

Brait Societas Europaea (the “**Company**”) may, itself or through the use of service providers, collect, store on computer systems or otherwise and further process, by electronic or other means, personal data (i.e. any information relating to an identified or identifiable natural person) concerning its shareholders (the “**Shareholders**”), customers (“**Customers**”) and their representative(s) (including, without limitation, legal representatives and authorised signatories), persons discharging managerial responsibilities and persons closely associated to such persons (as defined in the EU Market Abuse Regulation (Regulation (EU) No. 596/2014 of the European Parliament and of the Council of 16 April 2014) (the “**MAR**”)) employees, directors, officers, trustees, settlors, their shareholders and/or unitholders, nominees and/or ultimate beneficial owner(s), as applicable (“**Data Subjects**”).

In this notice, “**we**”, “**us**” or “**our**” shall refer to the Company and “**you**” or “**your**” shall refer to the Shareholder(s).

## 1. WHO IS THE CONTROLLER OF YOUR PERSONAL DATA AND WHO ARE THE PROCESSORS PROCESSING PERSONAL DATA ON BEHALF OF THE CONTROLLER?

To achieve the Purposes (as defined under section 3 below) and comply with the Regulatory Obligations (as defined under section 3 below), Personal Data provided or collected in connection with the holding of ordinary shares of the Company (“**Ordinary Shares**”) may be disclosed by the Company, which is incorporated in Malta, having its office registered at 4th Floor, Avantech Building, St Julian’s Road, San Gwann, SGN 2805, Malta, registered with the Malta Registry of Companies under registration number SE1, as a data controller to, and/or accessed and processed by, Maitland Luxembourg S.A. (in its capacity as Luxembourg Registrar and Transfer Agent), Computershare Investor Services (Pty) Ltd. (in its capacity as South African Transfer Secretaries), Rand Merchant Bank, a division of FirstRand Bank Limited (in its capacity as JSE Sponsor), Maitland Malta Limited (in its capacity as Company Secretary and Corporate Administrator), Brait South Africa Proprietary Limited (in its capacity as Corporate Advisor), Brait Advisory Services UK Limited (in its capacity as Corporate Advisor), Brait Mauritius Limited (as subsidiary) and, service providers located in Malta operating in the Legal, Audit and IT and Communication fields and being in charge of the administration of the distribution lists and the communication, publication, distribution and regulatory filing (as may be required) of legal and/or financial information (whether periodic or ad hoc) from the Company and other potential service providers of the Company (including but not limited to their respective information technology providers), an IT service provider located in the European Union providing IT support services and any of the foregoing respective agents, delegates, affiliates, subcontractors and/or their successors and assigns, acting as processors on behalf of the Company (the “**Processors**”).

In certain circumstances, the Processors may also process Personal Data of Data Subjects as controllers, in particular for compliance with their legal obligations in accordance with laws and regulations applicable to them (such as anti-money laundering identification) and/or order of any competent jurisdiction, court, governmental, supervisory or regulatory bodies, including tax authorities.

The Company and Processors will process Personal Data in accordance with Regulation (EU) 2016/679 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 (the “**General Data Protection Regulation**”), as well as any law or regulation relating to the protection of personal data applicable to them, as any of such instruments may be modified or complemented from time to time (together the “**Data Protection Legislation**”).

## 2. WHAT PERSONAL DATA DO WE COLLECT OR RECEIVE?

We may collect and process data relating to you during the course of our relationship with you. Where you are a Shareholder or Customer, such data may include, your name and contact details, including your address, phone number and email address; date of birth; nationality; bank account details, including your account number and sort code; your tax details; a statement of the Ordinary Shares held by you in the Company and the amount paid on the shares, voting rights attached to Ordinary Shares; voting results at general meetings, details regarding dividend, interest or any other moneys paid to you where relevant; the date on which you were entered onto the Company's register of members, the date on which you cease to be a shareholder in the Company, any other personal information you have provided directly to us, and any other Personal Data that is necessary to the Company and Processors for the purposes described below ("Personal Data").

