

Annual General Meeting of BioNTech SE on 17 May 2024

Data protection information for shareholders, shareholder representatives and ADS holders

We hereby inform the shareholders of BioNTech SE (the "**Company**") as well as shareholder representatives and holders of the Company's American Depositary Shares issued by The Bank of New York Mellon ("**ADS holders**") about the processing of personal data in connection with the Annual General Meeting 2024 and the associated rights under data protection law.

1. Who is responsible for data processing?

The controller for the data processing described below is

BioNTech SE
An der Goldgrube 12
55131 Mainz
Germany

The Company's data protection officer can be contacted by e-mail at data.privacy@biontech.de or by post at the above address of the Company (with the addition "Data Protection Officer").

2. What personal data is processed? From whom does the company receive which data?

The Company processes personal data in compliance with Regulation (EU) 2016/679 of the European Parliament and of the Council 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 (General Data Protection Regulation) ("**GDPR**"), the German Federal Data Protection Act ("**BDSG**"), Council Regulation (EC) No. 2157/2001 of 8 October 2001 on the Statute for a European company (SE) ("**SE Regulation**"), the German Stock Corporation Act ("**AktG**") and all other relevant legal provisions.

The Company's shares are registered shares. Section 67 (1) AktG stipulates that registered shares must be entered in the company's share register, stating the surname, first name, date of birth and an address as well as an electronic address of the shareholder and the number of shares or the share number. The shareholder is generally obliged to provide the company with this information. The credit institutions involved in the acquisition or custody of registered shares in the Company regularly forward the information relevant for maintaining the share register to the Company. This is done via Clearstream Banking Frankfurt, which acts as the central securities depository for the technical settlement of securities transactions and the safekeeping of shares for companies.

Furthermore, personal data of shareholders (in particular surname, first name, address, date of birth, e-mail address, number of shares, type of shareholding, access data for the Investor Portal, acceptance of the terms of use, information on the exercise of voting rights, proxy or authorization and instructions, as well as personal data in motions, speeches, questions, statements, election proposals, objections and requests or other communication, communication data to check the functionality of the Annual General Meeting) and possibly also corresponding personal data of shareholder representatives and ADS holders are processed in connection with the preparation, orderly organization and follow-up of the Annual General Meeting.

When using the Investor Portal, the browser automatically transmits personal data (name of the retrieved file, date and time of retrieval, notification of whether the retrieval was successful, type of web browser used, referrer URL (the previously visited page), host name of the accessing computer (IP address)). In order to ensure the operation of the Investor Portal, only technically necessary cookies are used. The use of cookies can be prevented via the browser settings. However, completely blocking all cookies may mean that the Investor Portal cannot be used.

If the shareholders, shareholder representatives and ADS holders do not provide their personal data themselves, the Company generally receives this data from the shareholder's custodian bank or from the depository or other intermediaries.

3. For what purposes and on what legal basis is data processed?

Data processing is carried out for the purpose of preparing, organizing and following up on the Annual General Meeting (e.g. registration for the Annual General Meeting, documentation of the right to participate, preparation of the list of participants) and to enable shareholders to exercise their rights; the processing of shareholders' personal data is also carried out for the purpose of maintaining the share register. The legal basis for the processing of personal data in this respect is Art. 6 para. 1 subpara. 1 lit. c) GDPR in conjunction with Art. 52 et seq. Art. 52 et seq. SE Regulation, sections 67, 67e, 118 ff., 129 AktG, Art. 15 para. 2 of the Company's Articles of Association.

Insofar as data is processed for the aforementioned purposes that goes beyond the mandatory information according to the aforementioned regulations, the legal basis is Art. 6 para. 1 subpara. 1 lit. f) GDPR. Processing on the basis of Art. 6 para. 1 subpara. 1 lit. f) GDPR is carried out for the purposes and interests described, in particular for the organisation and orderly conduct of the Annual General Meeting and - in connection with the use of the Investor Portal - to provide secure access to the Investor Portal and to be able to operate it securely and without disruption.

In addition, the Company also processes personal data to fulfil other legal obligations, e.g. regulatory requirements and retention obligations under stock corporation, commercial and tax law. The legal basis for data processing in this respect is Art. 6 para. 1 subpara. 1 lit. c) GDPR in conjunction with the statutory provisions.

4. Is personal data transferred to a third country?

In order to achieve the above-mentioned purposes, it may be necessary to transfer personal data outside the European Economic Area (EEA). If we transfer personal data to service providers or group companies outside the EEA, the transfer will only take place if the third country has been confirmed by the EU Commission to have an adequate level of data protection or if other appropriate data protection guarantees (e.g. binding corporate data protection regulations or EU standard contractual clauses) are in place. You can request detailed information at the address given in section 1.

