



Mercedes-Benz

Information about data protection for Mercedes-Benz Group AG shareholders and for proxies of shareholders

Thank you for your interest in Mercedes-Benz Group AG's General Meeting and/or the e-service for shareholders and their proxies. Protecting your personal data is our top priority. In the following privacy notice, we explain how your personal data is processed. You will also learn about your rights related to the processing of your personal data.

As you know, we are legally obliged to maintain a share register because we issue registered shares. If you provide us with personal data for the share register or for conducting our General Meeting – in particular by regular mail, e-mail or via the e-service (**investorregister.mercedes-benz.com**) –, or we collect personal data about you or your intermediary or if you notify us of changes to personal data stored on you in Mercedes-Benz Group AG's share register, we will process your personal data as described below.

Information on which personal data we collect and store when you visit our website at **group.mercedes-benz.com** can be found at group.mercedes-benz.com/privacy/. Information on which personal data are processed when you visit the e-service of our service provider Link Market Services GmbH can be found under investorregister.mercedes-benz.com/en/Content/privacy/ and investorregister.mercedes-benz.com/en/Content/cookies/.

1. To whom does this privacy notice apply?

The following notice applies to Mercedes-Benz Group AG shareholders and to their proxies.

In addition to this privacy notice, there may be other privacy notices for certain service components.

2. Who is responsible for the processing of my data and whom can I contact about data protection?

Controller of the processing of personal data described below is:

Mercedes-Benz Group AG
Mercedesstraße 120
70372 Stuttgart
Germany
E-Mail: dialog@mercedes-benz.com

The contact information for the Data Protection Officer is as follows:

Mercedes-Benz Group AG
Chief Officer Corporate Data Protection
HPC E600

70546 Stuttgart
 Germany
 E-Mail: data.protection@mercedes-benz.com

3. What categories of personal data do we process?

In order to prepare and conduct the General Meeting, in addition to the personal data (e.g., name, address, e-mail address, telephone number, date of birth, nationality, voting instructions, type of share ownership and number of shares held, individual access data for the e-service) of/by the shareholders (persons entered in the share register), we may also process the name and address of any proxies.

If you visit the e-service, certain data and hardware information will be documented in the webserver log files. This can be, for example, the following data:

- Retrieved or requested data;
- Date and time of the retrieval;
- Message as to whether the retrieval was successful;
- Type of web browser and operating system used, if applicable;
- IP address.

If shareholders or their proxies contact us, we also process the personal data required to respond to the request, such as the e-mail address or telephone number.

In addition, we also process information on motions, questions, nominations, objections, video messages and other requests by shareholders or their proxies submitted in relation to the General Meeting, as well as on their voting behaviour.

4. For which purposes and on which legal basis do we process your personal data?

We process your personal data in compliance with the EU General Data Protection Regulation (GDPR), the German Federal Data Protection Act, the German Stock Corporation Act (AktG), the Law on Measures in the Company, Cooperative, Association, Foundation and Home Ownership Law to Combat the Effects of the COVID-19 Pandemic (COVID-19 Act) and all other relevant legislation.

- a) Maintaining the share register and preparing, conducting and following up on the virtual General Meeting

Shares in Mercedes-Benz Group AG are registered shares. Section 67 of the AktG stipulates that registered shares must be entered in the company's share register, stating the shareholder's name, date of birth, postal address and e-mail address, as well as the number of shares held by that shareholder. Shareholders are obliged to provide this information to the company.

The credit institutions or other intermediaries involved in purchasing or storing your registered shares in Mercedes-Benz Group AG routinely forward the relevant information (including, for

example, nationality and remitting bank) for you to us so that we can maintain the share register. This is carried out via Clearstream Banking Frankfurt, the central securities depository that performs the technical processing for security transactions and stores the shares for the credit institutions and other intermediaries. If you sell Mercedes-Benz Group shares, we are also notified of this via Clearstream Banking Frankfurt.

As a shareholder entered in the share register, you can register for the General Meeting of Mercedes-Benz Group AG, cast absentee votes or issue proxy voting authorization in writing or via electronic media ("text form") or electronically via the e-service.

