

## **ADDITIONAL INFORMATION ON SHAREHOLDERS' RIGHTS PURSUANT TO SECS. 109, 110, 118 AND 119 OF THE AUSTRIAN STOCK CORPORATION ACT AND INFORMATION REGARDING THE PROTECTION OF SHAREHOLDER DATA**

### **Additions to the agenda by shareholders pursuant to Sec. 109 of the Stock Corporation Act**

Shareholders who jointly or individually hold at least **5 percent of the share capital** are entitled to submit a written request that **additional items** be put **on the agenda** of this AGM and be published. Shareholders must also indicate resolution proposals for each item on the agenda so requested, including a statement of grounds, and must have been the holders of these shares for at least three months prior to making such request. Such a request will be taken into consideration provided that it is submitted in written form and sent to the company by post or courier no later than **February 26, 2020** (24.00, CET, Vienna time).

Shareholders must address requests exclusively to

<p>PALFINGER AG Investor Relations Department attn. Mr Hannes Roither 5101 Bergheim bei Salzburg Lamprechtshausener Bundesstrasse 8</p>
---

Each requested agenda item and resolution proposal must be presented in German.

A deposit receipt (*Depotbestätigung*) in accordance Sec. 10a of the Stock Corporation Act must be submitted to provide evidence of the shareholder's shareholdings as the basis for exercising this shareholder right.

### **Resolution proposals by shareholders pursuant to Sec. 110 of the Stock Corporation Act**

Shareholders who jointly or individually hold at least **1 percent of the share capital** are entitled to submit **resolution proposals** for any item on the agenda of this AGM in written or electronic form in accordance with Sec. 13 para. 2 of the Stock Corporation Act, and request that such proposals be made available on the company's website, together with the names of the relevant shareholders, a statement of grounds and a statement by the Executive or Supervisory Board, if applicable. Please note that each resolution proposal must be accompanied by a statement of grounds. Such a request will

be taken into consideration provided that it is made in written or electronic form in accordance with Sec. 13 para. 2 of the Stock Corporation Act and sent to the company no later than **March 9, 2020** (24.00, CET, Vienna time).

Shareholders must address requests exclusively to

PALFINGER AG  
Investor Relations Department  
attn. Mr Hannes Roither  
5101 Bergheim bei Salzburg  
Lamprechtshausener Bundesstrasse 8  
by fax to +43 662 2281-81070  
or  
by email to **h.roither@palfinger.com**, in which case such request must be attached to the email in electronic form, such as a PDF file.

Each resolution proposal must be presented in German.

A deposit receipt in accordance with Sec. 10a of the Stock Corporation Act must be submitted to provide evidence of the shareholder's shareholdings as the basis for exercising this shareholder right.

#### **Deposit receipt in accordance with Sec. 10a of the Stock Corporation Act**

The deposit receipt is to be issued by the relevant custodian bank with its headquarters in a member state of the European Economic Area or in a full member state of the OECD and must include the following information:

- information on the issuer: corporate name and address or any code that is customarily used among credit institutions;
- information on the shareholder: (company) name, address, date of birth for natural persons, and, if applicable, register and register number of legal entities in their country of origin;
- information on the shares: number of shares held by the shareholder, ISIN AT0000758305;
- custody account number, or other designation;
- date to which the deposit receipt refers.

The deposit receipt must be issued in German or English. Deposit receipt must only be sent to the company using any of the communication channels and addresses indicated below:

- |                     |   |
|---------------------|---|
| (i)                 | for submission of the deposit receipt in electronic form as specified to be sufficient pursuant to art. 18 para. 2 of the Articles of Association |
| by fax:             | +43 1 8900 500-78   |
| by email:           | anmeldung.palfinger@hauptversammlung.at<br>(please attach deposit receipt as PDF file)  |
| (ii)                | for submission of the deposit receipt in written form   |
| by post or courier: | PALFINGER AG<br>c/o HV-Veranstaltungsservice GmbH<br>8242 St. Lorenzen am Wechsel, Köppel 60  |
| by SWIFT:           | GIBAATWGGMS<br>(message type to be used is MT598 or MT599,<br>always state ISIN AT0000758305 in the text)   |

The deposit receipt as the required evidence of the shareholder's shareholdings in connection with exercising shareholders' rights pursuant to Sec. 109 of the Stock Corporation Act (Additions to the agenda) and Sec. 110 of the Stock Corporation Act (Resolution proposals by shareholders) may not be older than seven days at the time of submission to the company.

The deposit receipt as the required evidence of the shareholder's shareholdings in connection with exercising shareholders' rights pursuant to Sec. 109 of the Stock Corporation Act (Additions to the agenda) must confirm that the shareholders making such requests have held their shares for at least three months, without interruption, prior to making such requests.

In the case of several shareholders, who only achieve the minimum shareholdings required jointly, evidence of their shareholdings must meet the same qualifying date criterion.

#### **Note on the right to be informed under Sec. 118 of the Stock Corporation Act**

At the AGM, each shareholder has the right to be informed about any matters pertaining to the company if so requested, provided that such information is necessary for formulating a proper assessment of a particular agenda item. This right to be informed also extends the company's legal and business relations with affiliated companies. If the consolidated financial statements and the Group management report are presented at an Annual General Meeting of a parent company (Sec. 244 of the Austrian Commercial Code), this obligation to provide information also applies to the position of the Group and of the companies included in the consolidated financial statements.

