

INFORMATION CLAUSE ON PERSONAL DATA PROCESSING BY ERBUD S.A. FOR SHAREHOLDERS WHO ARE NATURAL PERSONS, FOR THOSE WHO REPRESENT SHAREHOLDERS WHO ARE NOT NATURAL PERSONS, AND FOR SHAREHOLDERS' PROXIES

Pursuant to 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 (General Data Protection Regulation) ('GDPR'), ERBUD S.A., registered in Warsaw ('**the Company**' or '**the Data Controller**'), hereby informs you that, in connection with the convening of the Company's General Meetings ('**GM**'), the Company will process the personal data of its shareholders, their representatives, proxies and other individuals entitled to vote at the GM, as well as any personal data disclosed during the GM: "**Shareholders**" or "**You**").

Given the above, the Company hereby states the following:

1. Personal Data Controller

The Data Controller for Shareholders' personal data is ERBUD S.A. with its registered office at ul. Franciszka Klimczaka 1, 02-797 Warsaw. ERBUD S.A. is registered in the Register of Entrepreneurs of the National Court Register, which is maintained by the District Court for the Capital City of Warsaw in Warsaw, 13th Commercial Division of the National Court Register (KRS) under No. 0000268667, REGON Statistical No.: 005728373, Tax ID (NIP) No.: 8790172253. Its share capital is PLN 1,192,983.60 and is fully paid up.

In case of any matters related to the personal data protection, please contact:

- a) the Data Controller directly – in writing at the address provided in the previous paragraph, or
- b) the Data Protection Officer appointed by the Data Controller – via e-mail at: iod@erbud.pl.

2. Legal grounds:

The personal data of the Company's shareholders will be processed on the following legal grounds:

- a) Art. 6, para. 1, letter c) of the GDPR establishes a legal obligation under generally applicable law, including the provisions of the Commercial Companies' Code concerning: (i) drawing up and maintaining lists of shareholders entitled to attend the General Meeting, and attendance lists for the General Meeting, (ii) enabling shareholders to participate in the General Meeting; (iii) enabling voting by proxy; (iv) enabling shareholders to exercise their rights in relation to the company, for example by submitting specific items to the agenda of the General Meeting,
- b) Art. 6, para. 1, letter f) of the GDPR states that the Company has a legitimate interest in: (i) ensuring that the company can contact shareholders and verify their identity; and (ii) pursuing or defending potential claims.

3. The purpose of personal data processing

The Company processes personal data in order to fulfil its obligations under the Commercial Companies' Code and its disclosure obligations as a public company in connection with convening the General Meeting. This enables the Company's shareholders to exercise their rights in relation to the Company. This includes preparing a list of persons entitled to attend the General Meeting and verifying the right to attend in person or represent an entitled person (including a shareholder) at the General Meeting,

To pursue or defend claims relating to the General Terms and Conditions represents a legitimate interest of the Data Controller or a third party.

4. Personal data categories

Categories of personal data processed by the Company in connection with convening and holding the General Meeting:

- a) data included in the list of shareholders entitled to attend the General Meeting,
- b) data of shareholders, their representatives or proxies included in the list of shareholders present at the General Meeting,
- c) data of shareholders and their proxies contained in the power of attorney to represent a shareholder at the General Meeting,
- d) the details of shareholders and their proxies, as set out in the electronic notification form for granting a proxy,
- e) the details of shareholders, their representatives or proxies, as indicated in the request to convene the General Meeting,
- f) the details of shareholders and their representatives or proxies, as indicated in: (i) a request for copies of the register of shareholders; (ii) a motion concerning matters on the agenda of the General Meeting; (iii) a motion to include a matter on the agenda of the General Meeting; or (iv) a motion containing a draft resolution of the General Meeting.

The Company processes the following categories of personal data related to Shareholders:

- a) identification details (first name, last name, Personal Identification Number (PESEL), Tax Identification (NIP) number, ID card/passport number and series),
- b) address details,
- c) contact details (phone number, e-mail address),
- d) details of shares and the rights attached to them, such as: (i) number, (ii) type of share, (iii) number of voting rights attached to the shares, and (iv) ISIN share code.

If the above data categories prove insufficient to achieve the purposes set forth in item 3, particularly for verifying the status of a shareholder, their representative or proxy, the Data Controller will also process any additional data necessary for this purpose.

5. Personal data disclosure

The Company may disclose Shareholders' personal data to:

- a) other shareholders of the Company, for the purpose of providing a list of shareholders pursuant to Art. 407 of the Commercial Companies' Code,
- b) authorised personnel of the Data Controller,
- c) legal advisers assisting with the General Meeting, a notary and other entities cooperating in the organisation and conduct of the General Meeting,
- d) other persons acting on the Administrator's behalf,
- e) the general public, in fulfilment of the Company's legal obligations.

6. Personal data retention period

The Company will only retain your personal data for as long as is absolutely necessary. This means that it will be kept for the period required for the Company to conduct the General Meeting and to document it properly. This includes the period for which the documentation must be retained. After that, it will be kept for the period required by law. Furthermore, it will be kept for a period sufficient to enable the Company or any third party to assert or defend against claims that may be raised in connection with the General Meeting.

7. Shareholders' rights

In connection with the Company's processing of your personal data, you have the right to:

- a) the right of access to personal data;
- b) the right to rectify personal data;
- c) the right to erase personal data (the right to be forgotten);
- d) the right to restrict personal data processing;
- e) the right to object to the personal data processing;
- f) the right to lodge a complaint with the President of the Personal Data Protection Office.

Information regarding your right to object:

The right to object applies to situations where the data subject objects to the processing of their personal data on the grounds set forth in Art. 6, para 1, letter f) of the GDPR. Unless it can demonstrate compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject, or grounds relating to the establishment, exercise or defence of legal claims, the Data Controller may not then process that personal data.

8. Source of personal data

Personal data related to shareholders is obtained from Krajowy Depozyt Papierów Wartościowych S.A. (Central Depository of Securities S.A.), which has its registered office at Książęca 4, 00-498 Warsaw. This data is provided by shareholders, particularly in situations where it is necessary to demonstrate shareholder status, ownership of the requisite number of shares, voting rights, or the right to represent the company on behalf of a shareholder.

9. Data provision requirement

Where data is provided directly to the company, it is required under the provisions of the Commercial Companies' Code and is necessary for verifying the shareholder's identity. Failure to provide this data will result in the shareholder being unable to participate in the General Meeting. Providing an email address and telephone number is voluntary, but necessary for the Company to contact the Shareholder via these means. Failure to provide this information will result in the Company being unable to contact the Shareholder by these methods.

10. Automated decision-making, including profiling, and direct marketing

Shareholders' personal data will not be processed by automated means, including profiling. Furthermore, there are no plans to process data for direct marketing purposes. Consequently, the relevant rights do not apply.