



PRIVACY POLICY

This Privacy Policy applies the specific provisions relating to the protection of personal data. In this case, Monegasque law no. 1.565 of the 3 December 2024 on the protection of personal data applies. The purpose of this new law is to reinforce the rules in force on data protection. Finally, it is possible that the RGPD may apply, which is why we ensure that we also comply with European requirements.

Please read carefully the following **information to be able to consciously express your will concerning the processing of your data and the rights to you assigned**, as established in Article 10 of the Monaco's law 1.565 & article 13 of the GDPR.

1. Who does treat your personal data?

The data controller, that is the one who is the decision maker according to the purposes, methods and means of the processing of personal data, is TMC Yachting Manuela Costanzo, VAT n. FR29000121094, headquartered in 31, Boulevard des Moulins, Monte Carlo House, 98000 Monaco, which established the purposes and methods of your personal data's treatment.

2. Why and how do we treat your personal data?

Your personal data are treated:

- A) without your consent:
- Article 5 paragraph 2, 3 and 6 of the Law 1.565;
 - Article 6 letter b), f) of the GDPR,

For the following service purposes:

- finalize contracts for the services of the Holder;
- fulfil pre-contractual, contractual and tax obligations deriving from the relationship;
- fulfil the obligations established by the law, by a regulation, by community legislation or by an order of the authority (such as anti-money laundering);
- exercise the Holder's rights for example the rights of defense.

B) only with your specific consent:

- Article 5 & 6 of the Law 1.565;
- And art. 7 GDPR,

For the following purposes:



- to send you e-mail, mail and/or SMS and/or phone contacts, newsletter, commercial communication and/or advertising material about products and services offered by TMC Yachting and to collect satisfaction results about the quality of service offered;
- to send you e-mail, mail and/or SMS and/or phone contacts, newsletter, commercial communication and/or advertising material about third party services (e.g. business partner, insurance companies, other companies belonging to the Group).

Processing of your personal data is carried out by means of the operations indicated in art. 2 n°23 of the law 1.565, article 2 n. 2. and art. 4 n. 2) GDPR and more precisely: collection, registration, organization, storage, consultation, processing, modification, selection, extraction, comparison, use, interconnection, blocking, communication, cancellation and destruction of data. Your personal data are subject to both paper and electronic and/or automated processing.

The Holder will process personal data for the time necessary to fulfil the aforementioned purposes and in any case for no more than 3 years from the termination of the relationship for the purposes of service.

3. What happens if I do not provide my personal data and/or my consent?

In case you did not provide us with your consent, TMC Yachting won't be able to send you technical and commercial information.

TMC Yachting and other designated subjects may also carry out some anonymous statistical analysis in order to improve the quality of the provided services. These activities will be carried out on the basis of a legitimate interest.

In case the provided data were incomplete or incorrect, TMC Yachting could not be able to guarantee a correct request handling.

4. How do we manage your data?

TMC Yachting and other designated subjects will treat your personal data in order to guarantee the safety and confidentiality of the same data, both by electronic and paper means.

5. Who will have access to my personal data?

In order to provide our support to your specific requests, your personal data will be treated by:

- TMC Yachting authorized members and thus bound to privacy principles; or
- by external partners designated by TMC Yachting (formerly art. 22 of 1.565 law, and art. 28 GDPR to external treatment responsible), who undersigned a specific contract aimed to guarantee that the processing of your data would be carried out according and the rights to you assigned, as indicated in the chart at point 2.



The complete list of the externals responsible of your personal data's treatment is available at TMC Yachting headquarters and you will be able to request it by using the contact indicated below.

6. How long will you store my personal data?

Your personal data will be stored just for the time indicated in the chart at point 2, provided the revocation of your consent or the exercise of the rights indicated at point 8.

Anyhow, the data controller and the appointed persons responsible could store your data for a longer period of time, in order to fulfil specific obligations established by law. At the end of such period of time your personal data could be cancelled or rendered anonymous.

7. Data Transfer

Your personal data are stored in Monaco (Monaco) and in Italy. Our website host is Aruba.it which is in Italy. The company complies with the GDPR and ensures that its servers are always secure, both physically and digitally. Whenever necessary, the persons responsible will have the right to move the server. In this case, it is guaranteed that the data will be transferred in accordance with the applicable legal provisions, subject to the stipulation of the standard contractual clauses by the European Commission.

8. How can I protect my rights?

TMC Yachting and its partners will allow you to exercise the rights granted by law regarding your personal data's treatment.

You will be able to exercise these rights any time, more specifically you will be able to ask:

- ask us if we own your personal data and how we use them (right of access);
- ask us to update, modify or integrate your data;
- ask us to cancel your data (right to be forgotten);
- ask us to obtain, when technically applicable, to provide you with a copy of your data that could be easily transferred to another subject;
- oppose to the use of your personal data;
- revoke at any time your consent you previously granted us;
- ask us for the existence of a completely automated decision-making process.

You will be able to address the above requests to TMC Yachting headquarters or by e-mail to the following address contact@tmcyachting.com.

With regard to Article 10 of the law 1.565 and Article 12 paragraph 3 of the RGPD, we provide the data subject with information on the measures taken following a request made as soon as possible



and in any event within one month of receipt of the request. If necessary, this period may be extended by two months, taking into account the complexity and number of requests. In this case, we will inform you of the extension and the reasons for the postponement within one month of receiving the request.

If you do not receive a reply within this period, you may submit a complaint to the APDP (*autorité de Protection des Données Personnelles*).

9. Cookies

Cookies are used on the website. Technical cookies are used, including third parties' ones, released by the website only and exclusively with the aim to guarantee users with the correct operation of the functions of the website itself, and in general to allow easy navigation and use of the website. There is no use of cookies for marketing or advertising purposes or for the transmission of personal information. It is possible to disable cookies and each browser is provided with has a specific section where this can be done.

Please kindly note that you will have the right to file a complaint directly to the Competition Authority for the protection of personal data.