



## **Data protection information regarding the processing of the personal data of shareholders and shareholder representatives for the purposes of the virtual Annual Shareholders' Meeting of Continental AG**

At Continental AG, we take the protection of your personal data and data security very seriously, which is why we always treat your personal data as confidential in accordance with the data protection provisions in force. This information is designed to give you an overview of which personal data we process in connection with the preparation of, holding of and follow-up on our virtual Annual Shareholders' Meeting and in connection with your capacity as a shareholder or shareholder representative and of your rights regarding the processing of your data in accordance with Regulation (EU) 2016/679 (General Data Protection Regulation – GDPR) and the German Data Protection Act (BDSG).

In 2020, we will be using telecommunications equipment to conduct the Annual Shareholders' Meeting as a meeting without in-person attendance (virtual Annual Shareholders' Meeting). Shareholders will therefore not be able to physically attend the Annual Shareholders' Meeting. They can, however, access an audio/video transmission of the entire Annual Shareholders' Meeting through our password-protected online portal (InvestorPortal). The InvestorPortal is operated by our service provider Computershare Deutschland GmbH & Co. KG, Computershare Operations Center, 80249 Munich, exclusively on behalf and in accordance with our instructions. It can be accessed online at [www.continental-ir.de](http://www.continental-ir.de) by clicking the "Annual Shareholders' Meeting" link. The video or audio transmission of our Annual Shareholders' Meeting will also be available to the public online.

### **1. Who is responsible for data processing?**

Continental AG  
Vahrenwalder Str. 9  
30165 Hanover, Germany  
E-mail: [dataprotection@conti.de](mailto:dataprotection@conti.de)

You can reach the data protection officer of Continental AG by mail at the address provided above or by e-mail at [dataprotection@conti.de](mailto:dataprotection@conti.de). You can contact our data protection officer at any time in writing if you have any questions or complaints.

## 2. What personal data is recorded?

Continental AG will process the following data on shareholders or their proxy holders in connection with the holding of the virtual Annual Shareholders' Meeting:

- Last name and first name, title
- Contact information (e.g. place of residence, address, possibly also e-mail address, telephone number),
- Share-related data (e.g. number of shares held by the data subject on the record date, type of share ownership, name of depository, information on proxies authorized and instructions issued),
- Access data for the InvestorPortal,
- Other data provided in connection with the registration for the Annual Shareholders' Meeting.

If shareholders or their proxy holders contact us, we also process any personal data needed in order to respond to the respective request, such as an e-mail address or telephone number.

When you visit our online InvestorPortal, we collect data about access gained to our InvestorPortal. The following data and device information will be recorded in the web server log files:

- data retrieved or requested
- date and time of access
- message whether access was successful
- type of web browser used
- referrer URL (the site you visited previously)
- IP address
- individual access details and session ID
- login.

Your browser transmits this data to us automatically when you visit our InvestorPortal.

We also use web storage functions. For this, small text files are stored locally in your browser cache on your end device. Within the scope of the session storage technology in use, we collect information about the respective authentication token (i.e. your "virtual" admission ticket) and your session data after you log in, including whether you have consented to our Terms and Conditions of Use. This enables us to recognize you as a user if you need to switch to another page of the portal during an active session, return to our website or reload the page. We also use the so-called local storage function to save the time stamp of your login, which, for security reasons, enables us to automatically log a user out after 30

minutes of inactivity. This data is deleted automatically as soon as the browser is closed. You will find information in your browser's menu on how you can technically prevent web storage objects from being allowed and which setting your browser uses to inform you when a new web storage object is placed. Please note that some functions of our website may no longer be available if web storage objects are disabled.

We additionally process information on motions, questions, proxies issued, nominations and other requests submitted by shareholders or their proxy holders in relation to the Annual Shareholders' Meeting and on your voting behavior.

### **3. Where do we obtain your personal data?**

We or the service providers we have commissioned receive shareholders' personal data either from the shareholders themselves or from the shareholders' custodian banks, which they have commissioned to hold their shares in safe custody.

If you act as a proxy holder on behalf of a shareholder, we will receive your personal data from the shareholder who has granted you authorization and directly from you if it concerns your conduct at the virtual Annual Shareholders' Meeting or your use of the InvestorPortal.

