, EU directives for the administrative management of the relations established with Fondazione;
 - b) To fulfill contract and negotiation obligations.
3. **NATURE OF DATA PROVISION** - The provision of the above described data is intended as necessary for the purposes described in the previous point. The lack of acquisition or provision of such data prevents the creation or continuation of relations with Fondazione for contract purposes, due to the impossibility of complying with law and contract obligations.
4. **DURATION OF DATA PROCESSING** - Data processing will last until its purposes are duly achieved, in conformity with law and regulations. Data and data containing media are kept in

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electronic as well as paper archives in conformity with current regulations for the time strictly necessary to fulfill law obligations (book-keeping, ten year standard prescription deadline)

5. MODALITY OF DATA PROCESSING - Data will be processed in full conformity with the principles in art.5 and with the lawfulness conditions in art. 6 of EU Directive n.679/16, with digital procedures or any other computer or paperwork procedure, by in-house or external ad-hoc appointed data processors. The data controller has adopted all security measures to guarantee the conformity of data processing with the relevant regulations and the protection of data subjects' rights, as described in art. 25 and 32 of EU Directive n.679/06.

6. CONSENT - In compliance with art. 6, paragraph 1, point b) and c) of EU Directive 679/16, consent to processing the above-mentioned data is not mandatory as the processing procedure is carried out to fulfill legal and contract obligations.

7. SCOPE OF DATA COMMUNICATION AND DISSEMINATION - Internally at Fondazione and in conformity with the above mentioned purposes, personal data will be processed by the relevant offices and their operators as well as by other ad-hoc appointed operators; data will be communicated by Fondazione exclusively in the modality and for the above-mentioned purposes to: a) private or public subjects, autonomous data controllers whenever data communication is necessary, instrumental and appropriate to fulfill legal or statutory obligations or contract obligations (for instance: banking institutions, insurance companies, financial administration etc.); b) subjects providing Fondazione with IT services or any other relevant service; d) companies, professional firms or individual professionals providing consultancy and Fondazione's collaborators. No automated decision-making process such as profiling will be applied. No personal data dissemination or transfer of personal data abroad is allowed.

8. DATA CONTROLLER - FAF Toscana Fondazione Alinari per la Fotografia (henceforth "Fondazione") with its registered office in Florence, Via L.C. Farini n. 8, Taxpayer's code number 94292420489 and VAT 07046610486, registered with n. 1125 in the register of Private and Public Juridical Subjects of Tuscany Region ph +39 055 4628069, email faf.toscana@alinari.it, pec faf.toscana@pec.it, in the person of its pro tempore legal representative.

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9. RIGHTS OF DATA SUBJECTS - Data subjects are entitled to ask Fondazione for access to¹, rectification² or erasure³ of personal data, limitation⁴ or objection⁵ to their processing as well

¹*Art. 15 - Right of access by the data subject* - 1. The data subject shall have the right to obtain from the controller confirmation as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to the personal data and the following information: a) the purposes of treatment; b) the categories of personal data concerned; c) the recipients or categories of recipient to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organisations; d) where possible, the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period; e) the existence of the right to request from the controller rectification or erasure of personal data or restriction of processing of personal data concerning the data subject or to object to such processing; f) the right to lodge a complaint with a supervisory authority; g) where the personal data are not collected from the data subject, any available information as to their source; h) the existence of automated decision-making, including profiling, referred to in [Article 22](#), (1) and (4), and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject. 2. Where personal data are transferred to a third country or to an international organisation, the data subject shall have the right to be informed of the appropriate safeguards pursuant to [Article 46](#) relating to the transfer. 3. The controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the data subject, the controller may charge a reasonable fee based on administrative costs. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be provided in a commonly used electronic form. 4. The right to obtain a copy referred to in paragraph 3 shall not adversely affect the rights and freedoms of others.

