

## General data protection declaration for participants of the General Meeting of OMV Aktiengesellschaft

In the course of attending the General Meeting of OMV Aktiengesellschaft (FN 93363 z) Trabrennstraße 6-8, A-1020 Vienna, Austria ("**OMV**" or "**we**"), it is necessary for us that we process your personal data. "Personal data" means any information relating to an identified or identifiable person. We will always process your personal data in compliance with the General Data Protection Regulation ("**GDPR**"), the Data Protection Act ("**DSG**"), the Austrian Stock Corporation Act ("**AktG**") and any other relevant legal provisions, as described below:

### 1. Data processing activities

#### 1.1. Purpose of data processing

The processing of personal data ("**data**") in connection with the General Meeting is carried out for the following purposes:

- Organisation of participation in the General Meeting by creating a directory of all participants (shareholders and shareholder representatives),
- Verification of entitlement to participate as a holder of bearer shares or as shareholder representative,
- Processing of registration for the General Meeting (creation of a registration list and – if necessary for organisational reasons – a guest list),
- Documentation of the granting and revocation of powers of attorney (creation of a list of powers of attorney),
- Exercise of shareholder rights in connection with the General Meeting and the related partly live Internet transmission of the General Meeting,
- Preparation of the minutes of the General Meeting,
- Determination of voting behaviour and documentation of voting results,
- Fulfilling compliance obligations, including recording, disclosure and reporting obligations.

Shareholders, who participate in the General Meeting and wish to exercise shareholder rights must provide the Company with evidence of their ownership of shares on the record date. Shareholders are obliged to provide evidence of share ownership for bearer shares in the form of a confirmation from the custodian credit institution (deposit confirmation). The entitlement to participate in the General Meeting and to exercise the voting right and other shareholder rights to be exercised at the General Meeting is based on the ownership of shares on the record date. We will therefore process your data retrieved from the deposit confirmation as evidence of shareholding ownership for the purpose of attending the General Meeting and to enable you to exercise your rights as a shareholder.

#### 1.2. Scope of data processing activities

The scope of data processing can be summarised as follows:

- (a) **Data from the deposit confirmation.** From the deposit confirmation, which is issued by the custodian credit institution, we process the following data: name, company name, address, date of birth, registered office (for legal entities), company register number (for legal entities), issuer of the deposit confirmation, number of the securities account, the number and, if applicable, the nominal value of the shares; the

designation of the class or the internationally customary securities identification number; the time or period the deposit confirmation refers to.

- (b) **Data from the proxy form, proxy revocation form, statement form or of the advance submission of questions.** We collect the following data from the proxy, proxy revocation and statement forms which may need to be completed by the shareholders or their representatives: name, company name, address, date of birth, registered office (for legal entities), company register number (for legal entities), custodian credit institution, number of securities account, signature/company signature, number of shares, data of the authorized proxy (name/company name and address of proxy), data of the shareholder's representative (name/company name and address of the representative, proof of power of representation), statements and questions from shareholders or the authorised person, voting instructions and, if applicable, the telephone number and/or e-mail address of the shareholders. If shareholders make use of the possibility to submit questions to the company prior to the general meeting, the answers to which require lengthy preparation, we may collect the name/company and number of the securities account as well as questions from the shareholder.
- (c) **Data for access control.** To verify the identity at the entrance to the General Meeting, an official photo ID of each participant (driving licence, passport, ID card) must be presented. For documentation purposes, we will record the relevant ID page, ID card number, type of ID card and issuing authority as well as the number of the voting card in case that you participate as a shareholder or shareholder representative.
- (d) **Proxy's data.** Every shareholder who is entitled to attend the General Meeting has the right to appoint a natural or legal person as representative. The data of the proxy (see under point 1.2 (b), including his/her ID data) must also be processed by us accordingly. In the event that you are represented at the General Meeting, we will also collect the name and address of the representative as well as his or her scope of power of attorney as part of the access control.
- (e) **Data for submitting agenda items or proposed resolutions.** If a shareholder requests that items be placed on the agenda (Section 109 AktG) or that proposals for resolutions be made (Section 110 Austrian AktG), we will publish these items on OMV's website, stating the name of the shareholder and the share ownership in accordance with the provisions of the AktG, if the conditions are fulfilled.
- (f) **Audio and video recording and (public) broadcasting of the General Meeting.** Please note that an audio recording of the entire General Meeting will be made for the purpose of creating a transcript of the General Meeting by a notary, in accordance with Section 120 AktG. The General Meeting will be publicly broadcast in real time via the internet by one-way acoustic and optical connection until the end of the report of the Executive Board to the General Meeting for shareholders not present (Section 102 para 4 AktG in conjunction with Section 21 para 3 of the Articles of Association of OMV). The entire General Meeting will also be broadcast in real time to record shareholder questions in the back office area of the General Meeting.

In addition, the video and audio recording until the end of the report of the Executive Board to the General Meeting will be made available on the Internet in the interest of those shareholders who cannot attend the General Meeting or the real-time transmission.

