

## External communication events with journalists, press/media officers and/ or analysts and investors

The processing of personal data is subject to the EU General Data Protection Regulation (GDPR) and the Telecommunications Digital Services Data Protection Act (TDDDG). This data protection notice informs you how Fresenius SE & Co. KGaA ("we" or "Fresenius") process personal data and information in your terminal equipment (e.g. laptop or smartphone) as a visitor ("you") when using the website (<https://de.vistream.online/>, <https://en.vistream.online/>, <https://services.choruscall.it/>, <https://fresenius.prio-gmbh.de/>) as well as personal data about you as a participant ("you") of external communication events and which data are involved.

"Personal data" means all information about you as a data subject.

"Processing" means any operation performed on personal data, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

In this data protection notice, we explain to you in detail, in particular:

- who is responsible for the processing of your personal data and whom you can contact if you have questions or wish to make a complaint (Section 1);
- how we collect your personal data, what personal data we collect, for what purposes we process these personal data, which legal bases we rely on in this regard and how long we store your personal data (Section 2);
- to whom we may transfer your personal data (Section 3);
- how you can update, correct or delete your personal data and exercise other rights in relation to your personal data (Section 4).

### 1. Controller and contact details

The controller responsible for the processing of your personal data is: Fresenius SE & Co. KGaA, Else-Kröner-Strasse 1, 61352 Bad Homburg, Germany. Corporate Communications email for journalists and press/media officers: [pr-fre@fresenius.com](mailto:pr-fre@fresenius.com)

Investor Relations email for analysts and investors: [ir-fre@fresenius.com](mailto:ir-fre@fresenius.com) According to the GDPR, we are obliged to provide you with the contact details of the data protection officer. You can contact the data protection officer by sending a letter to the postal address of the controller for the attention of the Data Protection Department or by email via [dataprotection@fresenius.com](mailto:dataprotection@fresenius.com).

### 2. Processing of personal data

Eligible participants are invited by Fresenius based on the already provided data by you (e. g. name, surname, email address) to receive our external communication. The purpose of the processing is to provide information about Fresenius. The processing is based either on Art. 6 (1) (a) GDPR or on Art. 6 (1) (f) GDPR in conjunction with § 7 (3) UWG. Your data will be kept for as long as you wish to receive or object to receipt our external communication. This applies for on-site events and webcasts as well as telephone conferences as further specified below.

#### 2.1 Additional processing in the context of participation in an on-site event (e.g. annual press conference, capital markets day)

Additional registration by providing certain data (e.g. organisational data such as company, department, role/function and name, surname, email address as concrete contact data) is required for participation in an on-site event. We process the personal data received from your registration for the purpose of the participation in the concrete on-site event and related admission control. Statistics that include participant data help us to improve the organisation of events and enhance the participant experience.

Additional processing of your personal data takes place based on the use of the website to register for the capital markets day. To register, a user account is created for every eligible participant using the participants' business e-mail address. An individual password must be chosen by the participant to enter the dedicated registration process. To participate in the on-site capital markets day, participants must register providing first and last name and the company where the participant is employed.

The processing is based on Art. 6 (1) (b) GDPR. Your personal data will be deleted 90 days after the on-site event has taken place.

Each on-site event including the Question & Answer session ("Q&A") with regard to active participants (e. g. journalists and press/media officers, analysts and investors) will be live webcasted, recorded and transcribed. The recording will be taken for documentation and marketing purposes and published on Fresenius websites and without the Q&A on the social network channel YouTube. Use of the recorded Q&A is based on the legitimate interest in documentation and marketing as part of external communication such as follow-up reporting or advertising for subsequent events (Art. 6 (1) (f) GDPR). When processing recordings, our legitimate interests prevail, since the data subject is recorded voluntarily, based on the possibility to ask a question or place a statement. The recorded and transcribed Q&A of the annual press conference will be deleted after one year. The recorded and transcribed Q&A of the capital markets day will be deleted after three years.

Please be aware that choosing seats in the first row may result in an identifying recording that is primarily taken from the active participants.

Records are taken at the conference to depict the atmosphere e. g. of a room total. These records will be published for documentation and marketing purposes on Fresenius websites and on the social network channel YouTube. Use is based on the legitimate interest in documentation and marketing as part of external communication such as follow-up reporting or advertising for subsequent events (Art. 6 (1) (f) GDPR). When processing records, our legitimate interests prevail, since the data subject is not the focus, but is depicted as an accessory. We check at regular intervals whether the records are still required for the above-mentioned purposes. If the necessity no longer exists, the records will be deleted.

