

## **STATEMENT REGARDING THE PROCESSING OF PERSONAL DATA OF LARQ S.A. SHAREHOLDERS**

Pursuant to the provisions of the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (EU OJ L 2016 No. 119, p. 1, as amended) (hereinafter: the "GDPR"), Larq S.A. (hereinafter: the "Company") hereby informs that, in connection with the convening of its General Meetings (hereinafter: the "GMs") of the Company, the Company will process the personal data of the Company's Shareholders, proxies authorised to vote, other persons authorised to vote at the GMs, as well as personal data disclosed during the GMs (hereinafter jointly referred to as the "Shareholders" or "You").

In view of the foregoing, the Company hereby states as follows:

### **1. Data Controller**

LARQ S.A. with its registered office in Warsaw, ul. Tamka 16, lok. U4, 00-349 Warsaw, registered under number KRS 289126 with the Business Register of the National Court Register kept by the District Court for the Capital City of Warsaw, 12<sup>th</sup> Economic Division, tax number NIP: 5252287848, with the fully paid-up share capital of PLN 776,783.30, is the Controller of Your personal data.

### **2. Contact Details**

The following email address is designated for contacts in matters of personal data protection: [administrator\\_rodod@larq.pl](mailto:administrator_rodod@larq.pl); You may also write to us to the address given in Section 1 above.

### **3. Categories of Personal Data**

The categories of personal data to be processed by the Company include the following: the Shareholders' data as disclosed on the list of shareholders eligible for participation in the GM, data of shareholders and their proxies as disclosed on the list of shareholders present at the GM, data of shareholder proxies as disclosed in the proxy document authorising to represent a shareholder at the GM, data of shareholders and their proxies as disclosed in the request to convene the GM, data of shareholders and their proxies as disclosed in the request to provide copies of the lists of shareholders and in any request regarding matters included in the agenda of the GM, in any request to include a matter in the agenda of the already convened GM, or in a proposal with a draft resolution of the GM. The Company will process the following categories of Your personal data: (i) identification details (first name, surname, PESEL number or identity card number, National Depository for Securities Identifier), address details, and certificate number; (ii) details of shares and entitlements carried by them such as: quantity, share class, share number, number of votes attaching to a share; (iii) – when the Shareholders prefer electronic contacts with the Company – their email address.

### **4. Purpose of Data Processing and Its Legal Basis**

Personal data are processed by the Company for its compliance with the obligations set out in the Commercial Companies Code, disclosure obligations of the Company as a public company relating to the convening of the GM, allowing the Shareholders to exercise their rights towards the Company, including the drafting of the list of persons entitled to participate in the GM and the verification of the right to attend in person or to represent the eligible person, including a shareholder, at the GM pursuant to Article 6 (1) (c) of the GDPR, as well as in order to establish the facts in case any claims to be lodged or defended against by the Company.

### **5. Legal Basis for Processing of Shareholders' Data**

The legal basis for the processing of Your personal data by the Company consists of:

- a) Article 6 (1) (c) of the GDPR – the obligation arising out of the generally applicable regulations, including the Commercial Companies Code, namely: drafting and storage of the lists of shareholders and the lists of attendance at the GM, allowing for voting by proxy, allowing the Shareholders to exercise their rights towards the Company (e.g. proposing specified matters to be included in the agenda);
- b) Article 6 (1) (f) of the GDPR – legitimate interest of the Company and the verification of identity and (ii) seeking claims, if any, or defending against claims.

## **6. Personal Data Storage Period**

Your personal data as disclosed on the lists of shareholders, lists of attendance and proxy documents will be stored throughout the life of the Company; afterwards, they may be transferred to an entity appointed to store documents as provided for in the Commercial Companies Code. The personal data for email contacts are stored for the period necessary to enable the Company's demonstration of its compliance with the obligations under the Commercial Companies Code and for the period of limitation of claims, if any, to be sought by the Company or against the Company.

## **7. Rights of Data Subjects**

In connection with the processing of Your personal data by the Company, You have the right to demand access to Your personal data and to request their rectification, portability, erasure, limitation of processing, or to object against their processing. The foregoing rights are not absolute, the regulations provide for certain exceptions in that respect.

The Shareholder is entitled to lodge a complaint before the President of the Personal Data Protection Office.

## **8. Data Origin**

The personal data of the Shareholders are sourced from the National Depository for Securities with its registered office in Warsaw, ul. Książęca 4, and are sent by the Shareholders, proxies and agents, in particular whenever it is necessary to demonstrate the status of shareholder, that a specified number of shares is held, the right to vote or the right to represent on behalf of the Shareholder.

## **9. Data Recipients**

The recipients of thus collected personal data are the providers of IT hosting services used for contacting the Shareholders, and the providers of document retention services as well as other Shareholders – as regards the availability of the lists of shareholders pursuant to Article 407 of the Commercial Companies Code. Your personal data may be also received by the authorised staff of the Data Controller, legal advisors for the GM, notaries and other persons authorised to act by the Data Controller.

## **10. Requirement to Disclose Data**

When data are provided directly to the Company, their disclosure is required in accordance with the provisions of the Commercial Companies Code and in order to allow for verification of Shareholder identity; any refusal to disclose them would prevent the participation in the GM. As regards the disclosure of email address, its provision is voluntary, however, it is necessary to enable email communication between the Company and a given Shareholder. If denied, any contacts in that way will be impossible.

## **11. Automated Decision-Making, Including Profiling**

No personal data of the Shareholders will be subject to any automated processing, including profiling.

## **12. Transfer of Data to Third Countries**

Your personal data will not be transferred to any third countries.