

Privacy Notice regarding the processing of personal data of shareholders of Lubelski Węgiel Bogdanka S.A. and representatives and attorneys of shareholders who participate in the General Shareholders Meeting of Lubelski Węgiel Bogdanka S.A.

Pursuant to 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) (hereinafter referred to as "GDPR"), Lubelski Węgiel Bogdanka S.A. informs you that:

- I. The Controller of your personal data is Lubelski Węgiel BOGDANKA Spółka Akcyjna, with registered office in Bogdanka, 21-013 Puchaczów, Poland, with its registration records maintained by the District Court Lublin-Wschód in Lublin seated in Świdnik, VI Commercial Division of the National Court Register, under entry no. KRS: 0000004549, REGON (Industry ID No.): 430309210, NIP (Tax Reg. No.): 713-000-57-84, share capital: PLN 170,067,950.00 (hereinafter referred to as **the Controller**).
- II. In matters relating to the protection of your personal data you may contact the Data Protection Officer (hereinafter **DPO**) at iod@lw.com.pl.
- III. Your personal data, that is first and last name, PESEL identification number, ID document series and number, telephone number, e-mail address, address, number of shares and number of votes were obtained by the Controller from the Central Securities Depository of Poland (Krajowy Depozyt Papierów Wartościowych) or from a shareholder, in relation to your intention to participate (as a shareholder or a shareholder's representative or attorney) in the General Shareholder's Meeting of Lubelski Węgiel Bogdanka S.A and exercise the right to vote.
- IV. The Controller will be processing your personal data to:
 1. enable you to participate in the General Shareholders Meeting of Lubelski Węgiel Bogdanka S.A., allow the Controller to hold the General Shareholders Meeting and record its session in an audio or video form and publish the said record on the Controller's corporate website (under I.Z.1.20 of *Code of Best Practice for WSE Listed Companies 2016*) – legal base: the legitimate interests pursued by the Controller (point (f) of Article 6(1) of GDPR);
 2. properly fulfil Controller's duties related to providing services to natural persons, including the shareholders of Lubelski Węgiel Bogdanka S.A and shareholders' representatives and attorneys – legal base: necessity of data processing for compliance with a legal obligation to which the controller is subject (point (c) of Article 6(1) of GDPR), in particular:
 - a) the obligations under the Act of 15 September 2000, *Commercial Companies Code* (hereinafter referred to as **CCC**), such as preparing the list of shareholders eligible to participate in the General Shareholders Meeting, signing it by the Management Board of Lubelski Węgiel Bogdanka S.A, and displaying it in the Management Board offices for three weekdays before the General Shareholders Meeting to make it available to the shareholders, as well as making copies of the abovementioned list and delivering them to the shareholders (Article 407.1, 407.1¹ and 407.2 of CCC);
 - b) obligation of allowing the shareholders to exercise the right to participate in profits (Article 347 of CCC);
 - c) Controller's reporting obligations set out in the *Act on Public Offerings, the Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies* of 29 July 2005 (hereinafter referred to as the **Act on Public Offerings**);
 - d) Controller's disclosure obligations set out in the *Regulation of the Minister of Finance on current and periodic information published by issuers of securities and the conditions for deeming equally important the information required by the provisions of law of a country which is not a Member State* of 29 March 2018.

- V. Provision of personal data, for data not obtained by the Controller from other sources, is voluntary, but failure to do so would render the fulfilment of the goals specified in section IV above impossible.
- VI. The Controller may disclose your personal data to entities providing legal, postal or courier services to the Controller. The Controller may entrust the processing of your personal data to service or product providers acting on its behalf, in particular entities providing IT and protection services to the Controller and entities engaged in the process of organizing the Controller's General Shareholders Meetings.

In relation to processing your personal data for purposes mentioned in section IV above, the following entities may be personal data recipients:

- a) other shareholders due to their right to view the list of shareholders displayed in the Management Board offices and their right to receive its copy,
 - b) if you or the shareholder you are representing hold(s) at least 5% of the number of votes at the General Shareholders Meeting: Polish Financial Supervision Authority, Giełda Papierów Wartościowych w Warszawie S.A. and other entities (including as part of public disclosure of data), pursuant to Article 70.3 of the Act on Public Offering,
 - c) Internet users due to the Controller publishing on its corporate website the sessions of the General Shareholders Meeting, either in audio or in video form, under I.Z.1.20. of the *Code of Best Practice for WSE Listed Companies 2016*.
- VII. Your personal data will be stored by the Controller for a period necessary to fulfil the purposes specified in section IV above. The Controller may store your personal data for a longer period than indicated only if it results from the obligation imposed on the Controller by the provisions of generally applicable law (including, in particular, tax law and accounting regulations) or if there is another basis for processing your data specified in Article 6(1) of GDPR.
 - VIII. Your personal data will not be transferred to any third country within the meaning of GDPR (outside of the territory of the European Economic Area).
 - IX. Under GDPR you have a right to: (a) request access to your data – within the boundaries of Article 15 of GDPR, (b) request rectification of your data – within the boundaries of Article 16 of GDPR, (c) request erasure of your data – within the boundaries of Article 17 of GDPR, (d) request restriction of data processing – within the boundaries of Article 18 of GDPR, (e) data portability – within the boundaries of Article 20 of GDPR, (f) object to processing of your personal data – within the boundaries of Article 21 of GDPR.
 - X. The rights referred to above may be exercised by indicating your requests and sending them to the Data Protection Officer's following e-mail address: iod@lw.com.pl.
 - XI. You have the right to file a complaint with the President of the Personal Data Protection Office if you believe that the processing of personal data infringes GDPR.