

## **INFORMATION REGARDING PROCESSING OF PERSONAL DATA OF KOFOLA ČESKOSLOVENSKO A.S. SHAREHOLDERS**

The company **Kofola ČeskoSlovensko a.s.**, ID No.: 242 61 980, with its registered seat at Nad Porubkou 2278/31a, Poruba, 708 00 Ostrava, registered in the Commercial Register administered by the Regional Court in Ostrava, Section B, Insert 10735 (hereinafter referred to as the "**Company**")

**hereby notifies of the principles and policies with regard to the processing of the personal data of Company's shareholders, eventually their representatives,**

in compliance with the provisions of the Act No. 101/2000 Coll., on personal data protection, as amended (hereinafter as the "**Act**") and 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 (hereinafter as the "**GDPR**").

The Company undertakes to safeguard processing of the personal data of the shareholders or eventually their representatives (hereinafter referred to as "**data subject**") in adequate way.

### **WHICH PERSONAL DATA ARE PROCESSED?**

The Company processes various types of personal data concerning shareholders, eventually their representative. These personal data may include:

- Name/s, surname;
- Date of birth;
- Place of residence;
- Account No. of the shareholder (does not apply to the representative);
- Owner's ID in the Central Depository (does not apply to the representative);
- Type and nominal value of the shares;
- Email address;
- Tax residency confirmation;
- Other details which are requested by the Company due to legitimate interest;
- Eventually other information provided by the shareholder voluntarily.

In general, the Company collects personal data directly from the shareholder. The Company further acquires the personal data from the extract of records kept by CSD which in compliance with the Articles of Association of the Company replaces the list of shareholders, from the state authorities or on the basis of the special legal provisions.

### **WHERE ARE THE PERSONAL DATA STORED?**

The personal data of the shareholders may be store on secured servers within the IT systems of the Company in the Czech Republic and/or Slovak Republic. The personal data are collected, processed and stored exclusively in the area of the Czech Republic and/or Slovak Republic.

## **SPECIFICATION OF A PURPOSE FOR WHICH THE PERSONAL DATA ARE PROCESSED?**

The Company processes the personal data of the shareholders on the basis of the following legal reasons (titles):

- to comply with legal duties;
- legitimate interest of the Company;
- valid consent with personal data processing granted by the shareholder.

### **TO COMPLY WITH THE LEGAL DUTIES**

The Company processes shareholders personal data, eventually personal data of their representatives in connection with execution of rights and obligations arising from the relationship between the Company and the shareholder, in particular for the purposes of attendance of the general meeting of the Company and execution of rights and obligations at the general meeting, dividend pay-out or other purposes laid down by the legal provisions.

Consent of the shareholder or its representative with personal data processing for the purpose of complying with the legal duties is not required.

The Company provides shareholders' personal data, eventually personal data of their representatives to:

- processors;
- recipients of the personal data, including the state authorities and other entities within execution of rights and obligations laid down by the law;

in particular for the purpose of:

- performance of duties arising out of the Act No. 90/2012 Coll., on commercial corporations (among others other shareholders and third persons in compliance with Section 266 par. 2 of the CC);
- performance of duties arising out of the Act No. 256/2004 Coll., on business activities on the capital market.

Scope of personal data processing and duration of its processing shall not exceed 10 years after termination of participation in the Company, unless stated by the legal provisions otherwise.

### **LEGITIMATE INTEREST**

The title for personal data processing where the legitimate interests/rights of the administrator exceeds interests/rights of the data subject with regard to the adequate expectations of the data subject on the basis of its relation with the administrator.

This includes the cases where consent of the data subject is not required.

In particular, for the following purposes:

Protection of fundamental or other important rights of the Company arising out of the legal provisions for the period laid down by the legal provisions at the latest for 10 years after termination of the participation in the Company.

## **VALID CONSENT ON PERSONAL DATA PROCESSING**

In the event that the Company processes personal data of the shareholder for other purposes that not come within any of the above-mentioned purposes, shall be processed only on the basis of a consent with personal data processing granted by the shareholder that is a reflection of shareholder's free will and as such constitutes a specific title for such use and handling of personal data.

Granting of the consent with personal data processing is voluntary and free. Granted consent can be revoked at any time partially or in whole.

## **MEANS OF PERSONAL DATA PROCESSING**

Personal data are processed by automatic means as well as manually and may be disclosed to the employees of the Company, if it is necessary for fulfilment of their work duties, to processors with whom the Company entered into an agreement on personal data processing. The list of processors of personal data shall be provided upon the request of the shareholder.

The Company informs that for the purpose of pay-out of profit share for the year 2017 the Company entered into the agreement on personal data processing with **Česká spořitelna, a.s.**, ID No. 452 44 782, with its registered seat at Olbrachtova 1929/62, P.C. 140 00, Prague 4, Czech Republic, registered in the Commercial Register administered by the Municipal Court in Prague, Section B, Insert 1171.

## **RIGHTS OF THE DATA SUBJECT (i.e. shareholder, shareholder's representative)**

The shareholder as well as its representative has the right to:

- a) access to its processed personal data, their rectification, erasure or restriction of their processing;
- b) object against the processing;
- c) lodge a complaint with a supervisory authority – the Office for personal data protection, Pplk. Sochora 27, P.C. 170 00, Prague 7, [www.uoou.cz](http://www.uoou.cz);
- d) withdraw the consent with personal data processing at any time with the effects for the future (if the consent with personal data processing is required);
- e) receive a confirmation from the administrator whether the personal data are or are not processed.
- f) obtain from the administrator without undue delay the rectification of its inaccurate personal data concerning the data subject. With regard to the purposes of processing the data subject has the right to supplementing of incomplete personal data;
- g) to obtain from the administrator the erasure of its personal data concerning the data subject without undue delay (also "the right to be forgotten") and the administrator has the obligation to erase the personal data without undue delay where one of the following exhaustive list of reasons stated by the GDPR applies: a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed; b) the data subject withdraws consent on which the processing is based and there is no other legal ground for the processing; c) the data subject objects to the processing and there are no overriding legitimate grounds for the processing; d) the personal data have been unlawfully processed; e) the personal data have to be erased for compliance with legal obligation in Union or Member State law to which the administrator is subject; f) the personal data have been collected in

relation to the offer of information society services. The details and exemptions from this right are governed by the GDPR;

- h) obtain from the administrator restriction of processing where one of the following applies: a) the accuracy of the personal data is contested by the data subject, for a period enabling the administrator to verify the accuracy of the personal data; b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead; c) the administrator no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defence of legal claims; d) the data subject has objected to processing pending the verification whether the legitimate grounds of the administrator override those of the data subject;
- i) data portability, it means to receive the personal data concerning the data subject which the data subject has provided to an administrator, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the administrator to which the personal data have been provided, where a) the processing is based on consent or a contract, b) the processing is carried out by automated means;
- j) object at any time to processing of personal data concerning the data subject, including profiling based on provisions of GDPR. The administrator shall no longer process the personal data unless the administrator demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims;
- k) not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning the data subject or similarly significantly affects the data subject. The details and exemptions from this right are governed by the GDPR;

If the data subject finds or presumes that the Company or the persons authorized by the Company are carrying out processing of personal data of the data subject which is in contradiction with the protection of private and personal life of the data subject or in contradiction with the law, in particular if the personal data are inaccurate regarding the purpose of their processing, the data subject may require supplementing, correction, blocking or liquidation of personal data.