

# Disclosure of Personal Information Consent Form

## Italy

**Customer name:**

**Date:**

### 1. Personal Information Notice

Pursuant to Section 13 of the Italian Legislative Decree no.196 of 30 June 2003 on the protection of personal data, as amended from time to time (hereinafter referred to as the "Code"), We HSBC Bank plc, Milan branch (hereinafter "HSBC" or "We" or "Us"), in our quality as Data Controller (as defined in Section 4.1(f) of the Code), hereby inform you about the use, disclosure, processing, storage and transfer of your Personal Information (as defined in the Code) and about your rights as Data Subject pursuant to Section 7 of the Code.

This form is given to you in consideration of your role or position in the company named above, to which we provide banking services (the "Customer").

### 2. Collection of Personal Information

We may be required to collect, process, store, use and disclose certain Personal Information relating to you. The Personal Information which we have in our possession may have originated either directly from you, or indirectly, as a result of the conducting of Our business activities or from other third parties.

### 3. Purposes and Procedure of Processing

Your Personal Information may be collected, generated or requested by HSBC from you or the Customer from time to time, and may be processed and stored by HSBC, by HSBC Holdings plc, its affiliates, subsidiaries, associated entities and any of their branches and offices (collectively, the "HSBC Group") or by third parties (in the circumstances described in Clause 4 below) in relation to or in connection with:

- a) Any banking services requested, provided or to be provided to the Customer, from time to time by HSBC or by any member of the HSBC Group (the "Services");
- b) The fulfilment of administrative and accounting obligations and/or activities connected to the Services;
- c) The compliance by any member of HSBC Group with any reporting, disclosure or other obligations (the "Compliance Obligations") under any applicable local or foreign laws, regulations or voluntary codes, directives, court orders, agreements with or demands from any judicial, regulatory, public or government agency authorities, domestic or foreign tax, revenue, fiscal or monetary authorities, securities or futures exchange, or law enforcement bodies having jurisdiction over any part of HSBC Group, or any agents thereof (the "Authorities"); and/or
- d) (i) The detection and prevention of money laundering, terrorist financing, proliferation financing, corruption, tax evasion, fraud, and/or violations, or attempts to circumvent or violate laws, regulations, and/or directives, and fulfilling the Compliance Obligations relating to the same; (ii) the detection and prevention of the provision of financial and/or other services or support to any persons or entities which may be subject to Economic or Trade Sanctions, and fulfilling of the Compliance Obligations relating to the same; (iii) the interception and investigation of any payment, communication, drawdown request or instruction or any other information otherwise related to any application for banking services in connection with any payment screening requirements; and/or (iv) the performance of Customer due diligence (the "Financial Crime Risk Management Activity").

Failure to supply the Personal Information reasonably requested by HSBC, or to consent to the use of such Personal Information (which may include transferring and disclosing such information) in the circumstances set out herein, may result in HSBC being unable to provide or continue to provide all or part of its Services to the Customer, and/or any of the following:

- a) Taking whatever actions are necessary or appropriate for HSBC Group to comply with local or foreign disclosure and reporting obligations to the relevant Authorities;
- b) Closing Customer account(s), or suspending or denying your authorization in respect of any account of the Customer with Us or the HSBC Group.

We will not request or process any Sensitive Data (as the same are defined under Section 4.1(d) of the Code) relating to you.

#### **4. Transfer of the Personal Information**

For the purpose of the performance of Our Services, We may need to transfer the Personal Information to the following recipients, wherever located, also outside of the European Union, and which have been listed here below by means of exemplification only and without limitation:

- a) Any member of HSBC Group, in connection with or arising from any Services, Compliance Obligations and/or Financial Crime Risk Management Activities;
- b) Any third party sub-contractors, agents, service providers, or joint venture partners of HSBC Group (including their respective employees, directors and officers), in connection with or arising from any Services, Financial Crime Risk Management Activities, regulatory trade reporting or the collection of any amounts due and outstanding from the Customer;
- c) Any authorities, in connection with or arising from the Compliance Obligations or Financial Crime Risk Management Activities;
- d) Payment beneficiaries, clearing houses, settlement systems, market counterparties, swap or trade repositories, stock exchanges, companies in which the Customer has an interest in securities where such securities are held by HSBC for the Customer, or persons acting on behalf of the Customer, for the purpose of providing the Services;
- e) Any party to a transaction acquiring interest in or assuming risk in or in connection with the Services;
- f) Other financial institutions, as necessary to conduct or assist other financial institutions to conduct credit checks, and/or credit reference agencies for the purposes of obtaining or providing credit references; and
- g) Correspondent and agent banks (e.g.: for CHAPS, BACS, SWIFT) for the purpose of providing the Services.

Unless provided to the contrary under the present Form or by operation of law, your Personal Information shall not be disseminated to any third party.

#### **5. Your rights pursuant to Section 7 of the Code**

Pursuant to Section 7 of the Code, you may request Us to disclose any Personal Information relating to you, which We have in Our possession, how such Personal Information is processed and to whom such Personal Information has been transferred.

Furthermore, you may, according to Section 7 of the Code:

- a) Obtain the indication of: (i) the source of your personal data; (ii) the purposes and procedures of the procession; (iii) the logic applied in case of processing carried out by means of electronic tools; (iv) the identification data of the Data Controller, the Data processor and the appointed representative pursuant to Section 5.2 of the Code; (v) the subjects or categories of subjects to which personal data may be disclosed, or which may become acquainted with them otherwise;
- b) Ask us to update, complete, amend, correct, delete, block or convert into anonymous form any Personal Information in Our possession;
- c) Oppose yourself, in whole or in part, to: (i) the processing of your Personal Information, even if pertaining to the purpose of the collection, for legitimate reasons; and (ii) the processing of your Personal Information for purposes relating to marketing, direct selling, market researches or commercial communications.

## 6. Data Controller

Data Controller of the processing of the Personal Information provided for under the present Form is HSBC Bank plc – Milan branch, with registered office at Piazzetta Bossi 1, 20121 Milan and registered in the Companies' Register of Milan with number 1187476.

We can be contacted for the purpose of this Form at: HSBC Bank plc – Milan branch, Piazzetta Bossi 1, 20121 Milan (Telephone number: +39 (0) 2724371, Fax: +39 (0) 272437800).

## 7. Statement of acknowledgement of English language

By executing the present Form, you declare that you are able to read and understand the English language and have clearly and fully understood the content of this Form.

For acceptance of the above and for the purpose of expressing your consent to the processing and transfer of the Personal Information under Clauses 3 and 4 above,

Signed by \_\_\_\_\_

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Unless authorised to do so, we will not use your Personal Information for marketing purposes but you may freely decide to give or refuse Us consent for the use of Personal Information for the purposes listed below.

### Express consent for marketing purposes

By signing this declaration, the signatory named below consents to the processing, disclosure and/or transfer of their Personal Information by Us in accordance with the above terms, and in particular, consents to the processing, disclosure and/or transfer of the following:

Advertising or direct marketing carried out by Us or any member of the HSBC Group

YES  NO

Advertising or direct marketing carried out by other companies

YES  NO

Communication to companies performing commercial communication surveys

YES  NO

Signed by \_\_\_\_\_