

Privacy Notice - Art. 13 Legislative Decree no. 196/03 "Italian Data Protection Code"

Within the meaning and for the purposes envisaged in art. 13 of Legislative Decree no. 196/2003 "Italian Data Protection Code", **MUSIC CHAINS S.R.L.**, with registered office at Via Antonio Bazzini no. 84/1, in Modena (MO), ZIP code 41122, Tax Code/VAT reg. no. 03692020369, acting as data controller, provides you with the following information relating to the processing of your data:

A) PURPOSES FOR WHICH DATA ARE PROCESSED AND PROCESSING METHODS ADOPTED

All personal data furnished by you and/or requested and/or acquired from you, either before a business relationship has been set up or during the course of the relationship, will be processed, adopting the methods indicated in "[Terms of Service](#)", for the following purposes:

- 1) to satisfy and handle your subscription application (free of charge) to the MUSIC CHAINS community, by creating a personal user profile, with which you can indicate your status (for example "artist", "professional", "fan", etc...), personalize your user profile on the basis of your own preferences (freely incorporating all the contents you desire), receive contents/data/information of the same kind automatically from MUSIC CHAINS and exchange ideas, enter and view comments, texts, images, audio, video, photos and data from your user profile in other social networks, take part in contests, create new productions and contact and be contacted directly by other users in the community;
- 2) to help you access your information with ease, also after you have subscribed to the service, and memorize the data so that you do not need to enter them during your visit or future visits;
- 3) to provide you with the services requested, making available to you all the contents, information and communications relating to the MUSIC CHAINS community;
- 4) to satisfy and carry out all precontractual, contractual, organizational, administrative, accounting, tax and legal obligations and formalities;
- 5) to offer, improve, up-date, test and monitor the efficiency of our services and develop and test new products and functions;
- 6) to diagnose and/or resolve technological problems, handle any complaints and deal with any reported errors;
- 7) to trace the perpetrators of any unlawful actions, only when specifically requested to do so and on behalf of the competent authorities, and to safeguard all rights held by MUSIC CHAINS S.R.L. before the judicial authorities.

In addition, only when you choose to provide us with your express consent, (see [advanced options](#)), which you can revoke at any time, your personal data may also be processed for the following additional purposes:

- 8) to analyze and process your personal information and thereby divide Users into "profiles", that is, uniform groups, according to their tastes, interests, behavior and/or specific characteristics. In this way, contents, information and personalized services can be made available to every User, in keeping with his own tastes and/or preferences; to consult the detailed privacy notice relating to "profiling" purposes", [click here](#). We inform Users that the data controller, MUSIC CHAINS S.R.L., has already satisfied its obligation to give Notification to the Italian Data Protection Registrar pursuant to art. 37 of Legislative Decree no. 196/2003;
- 9) for the dispatch, by the data controller, of information/commercial/promotional communications – adopting "traditional" methods (such as, for example, paper mail or telephone calls with the operator) and/or those referred to in art. 130, paragraphs 1 and 2 of Legislative Decree no. 196/03 (for example, fax, email, text message, mms, etc...), via the web platform and/or to the addresses/numbers indicated when you subscribed to the service;
- 10) for the passing on and/or transfer, by the data controller, of your data to third parties with whom the data controller has dealings of various kinds – all operating in the music, dance or entertainment sector in general (for example, song/music/dance schools etc..., subjects dealing with the production/sale of products/services linked to the music/dance/entertainment world in general, establishments open to the public, discotheques, producers and organizers of events, etc...), in order that they be able to send out information/commercial/promotional communications – adopting "traditional" methods (such as, for example, paper mail or telephone calls with the operator) and/or those referred to in art. 130, paragraphs 1 and 2 of Legislative Decree no. 196/03 (for example, fax, email, text message, mms, etc...), via the web platform and/or to the addresses/numbers indicated when you subscribed to the service;

