



# Benelli

## Privacy policy statement pursuant to art. 13 of Regulation (EU) no. 2016/679 ("GDPR")

Please note that the personal data you contribute to the Data Controller may be processed, in compliance with the legislation referred to above and with the confidentiality obligations, by the procedures and for the purposes set out below.

### Subject of the Processing

Under art. 4, comma 2 of the Regulation, the processing of personal data is defined as “any operation or set of operations performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.”

### Recipients of Personal Data

Please also note that (subject to your consent in the cases where this is required by law), the Personal Data you contribute may be made accessible, for the purposes referred to below:

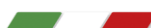
- to the Data Controller’s employees and associates, in the capacity of authorised data processors;
- to external companies or other entities which provide outsourced activities to the Data Controller, in their capacity of external data processors;
- to the entities to which disclosures is compulsory by law, which will process your data as Data Controllers.

### Purposes and legal basis of the processing

The Data Controller will process your Personal Data for clearly defined processes and only if there is a specific legal basis for the said processing under the relevant privacy and personal data protection legislation. Specifically, data may be processed for one or more of the following purposes:

1. Obligations arising from contractual relationships established with you
2. Fulfilment of business relationships established with you
3. Fulfilment of legal obligations on the Data Controller (provision of warranty services, any Ministry of Transport campaigns)

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**Benelli Q.J. Srl**

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Tel. +39 0721 41871 - Fax +39 0721 418722 - [www.benelli.com](http://www.benelli.com) - [support@benelli.com](mailto:support@benelli.com) - [www.benellishop.com](http://www.benellishop.com)

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4. Provision of after-sales services, management of complaints, provision of roadside assistance
5. Any recall campaign management
6. Management of disputes and litigation
7. Replying to your specific requests (information, dispatch of documents further to purchase of the product through third parties)

the Data Controller will process your Personal Data for the purposes set out above only if one or more of the following legal bases applies:

- You have given your free, specific, informed, unequivocal, explicit consent to the processing
- the processing is necessary for the fulfilment of obligations contained in the contract/provision of goods/services in force with the data subject (natural/legal person);
- performance of all operational and management activities relating to the said contract (e.g. billing, credit recovery, other administrative, management and organisational services necessary for fulfilment of the contract);
- presence of a legitimate interest on the part of the Data Controller;
- the Data Controller is obliged to process the Personal Data by law.

The processing of your Personal Data does not require any consent, under art. 6, commas b), c) and e) of the GDPR, to the extent that it is strictly necessary for the following purposes:

- fulfilment of obligations contained in the contract in force with the data subject (natural/legal person);
- fulfilment of legal obligations of the Data Controller;
- fulfilment of a duty of public interest.

No profiling will be performed on the data contributed.

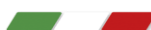
## Data processing procedures

The processing of your Personal Data takes place through the operations specified in art. 4, comma 2 of the GDPR, and specifically: collection, recording, organisation, storage, consultation, treatment, use, erasure and destruction of data. The data will be processed, using tools which guarantee their security and confidentiality, also using automated equipment to store, manage and transmit the data.

You are also hereby informed that the Personal Data concerning you will be:

- processed lawfully and fairly;
- collected and stored for specific, explicit, lawful purposes, and used in other processing procedures in a manner compatible with the aforesaid purposes;
- accurate, and updated if necessary;

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- relevant, complete and not excessive with regard to the purposes for which they were collected or subsequently processed;
- stored in a form which allows the identification of the data subject for a period of time not exceeding that necessary for the purposes for which they were collected or subsequently processed.

## Data storage period

The Personal Data processed for the aforesaid purposes will be sorted in accordance with principles of proportionality and need, and in all cases until the purposes of the processing have been pursued.

Your Personal Data will normally be stored as long as there is a negotiated relationship with the Data Controller, subject to the needs to collect outstanding credits and/or to manage data in the case of any disputes or complaints, such as those referring to the invoices issued or the provision of the services required, and any storage of the data where necessary for the management of ongoing litigation and the fulfilment of specific legal obligations.

## Data transfer

As stated by art. 13 f) letter of the GDPR, all personal data may be sent to our Chinese Holding - ZHEJIANG QIANJIANG MOTORCYCLE CO. LTD, Economic Development Zone, Wenling City, Zhejiang Province, 317500 WENLING - ZHEJIANG- CHINA and to our service provider - Rackspace US, Inc., 1 Fanatical Place, City of Windcrest, San Antonio, Texas 78218. Data transfer in aforementioned places comply with the obligations set out in the Standard Contractual Clauses as defined by the European Commission in the decision 2010/87/EU which set the standards for a correct, safe and lawful data processing. Data processing may occur both on paper and by electronic means by entities specifically authorized for processing.

## Nature of contribution of data and consequences of refusal to reply

While you are entitled to object, in whole or in part:

- on legitimate grounds, to the processing of data relating to you, even if such processing is relevant to the purpose for which they were collected;
- to the processing of personal data concerning you, where 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.

it should be noted that the contribution of data for the purposes as per art. 2 is compulsory and that if they are not provided, we will be unable to perform the activity requested. Specifically, the acquisition of the data which have been or may be requested from you is essential for the performance of the activities

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requested, and any refusal to contribute the data requested from you at the time of collection may render it objectively impossible for us to establish or properly fulfil a contractual relationship with you.

## **Rights of the data subject**

With regard to the aforesaid processing, you may exercise the rights set out in art. 15-21 of the GDPR (right of access, right to rectification, right to erasure, right to restriction of processing, right to portability of data and right to object) and the right to lodge a complaint with the Data Protection Authority (in Italy, by registered letter with return receipt to Garante per la protezione dei dati personali, Piazza di Monte Citorio, 121, 00186 Rome,

email to [garante@gpdp.it](mailto:garante@gpdp.it) or [protocollo@pec.gpdp.it](mailto:protocollo@pec.gpdp.it), or fax to: 06/69677.3785.

The Data Controller

Benelli Q.J. Srl

*The Sole Administrator*

*Haimei Yan*

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