

CANPACK SUPPLIERS VERIFICATION

PRIVACY NOTICE

This Privacy Notice explains when, how and why we will process your personal data that we collect in connection with CANPACK's suppliers' verification procedures within the meaning of the 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 (the „GDPR“). We collect this information to verify compliance with local and international regulations, including commercial, criminal, tax, anti-money laundering and sanctions laws and perform contracts (the “**Verification**”).

1. Data Controller

The joint controllers of the personal data processed as part of the Verification are CANPACK Group companies indicated in Schedule 1 to this Privacy Notice (the “**Joint Controllers**”, “**CANPACK**”).

The Joint Controllers have executed a joint controllership agreement specifying, in particular the roles and responsibilities of each joint controller involved in terms of protecting personal data, and the key content of which is available on demand at data.protection@canpack.com. Under the said joint controller agreement, CANPACK S.A. is designated as responsible for the performance of the obligations with respect to the fulfilment of data subjects' rights pursuant to Chapter 3 of the GDPR, in particular with regard to information and access to as well as rectification, erasure and portability of personal data and the restriction of processing of such, with the reservation that data subjects can exercise their rights under the GDPR vis-à-vis each individual Data Controller. For further information on the exact scope of the data subjects' rights, please see section 8 below.

To contact us regarding any privacy-related matters, please e-mail: data.protection@canpack.com.

2. Categories of the personal data, purpose and legal basis for the processing

| Personal data | Purpose | Legal basis |
|---|---|--|
| <p>Sole traders:</p> <ul style="list-style-type: none">▪ Name and surname▪ VAT, VAT EU, Tax Identification Number or information about exemption from VAT▪ Tax clearance certificate▪ Confirmation of lack of entry in the National Debt Register or its foreign equivalent in case of foreign contractors▪ REGON number▪ Registered seat address▪ Place of business▪ Website address▪ E-invoice e-mail address▪ Information about trade license, permission or concession | <ul style="list-style-type: none">▪ Contractor verification before negotiating or awarding a contract▪ Periodical contractor verification during cooperation▪ Due diligence in VAT▪ Performance of a contract▪ Compliance with tax obligations▪ Archiving of contractual documentation | <ul style="list-style-type: none">▪ Contractor verification in context of due diligence in VAT (procedure conducted based on the <i>Methodology for assessing buyers' of goods due diligence in domestic transactions</i> issued by the Minister of Finance)¹▪ Including certain data on an invoice according to Article 106 e of the Polish Law on tax on goods and services▪ Performance of a contract, including payment of a price or a service fee (Article 6.1. b) of the GDPR)▪ CANPACK's legal obligation to run its business in a compliant way (including in relation to company law and tax compliance) – Article 6.1. c) of the GDPR▪ CANPACK's legitimate interest in running its business according to the good practice requirements, that is not overridden by data |

¹ CANPACK reserves the right to refuse cooperation or to start a cooperation with a contractor whose verification turned out negative, in particular when: (i) contractor has not been registered for VAT, unless contractor benefits from a statutory exemption; (ii) foreign contractor in the EU does not have an active VAT EU number in VIES; (iii) contractor has not been registered in KRS, CEIDG or foreign entities register or does not have a REGON number; (iv) contractor does not have a required concession/permission and does not provide it despite CANPACK's request; (v) persons executing an agreement with CANPACK on contractor's behalf do not have a power of attorney to execute it or are not entitled to do it based on a relevant commercial register.