Data will be processed through the operations, or set of operations indicated in Art. 4, paragraph 1, Letter a) of the Code: "*any operation, or set of operations, carried out with or without the help of electronic means, concerning the collection, recording, organization, keeping, consultation, processing, modification, selection, retrieval, comparison, utilization, interconnection, blocking, communication, dissemination, deletion and destruction of data, whether or not recorded in a data bank*";

"Personal data", defined in the legislative enactment as "*any information relating to individuals who are or can be identified, even indirectly, by reference to any other information including a personal identification number*" furnished by you and/or requested and/or acquired from you, will be processed in non-automated form (paper-based) and/or with the use of automated tools (electronic, computer and/or data transmission tools) and, in any event, adopting logics and procedures that are of fundamental importance to the purposes for which the data are handled.

We remind you that for the purposes indicated above, "sensitive data", defined by legislation as "personal data capable of revealing racial and ethnic origin, religious, philosophical or other convictions, political opinion, membership of political parties, trade unions, associations or organisations of a religious, philosophical, political or trade union nature, as well as personal data capable of revealing state of health or sexual activities", need not be conferred.

Specific security measures have been taken by the data controller to prevent the loss of data, improper or incorrect use and unauthorized access. In particular, we inform you that data will be processed, applying the Appropriate Minimum Security Measures referred to in "Title V – Data and System Security" of Legislative Decree no. 196/03 (Art. 31 *et seq.*) and, Annex B) of the aforementioned Code and that your personal data will be processed, following the methods described in Art. 11 of the said Code.

Your personal data will be processed by the data controller fully in keeping with the principles of propriety, lawfulness and transparency, with a view to safeguarding their confidential nature, adopting logics strictly linked to the purposes indicated in this Privacy Notice, and will be kept in a form that allows the data subject to identify them for a period of time not exceeding that necessary for the purposes for which the data were collected or subsequently processed, following which, if not expressly reconfirmed by the party concerned, they will be destroyed, or may be rendered anonymous.

Finally, we inform you that your data may be transferred abroad.

B) MANDATORY OR OPTIONAL NATURE OF CONFERMENT OF DATA

Seeing that the party concerned acts fully independently, the conferment of personal data, supplied by you and/or requested and/or obtained from you, is optional, yet strictly necessary in order to pursue the purposes described in paragraph A) above, under points 1), 2), 3), 4), 5), 6) and 7) (see data marked with "**").

On the other hand, the conferment of personal data, supplied by you and/or requested and/or obtained from you, for the purposes described in paragraph A), under points 8), 9), and 10), is totally voluntary. The decision whether or not to give consent for these purposes can be changed at a later date, either in whole or in part, modifying the choice made by means of the "[consent control panel](#)" or by sending a specific request to

the data controller, at the following addresses/numbers: MAIL privacy@musicchains.com.

It is pointed out that the consent given for information/commercial/promotional communications to be dispatched, pursuant to art. 130, paragraphs 1 and 2, of the Code, also extends to the traditional methods of making contact indicated in this privacy notice, such as paper mail or telephone calls with the operator; as indicated above, the party concerned is free to exercise his right partially, pursuant to art. 7, paragraph 4, lett. b), of the Code, objecting, for example, solely to the dispatch of promotional communications with the use of computerized tools.

C) CONSEQUENCES OF REFUSAL TO REPLY

The refusal on your part to supply data and/or the conferment of incorrect and/or incomplete data may prevent us from processing data for the purposes described in paragraph A) above, under points 1), 2), 3), 4), 5), 6) and 7) and, in particular, may make it impossible for us to satisfy your request to subscribe to the MUSIC CHAINS community.

