

FUNDACIÓN ACS WEBSITE PRIVACY NOTICE

Fundación ACS, with registered office at Avda. Pío XII, 102, 28036, Madrid, tax identification number G83129668 and telephone number 91 343 9573 / 91 343 9574, as personal data controller, provides information on the data processing it performs with respect to external individuals below, to help them understand:

- Why we need to process your data.
- Which of your data we can have and for how long.
- With whom we share them.
- What your rights are in this respect and how they can exercise them.

Fundación ACS will process your data in full compliance with current data protection legislation, without subjecting them to exclusively automated decisions or profiling that could significantly affect them, and without using the data for purposes other than those reflected in this document.

A) DATA PROCESSING:

Below, we provide detailed information on the data processing we perform based on the categories of people we deal with, so that they can identify themselves and access the specific information concerning swiftly and easily.

1.- RECIPIENTS/BENEFICIARIES

a) **Purposes and basis of the processing:** Your data will be processed for the following purposes:

- **To manage recipients/beneficiaries**, to carry out the activities necessary for the appropriate administrative oversight of the relationship we maintain with our recipients/beneficiaries to manage the allocation of aid, deal with requests and issue communications or payments, and we are authorised to do so under the contractual relationship that we maintain with our recipients/beneficiaries.
- **To manage Fundación ACS's accounting and tax activities**, as necessary to comply with our legal obligations in these matters.
- **To send you communications in connection with special events**, such as birthday greetings, for which we are authorised based on our own legitimate interest in maintaining the most cordial relationship possible with you.
- In addition and only if necessary, we will also process your data **for control and security, legal advice and regulatory compliance purposes**, as necessary to comply with a public interest, as well as to fulfil our legitimate interest in defending our interests and rights, in the avoidance of conduct contrary to our internal codes and regulations and to comply with legal obligations applicable to us (auditing, criminal compliance, personal data protection, etc.).

b) **Origin and storage period of your data:** The data have been provided to us by you or your legal representative. We store them for as long as you maintain the contractual relationship with us, and subsequently, duly blocked, for the legally stipulated period for the defence or filing of possible claims.

c) **Types of data:** The types of your data that we use are identification, contact, economic, financial and transaction data. Very rarely, we may also process other information that is relevant to a possible incident, investigation or complaint (including, but very exceptionally, data relating to criminal convictions and offences).

d) **Communication of your data:** We may share your personal data with the following entities and/or persons:

- Public administrations, other public bodies and entities authorised by law, when required or necessary.
- Exceptionally, courts or other dispute resolution bodies, such as courts of arbitration, mediators and notaries and registrars.

In addition, we will share them with the following service providers, but only to the extent that they require them to provide services to us:

- ACS, Actividades de Construcción y Servicios, for the provision of various support services to Fundación ACS.
- Consultancy and legal advisory firms for the defence of the legal interests and rights of Fundación ACS.
- SUMMA Traducciones, S.L., for the provision of translation services.
- Other service providers that may complement or replace the above.

e) **International data transfers:** Exceptionally, we may need to transfer your personal data to courts or other dispute resolution bodies, state law enforcement agencies, court representatives, experts, notaries and registrars outside the European Economic Area if this is necessary to prepare, file and defend claims.

2.- SUPPLIERS/PARTNERS

a) **Purposes and basis of the processing:** Your data will be processed for the following purposes:

- **To manage and monitor the relationship that we maintain with our suppliers or partners**, where necessary for the performance of an agreement or for the application, where appropriate, of pre-contractual measures, as well as based on the legitimate interest that Fundación ACS has in doing so.
- **To manage Fundación ACS's accounting and tax activities**, as necessary to comply with our legal obligations in these matters.

- **To send you communications in connection with special events**, such as birthday greetings, for which we are authorised based on our own legitimate interest in maintaining the most cordial relationship possible with you.
- In addition and only if necessary, we will also process your data for **control and security, legal advice and regulatory compliance purposes** as necessary to fulfil our legitimate interest in defending our interests and rights, in the avoidance of conduct contrary to our internal codes and regulations and to comply with legal obligations applicable to us (auditing, criminal compliance, personal data protection, etc.).

b) **Origin and storage period of your data:** The data have been provided to us by you or your legal representative or through other sources (the company you work for, LinkedIn or the corporate website of the company you work for) and we store them for as long as you maintain your relationship with us, and subsequently, duly blocked, for the legally stipulated period for the defence or filing of possible claims.

c) **Types of data:** The types of your data that we use you are identification, personal characteristics (such as date of birth or marital status), contact, financial (bank details), academic or professional data and commercial information (such as business activities or business licences). Very rarely, we may also process other information that is relevant to a possible incident, investigation or complaint (including, but very exceptionally, data relating to criminal convictions and offences).

d) **Communication of your data:** We may share your personal data with the following entities and/or persons:

- Public administrations, other public bodies and entities authorised by law, when required or necessary.
- Exceptionally, courts or other dispute resolution bodies, such as courts of arbitration, mediators and notaries and registrars.