#### 2.2 Additional processing in the context of participation in a webcast (e.g., analyst calls, annual press conference, capital markets day)

An audio or video webcast takes place virtually and is accessible via a website by providing certain data (organisational data such as company and name, surname, email address as concrete contact data). We process the personal data for the purpose of the participation in the concrete webcast and the possibility to access the webcast for a period of 12 months. Statistics that include participant data help us to improve the organisation of events and enhance the participant experience. The processing is based on Art. 6 (1) (b) GDPR. Technical metadata (e.g., the IP address) is also stored for the purpose of conducting the webcast. We process personal data for purposes of abuse detection and tracking. In accordance with Article 6 (1) (f) GDPR, the legal basis for data processing is our legitimate interest in providing and organising the webcast and ensuring the security and functionality of the website including the webcast and its proper use. Your personal data processed within the context of a concrete webcast will be deleted at the latest 13 months after the webcast has taken place.

Each Q&A with regard to active participants (e. g. journalists and press/media officers) within a video webcast will be recorded as video or audio, depending on the decision how to submit a question, and transcribed. The recording will be taken for documentation and marketing purposes and published on Fresenius websites and without the Q&A on the social network channel YouTube. Use of the recorded Q&A is based on the legitimate interest in documentation and marketing as part of external communication such as follow-up reporting or advertising for subsequent events (Art. 6 (1) (f) GDPR). When processing recordings, our legitimate interests prevail, since the data subject is recorded voluntarily, based on the possibility to ask a question or place a statement. The recorded and transcribed Q&A will be deleted after one year.

#### 2.3 Additional processing in the context of participation in a telephone conference (e.g., analyst calls, capital markets day)

The dial in details to access a telephone conference are provided by email after pre-registration on a website by providing certain data (organisational data such as company and name, surname, email address as concrete contact data). We process the personal data for the purpose of the participation in the concrete telephone conference. Statistics that include participant data help us to improve the organisation of events and enhance the participant experience. The processing is based on Art. 6 (1) (b) GDPR. Your personal data processed within the context of a concrete telephone conference will be deleted 90 days after the telephone conference has taken place.

**External communication events with journalists, press/media officers and/ or analysts and investors**

Each Q&A with regard to active participants (e. g. analysts and investors) within a telephone conference will be webcasted, recorded and transcribed. The recording will be taken for documentation and marketing purposes and published on Fresenius websites and without the Q&A on the social network channel YouTube. Use of the recorded Q&A is based on the legitimate interest in documentation and marketing as part of external communication such as follow-up reporting or advertising for subsequent events (Art. 6 (1) (1) (f) GDPR). When processing recordings, our legitimate interests prevail, since the data subject is recorded voluntarily, based on the possibility to ask a question or place a statement. The recorded and transcribed Q&A will be deleted after one year.

**2.4 Additional processing of your personal data based on the use of the website to access a webcast, to take part in a telephone conference or to register for the capital markets day**

**2.4.1 Recording of technical characteristics when visiting the website**

We collect information about your visit to our website, as we do with most other websites. When you visit our website, the web server temporarily records

- the domain name or IP address of your computer,
- the file request of the client (file name and URL),
- the http response code,
- the website from which you are visiting us,
- which Internet browser and which operating system you are using,
- the nature of your device,
- the date of your visit,
- as well as how long you've been here.

Your IP address is only recorded anonymously - shortened by the last block of numbers (octet).

The logging of data is necessary for navigation through the pages and use of essential functions (section 25 (2) (2) TDDDSG, Article 6 (1) (1) (b) GDPR). In addition, the data is used for the purpose of detecting and tracking abuse on the basis of the legitimate interests of data security and the functionality of the service (Article 6 (1) (1) (f) GDPR, section 25 (2) (2) TDDDSG). In particular, no overriding interest of the data subject is opposed to a use for the defense against attempted attacks on our web server to ensure proper use. The data will neither be used for the creation of individual profiles nor passed on to third parties and will be deleted after seven days at the latest.

**2.4.2 Usage of Cookies**

When you visit a website, it may retrieve or store information about your browser. This usually takes the form of cookies and similar technologies. These are small text files that are stored locally on your device by your web browser. This can be information about you, your settings or your device. In most cases, the information is used to ensure that the website functions as expected. This information does not normally identify you directly. However, blocking certain types of cookies may result in a compromised experience with the website and services we provide.

