

Information on data protection for the shareholders of Elmos Semiconductor Aktiengesellschaft

The protection of your personal data is of great importance to us. We would therefore like to inform you in the following about our processing of your personal data and your rights under data protection law.

Who is responsible for processing your data?

Responsible for data processing is:

Elmos Semiconductor Aktiengesellschaft
Heinrich-Hertz-Straße 1
44227 Dortmund, Germany
Phone: +49 (0) 231 - 7549 - 0
Email: info@elmos.com

You can contact our Data Protection Officer as follows:

Elmos Semiconductor Aktiengesellschaft
- Data Protection Officer -
Heinrich-Hertz-Straße 1
44227 Dortmund, Germany
Phone: +49 (0) 231 - 7549 - 0
Email: datenschutzbeauftragter@elmos.com

For what purposes and on what legal basis will your data be processed?

We will process your personal data (Art. 4 (2) General Data Protection Regulation (**GDPR**)) in accordance with Art. 6 (1) sentence 1 lit. c) GDPR insofar it is necessary for compliance with legal obligations we are subject to. Among those are compliance with requirements stipulated under stock corporation law, trade law and tax law as well as regulatory law. The purposes of data processing thus particularly include preparing and holding the Annual General Meeting and compliance with obligations for documentation and the retention of records according to the Stock Corporation Act (**AktG**), the Commercial Code (**HGB**) and the Fiscal Code (**AO**).

We will also process your personal data in accordance with Art. 6 (1) sentence 1 lit. f) GDPR, permitting processing insofar as it is necessary for the purpose of protecting our legitimate interests or those of third parties unless such interests are overridden by your interests or basic rights and fundamental freedoms requiring the protection of your personal data. One such legitimate interest is the preparation of statistics e.g. for the analysis of trends.

Who gives us your personal data? Which categories of personal data do we process? Is there an obligation to provide us with personal data?

We process the personal data we receive from you, your depositary bank (usually as forwarded by Clearstream Banking AG acting as central administrator for the banking institutions) and – in case of representation – by the authorizing or rather legally represented shareholder. Such data comprise your particulars (name and address of residency), administrative data (e.g. data with respect to shareholdings, voting instructions, no. of the ticket of admission) and data on conduct of participation (e.g. attendance at the Annual General Meeting, submission of countermotions).

In case of exercising your shareholder rights (e.g. attendance at the Annual General Meeting), you are legally obligated to provide your personal data.

Which categories of recipient might your personal data be shared with?

For pursuing aforementioned purposes (cf. the section "For what purposes and on what legal basis will your data be processed?") within the context of the Annual General Meeting, we retain the services of third-party service providers based in the European Economic Area (EEA). Apart from Computershare Deutschland GmbH & Co. KG, entrusted with the technical aspects of holding the Annual General Meeting, those are particularly service providers in the fields of legal advice, print and distribution.

If you attend the Annual General Meeting, other shareholders may view your personal data recorded in the list of attendees. Moreover, we may be legally obligated under the AktG to announce your name on our website if you make use of certain shareholder rights (e.g. requests for amendments to the agenda).

Apart from that, we may be obligated to transmit personal data to authorities, in particular the Federal Financial Supervisory Authority (BaFin), e.g. based on statutory reporting obligations upon exceeding legally defined voting right thresholds. Insofar as necessary for establishing, exercising or defending legal claims, we will transmit personal data to courts of law, courts of arbitration or legal advisers.

How long will your personal data be stored?

We will delete your personal data as soon as they are no longer required for aforementioned purposes (cf. the section "For what purposes and on what legal basis will your data be processed?"). However, as mentioned above, it has to be taken into account that we are subject to statutory documentation and record-keeping requirements. For the data collected in connection with Annual General Meetings, retention periods usually are up to three years. Additional documentation and record-retention requirements are set out in the HGB and the AO, according to which retention periods may be as long as ten years. Apart from that, we may save your personal data if required within the context of legal claims asserted against us.

What data protection rights do you have?

Pursuant to Art. 15 GDPR, you have the right to obtain information about the processing of your personal data. If the processed personal data are inaccurate, you have the right to rectification of such data pursuant to Art. 16 GDPR. If the respective statutory requirements are met, you may request the erasure of personal data or the restriction of processing as well as object (cf. the note at the bottom of this information sheet) to the processing of personal data (Art. 17, 18 and 21 GDPR). According to Art. 20 GDPR, you may assert your right to data portability with respect to data the processing of which is based on your consent or a contract with you and is carried out by automated means.

You may exercise these rights by contacting us at the aforementioned contact data (cf. the section "Who is responsible for processing your data?").

If you think that data processing is in violation of data protection law, you have the right to file a complaint with a data protection authority of your choice (Art. 77 GDPR in conjunction with Section 19 Federal Data Protection Act (BDSG)). Among those is the data protection authority responsible for us, to be contacted at the following address:

Landesbeauftragte für Datenschutz und Informationsfreiheit Nordrhein-Westfalen
Postfach 20 04 44
40102 Düsseldorf, Germany
Phone: 0211/38424-0
Fax: 0211/38424-10
Email: poststelle@ldi.nrw.de

Information about your right to object pursuant to Art. 21 GDPR

You have the right to object to processing personal data concerning you based on Art. 6 (1) sentence 1 lit. f) GDPR (data processing based on the balancing of interests) for reasons relating to your particular situation at any time.

If you object, we will no longer process your personal data unless we can demonstrate compelling legitimate grounds for processing that override your interests, rights and freedoms or the processing serves the purpose of establishing, exercising or defending legal claims.

The objection shall be brought to our attention orally, in writing or by electronic means, by using the aforementioned contact data if possible (cf. the section "Who is responsible for processing your data?").

The German version of this document is the only legally binding version. This English translation is a convenience translation only.