

**Information clause for persons being shareholders, their proxies authorised to participate and exercise the voting right and other persons authorised to participate or exercise the voting right at the General Meeting of Shareholders of**

**Stalexport Autostrady S.A. with its registered office in Mysłowice**

**Legal basis for the provision of information on the processing of personal data**

Articles 13–14 of 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 (hereinafter GDPR)

**Controller's identification and contact data**

Stalexport Autostrady S.A. with its registered office in Mysłowice

41-404 Mysłowice, ul. Piaskowa 20

NIP [tax ID] 6340134211, REGON [statistical no.] 271936361, KRS [National Court Register] 0000016854

[www.stalexport-autostrady.pl](http://www.stalexport-autostrady.pl)

**Data Protection Officer's contact data:**

Katarzyna Wojtaszyn

e-mail: [inspektor@stalexport-autostrady.pl](mailto:inspektor@stalexport-autostrady.pl)

41-404 Mysłowice, ul. Piaskowa 20

**Rights of the natural person whose data are processed**

The scope of the rights of a person whose personal data are processed is defined by 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 (hereinafter GDPR), as well as by the Personal Data Protection Act of 10 May 2018 (hereinafter the Act).

Each natural person, depending on the legal basis for processing, shall have the following rights:

- the right to access their personal data, including obtaining a copy thereof – in accordance with and to the extent indicated in Article 15 of GDPR;
- the right to have the personal data rectified if the personal data being processed are inaccurate or to request their completion if incomplete – in accordance with and in the cases indicated in Article 16 of GDPR;
- the right to obtain erasure of the personal data if the conditions referred to in Article 17 of GDPR arise, for instance if the personal data are no longer required for the purposes for which they were collected or otherwise processed. The right to obtain erasure of personal data shall not apply in the cases referred to in Article 17(3) of GDPR. This means that if any of the conditions referred to in this paragraph arises, e.g. the processing of personal data is required to fulfil a legal obligation or to

establish, exercise or defend claims, we will be unable to erase the personal data despite the request made;

- the right to obtain restriction of processing of personal data in the cases indicated in Article 18 of GDPR;

- the right to data portability – as indicated in Article 20 of GDPR – any data subject whose personal data are processed on the basis of consent or of an agreement and if such data are processed in an automated manner shall have the right to receive the personal data concerning him or her in a structured, commonly used and machine-readable format and request their transmission to another controller;

- the right to object at any time – on grounds relating to his or her particular situation – to the processing of personal data on the basis of a legitimate interest, i.e. on the basis of Article 6(1)(f) of GDPR. According to the provisions of Article 21 of GDPR, after the objection is lodged, the Controller shall no longer process the personal data unless the Controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims;

- the right not to be subject to a decision which is based solely on automated processing, including profiling, and which produces legal effects concerning the data subject or similarly significantly affects him or her – Article 22 of GDPR;

- the right to object at any time to the processing of personal data for the purposes of direct marketing, including profiling – Article 21 of GDPR;

- the right to withdraw consent to the processing of personal data at any time. Withdrawal of consent does not influence legal compliance of processing carried out on the basis of the consent prior to its withdrawal – Article 7(3) of GDPR.

To exercise any of the rights mentioned above, please contact the Data Protection Officer appointed at the company (by e-mail [inspektor@stalexport-autostrady.pl](mailto:inspektor@stalexport-autostrady.pl)) or by sending a letter to the address of the Company's registered office indicated above. We also encourage you to call the Data Protection Officer at +48 32 76 27 512 if you have any questions about your request. In relation to your request, we may ask you to clarify certain information or activities your request concerns.

### **Right to lodge a complaint with a supervisory authority**

Any person whose personal data are processed is also entitled to lodge a complaint with a supervisory authority if they find that the Company is processing their personal data unlawfully. In Poland, the supervisory authority is the President of the Personal Data Protection Office of. The Office is located in Warsaw, at the following address: ul. Stawki 2, 00-193 Warszawa. More information on how to lodge a complaint with the supervisory authority can be found at [www.uodo.gov.pl](http://www.uodo.gov.pl)

The processing of your personal data and their protection is a very important matter for us. We want to make sure that all doubts that may arise in connection with their processing are clarified without undue delay. Therefore, we would be grateful if you contacted the data protection officer we appointed before lodging any complaint with the supervisory authority, so that we can immediately address any concerns you may submit about the lawfulness of our processing of your personal data.

## **Purpose, legal basis and duration of processing of personal data**

Personal data will be processed for the purpose of, and until the fulfilment of the obligations the Company has under generally applicable provisions of the law (Article 6(1)(c) of GDPR), binding upon the Controller, including in particular those set forth in the Code of Commercial Companies and Partnerships, to the extent required to conduct the General Meeting of Shareholders, including using means of electronic communication and in accordance with the Rules of the General Meeting and the Rules of participation in the General Meeting using means of electronic communication which were adopted.

