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S IMMO AG

Vienna

FN 58358 x, ISIN AT0000652250

Invitation to the 31st Annual General Meeting of

S IMMO AG

(“the Company”)

on Monday, 12 October 2020 at 10:00 a.m.

at the Vienna Marriott Hotel, Parkring 12a, 1010 Vienna.

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I. ANNUAL GENERAL MEETING TO BE CONDUCTED AS A VIRTUAL ANNUAL GENERAL MEETING WITHOUT THE PHYSICAL PRESENCE OF SHAREHOLDERS

1. The Austrian COVID-19 Act Amending Corporate Law (COVID-19-GesG) and Austrian COVID-19 Regulation Amending Corporate Law (COVID-19-GesV)

Following careful consideration, the Management Board has decided to take advantage of the new statutory regulations governing virtual annual general meetings in order to protect shareholders and other attendees.

In accordance with Section 1, para. 2, COVID-19-GesG, Austrian Federal Law Gazette (BGBl.) I, No. 16/2020, in the version of BGBl. I, No. 58/2020, and the COVID-19-GesV (BGBl. II, No. 140/2020), the Annual General Meeting of S IMMO AG on 12 October 2020 is to be held as a virtual Annual General Meeting in consideration of the interests of both the Company and the attendees.

According to the Management Board's decision, this means that shareholders and their proxies (with the exception of special proxies in accordance with Section 3, para. 4, COVID-19-GesV), cannot attend the Annual General Meeting of S IMMO AG on 12 October 2020 in person in order to protect their health.

The Annual General Meeting will take place with the Chairman of the Supervisory Board, the Chairman of the Management Board, the other member of the Management Board, the certifying notary and the four special proxies appointed by the Company present in person at the Vienna Marriott Hotel, Parkring 12a, 1010 Vienna.

Conducting the Annual General Meeting in the form of a virtual Annual General Meeting pursuant to the COVID-19-GesV will result in modifications to the otherwise customary procedures of the Annual General Meeting as well as to how the shareholders exercise their rights.

Voting rights, the right to file motions, and the right to raise objections will be exercised exclusively by granting power of attorney and issuing instructions to one of the special proxies proposed by the Company in accordance with Section 3, para. 4, COVID-19-GesV.

Shareholders themselves can also exercise their right to information during the virtual Annual General Meeting, exclusively in written or electronic form and exclusively by e-mail sent directly to the e-mail address fragen.simmoag@hauptversammlung.at.

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2. Broadcast of the Annual General Meeting on the Internet

The Annual General Meeting will be streamed (audio and video) in real time on the Internet in accordance with Section 3, para. 2 and para. 4, COVID-19-GesV.

Doing so is permissible with respect to data protection law on the basis of the legal provisions of Section 3, para. 4, of the COVID-19-GesV.

All shareholders of the Company can watch the Annual General Meeting on **12 October 2020**, starting at 10:00 a.m., as a virtual Annual General Meeting using computer equipment on the Internet at www.simmoag.at/hauptversammlung.

The **technical requirements** for the shareholders are appropriately reliable Internet access/a reliable Internet connection and an Internet-enabled device with an HTML5 Internet browser with JavaScript activated that is capable of playing the audio-visual stream (e.g. a PC with monitor and loudspeaker, notebook, tablet, smartphone, etc.).

With the video and audio of the Annual General Meeting being broadcast in real time on the Internet, all shareholders who so desire will have the opportunity to follow the Annual General Meeting as well as the Management Board's presentation and its responses to questions from shareholders.

Shareholders are hereby informed that this live broadcast as a virtual Annual General Meeting will not enable remote participation (Section 102, para. 3, no. 2, of the Aktiengesetz (AktG – Austrian Stock Corporation Act) or remote voting (Section 102, para. 3, no. 3, of the AktG and Section 126 of the AktG) and the Internet broadcast will not be a two-way connection. Shareholders will therefore be unable to take the floor. Please refer to item VI below concerning the right to ask questions.