In addition, we will share them with the following service providers, but only to the extent that they require them to provide services to us:

- ACS, Actividades de Construcción y Servicios, for the provision of various support services to Fundación ACS.
- Consultancy and legal advisory firms for the defence of the legal interests and rights of Fundación ACS.
- SUMMA Traducciones, S.L., for the provision of translation services.
- Other service providers that may complement or replace the above.

e) **International data transfers:** Exceptionally, we may need to transfer your personal data to courts or other dispute resolution bodies, state law enforcement agencies, court representatives, experts, notaries and registrars outside the European Economic Area if this is necessary to prepare, file and defend claims.

3.- JOB APPLICANTS

a) **Purposes and basis of the processing:** Your data will be processed for the following purposes:

- **To manage job applications**, based on Fundación ACS's legitimate interest in selecting the personnel it considers suitable to fill its jobs.
- In addition and only if necessary, we will also process your data for **control and security purposes, legal advice and regulatory compliance** as necessary to fulfil our legitimate interest in defending our interests and rights, in the avoidance of conduct contrary to our internal codes and regulations and to comply with legal obligations applicable to us (auditing, criminal compliance, personal data protection, etc.).

b) **Origin and storage period of your data:** The data have been provided to us by you or your legal representative or through other sources (platforms such as LinkedIn or headhunting companies). We store them for one year from receipt of the candidate's application, CV or record, unless they are needed for longer for the filing or defence of any claims or to investigate possible irregularities or criminal offences.

c) **Types of data:** The types of your data that we use are identification, contact, academic or professional data, or any other data that you provide to us either directly or through your CV. Very rarely, we may also process other information that is relevant to a possible incident, investigation or complaint (including, but very exceptionally, data relating to criminal convictions and offences).

d) **Communication of your data:** We may share your personal data with the following entities and/or persons:

- Public administrations, other public bodies and entities authorised by law, when required or necessary.
- Exceptionally, courts or other dispute resolution bodies, such as courts of arbitration, mediators and notaries and registrars.

In addition, we will share them with the following service providers, but only to the extent that they require them to provide services to us:

- ACS, Actividades de Construcción y Servicios, for the provision of various support services to Fundación ACS.
- Consultancy and legal advisory firms for the defence of the legal interests and rights of Fundación ACS.
- Other service providers that may complement or replace the above.

e) **International data transfers:** Exceptionally, we may need to transfer your personal data to courts or other dispute resolution bodies, state law enforcement agencies, court representatives, experts, notaries and registrars outside the European Economic Area if this is necessary to prepare, file and defend claims.

4.- LEGAL REPRESENTATIVES AND CONTACT PERSONS OF THIRD PARTIES (RECIPIENTS, SERVICE PROVIDERS, ETC.)

a) **Purposes and basis of the processing:** Your data will be processed for the following purposes:

- **To manage the relationship with other legal entities through their legal representatives and contact persons**, based on our legitimate interest in doing so.
- **To send you communications in connection with special events**, such as birthday greetings, for which we are authorised based on our own legitimate interest in maintaining the most cordial relationship possible with you.
- In addition and only if necessary, we will also process your data for **control and security, legal advice and regulatory compliance purposes** as necessary to fulfil our legitimate interest in defending our interests and rights, in the avoidance of conduct contrary to our internal codes and regulations and to comply with legal obligations applicable to us (auditing, criminal compliance, personal data protection, etc.).

b) **Origin and storage period of your data:** The data has been provided to us by you or your legal representative or through other sources (the company you work for, LinkedIn or the corporate website of the company you work for). We store them for as long as you work for the entity with which we maintain a relationship, and subsequently, duly blocked, for the legally stipulated period for the defence or filing of possible claims.

c) **Types of data:** The types of your data that we use are identification, occupation (such as your place of work and position) and representation or proxy data (in the case of representatives) data. Very rarely, we may also process other information that is relevant to a possible incident, investigation or complaint (including, but very exceptionally, data relating to criminal convictions and offences).

d) **Communication of your data:** We may share your personal data with the following entities and/or persons:

- Public administrations, other public bodies and entities authorised by law, when required or necessary.
- Exceptionally, courts or other dispute resolution bodies, such as courts of arbitration, mediators and notaries and registrars.

In addition, we will share them with the following service providers, but only to the extent that they require them to provide services to us:

- ACS, Actividades de Construcción y Servicios, for the provision of various support services to Fundación ACS.
- Consultancy and legal advisory firms for the defence of the legal interests and rights of Fundación ACS.
- Other service providers that may complement or replace the above.

e) **International data transfers:** Exceptionally, we may need to transfer your personal data to courts or other dispute resolution bodies, state law enforcement agencies, court representatives, experts, notaries and registrars outside the European Economic Area if this is necessary to prepare, file or defend claims.