| | | |
|---|--|--|
| <ul style="list-style-type: none"> ▪ Other information provided in commercial registers KRS and CEIDG or foreign entities registers such as: <ul style="list-style-type: none"> - Legal form and nature of business - Representation - Role in a company body and possibly information about suspension - PESEL number of a supervisory board member and a commercial proxy ▪ Information if an owner or at least one management board member is Polish ▪ Information if at least one member of the management board is above 25 years old and below 65 years old ▪ Information about conducting business for over a year ▪ Information about conducting business at the same address or about a change in address maximum one time during the last two years ▪ Information about power of attorney to sign an agreement ▪ Information provided in a report prepared by a credit information agency regarding a sole trader: <ul style="list-style-type: none"> - Registered seat and branches addresses - Telephone number and e-mail address - Number and date of registration - VAT number - Legal form - Overall business risk and failure score determined by the agency - Year started - Net worth - Nature of business - Credit recommendation - Trade payments - Ownership structure - Balance sheet information - Cash flow information - Information about credit risk <li style="padding-left: 40px;">With respect to companies: ▪ Information about an entity being subject of the credit agency report bodies members: name and surname, date of birth, date of appointment, address | | <p>subjects' interest, rights and freedoms (Article 6.1.f) of the GDPR)</p> <ul style="list-style-type: none"> ▪ Regulatory disclosure requests (Article 6.1. c) of the GDPR) |
|---|--|--|

| | | |
|--|---|--|
| <ul style="list-style-type: none"> ▪ Contact persons details (name and surname, telephone number, e-mail address) | | |
| <ul style="list-style-type: none"> ▪ Information on being subject to sanctions, including economic and diplomatic sanctions (such as but not limited to: embargo, asset freeze, import and export restrictions, monetary sanctions, restrictions on admission, etc.) ▪ Name and surname ▪ Nickname ▪ Function ▪ Date of birth ▪ Residence address ▪ Citizenship ▪ Ownership structure ▪ Passport number | <ul style="list-style-type: none"> ▪ Sanctions screening | <ul style="list-style-type: none"> ▪ Applicable regulations imposing sanctions on individuals or entities and prohibiting business relations with such individuals or entities, including Council Regulations (EU) concerning restrictive measures, issued based on Article 215 of TFEU and sanctions lists administered by OFAC; ▪ CANPACK's legitimate interest in exercising due diligence when verifying if a given individual or an entity is subject to sanctions, that is not overridden by data subjects' interest, rights and freedoms (Article 6.1.f) of the GDPR) ▪ Regulatory disclosure requests (Article 6.1. c) of the GDPR) |
| Information collected as part of CANPACK Group whistleblowing procedure | Details at https://policies.canpack.com/CP_Whistleblowing_Policy.pdf | Details at https://policies.canpack.com/CP_Whistleblowing_Policy.pdf |
| Security and systems monitoring | <ul style="list-style-type: none"> ▪ Authentication and access controls and logs, where applicable ▪ Monitoring of CANPACK's IT systems | <ul style="list-style-type: none"> ▪ Article 22² and 22³ of the Polish Labour Code ▪ CANPACK's legitimate interest in ensuring confidentiality, integrity and security of systems that is not overridden by data subjects' interest, rights and freedoms (Article 6.1.f) of the GDPR) |

3. Data recipients

If required by important CANPACK Group interest, in particular in context of legal obligations arising out of sanctions regulations, we may share your personal information with our affiliates outside the European Economic Area (EEA). Details of our affiliates and the countries in which they are established are available at <https://www.canpack.com/contact-details/>. When processed outside the EEA, CANPACK will make sure that this cross-border data processing is protected by adequate safeguards, including the adequacy decision (granted to the United Kingdom) or the standard contractual clauses for protection of personal information approved by the European Commission, providing appropriate and suitable safeguards for the transfer. You may request a copy of such clauses and the data transferred outside the EEA by contacting data.protection@canpack.com.

The recipients of the personal data may also be Joint Controllers' external providers, i.e. IT, audit, legal, tax (including Deloitte Group), consulting services providers, credit information agencies, providers dealing with sanctions verification and regulatory control, etc.

4. Data source

Personal data is collected directly from a data subject who provides it for example in a questionnaire shared by CANPACK as part of the Verification.