Shareholders are also informed that the Company is responsible for the communications equipment used only to the extent that it falls within the Company's sphere of operations.

In all other respects, please refer to the organisational and technical requirements for attending the virtual Annual General Meeting indicated in this invitation pursuant to Section 2, para. 4, of the COVID-19-GesV.

This year, shareholders are asked to pay special attention to the following items of this invitation, namely item V on appointment of a special proxy; item VI, subitem 4 on exercising shareholders' right to information; and item VI, subitem 5 on exercising shareholders' right to file motions.

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II. AGENDA

1. Presentation of the adopted annual financial statements including the management report and corporate governance report as of 31 December 2019, the consolidated financial statements including the Group management report as of 31 December 2019, the proposal for the distribution of profits, and the report of the Supervisory Board for the financial year 2019.
2. Resolution on the appropriation of net profit
3. Resolution discharging the members of the Management Board for the financial year 2019
4. Resolution discharging the members of the Supervisory Board for the financial year 2019
5. Election of the auditor of the annual and consolidated financial statements for the financial year 2020
6. Election of four persons to the Supervisory Board
7. Resolution on compensation policy
8. Resolution on authorisation, with the approval of the Supervisory Board, to increase the share capital by as much as EUR 133,728,961.81 to as much as EUR 401,186,885.43 by issuing as many as 36,804,448 ordinary bearer shares pursuant to Section 169, "Authorised Capital", of the Aktiengesetz (AktG – Austrian Stock Corporation Act) in exchange for contributions in cash or in kind. This shall also include authorisation of the Management Board to exclude shareholders' subscription rights and make the appropriate amendment to the Articles of Incorporation (Authorised Capital 2020), rescinding the authorised capital approved at the Annual General Meeting on 03 May 2018 in the amount not utilised thus far.
9. Resolution on the following items:
 - a) Authorisation of the Management Board in accordance with Section 174 AktG, with the approval of the Supervisory Board, to issue convertible bonds with a conversion or pre-emption right to up to 7,360,889 no-par-value bearer shares in the Company with a pro rata amount of the share capital of up to EUR 26,745,790.18 in one or more tranches at present value within five years of the resolution. This also includes the authorisation of the Management Board, with the approval of the Supervisory Board, to disapply shareholders' pre-emption rights to the convertible bonds and determine all further conditions of the convertible bonds, their issuance and conversion process; and
 - b) The rescission of the contingent increase in share capital approved at the Annual General Meeting on 03 May 2018, at the same time replacing it with the new contingent increase in

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share capital by as much as EUR 26,745,790.18 by issuing as many as 7,360,889 new, ordinary bearer shares for granting conversion or subscription rights to the holders of convertible bonds and the corresponding amendment to Article 4, para. 7, of the Articles of Incorporation;

10. Resolutions concerning authorisation of the Management Board to buy back and sell treasury shares of the company by other means than through the stock exchange or a public offering, also involving authorisation of the Management Board, with the approval of the Supervisory Board, also to exclude shareholders' general option to sell and right of subscription as well as their general purchase option, plus authorisation of the Management Board, with the approval of the Supervisory Board, to cancel treasury shares, rescinding the currently existing rights associated therewith and the report by the Management Board pursuant to Section 65, para. 3, of the AktG, pertaining to treasury shares;
11. Resolution on the amendment of Article 7(2), of the Articles of Incorporation by eliminating the final sentence.

