

## **Information on Data Protection for Shareholders of Bayerische Motoren Werke Aktiengesellschaft.\***

With the following information we would like to inform you about the processing of your personal data as a shareholder of Bayerische Motoren Werke Aktiengesellschaft (hereinafter "BMW AG"). Further information on the processing of personal data by BMW AG can be found at [https://www.bmwgroup.com/en/general/data\\_privacy.html](https://www.bmwgroup.com/en/general/data_privacy.html).

### **1. Who is responsible for processing my data and who is the data protection officer?**

The data controller is Bayerische Motoren Werke Aktiengesellschaft, Petuelring 130, 80788 Munich, registered office and court of registration: Munich, HRB 42243.

You can contact our data protection officer at the above address or at [datenschutz@bmw.de](mailto:datenschutz@bmw.de).

### **2. What data do we process from you and for what purpose?**

We process your personal data in connection with the preparation, holding and post-processing of the Annual General Meeting.

If you register for the Annual General Meeting, we will process your name, address and details of your shares (number and type of shares held) in order to enable you as a shareholder to exercise your rights at the Annual General Meeting. In the event of a request for items to be added to the Agenda, countermotions or election proposals, we must publish some of your personal data in compliance with the provisions of the German Stock Corporation Act. If you contact us by e-mail or wish to receive business documents that are to be made accessible, we will save your e-mail address exclusively for the purpose of processing this request. If you authorise another person to follow the Annual General Meeting and/or to exercise the associated rights, BMW AG will process the name and address of your authorised representative in order to ensure that the Annual General Meeting is held properly. In this case, you must inform the authorised representative about the data processing of his/her personal data by BMW AG.

The legal basis for processing in these cases is Art. 6 para. 1 sentence 1 lit. c) GDPR in conjunction with Sections 118 et seq. of the German Stock Corporation Act and Section 1 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 (COVMG). The processing is necessary for the fulfilment of our legal obligations. In addition, we also process the same personal data to comply with other statutory verification and retention obligations, e.g. in accordance with supervisory, securities, stock corporation, commercial and tax requirements.

In accordance with Art. 6 para. 1 sentence 1 lit. a), we also process personal data based on your consent such as your name, information about your shares and, if applicable, membership in a shareholders' association to enable submission of text and video contributions.

In addition, the processing of personal data is also required in individual cases for the protection of legitimate interests within the meaning of Article 6 para. 1 sentence 1 lit. f) GDPR. This applies particularly to questions submitted in accordance with Art. 1 para. 2 COVMG in conjunction with the requirements in the convening of the Annual General Meeting of 24 March 2021. The name of the shareholder may be mentioned in response.

### **3. Cookies**

The online service of BMW AG, to which registered shareholders have access, only uses technically necessary cookies.

The use of these cookies does not require the consent of the shareholder under data protection law. Such cookies allow you to use the online service comprehensively. Without these cookies, essential functions could not be provided. Consequently, these cookies cannot be deactivated. However, technically necessary cookies are usually deleted once the browser has been closed.

### **4. How long do we save your data?**

We only store your personal data for as long as the preparation, holding and post-processing of the Annual General Meeting requires, or as legal proof and retention obligations oblige us to do so.

### **5. How do we protect your data?**

We secure your data according to the state of the art. The following security measures are used as examples to protect your personal data from misuse or other unauthorized processing:

- Access to personal data is restricted to a limited number of authorized persons for the specified purposes.
- Collected data is only transmitted in encrypted form. This does not apply to shareholder who transmit data to BMW AG in an unencrypted way. In such cases, BMW AG may also transfer data to the shareholder in an unencrypted way.
- Sensitive data is also only stored in encrypted form. This does not apply if and to the extent that shareholders transmit sensitive data to BMW AG via unencrypted e-mail or other unencrypted means.
- The IT systems used to process the data are technically isolated from other systems in order to prevent unauthorized access, e.g. through hacking.
- In addition, access to these IT systems is permanently monitored in order to detect and prevent misuse at an early stage.

### **6. Who do we share data with?**

We use external service providers and their subcontractors for the handling of the Annual General Meeting, who process your data exclusively within the EU. We may also share your personal data with other third parties, particularly authorities, in order to fulfil legal obligations of disclosure (e.g. when a shareholder's percentage of voting rights passes certain legal thresholds). If you or your authorised representative attend the Annual General Meeting, other participants and BMW shareholders may inspect the personal data entered in the list of participants in accordance with Section 129 of the German Stock Corporation Act.

### **7. What rights do I have as an affected person?**

You may claim certain rights under the GDPR and other relevant data protection regulations. Under the GDPR, you are entitled to claim the following specific rights vis-à-vis BMW AG as the data subject:

- the right of access by the data subject (Art. 15 GDPR)
- the right of rectification (Art. 16 GDPR)
- the right to erasure (Art. 17 GDPR)
- the right to restriction of processing (Art. 18 GDPR)
- the right to data portability (Art. 20 GDPR)
- the right to object (Art. 21 GDPR).

Information in greater detail on your rights can be found at [https://www.bmwgroup.com/en/general/data\\_privacy.html](https://www.bmwgroup.com/en/general/data_privacy.html).

## **8. To whom can I turn as an affected person?**

If you have any questions regarding the use of your personal data, please contact us at [hv@bmw.de](mailto:hv@bmw.de)

You can also contact the responsible data protection officer at BMW AG:  
Data protection officer, BMW AG, Petuelring 130, 80788 Munich, Germany,  
[datenschutz@bmw.de](mailto:datenschutz@bmw.de).

BMW AG takes your concerns and rights very seriously. However, if you are of the opinion that we have not sufficiently complied with your complaints or concerns, you have the right to file a complaint with your data protection supervisory authority.

**Status:** April 2021