

## PRIVACY POLICY OF THE EDP ESPAÑA WHISTLEBLOWING MANAGEMENT SYSTEM

### Data Controller for the processing

The Data Controller for processing the data provided through the EDP España Speak Up Channel is the EDP Group entity in Spain that owns the personal data provided in the complaint made through the channel enabled for it. The following are the EDP entities in Spain adhered to the EDP España Complaints Management System:

| Corporate Name                                    | Tax ID    | Address               | Locality  | P.C.  |
|---|-----------|-----------------------|-----------|-------|
| EDP Energías de Portugal, S.A, Sucursal en España | W0104919F | Avenida de Burgos, 89 | Madrid    | 28050 |
| EDP International Investment and Services, S.L.   | B84556679 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| EDP Servicios Financieros España, S.A.U.          | A33359563 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| EDP España, S.A.U.                                | A33473752 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| EDP Iberia, S.L.U.                                | B95542866 | Plaza Pío Baroja, 3   | Bilbao    | 48001 |
| Comercializadora Energética Sostenible, S.A.U.    | A95978581 | Plaza Pío Baroja, 3   | Bilbao    | 48001 |
| Hidrocantábrico Distribución Eléctrica, S.A.U.    | A33591611 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Transporte GNL, S.A.U.                            | A95978599 | Plaza Pío Baroja, 3   | Bilbao    | 48001 |
| EDP Ventures España, S.A.U.                       | A74463159 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| EDP Solar España, S.A.                            | A74466178 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Fundación EDP                                     | G33519141 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Iberenergía, S.A.U.                               | A82988353 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Electra del Llobregat Energía, S.L.               | B64744642 | C/ Juan Gris, 10-18   | Barcelona | 08014 |
| EDP Clientes, S.A.                                | A74472911 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Generaciones Eléctricas Andalucía, S.L.           | B62733126 | C/ Isabel Torres, 25  | Santander | 39011 |
| EDP Redes España, S.A.U.                          | B39882154 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Viesgo Infraestructuras Energéticas S.L.          | B85304558 | C/ Isabel Torres, 25  | Santander | 39011 |
| Viesgo Distribución Eléctrica S.L.                | B62733159 | C/ Isabel Torres, 25  | Santander | 39011 |
| Barras Eléctricas Galaico Asturianas, S.A.        | A33001983 | C/ Isabel Torres, 25  | Santander | 39011 |
| EDP GEM España, S.A.                              | A74459876 | Plaza del Fresno, 2   | Oviedo    | 33007 |
| Central Térmica Ciclo Combinado Grupo 4 SL        | B74233958 | Plaza del Fresno, 2   | Oviedo    | 33007 |

The Whistleblowing Management System Manager, appointed by the Board of Directors of EDP Spain, manages the Speak Up Channel, with EDP España, S.A.U. acting as the person in charge of processing complaints addressed to the rest of EDP's companies in Spain that are adhered to this Complaints Management System.

### Purposes of the processing and legal bases

The basis of legality of the processing of personal data collected is compliance with a legal obligation for the following purposes:

- Manage the processing of complaints that are received in the Speak Up Channel of EDP España through the procedure established in the Whistleblowing Management System Policy, in relation to the Obligated entities adhered to it, regarding those matters that are within the material scope of Law 2/2023, regulating the protection of people who report on regulatory infractions and the fight against corruption.
- Carry out the investigation of the facts denounced in the previous point for the clarification of them.
- Comply with the legal obligations that were applicable to those responsible for the treatment.

Additionally, treatments based on the public interest may be carried out:

- Manage the processing of complaints that are received in the Speak Up Channel of EDP España through the procedure established in the Whistleblowing Management System Policy, in relation to the Non-Obligated entities adhered to it, regarding those

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matters that are within the material scope of Law 2/2023, regulating the protection of people who report on regulatory infractions and the fight against corruption.

Processing based on compliance with contractual obligations may also be carried out when matters outside the scope of application of Law 2/2023 contemplated in the framework of contractual obligations of the Group's internal regulatory compliance system, are communicated, in particular with regard to ethical issues. The purposes of the treatment would be the following:

- Manage the processing of complaints that are received in the Speak Up Channel of EDP España through the procedure established in the Whistleblowing Management System Policy, in relation to matters that are outside the material scope of Law 2/2023, such as communications that deal with ethical issues.
- Carry out the investigation of the facts denounced in the previous point for the clarification of them.

### **Data quality**

The data requested will be limited to those necessary to proceed with the management of the Complaints System..

The user guarantees that the personal data provided is true and is responsible for communicating any modification thereof.

If the information received contains personal data included within the special categories of data, it will be immediately deleted, without proceeding to the registration and treatment of the same..

In the event that the complainant chooses to identify himself, the Responsible guarantees his confidentiality, so that the processing of the complaint will be carried out preserving his identity, which can only be communicated to the judicial authority, the Public Prosecutor's Office or the competent administrative authority within the framework of a criminal, disciplinary or sanctioning investigation.