5. To which recipients is personal data passed on?

External service providers:

The Company uses external service providers to operate the Investor Portal and to broadcast the Annual General Meeting via video on its website. In addition, the Company uses external service providers who are commissioned to maintain the share register (in particular the share register service company) and to organize the Annual General Meeting (e.g. Annual General Meeting service providers, lawyers or auditors). All external service providers commissioned by the Company are processors pursuant to Art. 28 GDPR. They process the personal data of shareholders, shareholder representatives and ADS holders exclusively in accordance with the instructions of the Company and only insofar as this is necessary for the execution of the commissioned service. All employees of the company and the employees of the commissioned external service providers who have access to and/or process personal data are obliged to treat this data confidentially.

Other recipients:

In addition, we may be obliged to transfer personal data to other recipients, such as authorities, in order to fulfil legal notification obligations.

In addition, personal data of shareholders or shareholder representatives who attend the Annual General Meeting in person or by proxy can be viewed by other shareholders and shareholder representatives, in particular via the legally required list of participants (section 129 AktG).

If a shareholder requests that items be placed on the agenda (Art. 56 SE Regulation, section 50 para. 2 SE Implementation Act, section 122 para. 2 AktG), the Company will publicize these items in accordance with the provisions of stock corporation law, stating the name of the shareholder, if the relevant requirements are met. The Company will also publish countermotions and election proposals from shareholders on the Internet, stating the name of the shareholder, if the relevant requirements are met in accordance with the provisions of stock corporation law (Sections 126 (1) and 127 AktG). If shareholders or shareholder representatives participate in the Annual General Meeting with speeches, questions, motions, election proposals, written statements or other requests, the Company may make these contributions accessible to other shareholders and shareholder representatives on the Investor Portal, stating the name of the shareholder or shareholder representative. If shareholders or shareholder representatives participate in the Annual General Meeting with speeches, questions, motions or election proposals by means of video communication, this will also be broadcast on the company's website - also outside of the investor portal.

6. How long is data stored?

The company deletes the personal data of the data subjects in accordance with the statutory provisions, in particular if the personal data is no longer required for the original purposes of collection or processing, the data is no longer required in connection with any administrative or legal proceedings and there are no statutory retention obligations. The storage period for data collected in connection with Annual General Meetings is generally up to three years. The data stored in the share register is generally retained by the company for ten years after the shares have been sold. There is no recording of the video transmission of the Annual General Meeting on the Company's website.

7. What rights are data subjects entitled to under data protection law?

If the company processes personal data, you are a data subject within the meaning of the GDPR and have the following rights:

- **Right of access:**
You have the right to request information about whether we process personal data about you and to request a copy of the personal data we process.
- **Right to rectification:**
You have the right to rectify any personal data that you believe is inaccurate or incomplete.
- **Right to erasure ("right to be forgotten"):**
You have the right to request the erasure of your personal data in certain cases.
- **Right to restriction of processing:**
You have the right to request that we restrict the processing of personal data in certain cases.
- **Right to data portability:**
You have the right to request that we transfer personal data that you have provided to us to another organisation. In certain cases this does not apply.
- **Right to withdraw consent:**
If you have given us your consent to process your personal data, you can withdraw this at any time without fear of negative consequences. However, the revocation has no influence on the legality of the processing carried out until the revocation.

You also have the **right not to be** subject to **automated decision-making**. If you would like to exercise the rights listed, please contact our global data protection team.

If you believe that the processing of your personal data violates the GDPR, you also have the **right to lodge a complaint** with a supervisory authority. You can lodge this complaint with the authority of the Member State in which you have your habitual residence, your place of work or the place where you believe an alleged incident has occurred.

You can consult the list of supervisory authorities of the European Data Protection Board to find the contact information of the relevant authority: https://edpb.europa.eu/about-edpb/about-edpb/members_en

Irrespective of this right to lodge a complaint, data subjects can also contact the Company's data protection officer, who can be contacted at the address given in Section 1.

Right to object (Art. 21 GDPR):

If the company processes data to protect the legitimate interests of the company or a third party in accordance with Art. 6 (1) (1) (f) GDPR, the data subject may object to this processing on grounds relating to his or her particular situation. In this case, the data subject's personal data will no longer be processed unless the company can demonstrate compelling legitimate grounds for the processing

which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims.