

**Supplementary information  
from Merck KGaA, Darmstadt, Germany  
on data privacy**

The legally compliant collection and processing of personal data of the shareholders and their proxies is of great importance to Merck KGaA, Darmstadt, Germany.

Responsible for data privacy:

**Merck KGaA  
Darmstadt, Germany  
Frankfurter Strasse 250  
64293 Darmstadt  
Germany**

Merck KGaA, Darmstadt, Germany's data protection officer can be reached at:

**Merck KGaA  
Darmstadt, Germany  
- Data Protection Officer -  
Frankfurter Strasse 250  
64293 Darmstadt  
Germany  
or E-Mail: [datenschutz@merckkgaa-darmstadt-germany.com](mailto:datenschutz@merckkgaa-darmstadt-germany.com)**

Purposes and legal bases of data collection and processing

Merck KGaA, Darmstadt, Germany, processes personal data (in particular surname, first name, address, e-mail address, number of shares, class of shares, type of share ownership, number of the access medium as well as – where applicable – surname, first name and address of the proxy authorized by the respective shareholder) on the basis of the applicable data privacy laws. The provisions of the General Data Protection Regulation (GDPR), the German Federal Data Protection Act (BDSG), the German Stock Corporation Act (AktG), and all other relevant legal provisions apply.

Merck KGaA, Darmstadt, Germany, uses the personal data for the purposes specified in the German Stock Corporation Act. The processing of personal data is absolutely necessary, in particular for exercising shareholder rights in connection with the virtual Annual General Meeting. If shareholders or their proxies contact the company, the company also processes the personal data required to respond to any requests (such as the contact details provided by the shareholder or proxy, e.g. e-

mail address or telephone number). In addition, the personal data may also be processed to fulfill other legal obligations, such as regulatory requirements and obligations under stock corporation, commercial and tax law to retain data. For example, when authorizing a proxy nominated by the company for the Annual General Meeting, it is mandatory that the data used to prove the authorization be verifiably recorded and stored for a period of three years in a manner protected against access (section 134 (3) sentence 5 AktG). The legal basis for the collection and processing pursuant to data protection law are the respective statutory provisions in conjunction with art. 6 (1) lit. c) GDPR.

Should it be intended to process the personal data for another purpose, all affected shareholders and their proxies shall be informed in advance within the framework of the statutory provisions.

#### Passing on the data

Merck KGaA, Darmstadt, Germany, uses Computershare Deutschland GmbH & Co. KG, Munich, Germany, as an external service provider. This external service provider receives from Merck KGaA, Darmstadt, Germany, only such personal data as are required for the execution of the service ordered and processes the data exclusively in accordance with the instructions of Merck KGaA, Darmstadt, Germany.

In addition, it may be necessary to transmit personal data to other recipients, insofar as this is necessary to fulfill legal obligations.

#### Period of data storage

For the data collected in connection with general meetings, the retention period is usually three years. Furthermore, Merck KGaA, Darmstadt, Germany, only stores personal data if this is necessary in connection with claims asserted against or by Merck KGaA, Darmstadt, Germany. In principle, the personal data will be deleted or anonymized as soon and insofar as they are no longer required for the above-mentioned purposes and Merck KGaA, Darmstadt, Germany, is not obligated to continue to store them pursuant to statutory evidence and retention requirements.

#### Rights of the individuals concerned

Shareholders and their proxies, in their capacity as individuals concerned, have the rights to information, correction, restriction, objection, and deletion as regards the collection and processing of their personal data as well as the right to data transmission in accordance with Chapter III of the GDPR. Shareholders and their proxies may assert these rights free of charge and at any time vis-à-vis Merck KGaA, Darmstadt, Germany, using the following contact data:

**Merck KGaA**  
**Darmstadt, Germany**  
**- HV-Büro -**  
**Frankfurter Strasse 250**  
**64293 Darmstadt**  
**Germany**  
**or E-Mail: [hauptversammlung@merckkgaa-darmstadt-germany.com](mailto:hauptversammlung@merckkgaa-darmstadt-germany.com)**

All shareholders and their proxies also have the right to appeal to the data protection supervisory authorities pursuant to Art. 77 GDPR.

The data protection supervisory authority responsible for Merck KGaA, Darmstadt, Germany, is:

**Der Hessische Datenschutzbeauftragte**  
**Postfach 3163**  
**65021 Wiesbaden**  
**Phone: +49 611 1408-119**  
**E-Mail: [Poststelle@datenschutz.hessen.de](mailto:Poststelle@datenschutz.hessen.de)**