III. DOCUMENTS FOR THE ANNUAL GENERAL MEETING; PROVISION OF INFORMATION ON THE WEBSITE

The following documents, in particular, will be available from **21 September 2020** at the latest on the Company's website at www.simmoag.at/agm:

- Annual financial statements, including the management report
- Corporate governance report
- Consolidated financial statements including the Group management report
- Proposal for the distribution of profits
- Separate non-financial report
- Report of the Supervisory Board

Each of the above items as they pertain to the financial year 2019;

- Proposed resolutions for agenda items 2 to 11,
- Remuneration policy for the Members of the Management Board and the Supervisory Board;
- Statements by and curricula vitae of candidates for election to the Supervisory Board under agenda item 6 in accordance with Section 87, para. 2, Austrian Stock Corporation Act (AktG)

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- Report by the Management Board on justification for excluding shareholder's subscription rights under item 8 of the agenda ("Management Board authorisation regarding capital increase under Section 169 of the AktG")
- Report by the Management Board on justification for excluding shareholder's subscription rights under item 9 of the agenda ("Management Board authorisation to issue convertible bonds")
- Report by the Management Board on justification for excluding shareholder's general right to sell, right of subscription and general purchase option under item 10 of the agenda ("Management Board authorisation to buy back and sell shares")
- Form granting power of attorney for one of the special proxies in accordance with Section 3, para 4, COVID-19-GesV,
- Form for revoking a power of attorney,
- Question form,
- Full text of this invitation.

IV. RECORD DATE AND REQUIREMENTS FOR ATTENDANCE AT THE ANNUAL GENERAL MEETING

Eligibility to attend the virtual Annual General Meeting and to exercise the shareholder rights to be exercised in conjunction with the virtual Annual General Meeting in accordance with COVID-19-GesG and COVID-19-GesV is based on share ownership at midnight on 2 October 2020, Vienna time (Record Date).

Only persons who are shareholders as of the Record Date and demonstrate this to the Company are eligible to attend the virtual Annual General Meeting.

A safe custody receipt in accordance with Section 10a AktG is required as evidence of share ownership on the Record Date and must be delivered to the Company through one of the following communication channels and addresses by no later than 7 October 2020 (midnight, CEST, Vienna time):

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(i) For submission of the safe custody receipt in written or electronic form, which satisfies the Articles of Incorporation in accordance with Article 11(9)

By fax: +43 (0)1 8900 500 - 85

By e-mail: anmeldung.simmoag@hauptversammlung.at

(Please attach safe custody receipts as PDF files.)

(ii) For submission of the safe custody receipt in written form

By post or courier: S IMMO AG

c/o HV-Veranstaltungsservice GmbH

8242 St. Lorenzen am Wechsel, Köppel 60

Via SWIFT: GIBAATWGGMS

(Message Type MT598 oder MT599,

text must include "ISIN AT0000652250")

Without a safe custody receipt received on time by the Company, shareholders cannot effectively **appoint a special proxy** and therefore will be **unable to exercise their shareholders' rights**.

We request that shareholders contact their custodian bank and arrange for the issuance and submission of a safe custody receipt. The record date has no effect on the ability to sell the shares and is also irrelevant to any dividend entitlement.

Safe custody receipt in accordance with Section 10a AktG

The safe custody receipt must be issued by a custodian bank based in a member state of the European Economic Area or in a full member state of the OECD and must contain the following information:

- Information regarding the issuer: name and address of company or a code commonly used in transactions between banks
- Information regarding the shareholder: name of person or company and address; in the case of natural persons, also the date of birth; in the case of legal entities, place of registry and number with which the legal entity is registered in its country of domicile
- Information regarding the shares: number of shares held by the shareholder, ISIN AT0000652250 (International Securities Identification Number)
- Custody account number or other designation
- Point in time to which the safe custody receipt refers

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The safe custody receipt as evidence of share ownership to attend the Annual General Meeting must refer to the end of the Record Date **2 October 2020** (midnight, CEST, Vienna time).

The safe custody receipt will be accepted in German or English.

V. APPOINTMENT OF A SPECIAL PROXY AND THE PROCEDURE TO BE FOLLOWED

Any shareholder who is eligible to attend the virtual Annual General Meeting and has demonstrated this to the Company in accordance with the provisions of item IV in this invitation has the right to appoint a special proxy.