We also point out once again that the conferment of your data for the purposes described in paragraph A) above, under points 8), 9), and 10), is totally optional; your refusal to give consent to the processing of data will not in any way hinder the purposes described in paragraph A) above, under points 1), 2), 3), 4), 5), 6) and 7) but, in certain circumstances, may make it impossible to:

- analyze and process your personal information and thereby divide Users into “profiles”, that is, uniform groups, according to their tastes, interests, behavior and/or specific characteristics. In this way, contents, information and personalized services can be made available to every User, in keeping with his own tastes and/or preferences (see paragraph A), point 8));
- send you (on the part of the data controller) information/commercial/promotional communications – adopting “traditional” methods (such as, for example, paper mail or telephone calls with the operator) and/or those referred to in art. 130, paragraphs 1 and 2 of Legislative Decree no. 196/03 (for example, fax, email, text message, mms, etc...), via the web platform and/or to the addresses/numbers indicated when you subscribed to the service (see paragraph A), point 9));
- pass on and/or transfer (on the part of the data controller) your data to third parties with whom the data controller has dealings of various kinds – all operating in the music, dance or entertainment sector in general (for example, song/music/dance schools etc..., subjects dealing with the production/sale of products/services linked to the music/dance/entertainment world in general, establishments open to the public, discotheques, producers and organizers of events, etc...), in order that they be able to send out information/commercial/promotional communications – adopting “traditional” methods (such as, for example, paper mail or telephone calls with the operator) and/or those referred to in art. 130, paragraphs 1 and 2 of Legislative Decree no. 196/03 (for example, fax, email, text message, mms, etc...), via the web platform and/or to the addresses/numbers indicated when you subscribed to the service (see paragraph A), point 10)).

D) SUBJECTS OR CATEGORIES OF SUBJECTS TO WHOM PERSONAL DATA MAY BE TRANSFERRED OR TO WHOSE ATTENTION THEY MAY BE BROUGHT, IN A CAPACITY AS DATA PROCESSING SUPERVISORS OR DATA PROCESSORS, AND THE ENVIRONMENT IN WHICH THE DATA ARE CIRCULATED

Generally, your personal data will be processed by subjects who have been specifically instructed by the data controller to act as data processing supervisors and/or data processors; these subjects will process your data only when necessary to pursue the purposes for which they were furnished and solely in the performance of the tasks assigned to them by the data controller, undertaking to handle only the data necessary to perform the tasks in question and to carry out only those operations necessary for this to be achieved.

In addition, your personal data may be passed on, for the purposes described in paragraph A) above, under points 1), 2), 3), 4), 5), 6) and 7), to:

- external companies and professional advisers who perform specific tasks on behalf of the data controller (including, for example, but not limited to, the processing of data, assistance, consultancy, in connection with administrative, accounting, tax, legal or legislative matters, the running/maintenance/implementation of company computer systems, etc...) only when the transfer of your personal data is necessary, or at least useful, for the purposes described in paragraph A) above, under points 1), 2), 3), 4), 5), 6) and 7);
- computer technicians/computer companies instructed by the data controller to deal with the running, maintenance, implementation of the Music Chains web platform and the telecommunications and provider networks, only when the transfer of your personal data is necessary, or at least useful, for the purposes described in paragraph A) above, under points 1), 2), 3), 4), 5), 6) and 7) and, in any event, performing the obligations laid down by legislation regarding the protection of personal data currently in force (including, for example, but not limited to, the order “Measures and arrangements applying to data controllers performed with the help of electronic tools in relation to the assignment of tasks to the system administrator – 27th November 2008”, etc...);
- legal firms and lawyers, in order to safeguard contractual rights;
- central and secondary government bodies, public organizations and other institutions, in order to satisfy legal obligations.

In addition, only when you specify, choosing to provide us with your express consent for the purposes described in paragraph A) above, under point 10), your data may be communicated and/or transferred, by the data controller, in keeping with legislation currently in force, to third parties with whom the data controller has dealings of various kinds – all operating in the music, dance or entertainment sector in general (for example, song/music/dance schools etc..., subjects dealing with the production/sale of products/services linked to the music/dance/entertainment world in general, establishments open to the public, discotheques, producers and organizers of events, etc...), in order that they be able to send out information/commercial/promotional communications – adopting “traditional” methods (such as, for example, paper mail or telephone calls with the operator) and/or those referred to in art. 130, paragraphs 1 and 2 of Legislative Decree no. 196/03 (for example, fax, email, text message, mms, etc...), via the web platform and/or to the addresses/numbers indicated when you subscribed to the service. These third parties will act as independent data controllers (pursuant to art. 28 of the Privacy Code). To obtain a copy of the privacy notice drawn up pursuant to art. 13 and also to exercise the rights vested in the interested party (articles 7 to 10 of the Privacy Code) connected with the subsequent processing of data by the third parties external to MUSIC CHAINS S.R.L. – the user can contact the third party in question – independent data controller – who will send out the information/commercial/promotional communications.

