



Rome, September 2007

Notice to Customers

(art. 13 of the Personal Data Protection Code)

This is to inform you that in order to execute international financial transactions (eg, cross-border money transfers) and certain domestic transactions on customers' behalf, banks need to use an international messaging service known as SWIFTNet Fin.

The service is managed by the Society for Worldwide Interbank Financial Telecommunications (SWIFT), whose registered office is in Belgium (visit <http://www.swift.com/> for privacy info).

Essential information relating to the parties to a particular transaction, such as the names of the orderer, the beneficiary and their respective banks, the parties' bank details and the amount involved, is conveyed to SWIFT by the bank concerned, who would be unable to execute the transaction if it did not use SWIFT's interbank network or failed to provide the information referred to.

Following on our previous notices on this subject, we wish to draw your attention to two recent developments, namely:

a) As a measure of precaution, all customer data used for the execution of the aforementioned financial transactions are currently duplicated, transmitted and temporarily stored as backup copies by SWIFT on a server owned by the Society and located in the United States of America.

b) Data stored in such server may be used in accordance with local laws; the competent US authorities (in particular, the Department of the Treasury) have accessed them in the past and may access them in future under applicable US anti-terrorism laws. The issue is being debated extensively in a number of institutional European¹ venues in the light of EU privacy rules.

We also would like to inform you that the personal data contained in the messages regarding financial transfers will be forwarded, for the sole purpose of preventing and fighting terrorism and its financing, to the public authorities of the Member States of the European Union and the United States of America.

¹For this purpose, the European Union and the United States of America have signed an agreement (**O.G. of the EU L 195/5 of 27 July 2010**) regarding the transfer of financial message data from the European Union to the United States of America in order to implement the program for the prevention and suppression of terrorism attacks. The Agreement provides that, in relation to certain financial transactions (eg foreign transfers), with the exception of those carried out in the Euro zone

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(SEPA), the U.S. Treasury Department can demand the acquisition of data directly from the suppliers of international financial payment messaging that the bank uses (currently SWIFT). To such processing are applied the strict safeguards provided for by the Agreement both in relation to the integrity and security of the data and at the time lapse of their preservation. The Agreement also provides that the right of access is exercised exclusively by the subject with the competent Authority which, in Italy, is the Guarantor for the protection of personal data (www.garanteprivacy.it).

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The informative is updated at 20 February 2014 and is provided according to Art. 13 of L.D. 196/2003

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