

PRIVACY POLICY FOR TELEFÓNICA FACTORING'S WHISTLEBLOWING CHANNEL

In compliance with article 13 of Regulation (EU) 2016/679, of the European Parliament and Council, of April 27, 2016, on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, article 11 of Organic Act 3/2018, of December 5, on personal data protection and guarantee of digital rights and article 39 of Act 2/2023, of February 20, regulating the protection of persons who report on regulatory infringements and corruption, please find below the personal data protection information with respect to data processing in the Internal Reporting System:

1. DATA CONTROLLER

The Data Controller is TELEFÓNICA FACTORING ESPAÑA S.A. (hereinafter, TELEFÓNICA FACTORING) holding Tax Identification Number (NIF) A28016798, contact e-mail protecciondatos@telefonicafactoring.com, and registered office for the purposes hereof at Calle de Zurbano, 76, planta 8, 28010 Madrid.

TELEFÓNICA FACTORING has designated a Data Protection Delegate, who may be contacted at the following email: dpd@telefonicafactoring.com

Your personal data shall be processed in strict confidence, only by persons authorised for such purposes.

2. ORIGIN OF THE DATA

If you have chosen to identify yourself, your personal data have been obtained via the form completed by you in the whistleblowing channel enabled by TELEFÓNICA FACTORING.

We inform you that your identity, if you have provided it or are identifiable, shall be kept in confidence, and will not be communicated to the persons to which refer the alleged reported facts.

3. PURPOSE OF THE DATA PROCESSING

The personal data provided by you via the form and the data included in any documentation forwarded in support of your report shall be processed for the sole purpose of managing and processing the information and investigations of the alleged reported facts or, if applicable, to respond to the consultation, and to adopt any protection measures and/or measures to prevent reprisals, all of which in compliance with the provisions of the Internal Reporting System Policy and the Procedure to manage the reports.

4. RIGHT TO PROCESS THE DATA

The legal basis to process your personal data to manage the Internal Reporting System shall be as set forth in article. 6.1.c RGPD, to the extent that such processing is necessary to comply with a legal obligation applicable to the data controller, in accordance with the provisions of Act 2/2023, of February 20, regulating the protection of persons who report on regulatory infringements and corruption, and Act 10/2010, of April 28th, on the prevention of money laundering and the financing of terrorism.

5. STORAGE PERIOD

The data subject to processing may be kept within the reporting system only for the time necessary to decide whether to initiate an investigation regarding the reported facts.

If it should be evidenced that the information provided or a part thereof is not truthful, it must be deleted immediately as soon as such circumstance comes to light, unless said lack of truthfulness may constitute a criminal offence, in which case the information shall be kept during the time necessary for the relevant legal proceedings to take place.

In any case, after three months have elapsed from receipt of the report without any investigation being initiated, the data must be deleted, unless the purpose of their conservation is to provide evidence of the System's performance. Any reports that have not been acted upon may only be recorded in anonymized form, without applying the obligation to block the data as provided in article 32 of Organic Act 3/2018, of December 5.

Under no circumstances shall personal data be processed if not necessary for the examination and investigation of any acts or omissions to which may apply Act 2/2023, of February 20, regulating the protection of persons who report on regulatory infringements and corruption; in such an event, they will be immediately deleted. Likewise, any personal data that may have been communicated which refer to conducts not included within the scope of such act shall be deleted.

If the information received should contain personal data included within special data categories, they shall be deleted immediately, without being registered or processed.

Personal data regarding any information received and any internal investigations contained within the register shall only be kept during the period that is necessary and proportionate to comply with the aforementioned Act. In no event may the data be kept for a period longer than 10 years.

6. DATA RECIPIENTS

We hereby inform you that your identity will in all cases be kept in confidence and will not be communicated to the persons to which refer the reported facts nor to any third parties not involved in the management and processing of the report, save where it should be necessary to adopt any corrective measures within the firm, or to process any disciplinary or criminal proceedings that may apply, in which case they must be communicated to the competent authorities.

Personal data processed in the Internal Reporting System may be communicated to the courts, to the public prosecutor, to law enforcement bodies or to the competent administrative authority in the context of an investigation carried out by them within the framework of judicial proceedings. They may also be communicated to the competent state or regional whistleblower protection authorities.

Your data will be received by Core Business Consulting, S.L., an external third party acting as data processor, which will process your data only to forward your report to Telefónica Factoring in a safe and confidential manner.

No international data transfers for the purpose of transfer or processing are expected to take place.

7. RIGHTS OF THE DATA SUBJECTS

The informants shall be entitled to access their personal data, and to obtain rectification of any inaccurate or incomplete personal data, to request deletion of their personal data and to limit the processing thereof, by sending notice to the postal address indicated above or to the email address protecciondatos@telefonicafactoring.com, at any time and free of charge. Likewise, if you should consider that your right to personal data protection has been violated, you may contact our Data Protection Delegate at dpd@telefonicafactoring.com, and you will be entitled to bring a claim before the Spanish Data Protection Agency (www.aepd.es).