Personal Data is collected directly from the Data Subjects by the Company and Processors or is collected by the Company and/or Processors through Maitland Luxembourg S.A. and/or Computershare Investor Services (Pty) Ltd. (in its capacity as South African Transfer Secretaries), Brait South Africa Proprietary Limited (as Corporate Advisor) and/or Brait Advisory Services UK Limited (as Corporate Advisor).

## 3. FOR WHICH PURPOSES DO WE PROCESS YOUR PERSONAL DATA AND ON WHICH LEGAL BASES?

Personal Data will be processed by the Company and Processors for the purposes of:

- i. maintaining and administering the Company's register of members;
- ii. filing annual returns, associated financial statements and other statutory filings with the Malta Registrar of Companies, the Malta International Tax Unit and the Malta Financial Services Authority;
- iii. analysing beneficial and legal shareholdings for tax and jurisdictional purposes and/or to facilitate Shareholder consultations or proxy solicitations;
- iv. maintaining records of member meetings, votes and resolutions and providing voting and proxy services;
- v. offering shareholder and investor services;
- vi. contacting you in order to give you notice of Company meetings and to provide you with Company documents;
- vii. soliciting voting proxies in relation to resolutions being put to members at a Company meeting;
- viii. engaging in consultations with Shareholders on Company issues;
- ix. determining whether you would like to participate in certain equity offerings such as private placements, rights offerings, etc.;
- x. processing Shareholder requests in relation to change of address, change of mandate and/or merging shareholdings;
- xi. dealing with notifications of the death of a shareholder;
- xii. paying you a dividend, interest or any other moneys payable where relevant;
- xiii. processing the purchase or sale of shares in the Company and registering transfers of Ordinary Shares;
- xiv. any reorganisation of the share capital of the Company which affects your rights as a Shareholder;
- xv. anti-money laundering, fraud prevention, investigation and detection; facilitating or implementing a business re-organisation or a transfer/sale of all or part of our assets or business of the Company or a general investment;
- xvi. dealing with routine correspondence with the Malta Registrar of Companies and handling shareholders' or their agent's enquiries via telephone, letter or email;
- xvii. establishing, exercising or defending legal claims;

- xviii. making filings with the Malta Financial Services Authority and the Luxembourg Commission de Surveillance du Secteur Financier and publishing information on the Luxembourg Stock Exchange and Company websites in accordance with the MAR; or
- xix. complying with any obligations imposed on the Company by applicable law and other related services rendered by any service provider of the Controller and Processors in connection with your holding of Ordinary Shares,

(together, the “**Purposes**”).

Personal Data will also be processed by the Company and Processors to comply with legal or regulatory obligations applicable to them and to pursue their legitimate business interests or to carry out any other form of cooperation with supervisory authorities including but not limited to complying with market abuse law and regulations and any other applicable laws and regulations on transparency requirements for issuers to the extent applicable to the Company (“**Compliance Obligations**”).

Communications (including any form of correspondence and e-mails but excluding telephone conversations) are recorded by the Company where necessary for the performance of a task carried out in the public interest or where appropriate to pursue the Company’s legitimate interests, including:

- i. for record keeping as proof of a transaction or related communication in the event of a disagreement;
- ii. for processing and verification of instructions;
- iii. for investigation and fraud prevention purposes;
- iv. to enforce or defend the Company’s and Processors’ interests or rights in compliance with any legal obligation to which they are subject; and
- v. for quality, business analysis, training and related purposes to improve the Company’s and Processors’ relationship with the Shareholders in general.

Such recordings will be processed in accordance with Data Protection Legislation and shall not be released to third parties, except in cases where the Company and/or Processors are compelled or entitled by laws or regulations applicable to them or court order to do so. Such recordings may be produced in court or other legal proceedings and permitted as evidence with the same value as a written document. The absence of recordings may not in any way be used against the Company and Processors.

