

## TRATON SE Annual General Meeting 2023

### Data protection information for TRATON SE shareholders and for shareholders' authorized representatives with regard to data processing for the purpose of the Annual General Meeting

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#### Convenience translation

This translation is a working translation only. Legally binding and relevant is solely the German version.

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TRATON SE attaches considerable importance to protecting your data and your privacy. In this data protection declaration, we will inform you which of your personal data as our shareholder or which personal data of a legal or authorized representative we process in connection with preparing for, running, and following up on our Annual General Meeting and which rights you have with respect to the processing of your data under the EU General Data Protection Regulation (**GDPR**) and the *Bundesdatenschutzgesetz* (**BDSG** — German Federal Data Protection Act).

The Annual General Meeting will be held in person, and you and your authorized representatives will be able to participate and exercise your rights on site at the venue. You will also be able to follow the entire Annual General Meeting via video and audio transmission using our password-protected online portal (Shareholder Portal). The Shareholder Portal is operated by our service provider, Computershare Deutschland GmbH & Co. KG, Computershare Operations Center, 80249 Munich, Germany, by our order and as instructed by us only. It can be accessed on our website at [www.traton.com/agm](http://www.traton.com/agm).

#### I. Controller

The controller for any processing of your personal data is:

TRATON SE  
Hanauer Str. 26  
80992 Munich, Germany

We will be happy to answer any questions you have on this data protection information. Please use the contact form on the Company's website ([www.traton.com/en/data-protection.html](http://www.traton.com/en/data-protection.html)).

You can contact the data protection officer of TRATON SE by post at the address above or by e-mailing [dpo@traton.com](mailto:dpo@traton.com).

#### II. Categories of processed data

In the context of running our Annual General Meeting, we process the following personal data of our shareholders:

- First name and surname, title
- Address and other contact details
- Shareholding information (number of shares, type of share ownership, name of custodian bank)
- Access data for the Shareholder Portal
- Other data provided within the framework of registering for the Annual General Meeting (e.g., e-mail address or phone number).

In addition, we also process the contact details of any representatives that have been authorized by the shareholder. In the event that shareholders or their authorized representatives contact us, we also process any personal data that we require in order to respond to the query in question, such as the e-mail address or phone number.

When you visit our Shareholder Portal online, we collect data about the use of our Shareholder Portal. The following data and device information are recorded in the web server log files:

- Data accessed or requested
- Date and time of request
- Information on whether the request was successful
- Type of web browser used
- Referrer URL (page visited before)
- IP address
- Individual access data and session ID
- Login

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Your browser automatically forwards this data to us whenever you visit our Shareholder Portal.

We also use so-called web storage functions. This involves storing and saving small text files locally on your browser on your end device. Within the framework of sessionStorage technology, we collect information about your authentication token (i.e., your entrance ticket) and your session data after you log in, including whether you consent to our terms of use. This allows you to be recognized again as a user if you switch to a different page of the Portal, return to our website, or have to reload the page during an active session. Furthermore, we use the so-called localStorage function to save a time stamp of when you logged in, which logs you out automatically after you are inactive for 30 minutes for security reasons. This data is deleted automatically once you close the browser. Your browser menu contains information on how you can block web storage objects and what settings you need to configure to have your browser notify you about a new web storage object being placed. Please note that some of our website functions may no longer be available after you deactivate web storage objects.

We also process information on the authorizations you have granted and on your voting behavior.

### III. Data sources

We/the service providers commissioned by us either receive shareholders' personal data from the shareholders themselves or from the shareholders' custodian bank that the shareholders have commissioned to hold their shares for safekeeping.

If you are acting as a shareholder's authorized representative, we will receive your personal data from the shareholder that conferred you the authority and from you directly when it comes to your actions during your use of the Shareholder Portal.

### IV. Purpose of and legal basis for processing

We process your personal data in compliance with the provisions of the GDPR, the BDSG, the SE Council Regulation (**SE-VO**), the *Aktiengesetz* (**AktG** — German Stock Corporation Act), and other relevant legal provisions.

Among other things, you can also use the Shareholder Portal to follow the Annual General Meeting via video and audio transmission, exercise your voting rights, and confer authority. In order to be able to use the Shareholder Portal, you must log in with your individual registration data, which you receive together with your entrance ticket. You will then be able to view the different options for exercising your rights as tabs and menus in the user interface of the Shareholder Portal.