The e-service also allows you to notify us of changes to addresses and e-mail addresses in order to receive general meeting materials electronically and/or to receive personalized information. With our service, you are also able to directly see the key information recorded for you in the share register online. Moreover, you can use the e-service to contact our General Meeting Service directly to register for the virtual General Meeting, to submit absentee votes or to issue proxy and voting instructions to the Company-appointed proxies. As a shareholder entered in the share register, you can also use the e-service to follow the transmission of the entire virtual General Shareholders' Meeting in sound and vision. Furthermore, you have the option of submitting a video message that can be published in the e-service under your name.

We use personal data received from your intermediaries as well as personal data provided by you or which in any other way is collected from you via the e-service to update our share register based on your information and to prepare, conduct, and follow up on the virtual General Meeting, in particular to process the registration and connection of shareholders and their proxies to the virtual General Meeting (e.g., to check authorization to exercise shareholder rights and to track the transmission via the e-service, to send access data), to make the e-service available to you, and to enable you as a shareholder to exercise your rights at or in connection with the General Meeting. The processing of your personal data is legally mandatory for you to vote and for the virtual General Meeting to be conducted properly in accordance with the provisions of the AktG.

If, in accordance with Section 1 Subsection 2 of the COVID-19 Act in conjunction with the requirements in the notice convening the virtual General Meeting, you submit any questions via the e-service in advance of the General Meeting or object to any resolutions of the General Meeting via the e-service during the virtual General Meeting, we process your shareholder number, as well as your or a proxy's name and address in order to process the questions or objections. If your questions are dealt with during the virtual General Meeting or published in advance on the Company's website, your name may be mentioned if you expressly requested that your name be mentioned when sending your questions.

Furthermore, we process your personal data to fulfil our legal obligations towards shareholders and their proxies. In particular, we also process your voting behaviour if you or your proxy exercise your voting rights before or during the virtual General Meeting to ensure the proper adoption of resolutions and valuation of votes at the virtual General Meeting.

If you use the option to submit a video message in advance of the virtual General Meeting via the e-service, we will process your contribution as well as the submitting shareholder number, shareholder name, number of shares held, e-mail address and telephone number in order to contact you via our service provider and to check whether the contribution you have submitted meets our eligibility criteria, and to make your contribution accessible on the e-service with your name. After the end of the General Meeting, the video messages are no longer available in the e-service and will be deleted.

If you attend our virtual General Meeting as a guest, we process the following data about you: Name, address, and individual access data for the e-service (guest card or access number and PIN).

The legal basis for processing your personal data and the personal data of proxies is Article 6 (1c) of the GDPR in conjunction with Section 67e Subsection 1 of the AktG and our obligations under stock corporation law pursuant to Sections 67, 118 et seqq. of the AktG and, where applicable, in conjunction with Section 1 Subsection 2 sentence 1 no. 2 – 4 of the COVID-19 Act. Personal data beyond the information required by Sections 67 and 67e Subsection 1 of the AktG (such as processing your data in connection with the submission of video messages) is processed on the basis of Article 6 (1f) of the GDPR. The legitimate interest is to provide you with easy access to your data, to offer you selected services in the e-service, including the opportunity to participate by submitting a video message in as close to real life as possible, and to provide you with or send you documents electronically if necessary.

In connection with preparing, conducting and following up on the virtual General Meeting, we may also transmit your data to our legal advisers, tax advisers or auditors, as we have a legitimate interest in organising the virtual General Meeting in accordance with the relevant legal provisions and in obtaining external advice for this purpose. The legal basis for this processing is Article 6 (1f) of the GDPR.

b) Processing for the fulfilment of other legal obligations

Your personal data will also be processed to fulfil any legal reporting and publication obligations. In addition, your personal data may also be processed to satisfy further legal obligations such as regulatory requirements as well as retention obligations under stock corporation law, commercial law and tax law. We are required, for example, to record the power of attorney granted to the proxy designated by us for the General Meeting so that it can be verified for a period of three years. The relevant statutory provisions in conjunction with Article 6 (1c) of the GDPR serve as the legal basis for processing data in these cases.

c) Communicating with shareholders, providing corporate information and maintaining shareholder contact (investor relations)

In addition, we process your data to communicate with you as a shareholder. In particular, we use your e-mail address to send you information relevant under securities law, such as the notice convening the General Meeting, if you have expressly consented to the transmission of such information by means of remote data transmission in accordance with Section 49 Subsection 3 no.