The Company and Processors will collect, use, store, retain, transfer and/or otherwise process Personal Data:

- i. as a result of the holding by Shareholders of Ordinary Shares where necessary to perform the Purposes;
- ii. where necessary to comply with a legal or regulatory obligation of the Company and/or the Processors; and/or
- iii. where necessary for the performance of a task carried out in the public interest; and/or
- iv. where necessary for the purposes of the legitimate interests pursued by the Company or by Processors, which mainly consist in the performance of the Purposes, including complying with the Compliance Obligations and/or any order of any court, government, supervisory, regulatory or tax authority.

#### 4. WHO WE SHARE YOUR PERSONAL DATA WITH?

Personal Data will only be disclosed to, and/or transferred to, and/or otherwise accessed by the Processors as well as any court, governmental, supervisory or regulatory bodies (including the Malta Financial Services Authority, Malta Registrar of Companies and the Commission de Surveillance du Secteur Financier, the Luxembourg supervisory authority), (the “**Authorised Recipients**”). In compliance with applicable laws and

regulations, certain Personal Data regarding the significant shareholders are made available to the public via the Company's and the Luxembourg Stock Exchange's websites and/or its financial reports and/or the publication of an announcement by the Company.

The Company undertakes not to transfer Personal Data to any third parties other than the Authorised Recipients, except as disclosed to Shareholders from time to time or if required by applicable laws and regulations applicable to them or, by any order from a court, governmental, supervisory or regulatory body, including tax authorities or:

- i. to third parties who we engage to provide services to us, such as professional advisers, auditors and outsourced service providers;
- ii. to our investment manager, its affiliates and their respective service providers from time to time;
- iii. to our depository and custodian and its service providers;
- iv. to our sponsor, broker and financial advisors;
- v. to other members of our corporate group;
- vi. to financial intermediaries and lenders;
- vii. to business partners and/or possible acquirers of the company or investors (and our and/or their advisors);
- ix. advisors);

unless if in the legitimate interest of the Company.

By holding Ordinary Shares, the Shareholders acknowledge that Personal Data of Data Subjects may be processed for the Purposes and Compliance Obligations described above and in particular, that the transfer and disclosure of such Personal Data may be made to the Authorised Recipients, including the Processors, some of which are located outside of the European Union, including in Mauritius and South Africa, these countries being not subject to an adequacy decision of the European Commission and which legislation does not ensure a comparative level of protection as regards the processing of personal data. The Company will only transfer Personal Data of Data Subjects for performing the Purposes or for complying with the Compliance Obligations.

The Company will transfer Personal Data of the Data Subjects to the Authorised Recipients located outside of the European Union either:

- i. on the basis of standard data protection clauses approved by the European Commission (in compliance with Article 46.2 of the General Data Protection Regulation ); or
- ii. in the event it is required by any judgment of a court or tribunal or any decision of an administrative authority, Personal Data of Data Subjects will be transferred on the basis of an international agreement entered into between the European Union or a concerned member state and other jurisdictions worldwide or, in compliance with Article 49.1 of the General Data Protection Regulation; or
- iii. where necessary for the performance of the Purposes or for the implementation of pre-contractual measures taken at the Shareholders' request; or
- iv. where necessary for the Processors to perform their services rendered in connection with the Purposes which are in the interest of the Data Subjects; or
- v. where necessary for the establishment, exercise or defence of legal claims.

## **5. WHAT WE EXPECT FROM YOU AND REQUIREMENT TO PROVIDE DATA?**

Insofar as Personal Data is not provided by the Data Subjects themselves (including where Personal Data provided by the Shareholders include Personal Data concerning other Data Subjects), the Shareholders represent that they have authority to provide such Personal Data of other Data Subjects. If the Shareholders are not natural persons, they undertake and warrant to (i) adequately inform any such other Data Subject about the processing of their Personal Data and their related rights (as well as how to exercise them) as



described under this information notice, in accordance with the information requirements under the Data Protection Legislation and (ii) where necessary and appropriate, obtain in advance any consent that may be required for the processing of the Personal Data of other Data Subjects in accordance with the requirement of Data Protection Legislation. Any consent so obtained is documented in writing. Shareholders will indemnify and hold the Controller and the Processors harmless for and against all financial consequences arising from any breach of the above warranties.