#### 1. Shareholder Portal operation

The processing of the aforementioned access data and device information in web server log files and the use of web storage elements is required for the technical availability of the Shareholder Portal as well as to identify misuse, remedy bugs, and ensure that the Annual General Meeting runs smoothly. This means that in addition to our obligation under stock corporation law, we also have a legitimate interest in making the Shareholder Portal available to you as a service to shareholders and their authorized representatives so that you can exercise your shareholder rights in a user-friendly way. The legal basis for this processing are point (c) of sentence 1 of Article 6(1) of the GDPR in conjunction with point (c) (ii) of Article 9(1) of the SE Council Regulation and section 67e (1) of the AktG with respect to shareholders, and point (f) of sentence 1 of Article 6(1) of the GDPR with respect to their authorized representatives.

#### 2. Identity check

When you log into the Shareholder Portal, we process your registration information and login data to verify your eligibility to use the Shareholder Portal as a shareholder or an authorized representative.

The processing is required in order to fulfill our obligations under stock corporation law as set out in Article 53 of the SE Council Regulation in conjunction with sections 118 ff. of the AktG. The legal basis for the processing are point (c) of sentence 1 of Article 6(1) of the GDPR in conjunction with point (c) (ii) of Article 9(1) of the SE Council Regulation and section 67e (1) of the AktG.

#### 3. Preparing for, running, and following up on the Annual General Meeting

We process your personal data to prepare, run, and follow up on the Annual General Meeting, in particular to process the shareholders and their authorized representatives registering for the Annual General Meeting (e.g., verifying their eligibility to exercise shareholder rights and register for the Shareholder Portal, drawing up the list of participants, sending out entrance tickets), and to enable shareholders and their authorized representatives to exercise their meeting-related rights within the framework of or in connection with the Annual General Meeting (including issuing and revoking authorization and instructions).

In the event that you make verbal contributions during the Annual General Meeting or lodge objections to the resolutions of the Annual General Meeting, your personal data will be processed.

There will be no video or audio recordings of the meeting and no minutes will be drawn up. However, the Annual General Meeting of TRATON SE will be streamed live to the general public via video and audio transmission online until the end of the

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report by the Chief Executive Officer. In addition, shareholders can follow the entire Annual General Meeting of TRATON SE live via video and audio transmission online using the Shareholder Portal.

Counter motions and election proposals from shareholders are to be made available and include the shareholder's name in line with the conditions set out in sections 126, 127 of the AktG. Any motions for additions to the agenda to be made public according to section 122 (2) of the AktG that are published will also include the name of the person making the motion. If you participate in the Annual General Meeting, other participants will also be able to see the data recorded in the list of participants, which has to be drawn up in line with section 129 of the AktG.

We also process how you vote, provided you or your representative exercise your voting rights prior to or in the course of the Annual General Meeting on site or using electronic absentee voting or by conferring authority and issuing instructions to the proxies of the Company, in order to guarantee the due and proper adoption of resolutions and evaluation of votes in the Annual General Meeting. We also process information concerning your objection to the resolutions of the Annual General Meeting where you lodge said objection during the Annual General Meeting. In addition, we process your personal data to fulfill our obligations toward shareholders and their authorized representatives (e.g., sending out an electronic confirmation of votes cast electronically).

The legal basis for the processing are point (c) of sentence 1 of Article 6(1) of the GDPR in conjunction with point (c) (ii) of Article 9(1) of the SE Council Regulation, section 67e (1) of the AktG, and with our obligations under stock corporation law as outlined in Article 53 of the SE Council Regulation and sections 118 ff. of the AktG.

The processing of your personal data is required for us to run the Annual General Meeting in a due and proper manner.

Within the context of preparing for, running, and following up on the Annual General Meeting, we may also transmit your data to our legal advisers, tax advisers, or auditors, since we have a legitimate interest in organizing the Annual General Meeting in compliance with the relevant legal requirements and seek external advice to do so. The legal basis for this processing is point (f) of sentence 1 of Article 6(1) of the GDPR.

#### **4. Processing within the framework of voting rights announcements**

We also process data transmitted to us by you or by other individuals with a notification obligation within the framework of voting rights announcements under the *Wertpapierhandelsgesetz* (WpHG — German Securities Trading Act). The legal basis for the processing in these cases are also the corresponding statutory regulations and point (c) of sentence 1 of Article 6(1) of the GDPR.

