

Information on data protection

Status: July 2022

We take the protection of your data very seriously. By providing you with the following information, we would like to give you an overview of how we process your personal data and your rights under data protection law.

NFON AG processes personal data (in particular the names, addresses, e-mail addresses of shareholders and, if applicable, their representatives, the number of shares, type of ownership of the shares and number of the admission ticket) on the basis of the applicable data protection laws in the course of holding the Annual General Meeting in order to enable shareholders or their representatives to attend and exercise their rights at the Annual General Meeting.

NFON AG is the controller for the processing. The contact details of NFON AG are as follows:

NFON AG
Machtlfinger Str. 7
81379 Munich
Germany

The shares of NFON AG are bearer shares, so that no share register is kept in accordance with Section 67 of the German Stock Corporation Act (AktG), from which the name of the shareholder and other personal data can be derived.

To the extent that no personal data is provided by the shareholders and shareholder representatives themselves in the course of registering for the Annual General Meeting, the custodian bank or a third party involved in the registration process shall transmit the personal data of the shareholders or shareholder representatives to the company.

The company is legally obliged to hold the Annual General Meeting in accordance with the German Stock Corporation Act. The processing of the personal data of the shareholders or, if applicable, their representatives is mandatory for the participation

of the shareholders or their representatives in the Annual General Meeting and for exercising their shareholder rights.

The legal basis for the processing is Article 6 (1), 1 c of the General Data Protection Regulation (GDPR).

The purpose of the processing of personal data is exclusively the handling of the registration and participation in the Annual General Meeting, enabling the exercise of shareholder rights within the framework of the Annual General Meeting (including the granting and revocation of proxies), the preparation of the list of participants and of voting right sheets, the preparation of the minutes of the proceedings of the Annual General Meeting as well as the fulfilment of the company's obligations under stock corporation law for holding the Annual General Meeting.

If the Annual General Meeting takes place as a virtual general meeting within the meaning of Section 1 (2), (6) of the Act on Measures in Company, Cooperative, Association, Foundation and Condominium Law to Combat the COVID-19 Pandemic ("COVID-19 Act"), the processing of the personal data is legally necessary for the proper preparation and implementation of the virtual general meeting (in particular for the electronic exercise of voting rights, the electronic possibility to exercise the shareholders' right to ask questions and the right to object as well as for the tracking of the transmission of the Annual General Meeting in sound and image. The legal basis for the processing is Art. 6 (1c) GDPR in conjunction with Sections 118 et seq. of the German Stock Corporation Act (AktG) or Section 1 of the COVID-19 Act. An objection on the record filed via the Internet Service will be forwarded to the notary commissioned with the recording of the virtual Annual General Meeting, including the personal data required for this purpose.

Shareholder questions in the context of the virtual Annual General Meeting will only be published with reference to the name if consent has been given in accordance with Art. 6 (1a) GDPR. In addition, motions for additions to the agenda, countermotions and election proposals may also be published with reference to names under certain circumstances, Art. 6 (1c) GDPR in conjunction with Section 1 (2) sentence 3 COVID-19 Act.

Each shareholder will be granted access to the list of participants for up to two years after the Annual General Meeting (Section 129 (4) sentence 2 AktG). When authorising the proxies appointed by the company for the Annual General Meeting, the declaration of proxy shall be recorded by the company in a verifiable manner for a period of three years (Section 134 (3) sentence 5 AktG).

As a matter of principle, NFON AG does not pass on personal data to third parties. NFON AG commissions service providers (e.g. banks, AGM agencies, lawyers, auditors) to hold the AGM. NFON AG's service providers only receive personal data that is required for performing their commissioned service and processing this data exclusively in accordance with NFON AG's instructions.

With regard to the transmission of personal data to third parties in connection with the announcement of shareholder requests for additions to the agenda (Section 122 (2) AktG) as well as counter motions and election proposals by shareholders, please refer to the explanations on shareholders' rights.

Personal data is always deleted or made anonymous by NFON AG as soon as it is no longer required for the purposes stated herein, unless stock corporation law or other legal obligations to provide proof and/or to retain data oblige NFON AG to continue to store it. For the data collected in connection with the Annual General Meeting, the storage period is generally up to three years. In individual cases, personal data may be stored for a longer period if the further processing of the data is still necessary for the processing of motions, decisions or for the enforcement or defence of legal positions in legal proceedings in connection with the Annual General Meeting.

Shareholders and shareholder representatives have a right of access, rectification, restriction, objection and deletion regarding the processing of their personal data as well as a right to data transfer at any time under the conditions regulated in more detail in chapter III of the General Data Protection Regulation. They can assert these rights against the company free of charge via the following contact details:

NFON AG
Machtlfinger Str. 7

81379 Munich
Germany
E-mail: datenschutz@nfon.com

Furthermore, shareholders and shareholder representatives have a right of appeal to the data protection supervisory authorities pursuant to Art. 77 of the General Data Protection Regulation.

You can reach our company Data Protection Officer at:

Claudia Standke
NFON AG
Machtlfinger Str. 7
81379 Munich
Germany
E-mail: datenschutz@nfon.com

The data protection authority responsible for NFON AG is:
Bayerisches Landesamt für Datenschutzaufsicht
(Bavarian State Office for Data Protection Supervision)
Promenade 27
91522 Ansbach
Germany