Personal data can also be collected via data subject's employer or a supervisor (in particular: name and surname, job position and contact details). In case contractor's or a potential contractor's financial situation creates doubt as to proper performance of a contract, CANPACK may decide to obtain an economic report from a credit information agency.

The Joint Controllers also collect the data from publicly available sources and registers such as KRS, CEIDG, foreign entities registers, REGON database, List of entities registered as VAT payers or unregistered entities and restored to the VAT register kept by the Minister of Finance, VIES system, Central Register of Real Recipients, Google Maps in order to identify contractor's or potential contractor's place of business, tools provided by Descartes Visual Compliance, sanctions lists available at Consolidated Screening List (<https://www.trade.gov/data-visualization/csl-search>), EU Sanctions Map (<https://www.sanctionsmap.eu/#/main>) and OFSI Consolidated List Search (<https://sanctionssearch.ofsi.hmtreasury.gov.uk/>).

5. Obligation to provide personal data

Provision of the personal data is voluntary but failure to provide the data may prevent cooperation with CANPACK, including conclusion of a contract.

6. Personal data retention period

The personal data will be stored for the period of 6 years following termination of a cooperation with a contractor or longer if necessary for the establishment, exercise or defense of legal claims, as part of tax or customs investigations or whenever courts or arbitration tribunals are acting in their judicial capacity.

7. Rights of the data subject

You have a right of access to your personal data, rectification of personal data, erasure of personal data, right to restriction of processing, right to data portability and right to object to processing. You also have a right to lodge a complaint with the supervisory authority (in Poland: Urząd Ochrony Danych Osobowych, ul. Stawki 2, 00-193 Warszawa). Please note some of these rights are subject to certain limitations under applicable law. If you would like to exercise your rights, please send an e-mail to data.protection@canpack.com

Appendix

List of the Joint Controllers

CANPACK S.A. with its registered seat in Krakow, address: ul. Marii Konopnickiej 29, 30-302 Krakow, entered into the National Court Register under KRS no: 0000005418, District Court Kraków-Śródmieście in Krakow, XI Business Division, tax identification number (NIP): 6770046739, share capital: 121.201.120,00 PLN (fully paid)

Branches:

Beverage Can Division in Brzesko, ul. Starowiejska 28, 32-800 Brzesko

Business Support Services in Brzesko, ul. Starowiejska 28, 32-800 Brzesko

Beverage Can Division in Bydgoszcz, ul. Kobaltowa 2, 85-453 Bydgoszcz

Contact: data.protection@canpack.com

CP Glass S.A. with its registered seat in Krakow, address: ul. Marii Konopnickiej 29, 30-302 Krakow, entered into the National Court Register under KRS no: 0000032689, District Court Kraków-Śródmieście in Krakow, XI Business Division, tax identification number (NIP): 8690003226, share capital: 50.099.340,00 PLN (fully paid), contact: data.protection@canpack.com

CANPACK Metal Closures sp. z o.o. with its registered seat in Tarnów, address: ul. Kochanowskiego 28B, 33-100 Tarnów, entered into the National Court Register under KRS no: 0000252268, District Court Kraków-Śródmieście in Krakow, XI Business Division, tax identification number (NIP): 8691865734, share capital: 94.697.500,00 PLN, contact: data.protection@canpack.com

CANPACK Food and Industrial Packaging sp. z o.o. with its registered seat in Dębica, address: 23 Mościckiego St., 39-200 Dębica, entered into the National Court Register under KRS no: 0000228547, District Court in Rzeszów, XII Business Division, tax identification number (NIP): 8722228478, share capital: 75.853.000,00 PLN, contact: data.protection@canpack.com

CANPACK Recycling sp. z o.o. with its registered seat in Krakow, address: ul. Marii Konopnickiej 29, 30-302 Krakow, entered into the National Court Register under KRS no: 0000230054, District Court Kraków-Śródmieście in Krakow, XI Business Division, tax identification number (NIP): 5311583006, share capital: 500.000,00 PLN, contact: data.protection@canpack.com