5.- REQUESTS TO EXERCISE RIGHTS AND NOTIFICATION OF DATA PROTECTION INCIDENTS

a) **Purposes and basis of the processing:** Your data will be processed to deal with your notification and, where appropriate, to manage the request or incident raised, as this is necessary to comply with our legal obligations.

b) **Origin and storage period of your data:** The personal data will have been provided to us by you or your legal representative. We will store your personal data for as long as necessary to resolve the request or incident, and subsequently, duly blocked, for the legal period envisaged in each case and at any given time for the possible defence or filing of claims, in which case they will be stored until the corresponding inspection, proceeding or claim is definitively completed.

c) **Types of data:** The types of your data that we use are identification and contact data, as well as any other data that you provide in your notification and that is relevant for the purposes indicated.

d) **Communication of your data:** We may share your personal data with the following entities and/or persons:

- Public administrations, other public bodies and entities authorised by law, when required or necessary.
- Exceptionally, courts or other dispute resolution bodies, such as courts of arbitration, mediators and notaries and registrars.

In addition, we will share them with the following service providers, but only to the extent that they require them to provide services to us:

- Consultancy and legal advisory firms for the defence of the legal interests and rights of Fundación ACS.
- Other service providers that may complement or replace the above.

e) **International data transfers:** Not envisaged.

6.- WEBSITE USERS AND CONTACT BY EMAIL

a) **Purposes and basis of the processing:** Your data will be processed to process the communication received via the email address provided on the website for this purpose (info@fundacionacs.com), based on our legitimate interest in duly responding to this type of communication.

b) **Origin and storage period of your data:** The data have been provided to us by you or your legal representative. We will store the data you provide us with when you send us an email until the communication received is definitively dealt

with, and subsequently, duly blocked, for the legally stipulated period for the defence and filing of possible claims.

c) **Types of data:** The types of your data that we use are identification and contact data and any other data that you provide us in the communication you send us.

d) **Communication of your data:** It is not envisaged that your data will be shared with third parties.

e) **International data transfers:** Not envisaged.

7.- ATTENDEES AT EVENTS AND ACTIVITIES

a) **Purposes and basis of the processing:** Your data will be processed to manage your participation in the event or activity organised by Fundación ACS, for which we are authorised based on the consent you gave upon filling in, signing and sending us the registration form.

b) **Storage period of your data:** We will store your data for as long as necessary to carry out the event or activity, and subsequently, duly blocked, for the legally stipulated period for the defence and filing of possible claims.

c) **Communication of your data:** Your data will be shared with other participants, attendees or the audience at the event or activity only if it is broadcast or recorded and you actively participate.

d) **International data transfers:** Not envisaged.

B) ARE YOU OBLIGED TO PROVIDE US YOUR PERSONAL DATA?

You are obliged to provide us with the data that, as detailed for each category of person, is necessary for purposes based on the performance of an agreement we have with you or to comply with legal obligations. In those cases, failure to provide that data may make it impossible to deal with your request correctly or to perform all or part of the relevant agreement.

C) ABOUT OUR PROVIDERS:

When choosing providers whose services involve the processing of personal data under our control, Fundación ACS applies strict criteria to choose only those that offer an adequate level of guarantees in this area. We also contractually require them to take the necessary technical and organisational measures to ensure the protection of the rights and freedoms of the persons whose information is processed and to use personal data only as strictly necessary for the service they provide us and for the duration of that service.

D) YOUR RIGHTS AND HOW TO EXERCISE THEM:

You are entitled to obtain information about the processing of your data, to access them, to have them rectified or, if necessary, erased. In certain circumstances, you also have the right to restrict the processing of your data, in which case we will only keep it for the filing or defence of claims, to object to the processing of your data and to its portability, meaning it will be transferred to you or directly to another company that you indicate.

Revocation of consent: If we carry out any processing of your data on the basis of your consent, you have the right to withdraw that consent at any time, although the revocation does not have retroactive effects, such that it will not affect the processing that has been carried out up to that point.

You may exercise your right to object to the purposes described above which are based on the fulfilment of a legitimate or public interest. This right may be denied if, in view of the request made, it is established that there are overriding legitimate grounds for the processing or if the data are necessary to prepare, file or defend claims.

To exercise any of these rights, and for any other matter related to the processing of your data, you can contact Fundación ACS at the postal address Avda. Pío XII, 102, 28036 Madrid, or by email at pdd.fundacionacs@grupoacs.com. Please note that, to process your request, we will process your personal data in accordance with section A(5) of this privacy notice.

We also inform you that, if you believe that any type of infringement has occurred in connection with the processing of your personal data, you may lodge a complaint with the competent supervisory authority (in Spain, the Spanish Data Protection Agency).

Current version dated 5 October 2021.