Where you are a Shareholder of the Company, you are under a statutory obligation to provide us with certain personal information under the Companies Act (Cap. 386, Laws of Malta) (as amended), the Rules and Regulations of the Luxembourg Stock Exchange (as amended), and the MAR. You are also under a contractual obligation to provide us with certain personal information under the Company's Memorandum and Articles of Association. If you do not provide us with this personal information, you will be in breach of your applicable statutory and/or contractual obligations, and we may have such legal rights and remedies against you as are available under applicable law and/or the Company's Memorandum and Articles of Association.

## 6. WHAT ARE YOUR RIGHTS?

Data Subjects may request, in the manner and subject to the limitations prescribed in accordance with Data Protection Legislation:

- 6.1. access to and rectification or deletion of Personal Data concerning themselves,
- 6.2. a restriction or objection of processing of Personal Data concerning themselves; in particular, Data Subjects may at any time object, on request, to the processing of Personal Data concerning themselves for any processing carried out on the basis of the legitimate interests of the Controller or the Processors,
- 6.3. to receive Personal Data concerning themselves in a structured, commonly used and machine readable format or to transmit those Personal Data to another controller,
- 6.4. to obtain a copy of, or access to, the standard contractual clauses which have been entered into with Brait South Africa Proprietary Limited and Brait Mauritius Limited for transferring the Personal Data outside of the European Union ,
- 6.5. to obtain from us a copy of, or access to, any balancing test that has been conducted in relation to the processing of personal data based on legitimate interests.

Each Data Subject should address such requests to the Company to the attention of The Data Protection Officer via post mail at 4th Floor, Avantech Building, St Julian's Road, San Gwann, SGN 2805, Malta or via e-mail at [invest@brait.com](mailto:invest@brait.com).

The Shareholders are entitled to address any claim relating to the processing of their Personal Data carried out by the Company in relation with the performance of the Purposes or compliance with the Compliance Obligations by lodging a complaint with the relevant data protection supervisory authority (i.e. Office of the Information and Data Protection Commissioner in Malta).

The Company and Processors processing Personal Data on behalf of the Company will accept no liability with respect to any unauthorised third party receiving knowledge and/or having access to Personal Data, except in the event of proved negligence or wilful misconduct of the Company or such Processors.

## 7. FOR HOW LONG DO WE KEEP YOUR PERSONAL DATA?

Personal Data of Data Subjects will be retained by the Company until Shareholders cease to hold the Ordinary Shares and a subsequent period of 10 years thereafter after having being explicitly notified of such



event by the relevant Shareholder where necessary to comply with laws and regulations applicable to them or to establish, exercise or defend actual or potential legal claims, subject to the applicable statutes of limitation, unless a longer or shorter period is required by laws and regulations applicable to them. In any case, Personal Data of Data Subjects will not be retained for longer than necessary with regard to the Purposes and Compliance Obligations contemplated in this information notice, subject always to applicable legal minimum retention periods.

## **8. HOW WE WILL UPDATE THIS DATA PROTECTION INFORMATION NOTICE?**

Further (updated) information relating to the processing of Personal Data of Data Subjects may be provided or made available, on an ongoing basis, through additional documentation and/or, through any other communications channels, including electronic communication means, such as electronic mail, websites, portals or platform, as deemed appropriate to allow the Company and/or Processors to comply with their obligations of information according to Data Protection Legislation.

The latest version will always be available on our website: [www.brait.com](http://www.brait.com) in the Investors section.

## **9. COMPLAINTS**

If you are not happy with the way we have used your information or addressed your rights, you have the right to make a complaint to the Maltese Information and Data Protection Commissioner, Level 2, Airways House, High Street, Sliema SLM 1549, Malta, by email to: [dpc.info@idpc.org.mt](mailto:dpc.info@idpc.org.mt), or, alternatively submit a compliant online at: <https://idpc.org.mt/en/Pages/contact/complaints.aspx>