In accordance with Section 3, para. 4, COVID-19-GesV, only one of the special proxies can file motions, cast votes and raise objections during the virtual Annual General Meeting of S IMMO AG on 12 October 2020, the costs of which the Company will pay.

The following individuals, who are qualified and independent from the Company, are recommended as special proxies.

(i) Dr Verena Brauner (attorney-at-law)
c/o Interessenverband für Anleger, IVA
Feldmühlgasse 22, 1130 Vienna
phone: +43 (0)1 305 02 91
e-mail brauner.simmoag@hauptversammlung.at

(ii) Dr Mario Gall (attorney-at-law)
c/o Pelzmann Gall Größ Rechtsanwälte GmbH
Wagramer Strasse 19/33, 1220 Vienna
phone: + 43 (0)1 26095 2155
e-mail: gall.simmoag@hauptversammlung.at

(iii) Dr Christian Temmel, MBA (attorney-at-law)
DLA Piper Weiss-Tessbach Rechtsanwälte GmbH
Schottenring 14, 1010 Vienna
phone: + 43 (0)1 531781505
e-mail: temmel.simmoag@hauptversammlung.at

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- (iv) Dr Arno Weigand (MMag., notary public)
Untere Donaustrasse 13-15/7, OG, 1020 Vienna
phone: + 43 (0)1 216 00 22
e-mail: weigand.simmoag@hauptversammlung.at

Each shareholder may choose one of the individuals named above as his or her special proxy and grant that person power of attorney.

Section 3, para. 4, of the COVID-19-GesV prohibits powers of attorney from being granted to a different individual.

To simplify the staging of the Annual General Meeting, shareholders are requested to limit communication with their respectively chosen proxies to **requesting the filing of motions, casting of votes and the raising of objections**. By contrast, shareholders themselves may also exercise their right to information during the virtual Annual General Meeting by means of electronic communication by sending questions directly to the Management Board via e-mail in accordance with item VI, subitem 4.

Shareholders are advised to contact their authorised special proxy in advance if the authorised special proxy is being given instructions on the filing of motions, casting of votes or raising of objections concerning one or more items on the agenda during the virtual Annual General Meeting. During the Annual General Meeting, communication with the proxies will be possible only via e-mail at the e-mail address provided above for each special proxy.

To verify the shareholder's identity, in particular during the Annual General Meeting, the designated field on the form granting power of attorney must indicate the e-mail address that will be used to send questions and issue instructions to the special proxy. Furthermore, the signature of the shareholder confirms that only he or she will have access to the e-mail address provided there.

The Company has created a form for granting powers of attorney, which can be downloaded from its website at www.simmoag.at/agm from 21 September 2020 at the latest. Please read the form granting power of attorney carefully.

In your own interests, **powers of attorney should be received** by your proxy at the corresponding e-mail address given below **no later than 4:00 p.m. on 8 October 2020**:

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- (i) brauner.simmoag@hauptversammlung.at
- (ii) gall.simmoag@hauptversammlung.at
- (iii) temmel.simmoag@hauptversammlung.at
- (iv) weigand.simmoag@hauptversammlung.at

This method of submission gives your chosen and authorised special proxy – not one of the other proxies – direct access to the power of attorney.

Handing the power of attorney to the special proxy in person at the meeting venue is expressly prohibited in order to maintain the special measures put in place because of COVID-19.

In addition to submitting the form to the e-mail addresses above, only the following methods of communication and addresses are available for submitting powers of attorney:

By post or courier:	S IMMO AG c/o HV-Veranstaltungsservice GmbH 8242 St. Lorenzen am Wechsel, Köppel 60
By fax:	+43 (0)1 8900 500 - 85
Via SWIFT:	GIBAATWGGMS (Message Type MT598 oder MT599, text must include "ISIN AT0000652250")

The appointment of a special proxy is only valid using the form available for download on the Company's website. The details of the power of attorney, in particular the text form and the content of the power of attorney, can be found in the power of attorney form made available to the shareholders.

