

**Declaration and information on data protection in connection with the  
Extraordinary General Meeting of ERWE Immobilien AG  
on 25 August 2023**

**ERWE Immobilien AG ("we", "us", "our") takes the protection of your data very seriously. This data protection declaration explains how and what data is collected, why it is collected and to whom it is communicated or disclosed.**

**Therefore, please read this statement very carefully**

**1. who is the controller?**

Responsible party for the processing:

ERWE Immobilien AG  
Herriot Street 1  
60528 Frankfurt  
T: +49 69 96 37 68 69 0  
F: +49 69 96 37 68 69 30

You can reach our data protection officer at:

ERWE Immobilien AG  
The Data Protection Officer  
Herriot Street 1  
60528 Frankfurt  
T: +49 69 96 37 68 69 0  
F: +49 69 96 37 68 69 30  
E-mail: [datenschutz@erwe-ag.com](mailto:datenschutz@erwe-ag.com)

**2 What personal data is collected?**

If you register as a guest for the Extraordinary General Meeting or grant a proxy, we will collect personal data about you and/or your proxy:

- Name
- Contact details (e.g. address, e-mail address)

We also process the following data from shareholders or their proxies:

- Share-related data (e.g. number of shares, class of shares, type of ownership of shares)
- EGM-related data (e.g. EGM ticket number)

**3. for what purposes and on what legal basis is data processed?**

We collect and use the personal data you provide for the following purposes:

- For your registration for the Annual General Meeting
- To meet the requirements of company law (e.g. for the register of participants)
- To enable the exercise of shareholders' rights (especially voting)

The legal basis for the processing is the German Stock Corporation Act (Aktiengesetz) in conjunction with Article 6 (1) c) of the General Data Protection Regulation.

In addition, we process personal data to protect the following legitimate interests (Art. 6 para. 1 f) of the DSGVO): Organisation and orderly conduct of the Extraordinary General Meeting.

## **Who receives your data?**

Your data will be processed within ERWE Immobilien AG by the employees involved in the organisation of the Extraordinary General Meeting.

In addition, in order to fulfil our contractual and legal obligations, we sometimes use various external service providers who are bound by data protection law through order processing agreements, Art. 4 No. 8 DSGVO.

In addition, we transfer your data to other recipients outside the company who process your data under their own responsibility, Art. 4 No. 7 DSGVO. These may be, for example, the following categories of data controllers:

- Public bodies due to legal regulations (e.g. supervisory authorities)

## **5. what rights do you have with regard to your personal data?**

To the extent permitted by applicable law or regulation, you have the right to:

- Information about your personal data
- Information on the origin of the data, the purpose and the end of the processing, the details of the controllers, the processors and the parties to whom the data are disclosed
- Correcting and updating your personal data and completing incomplete personal data
- Data portability through making available in electronic form
- Deletion of your personal data if it is no longer needed to fulfil the above-mentioned purposes
- Object to the processing of your personal data, explained in more detail at the end of this section.
- file a complaint with us and/or the competent data protection authority.

## **6. information about your right to object in accordance with Art. 21 of the General Data Protection Regulation (DSGVO)**

You have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data concerning you which is carried out on the basis of Article 6(1)(f) of the GDPR (processing of data on the basis of a balance of interests).

If you object, we will no longer process your personal data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.

To exercise your rights, please contact us using the contact details provided in point 1.

The data protection supervisory authority responsible for us is:

The Hessian Commissioner for Data Protection and Freedom of Information  
PO Box 3163  
65021 Wiesbaden  
Phone: +49 611 1408 - 0  
Fax: +49 611 1408 - 900 / 901  
E-mail: [poststelle@datenschutz.hessen.de](mailto:poststelle@datenschutz.hessen.de)

**Am I obliged to provide the personal data requested?**

Yes, to comply with the requirements of company law and to enable the exercise of shareholders' rights.

**7 How long do we retain your personal data?**

We will retain your personal data for as long as we are at risk of liability under applicable law. We will not retain your personal data for longer than is necessary to fulfil the designated purposes.

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