We only use cookies that are absolutely necessary so that you can navigate through the pages and use essential functions. They enable basic functions, such as access to secure areas or setting your privacy preferences. The legal basis for these cookies is section 25 (2) (2) TDDDSG, Article 6 (1) (1) (b) GDPR. If you block these cookies via your browser settings, some or all of these functions may not work properly.

services.choruscall	JSESSIONID	First Party	Browser Session
Streamstudio.world-television	BIGipServer,STST_BCNAME, browserAnalyser,wtv_referer, test_cookie	First Party	Browser Session
Streamstudio.world-television	STST_AUTH	First Party	6 hours
Streamstudio.world-television	wtv_s, wtv_u	First Party	12 months
Streamstudio.world-television	wtv_u_CO, wtv_u_CS0	First Party	13 months
tms2024.prio-gmbh	jomla_user_state	First Party	Browser Session
tms2024.prio-gmbh	jomla_remeber_me	First Party	14 days

**2.5 If you provide Fresenius with information by making a general contact**

For the purpose of communicating with you, we process personal data that you provide when contacting us (in particular name, company, business contact details, content and nature of your enquiry). This is done on the basis of legitimate interest in external communication (Art. 6 (1) (1) (f) GDPR). In particular, as you have contacted us, there is no overriding interest of the data subject to the contrary. The data will be deleted after six months unless the processing of your request is not yet completed.

**3. Possible recipients of personal data**

In order to fulfill the aforementioned purposes, we may share your personal data in whole or in part with other group companies and/or service providers. In addition, the following categories of recipients may receive your personal data:

- Authorities, courts, parties to a legal dispute or their designees to whom we are required to provide your personal data by applicable law, regulation, legal process or enforceable governmental order, e.g., tax and customs authorities, regulatory authorities and their designees, financial market regulators, public registries;
- auditors or external consultants such as lawyers, tax advisors, insurers or banks, and
- another company in the event of a change of ownership, merger, acquisition or disposal of assets.

**3.1 International data transfers**

In order to fulfill the aforementioned purpose, we may transfer your personal data to recipients outside Germany. Transfers within the European Economic Area (EEA) always take place in accordance with the uniform EU data protection level.

Transfers to third countries are always carried out in compliance with the supplementary requirements of Article 44 et seq. GDPR.

Your personal data may be transferred to certain third countries for which an adequacy decision of the EU Commission determines that an adequate level of protection exists in accordance with the uniform EU level of data protection. The full list of these countries is available here (<https://ec.europa.eu/info/law/law-topic/data-protection/international-dimension-data-protection/adequacy-decisions>).

As a rule, EU standard contractual clauses ("SCC") are concluded with the recipient for transfers to other third countries. These have been issued by the EU Commission to safeguard such international data transfers and a copy can be requested via [dataprotection@fresenius.com](mailto:dataprotection@fresenius.com).

Cookie Subgroup	Cookies	Cookies used	Lifespan
vistream.online	Sid, fw	First Party	Browser Session
vistream.online	utoken-	First Party	14 days

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To transfer personal data outside the EEA among group companies of the business segments Fresenius Kabi (Fresenius Kabi AG and its affiliated companies) and Fresenius Corporate, we implemented binding corporate rules ("BCR") approved by the data protection authorities in accordance with Article 47 GDPR. A copy of the BCR is available on our website (<https://www.fresenius.com/data-protection>). Ultimately, personal data may be transferred on the basis of an exceptional circumstance under Article 49 GDPR.

**4. Your rights**

According to the GDPR you are entitled to various rights. You have the right to access your personal data (Article 15 GDPR, section 34 et seq. BDSG), to correct incorrect personal data (Article 16 GDPR), to delete your personal data under certain circumstances (Article 17 GDPR, section 34 et seq. BDSG) and to restrict the processing of your personal data under certain circumstances (Article 18 GDPR).

**Right to object on a case-by-case basis**

In case the processing is based on Article 6 (1) (1) (e) or (f) GDPR including profiling based on those provisions, you have the right to object to the processing of your personal data on grounds relating to your particular situation (Article 21 (1) GDPR).

You also have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or of an alleged infringement of the GDPR (Article 77 GDPR in conjunction with section 19 BDSG). The competent data protection authority for Fresenius is "Der Hessische Beauftragte für Datenschutz und Informationsfreiheit", Postfach 3163, 65021 Wiesbaden. The right of appeal is without prejudice to any other administrative or judicial remedy. If you have any questions about data protection at Fresenius, please contact [dataprotection@fresenius.com](mailto:dataprotection@fresenius.com).