When **authorising another person**, it must be ensured by means of an **effective chain of authorisation** (sub-authorisation) that one of the four special proxies is authorised to exercise voting rights, the right to file motions and the right to make objections at the Annual General Meeting itself. In accordance with Section 3, para. 4, COVID-19-GesV, it is not possible to authorise a person other than the four special proxies to exercise these rights at the Annual General Meeting. However, it is **permitted to authorise other persons to exercise** other rights, including in particular the **right to request information and the right to speak**.

The above provisions regarding the granting of power of attorney apply accordingly to revoking power of attorney. A form for doing so is also available on the Company's website, the use of which is mandatory if a shareholder wishes to revoke a power of attorney.

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The special proxies will exercise voting rights, the right to file motions and the right to make objections only as instructed. If the proxy does not have instructions for a specific resolution, the proxy will abstain. The proxy will also abstain from resolutions for which unclear instructions were issued (e.g. FOR and AGAINST the same resolution at the same time).

Shareholders are requested to issue their instructions to their chosen proxy using the appropriate Section of the authorisation form, which will be available for download from the Company's website at www.simmoag.at/agm from **21 September 2020** at the latest.

Instructions can be issued together with the power of attorney or also at a later date. Instructions to exercise voting rights, the right to file motions and the right to make objections can be **issued before or during the Annual General Meeting until the time determined** by the Chairman. Until such time, shareholders can amend instructions already issued or issue new instructions.

VI. NOTES ON SHAREHOLDER'S RIGHTS PURSUANT TO SECTIONS 109, 110, 118 AND 119 OF THE AUSTRIAN STOCK CORPORATION ACT (AKTG)

1. Additions to the agenda by shareholders in accordance with Section 109 AktG

Shareholders whose shares individually or collectively amount to 5% of the share capital and who have been holders of these shares for at least three months prior to the motion can submit a written request for **additional items to be put on the agenda** of this Annual General Meeting and published, provided the request is received by the Company in writing by no later than **21 September 2020** (midnight, CEST, Vienna time) by post or courier service at Investor Relations Dept., Attn.: Mr Andreas Feuerstein, Friedrichstrasse 10, 1010 Vienna. Each such application for an agenda item must include a proposed resolution, together with the reasons. The agenda item and proposed resolution, but not its reasoning, must also be written in German. Shareholder status shall be evidenced by submission of a safe custody receipt in accordance with Section 10a AktG that confirms that the requesting shareholders have held the shares for at least three months prior to the application and that the safe custody receipt is no more than seven days old at the time of its submission. Multiple safe custody receipts for shares that collectively represent only a 5% stake in the share capital must indicate to the same point in time (date, time).

Please refer to the information on eligibility to attend (item IV of this invitation) with regard to the other requirements for the safe custody receipt.

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2. Proposed resolutions for agenda items by shareholders in accordance with Section 110 AktG

Shareholders whose shares individually or collectively amount to 1% of the share capital can submit **proposals for resolutions** on each agenda item, together with the reasons, and request that these proposals, together with the names of the shareholders concerned, the associated reasons and any opinion of the Management Board or the Supervisory Board be published on the Company's registered website, provided the request is delivered to the Company in written or electronic form as defined by Section 13, para. 2, AktG by no later than **1 October 2020** (midnight, CEST, Vienna time) either by fax to +43 (0)1 22795 91 125; by mail to its business address at S IMMO AG, Investor Relations Department, Attn. Mr Andreas Feuerstein, Friedrichstrasse 10, 1010 Vienna; or by e-mail at andreas.feuerstein@simmoag.at, with the request attached to the e-mail in written or electronic form as defined by Section 13, para. 2, AktG, for example, as a PDF. If statements are required in text form as defined by Section 13, para. 2, of the AktG, the statement must be submitted in notarised form or some other form suitable as a permanent written record. The statement must also name the individual making said statement, and the end of the statement must be identified by a representation of the individual's signature or in some other manner. The proposed resolution, but not its reasoning, must also be written in German.

