

Data protection notice

ADVA Optical Networking SE takes the protection of personal data very seriously. In the following, we inform you and, as applicable, your authorized representative about the processing of your and, as applicable, your authorized representative's personal data when registering for and participating in the virtual shareholders' meeting.

1. **Who is responsible for the processing of personal data?**

ADVA Optical Networking SE ("**ADVA**" or "**we**") is the controller of the personal data within the meaning of the EU General Data Protection Regulation ("**GDPR**").

2. **How can ADVA and the data protection officer be contacted?**

You can contact ADVA at any time using the following contact details:

ADVA Optical Networking SE
Fraunhoferstraße 9A
82152 Planegg-Martinsried
Tel.: +49 (0) 89 890 665 0
E-Mail: dataprotection@adva.com

You can contact our data protection officer at any time using the following contact details:

ADVA Optical Networking SE
Data Protection Officer
Fraunhoferstraße 9A
82152 Planegg-Martinsried
Tel.: +49 (0) 89 890 665 0
Fax: +49(0)89 890 665 199
E-Mail: dataprotection@adva.com

3. **Which personal data is collected and processed? For what purposes and on what legal basis is it used?**

If you decide to participate in the virtual shareholders' meeting, we will collect the personal data required for your registration from your custodian bank, i.e. first name, surname, form of address (e.g. Mr., Mrs.), if applicable title (e.g. Dr.), residential address (consisting of country, city, postcode, street, house number), if applicable, different shipping address (with the same information as residential address), if applicable, email address and custodian bank, as well as the proof of shareholdings. We also process your personal access data for the shareholder portal. We process your personal data solely for the purpose of enabling you to participate in and exercise your rights at the virtual shareholders' meeting.

If you authorize another person to follow the virtual shareholders' meeting and/or to exercise the rights associated with it (your authorized representative), ADVA will process the name and address of your authorized representative to ensure the proper conduct of the shareholders' meeting, in particular to create the list of participants. In this case, you must inform your authorized representative about the processing of his/her personal data by ADVA by means of this data protection notice.

We base the processing of your and, as applicable, your authorized representative's personal data on safeguarding our legitimate interests in the proper conduct of the shareholders' meeting (Art. 6 (1) lit. f) GDPR) as well as the necessity to comply with our legal obligations (Art. 6 (1) lit. c) GDPR in conjunction with Sections 121 et seq. German Stock Corporation Act – *Aktiengesetz* - AktG).

4. **To whom will the personal data be disclosed?**

ADVA uses external service providers for the organization of the shareholders' meeting, who provide us with technical support in handling the registration and conducting the shareholders' meeting. The processing of the personal data by the service providers is exclusively on our behalf and in accordance with our instructions. ADVA only discloses to the service providers such personal data as is necessary to perform the service as instructed. The service providers process the data within the European Union (EU) and the European Economic Area (EEA). In addition, the personal data is disclosed to shareholders and shareholders' representatives in connection with the shareholders' meeting in accordance with statutory provisions. Insofar as the shareholders and shareholders' representatives are located outside the EU or the EEA, we base the disclosure on the necessity of the disclosure in order to fulfil the contractual relationship between you and ADVA (Art. 49 (1) sentence 1 lit. b) GDPR) as well as on the legitimate interests of the shareholders and shareholders' representatives in the access of the list of participants (Art. 49 (1) sentence 1 lit. g) GDPR in conjunction with Section 129 (4) AktG).

5. **For how long will the data be stored?**

The personal data will be stored for a period of up to two years and deleted thereafter, unless longer storage is necessary to comply with legal obligations of ADVA and/or to establish, exercise and/or defend legal claims.

6. **What are the rights do I have?**

As far as you and, as applicable, your authorized representative are affected by a data processing by ADVA, you have the right with regard to your personal data and, as applicable, your authorized representative has the right with regard to his/her personal data in accordance with the legal provisions:

- to obtain information on the personal data processed and to obtain a copy of such data (right of access);
- to obtain the rectification of any inaccurate personal data and, having regard to the purposes of the processing, the completion of incomplete personal data (right to rectification);
- if there are legitimate reasons, to request the deletion of the personal data (right to erasure);
- to request the restriction of the processing of the personal data, if the legal requirements are met (right to restriction of processing);
- if the legal requirements are met, to receive the personal data provided by you or your authorized representative in a structured, commonly used and machine-readable format and to transfer this personal data to another controller or, if technically feasible, to have it transferred by ADVA (right to data portability); and
- not to be subject to a decision based solely on automated processing. An automated decision making process is not carried out by ADVA

You and, as applicable, your authorized representative, also have the right to object, in accordance with the statutory provisions, to the processing of personal data, which is necessary for the purpose of ADVA's legitimate interests, on grounds relating to your or your authorized representative's particular situation (right to object). If the data processing is based on consent

you or your authorized representative can withdraw the consent at any time with effect for the future.

In order to exercise the rights (including the withdrawal of your consent), as well as in the event of questions regarding the processing of your personal data, please contact our data protection officer at the contact details listed in section 2. Without prejudice to other legal remedies, you and, as applicable, your authorized representative also have the right to lodge a complaint with a supervisory authority at any time.