Virtual Annual General Meeting of Schaeffler AG on April 20, 2023

Information on Data Protection for Shareholders

The company, as the responsible body within the meaning of Article 4 no. 7 of the General Data Protection Regulation, processes personal data (surname, last name, address, email address, number of shares, class of shares, type of ownership of shares, number of the access card, granting of proxies and access data for the InvestorPortal) of the shareholder or of any proxy authorized by a shareholder on the basis of the applicable data protection laws. If a shareholder or proxy holder contacts the company, the company also processes the personal data required or conductive to respond to any inquiries (such as the contact information provided by the shareholder or proxy holder, e.g., telephone numbers).

The virtual general meeting of the company will be broadcast on the Internet via the InvestorPortal for all duly registered shareholders of the company and their proxies. Shareholders have the opportunity to exercise their shareholders’ rights via the InvestorPortal. Further personal data such as IP addresses are processed in this context. For details, please refer to the data protection information linked on the InvestorPortal.

Depending on individual cases, this may also apply to additional personal data. For example, the company processes information on questions and requests from shareholders at the general meeting. In the event of countermotions or motions to supplement the agenda, which must be made available, the company will also publish such proposals together with the shareholder’s name, online at www.schaeffler.com/agm.

The processing of personal data of shareholders is required pursuant to sections 118 et seq. AktG in order to prepare, carry out and perform follow-up work on the virtual annual general meeting, as well as to enable shareholders to exercise their rights in connection with the general meeting. Without the provision of such personal data, a participation of shareholders in the virtual general meeting and the exercise of voting rights and other rights would not be possible. The AktG in conjunction with Article 6 para. 1 lit. c) of the General Data Protection Regulation, form the legal basis for the processing. Given that all shares in the company are bearer shares, the company does, however, point out that shareholders may be represented by an intermediary (section 135 para. 5 AktG), a shareholders’ association, a proxy advisor or any other equivalent person or institution pursuant to section 135 AktG, while maintaining their anonymity and without providing personal data, respectively. The company may also process personal data to fulfil other legal obligations, such as regulatory requirements as well as obligations to retain data under stock corporation laws, securities laws, commercial laws and tax laws. The relevant statutory provisions in conjunction with Article 6 para. 1 sentence 1 lit. c) of the General Data Protection Regulation form the legal basis for such processing.

The company’s service providers that are commissioned for the purpose of holding the general meeting receive personal data from the company only to the extent such data is required to provide the requested services and only process the data in accordance with instructions from the company. The company may be obliged to transfer personal data to further recipients who process the personal data under their own responsibility (Article 4
no. 7 of the General Data Protection Regulation), in particular to public bodies such as the competent supervisory authority.

The personal data of shareholders or representatives who participate in the virtual general meeting (including, if applicable, image and sound recordings) may be viewed by other shareholders and shareholder representatives within the framework of the statutory provisions. In addition, all employees of the company and the employees of contracted service providers who need to access and/or process personal data in order to perform their duties are obliged to treat such data confidentially.

Furthermore, personal data is made available to the shareholders and shareholder representatives in accordance with applicable laws, notably in the form of the list of participants. Shareholders and shareholder representatives may inspect the list of participants for a period of up to two years after the virtual general meeting (section 129 para. 4 sentence 2 AktG).

The company does not use personal data recorded in connection with the general meeting for any decision based on automated processing and does not engage in any profiling.

The company and its service providers, respectively, generally receive personal data of shareholders via the registration office of the financial institutions such shareholders have commissioned to hold their shares in the company (so-called custodian banks).

The storage period for the data recorded in connection with the general meeting regularly amounts to up to three years, unless the company is legally required to provide evidence and retain data for a longer period of time or where the company has a legitimate interest in further retention, for example in case of judicial, extrajudicial disputes or official proceedings in connection with the general meeting. After the expiration of the relevant period, personal data will be deleted.

If certain statutory requirements are met, shareholders or their proxies have information, correction, limitation, objection and deletion rights with respect to their personal data and the processing thereof. If personal data of shareholders is inaccurate or incomplete, such shareholders have the right to request a correction and supplement. Shareholders may request the deletion of their personal data at any time, unless the company is legally obliged or entitled to continue processing their data. Furthermore, shareholders or their proxies have a right to data portability pursuant to Article 20 of the General Data Protection Regulation. In addition, there is the possibility of revoking consent once it has been given in accordance with Article 7 para. 3 of the General Data Protection Regulation with effect for the future.

Shareholders or their proxies may object to the processing of their personal data pursuant to Article 21 of the General Data Protection Regulation if such data is processed on the basis of legitimate interests. In the event of an objection, the company shall no longer process the personal data concerned, unless compelling legitimate grounds for the processing can be demonstrated which override the interests, rights and freedoms, or if the processing serves the purpose of asserting, exercising or defending legal claims.

Shareholders can assert these rights vis-à-vis the company free of charge via the following contact details, which also allow shareholders to contact the company with respect to questions on data protection:
Moreover, shareholders have the right to file a complaint with the data protection supervisory authorities pursuant to Article 77 of the General Data Protection Regulation.

The data protection supervisory authority responsible for the company is:

Bayerisches Landesamt für Datenschutzaufsicht
Promenade 27
91522 Ansbach
Tel.: +49 981 53-1300
Fax: + 49 981 53-5300
Email: poststelle@lda.bayern.de

The company's data protection officer can be contacted at:

Schaeffler AG
Data Protection Officer
Industriestraße 1-3
91074 Herzogenaurach