²*Art. 16 - Right of Rectification* - The data subject shall have the right to obtain from the controller without undue delay the rectification of inaccurate personal data concerning him or her. Taking into account the purposes of the processing, the data subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

³*Art. 17 - Right to erasure ('right to be forgotten')* - 1. The data subject shall have the right to obtain from the controller the erasure of personal data concerning him or her without undue delay and the controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies: a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed; b) the data subject withdraws consent on which the processing is based according to point (a) of [Article 6](#)(1), or point (a) of [Article 9](#)(2), and where there is no other legal ground for the processing; c) the data subject objects to the processing pursuant to [Article 21](#)(1), and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to [Article 21](#)(2); d) the personal data have been unlawfully processed; e) the personal data have to be erased for compliance with a legal obligation in Union or Member State law to which the controller is subject; f) the personal data have been collected in relation to the offer of information society services referred to in [Article 8](#)(1). 2. Where the controller has made the personal data public and is obliged pursuant to paragraph 1 to erase the personal data, the controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that the data subject has requested the erasure by such controllers of any links to, or copy or replication of, those personal data. 3. Paragraphs 1 and 2 shall not apply to the extent that processing is necessary: a) for exercising the right of freedom of expression and information; b) for compliance with a legal obligation which requires processing by Union or Member State law to which the controller is subject or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller; c) for reasons of public interest in the area of public health in accordance with points (h) and (i) of [Article 9](#)(2) as well as [Article 9](#)(3); d) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with [Article 89](#)(1) in so far as the right referred to in paragraph 1 is likely to render impossible or seriously impair the achievement of the objectives of that processing; or e) for the establishment, exercise or defense of legal claims.

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as to their portability⁶ as long as this does not generate any law infringement by the Data Controller. Data subjects shall also have the right to lodge a complaint to the Guarantor of personal data protection and to resort to judiciary authorities. In order to exercise any of the above mentioned rights, data subjects can send a simple motivated claim, containing all due details for its fulfillment within 30 days from its receipt to faf.toscana@alinari.it. For more information, please refer to the relevant regulations at www.garanteprivacy.it.

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⁴ *Art. 18 - Right to restriction of treatment* – 1. The data subject shall have the right to obtain from the controller restriction of processing where one of the following applies: a) the accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data; b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead; c) the controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defence of legal claims; d) the data subject has objected to processing pursuant to [Article 21\(1\)](#) pending the verification whether the legitimate grounds of the controller override those of the data subject. 2. Where processing has been restricted under paragraph 1, such personal data shall, with the exception of storage, only be processed with the data subject's consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State. 3. A data subject who has obtained restriction of processing pursuant to paragraph 1 shall be informed by the controller before the restriction of processing is lifted.

⁵ *Art. 21 - Right to Object* – 1. The data subject shall have the right to object, on grounds relating to his or her particular situation, at any time to processing of personal data concerning him or her which is based on point (e) or (f) of [Article 6\(1\)](#), including profiling based on those provisions. The controller shall no longer process the personal data unless the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims. 2. Where personal data are processed for direct marketing purposes, the data subject shall have the right to object at any time to processing of personal data concerning him or her for such marketing, which includes profiling to the extent that it is related to such direct marketing. 3. Where the data subject objects to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes. 4. At the latest at the time of the first communication with the data subject, the right referred to in paragraphs 1 and 2 shall be explicitly brought to the attention of the data subject and shall be presented clearly and separately from any other information. 5. In the context of the use of information society services, and notwithstanding [Directive 2002/58/EC](#), the data subject may exercise his or her right to object by automated means using technical specifications. 6. Where personal data are processed for scientific or historical research purposes or statistical purposes pursuant to [Article 89\(1\)](#), the data subject, on grounds relating to his or her particular situation, shall have the right to object to processing of personal data concerning him or her, unless the processing is necessary for the performance of a task carried out for reasons of public interest.

⁶ *Art. 20 - Right to data portability* – 1. The data subject shall have the right to receive the personal data concerning him or her, which he or she has provided to a controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the controller to which the personal data have been provided, where: a) the processing is based on consent pursuant to point (a) of [Article 6\(1\)](#) or point (a) of [Article 9\(2\)](#) or on a contract pursuant to point (b) of [Article 6\(1\)](#); and b) the processing is carried out by automated means. 2. In exercising his or her right to data portability pursuant to paragraph 1, the data subject shall have the right to have the personal data transmitted directly from one controller to another, where technically feasible. 3. The exercise of the right referred to in paragraph 1 of this Article shall be without prejudice to [Article 17](#). That right shall not apply to processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller. 4. The right referred to in paragraph 1 shall not adversely affect the rights and freedoms of others.

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