

### DATA PROTECTION INFORMATION FOR TRATON SE SHAREHOLDERS AND FOR SHAREHOLDERS' AUTHORIZED REPRESENTATIVES WITH REGARD TO DATA PROCESSING FOR THE PURPOSE OF THE VIRTUAL GENERAL MEETING

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

TRATON SE attaches a lot of importance to protecting your data and your privacy. In this data protection declaration, we will inform you which personal data of you 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 virtual 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 in 2020 will be held as a virtual meeting without the physical presence of shareholders using means of distance communication (virtual General Meeting) with the option to take part via an electronic connection (**Connection**). This means that shareholders and their authorized representatives cannot physically take part in the Annual General Meeting. They can, however, follow the entire Annual General Meeting via video and audio transmission using our password-protected online portal (Shareholder Portal), which also makes electronic Connection possible. The Shareholder Portal is operated by our service provider, Computershare Deutschland GmbH & Co. KG, Computershare Operations Center, 80249 Munich, Germany, as ordered and instructed by us only. It can be accessed at [www.traton.com/agm](http://www.traton.com/agm).

#### I. Controller

The controller for any processing of your personal data is:

TRATON SE - Datenschutzbeauftragter  
Dachauer Str. 641  
80995 Munich, Germany  
E-mail: [dataprotection@traton.com](mailto:dataprotection@traton.com)

Should you have any questions about this data protection information, you can contact the data protection officer of TRATON SE by post or via e-mail using the contact details provided above.

#### II. Categories of processed data

In the context of running our virtual 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 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 login data and session ID; and
- Login.

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 the browser on your end device. Within the framework of sessionStorage technology, we collect information about your authentication token (i.e., your “virtual” access card) 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.

Additionally, we also process information on applications, questions, authority conferred, nominations, and other requests submitted by shareholders or their authorized representatives in connection with the Annual General Meeting, as well as 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 credit institution 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 the virtual General Meeting or 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 *Aktiengesetz* (**AktG** — German Stock Corporation Act), and other relevant legal provisions.

You can use the Shareholder Portal to exercise your voting rights, confer authority, submit questions, or register objections to the minutes, among other things. In order to be able to use the Shareholder Portal, you must log in with your individual login data, which you receive together with your access card. 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 virtual General Meeting runs smoothly. This means we 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 and take part in the virtual General Meeting by means of electronic Connection. The legal basis for this processing is point (f) of sentence 1 of Article 6(1) of the GDPR.

#### 2. Identity check

When you register for the Shareholder Portal, we process your registration information and login data to verify your eligibility to join the virtual General Meeting as a shareholder or authorized representative or to carry out preparatory measures.

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 118ff. of the AktG. The legal basis for this processing is point (c) of sentence 1 of Article 6(1) of the GDPR.

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

We process your personal data to enable shareholders and their authorized representatives to register for and join the virtual General Meeting (e.g., checking eligibility to take part, creating the list of participants, sending out access data) and to enable shareholders and their authorized representatives to exercise their rights within the framework of the virtual General Meeting (including issuing and revoking authorization and instructions).

In particular, we also process your voting behavior, provided you or your representative exercise your voting rights prior to or in the course of the virtual General Meeting 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 virtual General Meeting. We also process information concerning your objection to the resolutions of the Annual General Meeting where you declare said objection during the virtual General Meeting using the corresponding function of the Shareholder Portal.

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 as outlined in Article 53 of the SE Council Regulation and sections 118ff. of the AktG, where applicable also in conjunction with section 1 (2) sentence 1 no. 2 of the *Gesetz über Maßnahmen im Gesellschafts-, Genossenschafts-, Vereins-, Stiftungs- und Wohnungseigentumsrecht zur Bekämpfung der Auswirkungen der COVID-19-Pandemie* (C19-AuswBekG — German Act on Measures in Corporate, Co-operative, Association, Foundation and Home Ownership Law to Combat the Effects of the COVID-19 Pandemic).

The processing of your personal data is required for us to run the virtual General Meeting in a due and proper manner. If you do not share the required personal data with us, we may not be able to grant you access to the virtual General Meeting.

#### **4. Exercising the right to ask questions**

In the event that you as shareholder make use of the option to submit questions in the run-up to the virtual General Meeting using our Shareholder Portal and your questions are addressed in the virtual General Meeting, you may be named. The other participants of the virtual General Meeting may take note of this. This data processing is required to safeguard our legitimate interest in making the virtual General Meeting event as similar as possible to a physical General Meeting and to safeguard the legitimate interests of the other Annual General Meeting participants in finding out the name of the person asking the question. The legal basis for this processing is point (f) of sentence 1 of Article 6(1) of the GDPR.

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

We also process data transmitted to us by you or 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 processing in these cases are also the corresponding statutory regulations and point (c) of sentence 1 of Article 6(1) of the GDPR.

#### **6. Processing to comply with statutory 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 proxy form authorizing the proxy appointed by us for the Annual General Meeting and to store it in a secured facility for three years. Point (c) of sentence 1 of Article 6(1) of the GDPR also forms the relevant legal basis in these cases.

#### **7. 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. This information can then be viewed by any shareholder at his/her request at the Company's registered office for up to two years. The legal basis for granting shareholders access to the list of participants is point (f) of sentence 1 of Article 6(1) of the GDPR. We and our shareholders have a legitimate interest in making the virtual General Meeting event as similar as possible to a physical General Meeting. In particular, the processing also serves the purpose of safeguarding our shareholders' legitimate interest in being able to better understand the regularity of how the votes cast are evaluated in this way. By contrast, the legal basis for making the list of participants available for inspection after the Annual General Meeting is point (c) of sentence 1 of Article 6(1) of the GDPR and our corresponding obligation under stock corporation law as set out in Article 53 of the SE Council Regulation in conjunction with section 129 (4) sentence 2 of the AktG.

### V. Data recipients

We use external service providers to run the virtual General Meeting, e.g., service providers to organize the virtual General Meeting, to print and send out the Annual General Meeting invitations, and to run and broadcast the virtual General Meeting (primarily for the availability of the Shareholder Portal which is used to access the virtual General Meeting). However, we only supply the commissioned service providers with personal data that is required for them to perform the commissioned service, and they only process said data as ordered and 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.

Where we make a record of your data mentioned above in the list of participants, 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 where this is required by provisions under stock corporation law. We will also publish counter motions and nominations from shareholders on the Company's website in line with provisions under stock corporation law, stating the shareholder's name and place of residence where this is required.

In the event that you as shareholder make use of the option to submit questions and your questions are addressed during the virtual General Meeting, you may be named. The other participants of the Annual General Meeting may take 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 publishing voting rights announcements 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 periods 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 *Aktengesetz*, the *Handelsgesetzbuch* (HGB — German Commercial Code), the *Abgabenordnung* (AO — German Tax Code), or other legal provisions) for this data to be stored longer. Beyond that, we 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. If you have any specific questions about storage periods, please contact our data protection officer.

### 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 request the rectification of inaccurate data or the completion of incomplete data (right to rectification, Article 16 of the GDPR),
- to request the immediate erasure of personal data (right to erasure, Article 17 of the GDPR),
- to request 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 against this data processing. In this case, we will end the processing unless we have evidence of compelling legitimate grounds for processing that outweigh your interests, rights, and freedoms, or unless the processing serves the purpose of asserting, exercising, or defending legal claims.

You can assert the aforementioned rights at the address of our data protection officer, as outlined in section I. 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: August 2020**