

**Privacy Notice**

**For the Extraordinary General Meeting of Shareholders No. 1/2024**

Bangkok Expressway and Metro Public Company Limited (the “Company”) recognizes the importance of the personal data of shareholders and/or their proxies (“you”), In compliance with the Personal Data Protection Act B.E. 2562 (2019) and the Company’s Personal Data Protection Policy, the Company hereby informs you of the following information.

**1. Personal Data Source and Personal Data Collected by the Company**

The Company receives the personal data directly from you and/or proxies and/or Thailand Securities Depository Co., Ltd., which is the securities registrar of the Company, and the Company is required to gather such personal data for conducting and attending the Extraordinary General Meeting of Shareholders No. 1/2024. Such personal data is comprised of the following:

- 1.1 General Personal Data, such as title, name, surname, date of birth, age, address, ID card number, the code on the back of the ID card, passport number, proof of name-surname change, postal code, phone number, fax number, email address, shareholder identification number, bank account number, photographs, sound, motion photo, or both sound and motion photo from video recording and/or from information technology system and/or transmitted via electronic media or by any other means in the Extraordinary General Meeting of Shareholders (EGM) which have been prepared by the Company.
- 1.2 Sensitive Personal Data, such as facial image data for identity verification through the Face Recognition system.

Remark: The Company will not collect your religious information, as it is classified as sensitive personal data and is not necessary for processing in relation to the Ordinary General Meeting of Shareholders. Therefore, if a copy of your ID card contains religious information, the Company kindly requests your cooperation in hiding such information before submitting it to the Company (you may use methods such as scratching out or marking over the information to make it unreadable), or if you are not comfortable, the Company reserves the right to take such actions on your behalf.

**2. Lawful in Collecting and Processing Basis and the Objectives in Collecting and Processing Personal Information.**

**2.1 Consent**

Due to the electronic shareholders’ meeting (E-Meeting), the registration process (for individual shareholders attending the meeting in person) requires that they verify their identity via the Face Recognition system, which has been made available by the E-Meeting system service provider, before being approved to attend the Meeting. Therefore, the Company is required to collect, use and disclose your personal data in accordance with Clause 1.2 above, with such data essential for attending the E-Meeting. To that purpose, the Company will request your consent before collecting, using and disclosing your personal data. However, you will not be able to register for attendance at the E-Meeting in person if you do not give consent or withdraw your consent before being approved to attend the Meeting (*please see Clause 5: Rights of Data Subject*), but you will be able to register by proxy as usual.

**2.2 Legal Obligation**

The Company will collect, use, and disclose your personal data in accordance with Clause 1.1 to call, arrange and conduct the Extraordinary General Meeting of Shareholders. This includes

identity verification, delivery of relevant documents, and collection of information as evidence for the Meeting as well as for any purposes in compliance with the resolutions of the Meeting. It also covers any other actions required under laws and/or orders from competent government authorities in accordance with the Public Limited Companies Act B.E. 2535 (1992), the Notification of the Ministry of Digital Economy and Society Re: Standards for Maintaining Security of Meetings via Electronic Means B.E. 2563 (2020), and other applicable laws.

### 2.3 Legitimate Interest

The Company will collect, use and disclose your data in accordance with Clause 1.1 for use in the preparation of the Minutes of the Meeting as proof of attendance at the Shareholder's meeting for the meeting public relations purpose, as well as for any other necessary and related purposes in pursuit of the Company's and third parties' legitimate interests, without exceeding what you can reasonably expect.

### 3. Personal Data Retention Period

The Company will retain your personal data for the duration and/or as long as it remains necessary and/or to achieve the above-mentioned purpose. The Company intends to retain your personal data per Clause 1.1 for a period of 10 years, and per Clause 1.2 for a period of 6 months, from the date of the Company's receipt of your personal data. Once the specified period has lapsed and your personal data is no longer required for the aforementioned purposes, the Company will delete, destroy, or anonymize your personal data in accordance with the format and standards for personal data deletion and destruction as announced by the relevant governing authority and/or as required by law or international standards.

### 4. Personal Data Disclosure or Transfer

Your personal data may be disclosed or transferred by the Company to related persons or agencies, such as service providers, contractors of the Company in connection with meeting planning, information technology, data storage or website management, as well as auditors, legal consultants, government agencies, or officials with legal authority. In this regard, the Company will only disclose or transfer your personal data to service providers or contractors only as necessary for the provision of services and will ensure that the service providers or contractors do not use your data for any other purpose.

### 5. Rights of Data Subject

The data subject has the rights to request access to his/her personal data, request to obtain a copy of his/her personal data under the Company's responsibility, or disclose the acquisition of such personal data for which he/she has not given consent, withdraw consent, object to the collection, use or disclosure of the personal data, update, delete, destroy the personal data, or anonymize the personal data, suspend the use of his/her personal data, transfer his/her personal data to other data controllers, subject to conditions and methods set forth by law. If you intend to exercise any of your rights, please contact the Company and the Company will consider your request as soon as possible. In some cases, the exercise of any right above may be restricted by applicable laws, or the Company may reject your request. In this regard, you have the right to lodge a complaint with the competent official in accordance with the Personal Data Protection Act B.E. 2562 (2019) if you see that the Company is violating or failing to comply with such Act. In addition, if you have any questions or would like more information about the protection, storage, collection, use, disclosure of your personal data, or the exercise of your rights, or if you have any complaints, please feel free to contact us at Email address : [DPO@bemplc.co.th](mailto:DPO@bemplc.co.th)

Please study the Company's privacy protection policy at [www.bemplc.co.th/privacycenter](http://www.bemplc.co.th/privacycenter)