

## **Data Protection Notice for shareholders, shareholder representatives and guests at the Annual General Meeting of Biotest AG**

This Data Protection Notice substitutes the general Data Protection Notice of Biotest AG that can be found [here](#).

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Information in regard to the processing of personal data of shareholders, shareholder representatives and guests at the Annual General Meeting of Biotest AG

Please see the general Data Protection Notice of Biotest AG for further information.

### 1. general information

#### (a) Introduction

Biotest AG attaches great importance to the protection of your data and your privacy.

In this Data Protection Notice we inter alia inform you about the personal data (in the following also referred to as "**data**") of our shareholders, shareholder representatives and guests which we process in connection with the preparation, execution and follow-up of the Annual General Meeting and your data protection rights according to the regulation EU 2016/679 (General Data Protection Regulation – "**GDPR**") and the Federal Data Protection Act ("**BDSG**").

#### b) responsible for the processing of personal data

Biotest AG  
Landsteinerstr. 5  
D-63303 Dreieich

Tel.: +49 - 6103 / 801 - 0  
Fax: +49 - 6103 / 801 - 150  
[mail@biotest.com](mailto:mail@biotest.com)

#### (c) contact details of the Data Protection Officer

Biotest AG

Datenschutzbeauftragter  
Landsteinerstr. 5  
63303 Dreieich, Deutschland

or

via e-mail: [datenschutz@biotest.com](mailto:datenschutz@biotest.com)

## 2. information concerning the data processing

### (a) Categories of data

In connection with the Annual General Meeting, we process the following data of our shareholders in our capacity as data controllers within the meaning of data protection law:

First and last name,  
Address,  
Class of shares,  
Type of ownership of the share,  
Number of shares,  
Number of the ticket.

We also process the name and address of any proxy authorized by the shareholder or of guests. If shareholders or their proxies contact us, we also process the personal data that are necessary to answer the respective request, such as the e-mail address or telephone number.

In addition, we may also process information on motions, questions, election proposals and requests from shareholders prior to the Annual General Meeting.

In connection to a virtual Annual General Meeting we additionally process the following categories of user data:

- IP address,
- Session data and authentication token,
- Login timestamp,
- Server logfiles,
- Login data

### b) Purpose and legal basis of the processing

The purpose of processing the above-mentioned data is to enable shareholders to exercise their rights in the Annual General Meeting (including the granting and revocation of a power of attorney and instructions).

The processing of the above-mentioned personal data is essential for the conduct of the Annual General Meeting or of the virtual Annual General Meeting in accordance with §§ 118 et seq. AktG. If you do not provide the required personal data, we may not be able to enable you to exercise your rights in the Annual General Meeting or in the virtual Annual General Meeting. In addition, we may process personal data in order to comply with other legal obligations, such as regulatory requirements, as well as retention obligations under stock corporation laws, securities law, tax law, commercial law and other laws and regulations.

The legal bases for processing of your personal data are set forth in Article 6 of the GDPR. Depending on the above permitted purposes for which we use your personal data, the processing is either necessary for the performance of a contract or other business agreement

with Biotest AG or for compliance with our legal obligations or for purposes of legitimate interests pursued by Biotest AG or third parties, always provided that such interests are not overridden by your interests or fundamental rights and freedoms. In addition, the processing may be based on your consent where you have expressly given that to us. If you have given us your consent for the processing of your personal data, you can withdraw your consent at any time with future effect. In case consent is withdrawn, we may only further process the personal data where there is another legal ground for the processing or we are legally obliged to do so.

We will not use your personal data to make automated decisions that affect you or to create profiles.

### (c) categories of recipients of personal data

Service providers of the company, which are commissioned for the purpose of preparation, conduct and following-up of the Annual General Meeting or the virtual Annual General Meeting, receive from the company only such personal data that are necessary for the execution of the commissioned services and process the data exclusively on behalf of and according to the instructions of Biotest AG. All our staff and all staff of external service providers who have access to and/or process personal data are obliged to treat this data confidentially.

For the virtual Annual General Meeting we use the service of Computershare Deutschland GmbH & Co. KG, Elsenheimerstr. 61, 80687 München ("**Computershare**"), which operates the portal for the virtual Annual General Meeting. Computershare acts exclusively according to our instructions. We have taken appropriate measures to secure your data within the framework of a data processing agreement (Article 28 of the GDPR) with Computershare.

If you take part in the Annual General Meeting, we are obliged according to § 129 (1) sentence 2 AktG (German Stock Corporation Act) to register you in the register of participants, stating your name, place of residence, number of shares and type of ownership. This data can be viewed during the Annual General Meeting and by shareholders up to two years afterwards (§ 129 (4) AktG). This data will be processed exclusively in countries that belong to the European Union.

In connection with the virtual Annual General Meeting, it is possible that we may forward your data to recipients in countries outside the European Economic Area that do not have the same level of data protection as in your home country. When doing so we will comply with applicable data protection requirements and take appropriate safeguards to ensure the security and integrity of your personal data, in particular by entering into the EU Standard Contractual Clauses.

### 3. data sources

We will typically collect your personal data directly from you when you interact with us, e.g. when you visit the Investor Portal. We, or the service providers we have commissioned, may receive the personal data of shareholders either from the shareholders themselves or, via our registration office, from the banks of the shareholders who have commissioned them to hold our shares in safe custody (so-called deposit shares).

#### 4. storage period

As a matter of principle, we make personal data anonymous or delete it if it is no longer required for the above-mentioned purposes and does not conflict with any applicable legal retention obligations (e.g. under the German Stock Corporation Act, the German Commercial Code, the German Fiscal Code or other legal provisions). If required by law or if there is a legitimate interest in the storage of personal data, for example in the event of legal disputes in connection with the Annual General Meeting, longer storage of the data is possible. However, the personal data will be deleted afterwards.

#### 5. rights of data subjects

As data subjects, you may contact our data protection officer named in 1. c) with an informal notification in order to exercise their data protection rights under the GDPR. Subject to certain legal conditions, you may be entitled to the following rights:

the right to access to your personal data and the right to request a copy of the personal data that we hold about you (right of access, Article 15 of the GDPR)

the right to rectification of incorrect data or the completion of incomplete data (right of rectification, Article 16 of the GDPR)

the right to immediate erasure of personal data (right to be forgotten, Article 17 of the GDPR),

the right to demand the restriction of data processing (right to restriction, Article 18 of the GDPR)

the right to receive the personal data concerning you which you have provided to us in a structured, commonly used and machine-readable format and, in addition, to transmit those data to another controller without hindrance by us (right to data portability Article 20 of the GDPR)

You may also object to the processing (Article 21 of the GDPR). Irrespective of this, you are entitled to raise a complaint to the competent data protection supervisory authority in your country pursuant to Article 77 of the GDPR. Please refer to Articles 15-22 of the GDPR for details on your data protection rights.

#### 6. Data security

We and our data processors maintain physical, electronic and procedural safeguards in accordance with the technical state of the art and legal data protection requirements to protect your personal data. These safeguards include implementing specific technologies and procedures designed to protect your privacy, such as secure servers, firewalls and SSL encryption. We will at all times comply with applicable laws and regulations regarding the confidentiality and security of personal data.