

Data Protection Information for Data Subjects Making a Data Subject Request

If you contact us with a request regarding your rights as a data subject under the General-Data-Protection-Regulation, Fresenius SE & Co. KGaA (“**we**” or “**Fresenius**”) will process certain personal data.

By “**personal data**” we mean any information related to you.

By “**processing**” we mean any operation which is performed on personal data, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

We take the protection of your personal data very seriously. All processing of personal data by us is governed by the General Data Protection Regulation of the European Union (“**GDPR**”). This Data Protection Information informs you about how we process your personal data.

1 Controller and contact

Responsible for the processing of your personal data is:

Fresenius SE & Co. KGaA

E-Mail: pr-fre@fresenius.com

According to the GDPR, we are obliged to provide you with a data protection officer. This person can be reached at the address of the responsible person for the attention of the Data Protection Department or by email:

dataprotection@fresenius.com

2 Processing of personal data

2.1 How we collect your data

We process personal data you provide to us when you fill in the mandatory fields in the contact formula for data subject requests or you send to us directly via email. Furthermore we process personal data you provide to us when you fill in optional fields which are optional details. We may also process personal data you provide to us in cases of requests, e.g. we need to verify your identity.

2.2 Purposes of Processing

We process the personal data you provided to us (the exact data depends on what information you include in your request, typically, it will be your name, contact information, information on in what kind of a relationship you are with Fresenius and the request itself) for the purpose of handling and responding to your request.

2.3 Legal Basis for Processing

We process your personal data on one of the following legal bases:

The processing of your personal data is necessary for us in order to comply with a legal obligation we are subject to¹. We are legally obliged to respond to your request and to process your personal data accordingly.

3 Possible recipients of your personal data

In order to fulfill the aforementioned purposes, we may share some or all of your personal data 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 information 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.

4 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.

¹ Art. 6 para. 1 lit. c GDPR

Transfers to third countries are always carried out in compliance with the supplementary requirements of Art. 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](#).

As a rule, EU standard contractual clauses are concluded with the recipient for transfers to other third countries. These were issued by the EU Commission to safeguard such international data transfers and can be requested at dataprotection@fresenius.com.

To transfer personal data among group companies of the business segments Fresenius Kabi (Fresenius Kabi AG as well as its affiliated companies) and Fresenius Corporate within and outside the EEA, we implemented binding corporate rules ("BCR") approved by European data protection authorities pursuant to Art. 47 GDPR.

A copy of the EU Standard Contractual Clause and the Binding Corporate Rules can be requested via dataprotection@fresenius.com.

Ultimately, personal data may be transferred on the basis of an exceptional circumstance under Art. 49 GDPR.

5 Retention period

We store your personal data until we have responded to your request. Afterwards, the respective personal data shall be blocked (i.e. we block your data for all other purposes) until the end of the respective statute of limitation for corresponding legal claims. After the end of this status of limitation (after 4 years), your data will be erased entirely.

If longer retention periods apply beyond the time periods listed above (e.g., because we are obliged to store the data for tax audit purposes) we aim also includes that the data will be blocked and will be archived until the end of the respective retention period and then erased. Your data will be blocked for processing for any purposes other than archiving and will be kept until the end of the respective retention period.

6 Requirements to provide personal data

If you fail to provide your personal data, we might not be able to respond to or properly process your request.

7 Your rights

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

You also have the right to file a complaint with a supervisory authority (Art. 77 GDPR in conjunction with section 19 BDSG). The data protection authority responsible 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.

8 Further information for specific situations and contact

We may process your personal data in various other contexts, for example when you visit our website. For the processing of your personal data in these situations, please refer to the specific information in each case.

If you have any questions on data protection at Fresenius, please contact us at dataprotection@fresenius.com.