

BARRAQUER

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FAQs

Barraquer Ethical channel

1. What does this channel allow?
2. Where and how can the communication be presented?
3. Content of the communication
4. Handling the communication
5. Information for the communicant
6. Authority responsible for the internal information system
7. Guarantee of confidentiality of the identity of the whistleblower and of the person concerned.
8. Protection of the whistleblower within the scope of Law 2/2023.
9. Information outside the scope of Law 2/2023.
10. Confidentiality and personal data protection
11. External reporting channel to the Independent Whistleblower Protection Authority (IPA)

What does this channel allow?

In accordance with the provisions of Law 2/2023, this channel allows the communication of natural persons who, in an employment or professional context with the Barraquer Ophthalmology Centre, have obtained the information on the infringements referred to in Article 2 of Law 2/2023.

Among others, the following natural persons are considered to have obtained the information in a professional or employment context.

- Employees working for BARRAQUER
- Those whose employment relationship has not yet begun, in cases where the information has been obtained during the selection process or pre-contractual negotiations.
- Staff in training with an employment relationship
- Collaborating personnel, undergoing training or in a similar situation, without an employment relationship.
- Personnel linked to the companies with which BARRAQUER has contracted services or participated in their tender.

In addition, this internal information channel is also authorised to receive communications from persons who have obtained the information in a context other than that of an employment or professional relationship with BARRAQUER and who report acts or omissions contrary to the legal order of the personnel.

Where and how can communication be presented?

There are different ways of presenting communication:

1. On the BARRAQUER website. For this purpose, the available form will be used, and the whistleblower can identify him/herself in the presentation. If the whistleblower does not identify himself, he will be considered anonymous.
2. By means of a communication sent to the following e-mail address: canaldedenuncias@barraquer.com, in which the whistleblower may include his/her identification data or make the communication anonymous.
3. By post to:
Compliance Department. Internal Information Service.
Barraquer Ophthalmology Centre
C/ Muntaner 314
08021, Barcelona
The whistleblower may include his or her identifying information in the communication or make it anonymous.
4. Face-to-face meeting. This may be requested by e-mail, canaldedenuncias@barraquer.com, providing contact details so that an appointment may be arranged with the authorised personnel for the purpose of presenting the communication, which will take place within a period of no more than seven days from the request.

Content of the communication

The communication submitted must contain as much of the known information as is necessary to identify the persons to whom the information relates, and the unlawful conduct attributed to them. In particular, the following information must be provided:

- First and last name, tax identification number (if known), work location, functional area, position held, duties, and any other available information that clearly and uniquely identifies the person about whom information is being communicated.
- A detailed description of the facts and conduct that may constitute a violation and that should be reported. It shall be accompanied by the documentation available to corroborate these facts.
- In your case, indication of the employment or professional relationship linking the whistleblower to BARRAQUER, so that the whistleblower protection measures established in Law 2/2023 can be applied to him/her.

Any other facts that may be considered appropriate or relevant.

Communication process

Once the report has been received, an acknowledgement of receipt will be sent to you within seven working days. The data and facts contained therein will be analysed and, if necessary, investigated and it may be decided to take appropriate action.

Caller information

Provided that the caller has provided an e-mail address at the time of providing the information and has identified himself in a way that guarantees his anonymity, he will be informed of the

outcome of his communication within a maximum of three months. In exceptional cases, this period may be extended to six months.

The caller may, however, waive his/her right to be informed of the action taken.

Body responsible for the internal information system.

Within the BARRAQUER Compliance Department, the person responsible for the System is

Guarantee of confidentiality of the identity of the whistleblower and the person concerned.

1. Whistleblower identity confidentiality

The channel will be designed, implemented and securely managed to ensure the confidentiality of the whistleblower's identity and the protection of the data to which the information relates, thereby preventing access by unauthorised persons. This shall apply to any data from which the identity of the whistleblower can be deduced directly or indirectly. The identity of the whistleblower may only be communicated, where legally required, to the judicial authority, the Public Prosecutor's Office concerned or the competent administrative authority in the context of a criminal, disciplinary or disciplinary investigation, which shall be communicated to the whistleblower before his identity is revealed, unless such information could compromise the investigation or the judicial proceedings.

2. Confidentiality of the identity of the person to whom the information relates the person to whom the information relates shall be guaranteed the confidentiality of his/her personal data in order to prevent their possible dissemination. To this end, the information channel shall be designed, set up and managed in a secure manner to ensure the confidentiality of the identity of the person concerned by the information and the protection of the facts and data of the proceedings, thereby preventing access to the information by unauthorised persons.

Whistleblower protection within the scope of Law 2/2023

1. Natural persons who, in the course of their work or professional activities, communicate information to BARRAQUER through this channel, will be entitled to the protection measures established in Law 2/2023, unless the communication is inadmissible, the information is related to claims concerning interpersonal conflicts, or the information concerns only the whistleblower and the persons to whom the communication or disclosure relates, or the information is already fully available to the public or is mere hearsay.
2. Acts constituting retaliation, including threats and attempts at retaliation, are prohibited. Retaliation shall be understood to mean any of the acts or omissions listed in Article 36.3 of Law 2/2023, or any act or omission that involves, directly or indirectly, unfavourable treatment that places the person who suffers it at a particular disadvantage in relation to another person solely because of his or her whistleblowing status.
3. These protective measures also apply to natural persons who assist the whistleblower in the process as part of the legal representation of the employees, to natural persons who are related to the whistleblower as co-workers or relatives, and to legal persons for whom the whistleblower works or with whom the whistleblower has an employment relationship or significant shareholding.

Information outside the scope of Law 2/2023

In accordance with the provisions of Law 2/2023, of 20 February, which regulates the protection of persons who report infringements of the law and the fight against corruption, the information channel guarantees the confidentiality of the identity of the whistleblower and of any third party mentioned in the communication, as well as the actions carried out in the management and processing of the same, and the protection of data, preventing access by unauthorised persons and preventing their identity from being revealed to third parties.

Under no circumstances will the identity of the whistleblower be disclosed to the person to whom the facts reported relate.

Furthermore, the processing of personal data will be in accordance with the provisions of Law 2/2023, Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data and repealing Directive 95/46/EC and Organic Law 3/2018 of 5 December 2018 on the Protection of Personal Data and Guarantee of Digital Rights.

External reporting channel to the independent whistleblower protection authority

Once the Independent Whistleblower Protection Authority (I.W.P.A.) has been established, any natural person may report the commission of any act or omission within the scope of Law 2/2023 to the I.W.P.A., either directly or after communication through this internal information channel. In the Autonomous Community of Catalonia, this body is the "Oficina Antifrau de Catalunya".