Apart from in the circumstances described above, your personal data will not be passed on further to third parties.

Your data will not be disseminated, unless technically and strictly connected with your subscription to the MUSIC CHAINS community and to the functioning of our social network, on the basis of the provisions set out in our [“Terms of Service”](#).

E) THE RIGHTS REFERRED TO IN “TITLE II – DATA SUBJECT’S RIGHTS” OF LEGISLATIVE DECREE NO. 196/2003 “ITALIAN DATA PROTECTION CODE”

You may, at any time, exercise the rights set out in “Title II – Data Subject’s Rights” of Legislative Decree no. 196/2003 “Italian Data Protection Code”, as set out below in detail:

Art. 7. Right of access to personal data and other rights

1. The data subject (party concerned) is entitled to obtain confirmation regarding the existence or otherwise of personal data regarding self, even if such data are not yet registered, and to receive the said data in intelligible form.
2. The data subject is entitled to receive information regarding:
 - a) the origin of the personal data;
 - b) the purposes for which the data are being processed and the methods adopted;

- c) the logics applied in the event that the data are processed with the use of electronic equipment;
 - d) details identifying the data controller, the data processing supervisors and the appointed representative as envisaged in article 5, paragraph 2;
 - e) the subjects or the categories of subject to whom the personal data may be transferred or to whose attention they may be brought in a capacity as appointed representative for the territory of the State in question, as data processing supervisors or data processors.
3. The data subject is entitled:
- a) to have data up-dated, altered or, when in his or her interests, supplemented;
 - b) to have data processed in contravention of the law deleted, rendered anonymous or the circulation thereof restricted, including any information that need not be kept in relation to the purposes for which the data was collected or subsequently processed;
 - c) to obtain confirmation that the measures referred to in the foregoing paragraphs a) and b), including details thereof, have been brought to the attention of the parties to whom the data have been transferred or disseminated, unless such an obligation proves impossible or would require means which are grossly disproportionate to the rights being protected.
4. The data subject is entitled to oppose, either in whole or in part:
- a) upon legitimate grounds, the processing of personal data regarding self, even if such data are relevant, with regard to the purposes underlying the collection thereof;
 - b) the processing of personal data regarding self for purposes connected with the sending of advertising material, with direct sales, market research or sales communications.

Art. 8. Exercise of rights

1. The rights described in article 7 are exercised, without the need for any formality, by a straightforward request to the data controller or the data processing supervisor, also through an authorized data processor, to which an appropriate reply must be given without delay.
2. The rights described in article 7 may not be exercised by making a request to the data controller or the data processing supervisor, or by filing an application pursuant to article 145, if the personal data are processed:
- a) on the basis of the provisions of decree-law no. 143 of 3rd May 1991, converted, by amendments, by law no. 197 of 5th July 1991, and subsequent amendments thereto, dealing with recycling;
 - b) on the basis of the provisions of decree-law no. 419 of 31st December 1991, converted, by amendments, by law no. 172 of 18th February 1992, and subsequent amendments thereto, dealing with support to victims of extortion;
 - c) by parliamentary committees of inquiry set up in accordance with article 82 of the Constitution;
 - d) by a public figure other than public economic bodies, on the basis of an express legal provision, exclusively for purposes related to monetary and currency policy, to the system of payments, the monitoring of brokers and credit and financial markets, as well as the protection of their stability;
 - e) pursuant to article 24, 1st paragraph, letter f), with regard solely to the period during which there is a risk that the defense investigations that are being carried out or the right that is being exercised before judicial authorities will be effectively and tangibly prejudiced;
 - f) by suppliers of electronic communication services accessible to the public in relation to incoming telephonic communications, provided that there is a risk that the defense investigations referred to in law no. 397 of 7th December 2000 that are being carried out may be effectively and tangibly prejudiced;
 - g) on grounds of justice, at judicial offices at any stage or instance or the Upper Counsel of the Bench or other self-governing bodies or the Ministry of Justice;
 - h) pursuant to article 53, without prejudice to the provisions of legal enactment no. 121 of the 1st April 1981.
3. The Data Protection Registrar takes measures in the manner envisaged in articles 157, 158 and 159, also in response to notification by the data subject, in cases covered by paragraph 2, letters a), b), d), e) and f), and, in cases covered by letters c), g) and h) of the said paragraph, takes measures in the manner envisaged in article 160.
4. The rights described in article 7 may be exercised, when data of an objective nature are not involved, unless such action would amount to the adjustment or addition of personal data of an evaluative type relating to judgments, opinions or other appraisals of a subjective nature, or an indication of forms of conduct to be followed or decisions being taken by the data controller.