In the case of a **nomination for the election of a member of the Supervisory Board**, pursuant to Section 87, para. 2, AktG, the declaration by the nominated person shall be submitted in lieu of the reasons.

Shareholder status shall be evidenced by submission of a safe custody receipt in accordance with Section 10a AktG that confirms that the safe custody receipt is no more than seven days old at the time of its submission. Multiple safe custody receipts for shares that collectively represent only a 1% stake in the share capital must indicate to the same point in time (date, time).

Please refer to the information on eligibility to attend (item IV of this invitation) with regard to the other requirements for the safe custody receipt.

3. Information as defined by Section 110, para. 2, sentence 2 in conjunction with Section 86, para. 7 and para. 9, AktG.

Under agenda item 6, "Elections of four persons to the Supervisory Board" and any submission of a relevant nomination by shareholders in accordance with Section 110 AktG, the company makes the following disclosures:

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The Supervisory Board of S IMMO AG currently consists of eight members elected by the Annual General Meeting (shareholder representatives). Of the eight shareholder representatives, five are men and three are women.

No Supervisory Board members were delegated by a Works Council according to Section 110 of the Austrian Labour Constitution Act (ArbVG), and there is therefore no statement as to whether an objection was raised in accordance with Section 86, para. 9, AktG.

Section 8, para. 1, of the Articles of Incorporation of S IMMO AG specifies that the Supervisory Board is comprised of up to ten members elected by the Annual General Meeting.

In the event that nominations are submitted by shareholders in accordance with Section 110 AktG under agenda item 6, "Election of four persons to the Supervisory Board", it must be ensured that, with a current number of eight members on the Supervisory Board, at least two must be women.

4. Shareholders' right to information in accordance with Section 118 AktG

At the Annual General Meeting, upon request, each shareholder shall be provided with information regarding the Company's affairs to the extent that such information is necessary to permit a proper evaluation of the relevant item on the agenda. The right to information also extends to the Company's legal relationships to an affiliated company as well as to the position of the Group and the companies included in the consolidated financial statements.

The information may be refused if, according to reasonable business judgement, it could cause significant harm to the Company or an affiliated company or its disclosure would constitute a criminal offence.

The **right to request information and the right to speak** can be exercised **by an e-mail** sent to the e-mail address created for this purpose, fragen.simmoag@hauptversammlung.at. Please use the **question form**, which will be available for download from the Company's website at www.simmoag.at/agm from **21 September 2020** at the latest, and attach the completed and signed form to your e-mail.

If you send your questions or speeches **without using the question form**, the **identity of the shareholder** (name/company, date of birth/shareholder's commercial register number) must be **stated** and the end of the statement must be clearly identified by a **reproduction of the shareholder's signature** or by other means, for example by stating the name of the shareholder/company (Section 13, para. 2, AktG). To enable the Company to ascertain the shareholder's identity and consistency with the safe custody receipt, please **also** state your **custody account number** in your e-mail in such event.

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If the right to request information/right to speak is exercised by a proxy, proof of power of attorney must also be provided in written or electronic form. Please note that the **special proxies cannot be authorised to exercise the right to request information/right to speak.**

Shareholders are **asked to send their questions in advance before the Annual General Meeting in written or electronic form by e-mail to fragen.simmoag@hauptversammlung.at** in time for the Company to receive them by no later than **7 October 2020**. By doing so, you will enable the Management Board to prepare their exact responses to the questions you submit and deliver them as quickly as possible.

Shareholders can also send their questions and speeches to the Company **during the Annual General Meeting**, exclusively in written or electronic form by e-mail sent directly to fragen.simmoag@hauptversammlung.at. Please note that the **Chairman can set appropriate time limits for questions and speeches during the Annual General Meeting.**

The **requirement for exercising a shareholder's right to request information is proof of eligibility** in accordance with Section IV of this invitation.