### **4. For which purpose and on which legal basis is your data processed?**

We process your personal data under consideration of the provisions of the GDPR, the BDSG, the German Stock Corporation Act (AktG) and other relevant legal provisions.

You can use the InvestorPortal to, among other things, access audio and video transmissions of the virtual Annual Shareholders' Meeting, exercise your voting rights, authorize proxy holders, submit questions or register objections. To use the InvestorPortal, you must log in with your individual access data, which you will receive together with your registration confirmation. The various options available to you for the purpose of exercising your rights then appear in the form of buttons and menus on the InvestorPortal user interface.

#### **a) Operation of the InvestorPortal**

The processing of the above-mentioned access data and device information in web server log files as well as the use of the web storage elements is necessary both for the technical provision of the InvestorPortal as well as for the purpose of detecting abuse, troubleshooting and to ensure that the virtual Annual Shareholders' Meeting can proceed smoothly. In this respect, we have a legitimate interest in making the InvestorPortal available as a service for shareholders and their proxy holders so that they can exercise their shareholder

rights in a user-friendly manner and access an audio/video transmission of the virtual Annual Shareholders' Meeting. The legal basis for the processing of this data is Article 6 (1) (f) GDPR.

## **b) Identity check**

When you register on the InvestorPortal, we process your registration information and access data in order to verify your entitlement to use the password-protected section of the online portal as a shareholder or proxy holder, or to take preparatory measures.

This processing is necessary for us to fulfill our obligations under stock corporation law according to Section 118 et seq AktG. The legal basis for the processing of this data is Article 6 (1) (c) GDPR.

## **c) Preparation, implementation and follow-up of the virtual Annual Shareholders' Meeting**

We process your personal data in order to process the registration of shareholders and their proxy holders for the virtual Annual Shareholders' Meeting and enable them to access the audio and video transmission through the InvestorPortal (e.g. to check their eligibility to attend and send access data) and to enable shareholders and their proxy holders to exercise their rights within the framework of the virtual Annual Shareholders' Meeting (including granting and revoking authorizations and instructions).

In particular, we also process your voting behavior if you or your representative exercise your voting rights by means of absentee voting either before or during the virtual Annual Shareholders' Meeting or via the voting function in the InvestorPortal, in order to ensure the proper resolution and counting of votes within the scope of the virtual Annual Shareholders' Meeting. In addition, we process information about your objection to resolutions of the virtual Annual Shareholders' Meeting, provided that you raise such objections during the virtual Annual Shareholders' Meeting using the corresponding function provided by the InvestorPortal.

The legal basis for the processing of this data is Article 6 (1) (c) GDPR in connection with our obligations under stock corporation law according to Section 118 et seq AktG and, if applicable, in connection with Section 1 (2) sentence 1, nos. 2 – 4 of the Act Concerning Measures Under the Law of Companies, Cooperative Societies, Associations, Foundations and Commonhold Property to Combat the Effects of the COVID-19 Pandemic.

Your personal data must be processed in order for us to conduct the virtual Annual Shareholders' Meeting properly. If you do not provide us with the necessary personal data, we may not be able to enable you to use the functions offered by the InvestorPortal.

## **d) Exercising your right to ask questions**

If you, as a shareholder, take advantage of the opportunity to submit questions via our InvestorPortal prior to the virtual Annual Shareholders' Meeting and your questions are addressed during the virtual Annual Shareholders' Meeting, your name will always be specified in connection with these questions. Your name can be noted by other users of the InvestorPortal during the virtual Annual Shareholders' Meeting and by any Internet users who are following the publicly accessible audio/video transmission. The processing of this data is necessary in order for us to safeguard our legitimate interest in conducting the virtual Annual Shareholders' Meeting as similarly as possible to an in-presence Annual Shareholders' Meeting and the legitimate interest of other viewers of the Annual Shareholders' Meeting in knowing the name of a person who asks a question. The legal basis for the processing of this data is Article 6 (1) (f) GDPR.

## **e) Processing for the purpose of fulfilling legal reporting and publication obligations (especially notifications of voting rights)**

Your personal data will also be processed in order to fulfill any legal reporting and publication obligations (especially notifications of voting rights) that apply. In these cases as well, the respective statutory regulations and Article 6 (1) (c) GDPR serve as a legal basis for this processing.

