

**INFORMATION CLAUSE FOR SHAREHOLDERS OF ERBUD S.A.
BEING NATURAL PERSONS AND SHAREHOLDERS' PROXIES CONCERNING PROCESSING OF
PERSONAL DATA**

On the basis of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of individuals 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**”), the Management Board of ERBUD S.A. (the “**Company**” or “**Controller**”) informs that in connection with convening of the General Meetings of Shareholders (“**GM**”, “**GMS**”) in the Company, the Company will process personal data of the Company's shareholders, proxies authorised to vote, other persons authorised to exercise voting rights at the GMS and personal data disclosed during the GMS (hereinafter jointly referred to as “**Shareholders**” or “**You**”).

In connection with the above, the Company declares that:

1. Personal Data Controller

The controller of personal data of the Company's Shareholders is Erbud S.A. with its registered office in Warsaw (address: ul. Franciszka Klimczaka 1, 02-797 Warsaw), registered in the Register of Entrepreneurs of the National Court Register kept by the District Court for the capital city of Warsaw in Warsaw, 13th Commercial Division of the National Court Register under KRS number 0000268667, statistical number (REGON): 005728373, tax identification number (NIP): 8790172253, with the share capital of PLN 1,239,935.90, fully paid-up.

In all matters related to personal data protection, please contact:

- a) in writing at the address indicated in the above subparagraph, or
- b) in electronic form using the e-mail address: iod@erbud.pl.

2. Legal Basis

Shareholders' personal data will be processed on the basis of:

- a) Article 6(1)(c) of the GDPR Regulation - an obligation resulting from generally applicable provisions of law, including the provisions of the Polish Code of Commercial Companies and Partnerships concerning: (i) preparing and maintaining lists of shareholders and attendance lists at the General Meeting, (ii) enabling voting through a proxy and (iii) enabling Shareholders to exercise their rights in relation to the Company (e.g. submitting certain issues to the agenda),
- b) Article 6(1)(f) of the GDPR Regulation - the Company's legitimate interest in the form: (i) enabling contact with Shareholders and verification of their identity and (ii) pursuing or defending against any claims.

3. Purpose of Personal Data Processing

Personal data is processed by the Company in order for the Company to fulfil its obligations resulting from the provisions of the Polish Code of Commercial Companies and Partnerships, information obligations imposed on the Company as a public company in connection with convening GM, enabling the Shareholders to exercise their rights in relation to the Company, including drawing up a list of persons entitled to participate in GM and verifying the right to participate in person or to represent an entitled person, including a shareholder at GM, pursuant to Article 6(1)(c) of the GDPR and pursuant to Article 6(1)(f) of the GDPR to determine, pursue or defend against claims in connection with GM, which constitutes a legitimate interest pursued by the Controller or a third party.

4. Personal Data Categories

Categories of personal data processed by the Company:

- a) data included in the list of shareholders entitled to participate in GM,
- b) data of shareholders and their proxies included in the list of shareholders present at GM,
- c) data of shareholders' proxies included in the power of attorney to represent the shareholder during GM,
- d) data of shareholders and their proxies included in the form of Notification of granting a power of attorney in electronic form,
- e) data of shareholders and their proxies indicated in the request to convene GM,
- f) data of shareholders and their proxies as indicated in: (i) a request for making copies of the shareholders' lists available, (ii) a request in matters covered by the agenda of GM, (iii) a request for inclusion of an item in the agenda of a convened GM or (iv) a request containing a draft resolution of GM.

The Company processes the following categories of Shareholders' personal data:

- a) identification data (first name, surname, Personal Identification Number PESEL, Tax Identification Number NIP, ID card/passport number and series),
- b) address details,
- c) contact details (telephone number, e-mail address),
- d) data relating to shares and resulting entitlements, such as: (i) number, (ii) type of shares and (iii) number of votes from the shares, (iv) share code.

In cases where the categories of data indicated above would prove insufficient to achieve the purposes indicated in point 3 above, in particular to verify the status of a shareholder or shareholder's proxy - the Controller will also process other data necessary to achieve these purposes.

5. Provision of Personal Data

Shareholders' personal data may be provided by the Company to:

- a) other shareholders of the Company - within the scope of making the list of shareholders available in accordance with Article 407 of the Polish Code of Commercial Companies and Partnerships,
- b) authorised staff of the Controller,
- c) legal advisors handling GM, including the notary public, and
- d) other persons acting at authorisation of the Controller.

6. Personal Data Storage Period

Your personal data will be kept no longer than necessary, i.e. for the period necessary for the Company to conduct the GM and document it properly, including the period of keeping the records, and thereafter for the period required by law, as well as for the period appropriate to determine, pursue or defend against claims that the Company may raise and that may be raised against the Company.

7. Shareholders' Rights

In connection with the Company's processing of Your personal data, You are entitled to:

- a) the right to access personal data;
- b) the right to correct personal data;
- c) the right to delete personal data (right to be forgotten);
- d) the right to limit the processing of personal data;
- e) the right to object to the processing of personal data;

f) the right to lodge a complaint with the President of the Personal Data Protection Office.

Information on the right to object:

The right to object is based on the specific situation of the person objecting to the processing of personal data concerning him or her based on Article 6(1)(f) GDPR. The Controller shall then not process these personal data unless it demonstrates that there are compelling legitimate grounds for processing overriding the interests, rights and freedoms of the data subject or grounds for determining, pursuing or defending against claims.

8. Personal Data Collection Source

Personal data of the Shareholders are obtained from the National Depository for Securities – Krajowy Depozyt Papierów Wartościowych S.A. with its registered office in Warsaw, ul Książęca 4, and are sent by Shareholders, proxies and representatives, in particular in relation to the need to demonstrate the status of a shareholder, holding an appropriate number of shares, voting rights or the right to represent on behalf of a Shareholder.

9. Data Provision Requirement

In the case of providing data directly to the Company, providing the data is required by the provisions of the Polish Code of Commercial Companies and Partnerships and in order to enable verification of the Shareholder's identity, and not providing such data is connected with the impossibility to participate in GM. In the case of e-mail address and telephone number, providing such data is voluntary, but necessary to enable contact between the Company and the Shareholder by e-mail or telephone call, and failure to provide such data is connected with the lack of possibility of such contact.

10. Automated Decision Taking, Including Profiling and Direct Marketing

Personal data of Shareholders will not be processed in an automated manner, including by profiling. Moreover, no processing of data for the purposes of direct marketing is planned. Therefore, the resulting entitlements do not apply.