Art. 9. Methods by which rights can be exercised

1. The request made to the data controller or the data processing supervisor can be transmitted by registered letter, telefax or e-mail. The Data Protection Registrar may establish another appropriate system in the light of new technological solutions. When the rights envisaged under article 7, paragraphs 1 and 2 are being exercised, the request may also be made verbally and in such circumstances, a summarized record must be made by the data processor or the data processing supervisor.
2. When exercising the rights described under article 7, the data subject may confer written power of attorney or proxy upon individuals, bodies, associations or organizations. The data subject may also seek the assistance of an entrusted person.
3. The rights described in article 7 referring to personal data relating to deceased persons may be exercised by a person who has his or her own interests in such data or acts in order to safeguard the data subject or acts for family-based reasons worthy of protection.
4. The identity of the data subject is ascertained using appropriate evaluation tools, including deeds or documents available or the exhibition or attachment of a copy of an identification document. The person who acts on behalf of the data subject must exhibit or attach the copy of the power of attorney or proxy, signed in the presence of a data processor or signed and submitted together with a non-certified photocopy of a document identifying the data subject. If the data subject is a corporate body, organization or association, the request must be made by the individual authorized to do so under the respective articles of association or regulations.
5. The request referred to under article 7, paragraphs 1 and 2, is made freely, without restrictions, and may be renewed, unless just grounds exist, after a period of no less than ninety days.

Art. 10. Reply to data subject

1. In order to ensure that the rights described under article 7 can be exercised, the data controller must take suitable measures directed, in particular:
- a) at facilitating the access to personal data by the data subject, also by using processor programs purposely designed to select with precision data relating to individual parties concerned who have been or can be identified;
 - b) at simplifying procedures and reducing the time taken in replying to the applicant, also within the scope of offices or services set up to process relations with the public.
2. The data are extracted by the data processing supervisor or the data processors and may also be passed on to the applicant verbally, or submitted for examination using electronic equipment, provided that in these circumstances, the data can be easily understood, bearing in mind also the quality and quantity of the information. If requested, the data can be transferred onto paper-based or computerized media, or transmitted via computer.
3. Unless the request relates to a particular processing operation or specific personal data or categories of personal data, the reply to the data subject shall include all the personal data relating to the data subject in any event processed by the data controller. If the request is addressed to a subject exercising a profession within the health sector or to a health organization, the provisions of article 84, paragraph 1 must be complied with.
4. If it proves particularly difficult to extract the data, the reply to the request made by the data subject may also be given by exhibiting or delivering copies of deeds and documents containing the personal data requested.