## **f) Processing to comply with statutory storage obligations**

In addition, your personal data may also be processed in order to comply with other statutory obligations, such as regulatory requirements and storage obligations under stock corporation, commercial and tax law. When proxy is granted to the proxy holder appointed by us for the virtual Annual Shareholders' Meeting, for example, we are required to record the declaration of proxy in a verifiable manner and to store it for three years in an access-protected archive. Article 6 (1) (c) GDPR provides the relevant legal basis in these cases, as well.

## **5. To which recipients or categories of recipients do we pass on your data?**

Your data will be processed within Continental AG by the employees involved with organizing and conducting the Annual Shareholders' Meeting.

We also collaborate with external service providers to organize and conduct the Annual Shareholders' Meeting, one of which is Computershare Deutschland GmbH & Co. KG, an external service provider responsible for operating the InvestorPortal, among other things. External service providers who process personal data on our behalf are bound by contract in their capacity as processors under Article 28 (3) GDPR. All our employees and all employees of

external service providers, who have access to and/or process personal data are obliged to treat such data confidentially.

If a shareholder requests that items be placed on the agenda, we will disclose these items, indicating the name of the shareholder, if the requirements according to the regulations of the Stock Corporation Act are met. Likewise, we will make countermotions and nominations by shareholders available on the company's website, indicating the name of the shareholder, if the requirements are met.

If you, as a shareholder, take advantage of the opportunity to submit questions and your questions are addressed during the Annual Shareholders' Meeting, your name will always be specified in connection with these questions. Your name can be noted by other users of the InvestorPortal during the virtual Annual Shareholders' Meeting and by any Internet users who are following the publicly accessible audio/video transmission.

Continental AG may also be required to transmit your personal data to other recipients, such as to the authorities, to fulfill legal disclosure obligations.

## **6. What rights do you have as the data subject?**

If the legal requirements are met, shareholders and their proxy holders – as data subjects – have the following rights:

- the right to obtain information on data processing and a copy of the processed data (Right of access, Article 15 GDPR)
- the right to request the rectification of incorrect data or the completion of incomplete data (Right to rectification, Article 16 GDPR)
- the right to demand the immediate erasure of personal data (Right to erasure, Article 17 GDPR)
- the right to demand the restriction of data processing (Right to restriction of processing, Article 18 GDPR)
- the right to receive the personal data concerning him or her that they have provided to a controller, and to receive it in a structured, commonly used and machine-readable format, and also the right to transmit those data to another controller without hindrance from the controller (Right to data portability Article 20 GDPR).

**To the extent that we process your data to protect legitimate interests of Continental AG or a third party, you have the right to object to the processing of personal data concerning you at any time for reasons arising from your particular situation. In this case, we will cease the data processing unless we can demonstrate compelling reasons for the processing which outweigh your interests, rights and freedoms, or if the processing serves to establish, exercise or defend against legal claims.**

You may assert the above-mentioned rights by contacting our data protection officer at the address provided in section 1. Please note that legal exceptions (e.g. continuing storage obligations) may prevent you from exercising your rights.

Regardless of that, as a data subject you have the right to submit a complaint to a competent data protection supervisory authority in accordance with Article 77 GDPR.

## **7. For how long do we store your data?**

Continental AG erases or renders your personal data anonymous as soon as it is no longer required for the purposes stated above and provided we are not subject to any legal obligations to provide proof and retain records for an extended period of time (e.g. pursuant to the German Stock Corporation Act, German Commercial Code, or German Fiscal Code). The storage period for data recorded in connection with Annual Shareholders' Meetings is usually up to ten years. By way of exception, we may also retain personal data where required in connection with claims that are being asserted against our Company (legal period of limitation of up to thirty years).

## **8. Am I obliged to disclose the personal data requested?**

There is no obligation for shareholders and/or shareholder representatives to provide Continental AG with the personal data listed under section 2. If you decide not to provide us with your personal data or any documentation thereof in connection with the preparation and execution of the Annual Shareholders' Meeting, this may result in you not being able to exercise your right to participate and/or vote. Your personal data is required to meet requirements under stock corporation law and to allow you to exercise your rights as a shareholder.

Hanover, June 2020

Continental Aktiengesellschaft