The information provided must be in compliance with the principles of true and fair accountability and must be made available during the Annual General Meeting.

The company may refuse to provide such information if,

1. according to sound business judgement, it could be seriously prejudicial to the company or one of its affiliated companies or
2. providing such information would constitute a criminal offence.

Each shareholder attending the AGM has the right to obtain information. This right to information is not just granted to the shareholders themselves but also to their legal or authorized representatives.

As a rule, requests for information should be made orally at the Annual General Meeting, but they may also be submitted in writing.

For the sake of an efficient meeting, questions whose response requires more extensive preparation must be submitted in written or electronic form to the Executive Board in a timely manner prior to the AGM. They may be sent to the company by post attn. Mr. Hannes Roither, Abteilung Investor Relations, Lamprechtshausener Bundesstrasse 8, 5101 Bergheim bei Salzburg, or by e-mail to [h.roither@palfinger.com](mailto:h.roither@palfinger.com).

#### **Information on the right of shareholders to submit a motion to the Annual General Meeting pursuant to Sec. 119 of the Stock Corporation Act**

Irrespective of their shareholdings in the company, every shareholder has the right to submit a motion on each item on the agenda at the Annual General Meeting. This right is contingent upon evidence of the right to attend the Annual General Meeting as stipulated in the invitation to the meeting. The right to submit motions is not just granted to the shareholders themselves but also to their legal or authorized representatives attending the AGM.

**A shareholder's proposal for the election of a Supervisory Board Member**, however, is contingent upon the timely submission of a resolution proposal pursuant to Sec. 110 of the Stock Corporation Act; candidates for election to the Supervisory Board (agenda item 6) may only be proposed by shareholders who jointly hold 1 percent of the share capital. Such nominations must be received by the company in the manner indicated above no later than March 9, 2020. Each nomination must be accompanied by a declaration pursuant to Sec. 87 para. 2 of the Stock Corporation Act by the nominated person of their professional qualifications, their professional or comparable roles, as well as of any circumstances that could raise concerns regarding partiality. Nominations

for the election of Supervisory Board members, together with the declarations pursuant to Sec. 87 para. 2 of the Stock Corporation Act for each person nominated, must be made available on the company's website no later than March 11, 2020. Failing this, the respective individuals cannot be included in the vote.

### **Information for shareholders regarding data processing**

PALFINGER AG processes the personal data of its shareholders or their authorized representatives or other persons attending the AGM (the "Participants"), in particular, name, address, date of birth, securities account number, number of shares held by the shareholder, class of shares where applicable, voting card number, on the basis of current data privacy legislation and the Stock Corporation Act, to enable the shareholders to exercise their rights at the Annual General Meeting.

PALFINGER AG receives these data from sources including the custodian bank forms or the Participants themselves when they register for the AGM, request admission tickets and/or appoint proxies. As a rule, the Participants are under legal obligation to provide PALFINGER AG with the necessary information. The processing of the personal data of Participants is required to enable them to attend the AGM, as well as to properly prepare and hold the AGM and to properly perform related activities following the AGM. PALFINGER AG is the controller responsible for processing. Compliance with legal obligations pursuant to Article 6 (1) c) of the General Data Protection Regulation and/or legitimate interests pursued by the controller or by a third party pursuant to Article 6 (1) f) of the General Data Protection Regulation provide the legal basis for the processing.

The service providers and processors contracted by PALFINGER AG for the purposes of organizing the AGM (including, in particular, IT and back office service providers) will only receive those personal data from PALFINGER AG which are necessary to implement the service entrusted to them, and they will process such data exclusively in accordance with the instructions of PALFINGER AG. PALFINGER AG will also send the personal data of shareholders and their authorized representatives to public bodies, the commercial register, etc. to meet its legal obligations.

The Participants' data will be deleted immediately after the applicable time limits provided for by law have expired. In addition to the statutory retention and documentation periods, the statutory periods of limitation, in particular those under the Austrian General Civil Code (ABGB) which, in certain cases, may be up to 30 years,

have to be taken into account when determining the period for which the data will be stored.

All Participants have a right of access, rectification, erasure, restriction of processing, and objection to processing regarding their personal data, as well as a right to data portability provided that the relevant criteria under data privacy law are met.

Participants may exercise these rights free of charge by contacting PALFINGER AG at the following address:

PALFINGER AG  
5101 Bergheim bei Salzburg  
Lamprechtshausener Bundesstrasse 8  
**datenschutz@palfinger.com**  
Fax: +43 662 2281-81070

Moreover, the Participants have the right to lodge a complaint with the Austrian Data Protection Authority ([www.dsb.gv.at](http://www.dsb.gv.at)) in accordance with Article 77 of the General Data Protection Regulation.

Contact details of the Data Protection Officer of PALFINGER AG:

PALFINGER AG  
Data Protection Officer  
attn. Mr Alexander Mestian  
5101 Bergheim bei Salzburg  
Lamprechtshausener Bundesstrasse 8  
Email: **datenschutz@palfinger.com**