All this is based on the applicable legal provisions. The processing of the above-mentioned data is necessary to achieve the above-mentioned purposes.

If the above data is not provided or not provided to the extent required by law, it may not be possible to participate in the General Meeting or to exercise the statutory shareholder rights.

### 1.3. Legal basis for data processing

Within the framework of the purposes listed under item 1.1, shareholder data is in general processed by OMV to fulfil legal obligations (Art. 6 para. 1.c of the GDPR) or to safeguard the legitimate interests of the company or a third party (Art. 6 para. 1.f of the GDPR), in particular the conduct of a proper and legally compliant General Meeting. Furthermore, in individual cases the processing of shareholder data may be necessary for the assertion, exercise or defence of legal claims in judicial, administrative or extrajudicial proceedings.

### 1.4. Duration of data storage

Your data will be anonymized or deleted as soon as it is no longer necessary for the purposes for which it was processed and unless other legal requirements do not require further storage. Hence, the video and audio recording until the end of the report of the Executive Board to the General Meeting as made available on the Internet after the General Meeting will be deleted after one year.

Our duties of proof and storage arise in particular from commercial and stock corporation law, tax and fiscal law and money laundering regulations. For example, obligations to provide proof and to keep records can last up to 7 years under company and stock corporation law, up to 10 years under tax and fiscal law and generally 5 years under money laundering regulations. The aforementioned periods may be extended in individual cases, for example if court or administrative proceedings are pending. Where legal claims are raised by shareholders against OMV or by OMV against shareholders, the storage of data serves to clarify and enforce claims in individual cases. In connection with legal proceedings before civil courts, this may result in data being stored for the duration of the statute of limitations (up to 30 years according to the Austrian Civil Code) plus the duration of the legal proceedings until their final conclusion. For further information on the storage period of your data, please contact our Group Data Protection Officer (see point 3 below).

### 1.5. Recipients of the data

Your data will be passed on to the following third parties in accordance with our legal obligation:

- the Commercial Register Court at the Commercial Court of Vienna;
- the Vienna Stock Exchange (on occasion);
- the Financial Market Authority (on occasion);
- Oesterreichische Kontrollbank (on occasion);
- the Austrian Takeover Commission (on occasion).

In accordance with our legal obligations, we also transmit your data to a notary public, who is appointed by OMV to draw up the legally required documents for the documentation of the General Meeting for the commercial register, as well as to lawyers who advise us in connection with the General Meeting.

In addition, we have engaged a service provider specialised in the organisation of General Meetings for the purposes of registering for the General Meeting, handling admission control, administering deposit confirmations and proxies, recording questions, carrying out votes and video recording. This service

provider is contractually obliged to comply with data protection regulations in accordance with Art. 28 GDPR.

All participants with a right to physically participate have the right to examine the register of participants on site. Due to a legal obligation, the register of participants will also be included in the minutes of the General Meeting, which must be recorded in the Commercial Register of the Commercial Court of Vienna in the publicly available collection of documents.

If you request the submission of agenda items or resolution proposals, we will publish the data mentioned in item 1.2. (e) on our website under [www.omv.com/annual-general-meeting](http://www.omv.com/annual-general-meeting) to the extent required by law.

Furthermore, the data will not be passed on to third parties. Data will not be transferred to recipients in third countries.

## 2. Rights of the data subjects

According to the current legal situation, you as a data subject have at any time the following rights with regard to your data processed by us:

- to obtain confirmation about the data we process about you,
- correction of inaccurate data,
- data portability,
- restriction of processing and
- deletion.

If your data is processed on the basis of our legitimate interest, you also have the right to object to the processing of the data concerning you at any time for reasons arising from your particular situation.

If the processing of your data is based on your consent, you also have the right to revoke this consent at any time with effect for the future. Such a revocation does not affect the legality of the data processing carried out on the basis of consent until the revocation.

We would like to point out that no automated decision making takes place within the framework of this data processing.

In order to exercise your aforementioned rights, please send a letter to OMV Aktiengesellschaft, Trabrennstraße 6-8, A-1020 Vienna, for the attention of Mr. Manfred Spanner MSc. or send an email to [privacy@omv.com](mailto:privacy@omv.com). In order to efficiently respond to your requests, we ask you to provide us with confirmation of your identity, for example by sending an electronic copy of your ID.

If you are of the opinion that our processing of your data violates applicable law or that your data protection rights have been violated in any other way, please contact us as described above so that we are aware of your concerns and respond accordingly. Irrespective of the possibility of legal action at court and any other legal remedies, there is also the possibility of filing a complaint with the competent supervisory authority (in Austria: Austrian Data Protection Authority).

### 3. Data Protection Officer of OMV Aktiengesellschaft

The Data Protection Officer of OMV Aktiengesellschaft is Mr. Manfred Spanner, MSc. (e-mail: [privacy@omv.com](mailto:privacy@omv.com)).

Further information can be found at [www.omv.com/en/data-protection](http://www.omv.com/en/data-protection).