



INDUS Holding AG
Bergisch Gladbach
ISIN DE0006200108

Data protection information pursuant to Art. 13, 14 and 21 GDPR

1. Data processing controller and contact details

Controller within the meaning of the General Data Protection Regulation

INDUS Holding AG
Kölner Straße 32
51429 Bergisch Gladbach
Germany

Contact details of our Data Protection Officers:

fox-on Datenschutz GmbH
Pollerhofstr. 33a
51789 Lindlar
Tel.: +49(0)2266/90 15 920
E-mail: dsb@fox-on.com

2. Processing of personal data

The shares of INDUS Holding AG (hereinafter also referred to as the “company”) are bearer shares. In this context, we must process the personal data of the shareholder such as

- title
- name
- address (postcode, place, street no.)
- e-mail address
- number of shares held by the shareholder

for the purposes provided for in the German Stock Corporation Act (AktG), especially to organize the Shareholders’ Meeting and for the keeping of the list of participants.

3. Purposes and legal basis of the processing

We process personal data in accordance with the provisions of the General Data Protection Regulation (“GDPR”), the Federal Data Protection Act (“BDSG”) as well as other applicable data protection provisions.

We use your personal data for the purposes provided for in the German Stock Corporation Act, i.e. exclusively to comply with a legal obligation (Art 6 paragraph 1 c GDPR). Pursuant to section 129 AktG, personal data of the shareholder must be registered in the list of participants of the company’s Shareholders’ Meeting.

To comply with the provisions of the German Data Protection Act, we must, for instance, keep the data that serve to prove the authorization of the company’s designated proxies for the Shareholders’ Meeting in a verifiable form.

4. Data categories processed by us where the data are not received from you and their origin

The credit institutions will regularly pass on to us the data that are relevant for the keeping of the list of participants in the context of the Shareholders’ Meeting.

5. Recipients or categories of recipients of your data

We partly use external service providers to handle the Shareholders’ Meeting. Your data will be passed on only to the following external parties:

- IT service providers
- service providers for the Shareholders’ Meeting who process the data as our processors
- service providers for printing and sending the shareholder notifications

If you attend the Shareholders’ Meeting, other shareholders of the company may inspect your personal data in the list of participants (i.e. title, name, place of residence, number of shares held or represented) in accordance with section 129 AktG.

We will not pass on your data to any other third parties.

6. Duration of the storage of your data

We process your data as long as is necessary to comply with our legal obligations and the other purposes mentioned.

Moreover, we are subject to various retention and documentation obligations that arise, among other things but not exclusively, from the German Stock Corporation Act (AktG), the German Commercial Code (HGB) and the Fiscal Code (AO).

The regular storage period for data collected in conjunction with shareholders’ meetings amounts to up to three (3) years.

7. Your data protection rights

Under certain conditions you can assert your data protection rights against us

• **Right of access:** Pursuant to Art. 15 GDPR, you have the right to obtain from us, at any time, confirmation as to whether or not personal data concerning you are being processed, and, where that is the case, access to these personal data and certain further information and obtain a copy of your personal data.

• **Right to rectification:** Pursuant to Art. 16 GDPR, you have the right to obtain from us the rectification of incorrect or inaccurate personal data.

• **Right to erasure:** Subject to the conditions laid down in Art. 17 GDPR, you have the right to obtain from us the erasure of personal data concerning you without undue delay. The right to erasure does not apply to the extent that processing is necessary (i) for exercising the right of freedom of expression and information; (ii) for compliance with a legal obligation to which we are subject (e.g. legal retention obligations) or (iii) for the establishment, exercise or defense of legal claims.

• **Right to restriction of processing:** Subject to the conditions laid down in Art. 18 GDPR, you have the right to obtain from us restriction of processing of your personal data.

• **Right to data portability:** Subject to the conditions laid down in Art. 20 GDPR, you have the right to receive the personal data concerning you, which you have provided to us, in a structured, commonly used and machine-readable format.

• **Right to object:** Subject to the conditions laid down in Art. 21 GDPR, you have the right to object to the processing of your personal data, so that we must stop processing your personal data. The right to object applies only within the limits defined in Art. 21 GDPR. Moreover, our interests may contradict the termination of the processing so that we are entitled to process your personal data in spite of your objection.

• **Right to withdraw consent:** You have the right, at any time, to withdraw your consent to the processing of personal data for the future.

• **Right to lodge a complaint with a supervisory authority:** Subject to the conditions laid down in Art. 77 GDPR and without prejudice to any other administrative or judicial remedy, you have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement if you consider that the processing of your personal data infringes this GDPR. The right to lodge a complaint may be exercised without prejudice to any other administrative or judicial remedy.

The competent supervisory authority for INDUS Holding AG is:

Landesbeauftragte für Datenschutz und
Informationsfreiheit Nordrhein-Westfalen
Kavalleriestr. 2 - 4
40213 Düsseldorf
<https://www.ldi.nrw.de/index.php>

We recommend, however, that any complaint be first addressed to our Data Protection Officer.

If possible, your applications for the exercise of your rights should be sent in writing to the above address or directly to our Data Protection Officer.

8. Automated individual decision-making (including profiling)

We do not use purely automated decision-making as defined in Art. 22 GDPR or profiling. Should we use such a process in individual cases in the future, you will be informed separately.

Information regarding your right to object pursuant to Art. 21 DSGVO

Individual right to object

You have the right to object, on grounds relating to your particular situation, at any time to processing of your data which are processed based on Art 6. paragraph 1 f GDPR (data processing on the basis of a balancing of interests).

If you object, we will no longer process your personal data, unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms or unless the data are processed for the establishment, exercise or defense of legal claims.

The objection does not require any special form and should be sent to dsb@fox-on.com.