1d) of the German Securities Trading Act (WpHG) or have not objected to a request for consent in text form within a reasonable period of time and have not withdrawn your consent at a later date. Your personal data may also be processed for the purpose of providing corporate information and maintaining contact with our shareholders (investor relations). The legal basis for this processing is Article 6 (1c) of the GDPR in conjunction with Section 67e Subsection 1 of the AktG.

5. To which categories of recipients will we potentially forward your data?

External service providers:

We partly use external service providers for the administration and technical management of the share register, as well as for preparing and conducting the General Meetings. Our partners are companies in the following categories: service providers for maintaining the share register, IT service providers, service providers for preparing and conducting the General Meetings and their subcontractors.

Other recipients:

We may also send your personal data to other recipients such as public authorities in order to meet statutory disclosure obligations (e.g., if a legally specified voting-rights threshold is exceeded, or to financial authorities or law enforcement agencies). Within Mercedes-Benz Group AG, employees have access to your personal data if that is necessary to fulfil our duties to you.

In connection with preparing, conducting and following up on the General Meeting, we may also transfer your personal data to our legal advisers, tax advisers or auditors.

If a shareholder demands any items to be included on the agenda, such items will be announced by us by indicating the name of the shareholder, provided the requirements under stock corporation law are met. We will also publish shareholders' countermotions and election proposals on the Company's website in accordance with stock corporation law by indicating the name of the shareholder, provided the requirements are met.

If you as a shareholder use the option to submit questions, and your questions are dealt with during the virtual General Meeting or published in advance on the Company's website, your name will be mentioned if you expressly requested that your name be mentioned when sending your questions. Your name together with your question can then be noted by all participants at the General Meeting or, if published on the Company's website, potentially by any internet user worldwide.

If you use the option to submit video messages and your video message is published on the e-service, all duly registered shareholders and their proxies will be able to note your video message and your name.

6. How long do we store your data?

We generally delete your personal data as soon as it is no longer required for the aforementioned purposes, unless we are obliged by law to provide proof and keep records (e.g., under the German Stock Corporation Act, the German Commercial Code, the German Fiscal Code). The storage period for personal data recorded in conjunction with General Meetings is generally 3 years, unless a shorter storage period, e. g. pursuant to Section 67e Subsection 2 AktG is legally required.

Countermotions and election proposals are stored for 5 years. Beyond that, we store personal data only under special circumstances, if required to do so in connection with claims asserted against our Company.

7. Data sources

We, or the service providers commissioned by us, receive the personal data of the shareholders either from the shareholders themselves, or via Clearstream Banking Frankfurt from the credit institutions or other intermediaries of the shareholders.

If you act as a proxy for a shareholder, we will receive your personal data from the shareholder who has granted you power of attorney and directly from you if your behaviour during the virtual General Meeting or your use of the e-service is affected.

8. How do we transfer data to non-European countries?

Should we transmit personal data to service providers or other recipients outside the European Economic Area (EEA), this transmission only occurs if the European Commission has confirmed that the third country has an adequate level of data protection or if other appropriate data protection safeguards are in place.

9. What rights do you have as a data subject?

You have the following rights as a data subject – where the statutory requirements have been met – in connection with the processing of your personal data:

- the right to access information about the data stored by us (Art. 15 GDPR);
- the right to have your data rectified (Art. 16 GDPR);
- the right to have your data erased (Art. 17 GDPR);
- the right to restrict the processing of your data (Art. 18 GDPR);
- the right to data portability (Art. 20 GDPR);
- the right to lodge a complaint with a supervisory authority (Art. 77 GDPR).

Insofar as we process your data to protect the legitimate interests of Mercedes-Benz Group AG or a third party, you are entitled to object to this processing for reasons that arise from your particular situation. In this case, we will no longer process your personal data unless we can provide evidence of compelling legitimate grounds for the processing that override your interests, rights and freedoms or if processing serves the purpose of asserting, exercising or defending legal claims (Art. 21 GDPR).

If we process your personal data on the basis of consent you have given us, you have the right to withdraw that consent at any time with effect for the future. This does not affect the lawfulness of the processing of your personal data until withdrawal. The withdrawal is to be addressed to the aforementioned controller.

10. Would you like to assert your rights?

You have the option of contacting our Data Protection Officer (above, point 2) or a relevant data protection supervisory authority to assert your rights.