### **Retention Periods**

The personal data of the complainant, as long as he has not made the complaint anonymously, as well as those of the employees and / or third parties affected, will be kept in the Speak Up Channel of EDP España only for the time necessary to decide on the appropriateness, where appropriate, of initiating an investigation into the facts denounced, in accordance with current legislation.

In those cases in which it is proven that the information provided or part of it is not true, the personal data will be deleted from the moment it is concluded on said circumstance, unless said lack of veracity could constitute a criminal offense, in which case the personal data will be kept for the time necessary during which the judicial process is processed. Likewise, all personal data that may have been communicated and that refer to behaviors that are not included in the scope of application of Law 2/2023 or correspond to ethical complaints will be deleted. Communications that have not been acted upon may only be recorded in anonymised form. In any case, after three months from the receipt of the communication without any actions having been initiated, it must be deleted.

However, this period will be extended the time necessary to verify the evidence of the operation of EDP España's Whistleblowing Management System. Once the established period has elapsed, the data may continue to be processed by the body to which it corresponds for the

investigation of the facts denounced, without its conservation in the information system of internal complaints.

Additionally, the data may be processed by the Manager of the System and by those who carry out the functions of internal control and compliance, for a longer period, always in information systems and environments outside the Whistleblowing Management System, only in the event that an investigation procedure is in progress, until the completion of said investigation and adoption of the appropriate measures, or until the prescription of the actions that could derive from the facts and investigation carried out. In no case may the data be kept for a period exceeding ten years.

### **Data Communications to Third Parties**

The data may be communicated to:

- The Judicial Authority, the Public Prosecutor's Office or the competent Administrative Authority in the framework of a criminal, disciplinary or sanctioning investigation..
- Public Administrations, in the cases provided for by law.
- State Security Forces and Corps..
- The Data Protection Officer
- Depending on the subject, to third parties in Charge of the Treatment that require access to the information, with the due guarantees in accordance with the applicable regulations, to manage the matter communicated by the informant, such as the Ombudsperson of the EDP Group.

The data may be accessed by other persons, or may even be communicated to third parties, when strictly necessary for the adoption of disciplinary measures or for the processing of judicial proceedings that, where appropriate, proceed, or to comply with legal obligations, without prejudice to the notification to the competent authority of facts constituting a criminal or administrative offense when appropriate.

The identity of the complainant as well as the personal data provided by him/her may be communicated to the Judicial Authority, the Public Prosecutor's Office or the competent Administrative Authority in the framework of a criminal, disciplinary or sanctioning investigation.

### **Data Security**

In application of the provisions of article 32 of the RGPD, the Data Controller undertakes to comply with the security obligations of those data provided by users, trying to establish all the technical means at its disposal to prevent the loss, misuse, alteration, unauthorized access and theft of the data that the user provides through it, taking into account the state of technology, the nature of the data provided and the risks to which they may be exposed. Notwithstanding the foregoing, the user must be aware that Internet security measures are not impregnable.

The Data Controller will treat the user's data confidentially at all times, keeping the mandatory duty of secrecy about them, in accordance with the provisions of the applicable regulations.

### **International Data Transfers**

International data transfers are not foreseen, notwithstanding the foregoing, in the event that any provider may be located in countries outside the European Economic Area (EEA) or, being located in the EEA, share the information with other entities located outside said territory, it is guaranteed that the transfers are made to countries with respect to which the European Commission has declared that they provide a comparable level of protection to the European. In the absence of such a declaration of adequacy, sufficient safeguards shall be adopted through the Standard Contractual Clauses approved by the Commission.

### **Rights of the Data Subject**

Users of the Complaints Management System may, at any time, freely and completely free of charge exercise their rights of access, rectification, deletion, limitation of processing and portability. To do this, you can contact each of the entities adhering to the Complaints Management System at the postal address: Plaza del Fresno, 2 – 33007 Oviedo, or by email [comunicacionesrgpd@edpenergia.es](mailto:comunicacionesrgpd@edpenergia.es), being necessary in both cases to add the reference "Canal Speak Up EDP España"

Likewise, they may contact the Data Protection Officer of the EDP entities in Spain, at the following postal address: Plaza del Fresno, 2- 33007 Oviedo or by email [dpd@edpenergia.es](mailto:dpd@edpenergia.es), in the event that they understand that any of their rights related to data protection have been violated, or, where appropriate, file a claim with the Spanish Agency for Data Protection at the address Calle de Jorge Juan, 6, 28001 Madrid.

If the request for the exercise of the right is made by a third party, the representation granted for this purpose must be accredited in a timely manner. Where the Controller has reasonable doubts as to the identity of the natural person making the request, it may require the provision of additional information necessary to confirm his or her identity.