#### **5. Processing to comply with other statutory obligations, in particular retention periods**

Additionally, your personal data may also be processed to comply with further statutory obligations, for example requirements under supervisory law and retention periods provided for under stock corporation, commercial, and tax law. We are, for example, obliged to keep a verifiable record of the form authorizing the proxy appointed by us for the Annual General Meeting for three years. Point (c) of sentence 1 of Article 6(1) of the GDPR in conjunction with the relevant statutory provisions also forms the relevant legal basis in these cases.

#### **6. List of participants**

Should you authorize a proxy appointed by us for the Annual General Meeting to exercise your voting rights and in the event that the latter represents you in your name, we will make a record of your name or your company name, your place of residence or registered office, the number of shares in your possession, the type of share ownership, and the fact that this authority was conferred in the list of participants for the Annual General Meeting. After the Annual General Meeting is over, this information can be viewed by any shareholder at his/her request at the Company's registered office for up to two years. The legal basis for this processing is point (c) of sentence 1 of Article 6(1) of the GDPR in conjunction with our obligations under stock corporation law pursuant to Article 53 of the SE Council Regulation in conjunction with section 129 (1) sentence 2 and (4) sentence 2 of the AktG.

#### **V. Data recipients**

We use external service providers to carry out the Annual General Meeting, e.g., service providers to organize the Annual General Meeting, to send out the Annual General Meeting invitations, and to run and broadcast the Annual General Meeting (primarily for the availability of the Shareholder Portal, which can also be used to follow the Annual General Meeting). However, we will only supply the commissioned service providers with personal data that is required for them to perform the commissioned service, and they will only process said data by our order and as instructed by us. All our employees and all employees of external service providers that have access to and/or process personal data are obliged to treat said data as confidential. Within the context of preparing for, running, and following up on the Annual General Meeting, we may also transmit your personal data to our legal advisers, tax advisers, or auditors.

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Where we make a record of your data mentioned above in the list of participants for the Annual General Meeting, said data can then be viewed by any shareholder at his/her request for up to two years.

Should a shareholder request that items be placed on the agenda, we will announce said items stating the name of the shareholder provided the conditions under stock corporation law have been met. We will also publish counter motions and election proposals from shareholders on the Company's website in line with the provisions under stock corporation law, stating the shareholder's name and place of residence, where the relevant conditions have been met.

In the event that you as shareholder make use of the option to ask questions and your questions are addressed during the Annual General Meeting, you may be named. The other Annual General Meeting participants may make a note of this.

Finally, we may be subject to an obligation to pass your personal data on to other recipients, for example in the case of voting rights announcements published in line with the provisions of the WpHG, or on to the authorities to fulfill statutory notification obligations (for instance tax or law enforcement authorities).

### VI. Storage period and data erasure

We will erase or anonymize your personal data as soon as it is no longer required for the purposes outlined above and provided we are under no obligation to comply with the evidence required by law and no statutory retention periods apply (e.g., under the AktG, the *Handelsgesetzbuch* (HGB — German Commercial Code), the *Abgabenordnung* (AO — German Tax Code), or other legal provisions) for this data to be stored for longer. Beyond that, we will keep the data if this is required in connection with claims that are asserted against or by our Company or to safeguard our aforementioned legitimate interests.

### VII. Rights of data subjects

Provided the statutory requirements have been met, shareholders and their authorized representatives have the following rights as data subjects:

- to obtain information on data processing and a copy of the processed data (right of access, Article 15 of the GDPR),
- to obtain the rectification of inaccurate data or the completion of incomplete data (right to rectification, Article 16 of the GDPR),
- to obtain the erasure of personal data without undue delay (right to erasure, Article 17 of the GDPR),
- to obtain the restriction of data processing (right to restriction of processing, Article 18 of the GDPR),
- and to receive the personal data concerning him/her, which he/she provided to a controller, in a structured, commonly used, and machine-readable format, as well as to transmit this data to another controller without hindrance from the controller in question (right to data portability, Article 20 of the GDPR).

Where we process your data to safeguard the legitimate interests of TRATON SE or a third party, you are entitled to object to this processing if your special situation gives rise to reasons to do so. In this case, we will no longer process your personal data unless we have evidence of compelling legitimate grounds for processing that outweigh your interests, rights, and freedoms, or unless the processing serves to assert, exercise, or defend legal claims.

You can exercise your rights using a contact form provided in the information on data protection on the TRATON website (<https://traton.com/en/data-protection.html>). Please note that legal exceptions (e.g., continuing retention periods) may preclude you from exercising your rights.

Irrespective of the above, as a data subject you have the right to lodge a complaint with a relevant supervisory authority pursuant to Article 77 of the GDPR.

**Information in this document as of: April 2023**