Your personal data may also be processed for the purpose of pursuing the Company's legitimate interests (Article 6(1)(f) of GDPR), which are considered to include the following:

- archiving of documents for the purpose of demonstrating facts and of the proper exercise of rights and fulfilment of obligations – the data will be processed until the claims become time barred, and if any court proceedings or other proceedings conducted by state authorities are initiated in connection with this, until the moment of their final and binding conclusion;
- establishing, asserting potential rights, including claims or defence of claims against the Company – the data will be processed until the expiry of the limitation period for claims, and if any court proceedings or other proceedings conducted by state authorities are initiated in connection with this, until the moment of their final and binding conclusion;
- taking actions to ensure compliance of the proceedings with the standards and ethics as well as with the 2016 Best Practices of Companies listed on the Warsaw Stock Exchange, including for the purposes of audits and explanatory proceedings conducted in this respect – the data will be processed up to and not later than the expiry of the limitation period for claims, in particular with regard to the deadline for bringing an action against the Company demanding that a resolution of the General Meeting be repealed or declared invalid;
- collecting data to the extent necessary to identify and verify the persons authorised to participate in and vote at the General Meeting and their rights – the data will be processed up to and not later than the expiry of the limitation periods for claims, in particular with regard to the deadlines for bringing an action against the Company demanding that a resolution of the General Meeting be repealed or declared invalid;
- performing various types of analyses, preparing reports for internal business purposes in connection with the activity conducted – for the time that is necessary, up to and not longer than the time when the purpose is met or over the time when documents are archived.

Personal data may be processed on the basis of consent (Article 6(1)(a) of GDPR) to the extent in which the shareholder, a proxy or another person authorised to participate in the General Meeting have consented to it. The data will be processed until the purpose for which the consent was granted has been met or until the consent is withdrawn. Withdrawal of your consent does not influence legal compliance of processing carried out prior to withdrawal of the consent.

## **Categories of personal data processed and source from which they originate**

The Company processes above all personal data to the extent necessary for identification and verification of the rights attached to shares, such as data included in share documents or in documents confirming the rights attached to shares, data included in powers of attorney, in attendance lists, in the lists of shareholders made available by the Central Securities Depository of Poland – Krajowy Depozyt Papierów Wartościowych S.A. (hereinafter KDPW), in forms allowing proxies to exercise the voting right, in the shareholder's statement on the intention to participate in the General Meeting using means of electronic communication, in scans of documents which the shareholder is obliged to submit, for example: given name and surname of the shareholder, address of residence, name, number and series of the identity document, date of issue of the identity document, telephone number, e-mail address. In addition, the Company processes data in the form of the voice of the persons participating in the General Meeting in connection with the audio recording of its proceedings, as well as other data, if the obligation to process such data results from provisions of the law or if consent to their processing has been granted.

We have obtained the above data directly from you as shareholders, mainly through the filled-in forms, statements and other documents sent to us using various channels. In the case of proxies authorised by shareholders to participate and vote on behalf of their principals – we have obtained the data from such shareholders or directly from the proxies. KDPW is also a source of shareholders' data.

## **Requirements concerning the provision of personal data**

You provide your personal data on a voluntary basis, but their provision is required to establish and exercise the shareholders' rights. The consequence of not providing the data (including the failure to provide some of the data) will be the impossibility of taking actions in connection with the exercise of your rights.

## **Categories of recipients**

Your personal data may be transferred to persons in charge of corporate matters at the Company, to the Data Protection Officer to the extent necessary for that body to perform its statutory tasks and obligations, to the notary drawing up the minutes of the General Meeting, to the company providing IT and electronic services for the General Meeting using means of electronic communication, to a postal operator, to the extent necessary for the delivery of letters and parcels, if necessary, to a law firm to the extent necessary to provide legal services for matters related or connected with the organisation and holding of the General Meeting of Shareholders, to other companies in the field of IT services that provide tools or hosting services, for instance with regard to e-mail, used to process your personal data. The recipients of your personal data may also include other Shareholders to the extent in which this is related to the performance of the obligations referred to in Article 407 of the Code of Commercial Companies and Partnerships. Due to the fact that the proceedings of the General Meeting of Shareholders will be recorded in the form of an audio recording, including voice recording, and that

the relevant recording will be published on the website at [www.stalexport-autostrady.pl](http://www.stalexport-autostrady.pl) recipients of the proceedings of the General Meeting may also include unspecified users visiting our website.

Personal data may also be transferred on the basis of your consent to entities which you indicated in that consent.

Your personal data may also be made available to public bodies, which may obtain these data as part of specific procedures in accordance with generally applicable provisions of the law. However, public bodies are not considered to be recipients within the meaning of GDPR.

#### **Transfer of data to a third country (outside the EEA/EU)**

Your personal data will not be transferred outside the EU or the EEA.