5. The right to receive data in intelligible form does not cover personal data relating to third parties, unless the decomposition of the data processed or the lack of certain elements renders the personal data relating to the data subject incomprehensible.
6. The data may also be transferred in intelligible form through the use of comprehensible forms of text. If codes or symbols are transferred, the parameters applying in order to comprehend the relevant meaning must also be supplied.
7. When, following a request made under article 7, paragraphs 1 and 2, letters a), b) and c), the existence of data relating to the data subject is not confirmed, a contribution towards costs may be demanded, not to exceed the actual costs incurred for the research carried out in the case in question.
8. The contribution referred to in paragraph 7 cannot, in any event, exceed the amount calculated by the Data Protection Registrar under directions of a general nature, which may be established as a lump sum in the event that the data are processed with the use of electronic equipment and the reply is given verbally. Under the same directions, the Data Protection Registrar may provide that a contribution be demanded when the personal data appear on a special form of medium whose reproduction is expressly required, or when the complexity or extent of the requests demand the extensive use of equipment, by one or more data controllers, and the existence of data relating to the data subject is confirmed.
9. The contribution referred to in paragraphs 7 and 8 may also be paid through the post office or bank, or by cash or credit card, if this can be done when the reply is received and, in any event, no later than fifteen days from the date of the reply.

We inform you that if you wish to exercise the rights indicated above, you can contact Mr. Fabrizio Pedrizzi, sending a specific request to the data controller, at the following addresses/numbers: MAIL privacy@musicchains.com.

You may, at any time, whenever you see fit, exercise the right to make a complaint to the Italian Data Protection Registrar (<http://www.garanteprivacy.it/>).

In addition, you may, at any time, modify/withdraw your consent to the processing of your data by means of the "[consent control panel](#)" or by sending a specific request to the data controller, at the following addresses/numbers: MAIL privacy@musicchains.com

Finally, you can ask for your subscription to be cancelled/ your data to be deleted by accessing the section "[Unsubscribe/Delete your data](#)" or by sending a specific request to the data controller, at the following addresses/numbers: MAIL privacy@musicchains.com. We remind you that if you ask for your data to be deleted, we will arrange for all your data to be removed definitively, within a maximum period of 10 days from the date of your request, unless specific legal obligations require all or part of your data to be kept for different periods of time; this period is necessary to complete deletion operations and to satisfy, in the meantime, any specific request made by judicial authorities or by investigating police authorities.

F) DETAILS IDENTIFYING THE DATA CONTROLLER AND, IF APPOINTED, THE LOCAL GOVERNMENT REPRESENTATIVE, AS DEFINED IN ARTICLE 5 AND THE DATA PROCESSING SUPERVISOR

The data controller is **MUSIC CHAINS S.R.L.**, with registered office at Via Antonio Bazzini no. 84/1, in Modena (MO), ZIP code 41122, Tax Code/VAT reg. no. 03692020369, acting through its duly authorized representative *pro tempore*. The data controller has appointed Mr. Fabrizio Pedrizzi as data processing supervisor. The full, up-to-date list of the data processing supervisors designated by the data controller can be consulted at the company's registered office, at Via Antonio Bazzini no. 84/1, Modena (MO), and/or by sending a specific request to the following addresses/numbers: MAIL privacy@musicchains.com.

G) MODIFICATIONS TO PRIVACY NOTICE

The data controller reserves the right to make any modifications to this privacy notice at any time, notifying the users on this page and via the web platform "MUSIC CHAINS". We therefore recommend that you consult this page on a regular basis, taking the date of the last revision indicated at the foot of the page as a reference.

Whenever this document is revised or modified, Users will have the opportunity to become familiar with and assess the amendments made, by comparing the various versions of the notice that have been drawn up in the past, seeing that earlier versions of the document can in any event be consulted by users on the website.

If the modifications made to this privacy notice are not accepted, the User must refrain from using this website and ask the data controller to delete his or her personal data by accessing the section "[Unsubscribe/Delete your data](#)" or by sending a specific request to the data controller, at the following addresses/numbers: MAIL privacy@musicchains.com.

Unless otherwise specified, this privacy notice will continue to apply to personal data collected up until that time.

If you have any questions, comments or requests relating to this privacy notice, please contact us at the following addresses/numbers: MAIL privacy@musicchains.com.

We ask you, in any event, to kindly point out any difficulties you may have viewing this privacy notice, so that alternative methods of providing you with the necessary information can be found, if necessary.

Date of last revision November 06, 2017