5. Motions from shareholders in the Annual General Meeting in accordance with Section 119 AktG

Each shareholder has the right (regardless of their specific share ownership) to submit motions on any item on the agenda through his or her special proxy at the virtual Annual General Meeting pursuant to the COVID-19-GesG and the COVID-19-GesV. Motions, however, may be submitted only to the proxy authorised by the shareholder and filed by said proxy.

The **requirement** for doing so is **proof of eligibility to attend** in accordance with item IV of this invitation **and** the granting of a corresponding **power of attorney to the special proxy** in accordance with item V of this invitation.

A shareholder's motion for the election of a member of the Supervisory Board requires the timely submission of a nomination in accordance with Section 110 AktG. Only shareholders whose shares collectively amount to 1% of the share capital can nominate people for election to the Supervisory Board (agenda item 6). These nominations must be received by the Company no later than 1 October 2020 as described above (VI (2)). According to Section 87, para. 2, AktG, each nomination must include a declaration by the nominated person with information on their professional qualifications, their professional or comparable roles and any circumstances which could give rise to concerns regarding impartiality.

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Otherwise, the shareholder motion for the election of a member of the Supervisory Board may not be taken into account during the vote.

Please refer to the information in item VI, para. 3, with regard to the information pursuant to Section 110, para. 2, sentence 2, in conjunction with Section 86, para. 7 and para. 9, AktG.

8. Information for shareholders regarding data processing

S IMMO AG processes the **personal data** of its shareholders (in particular, those as defined in Section 10a, para. 2, AktG, being the name, address, date of birth, securities account number, number of shares held by the shareholder, if applicable share category, voting card number, and, if applicable, name and date of birth of the proxy) under the applicable data protection provisions, but in particular the **European General Data Protection Regulation (GDPR)** and the **Austrian Data Protection Act (DPA)** in order to enable the shareholders to exercise their rights at the Annual General Meeting.

The processing of the shareholders' personal data is mandatory in order for the shareholders and their proxies to attend at the Annual General Meeting in accordance with the Austrian Stock Corporation Act (AktG). The legal basis for the processing is therefore **Article 6 (1) c) of the GDPR**.

S IMMO AG is the **data controller** for the processing. S IMMO AG uses **external service providers**, such as notaries, lawyers, special proxies, banks and IT service providers, to organise the Annual General Meeting. These service providers only receive personal data from S IMMO AG that are necessary for the execution of the ordered service, and they process the data only in accordance with S IMMO AG's instructions. Insofar as it is legally necessary, S IMMO AG has entered into a **data protection agreement** with these service providers.

If a shareholder attends the virtual Annual General Meeting, all of the proxies, members of the Management and Supervisory Boards, and the notary who are present will be able to view their name on the **list of participants**, which must be kept by law (Section 117 AktG), and thereby also view the personal data (including their address and share details) contained therein. S IMMO AG is also required by law to submit its shareholders' personal data (in particular the list of participants) to the **Commercial Register (Firmenbuch)** as part of the notarial record (Section 120 AktG).

Shareholder information will be anonymised or deleted as soon as it is no longer necessary for the purposes for which it was collected or processed, and unless other legal obligations require further storage. **Legal obligations regarding documentation and data retention** primarily arise from business, stock corporation and takeover laws, fiscal and tax laws, and money laundering laws. If legal claims are made by shareholders against S IMMO AG or vice versa by S IMMO AG against shareholders, the storage of personal data shall serve to **clarify and enforce claims** in individual cases.

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In connection with legal proceedings brought before civil courts, this may lead to the storage of data during the period of limitation plus the duration of the legal proceedings until its final legal termination.

Every shareholder has the **right of access, right to rectification, erasure ('right to be forgotten'), restriction of processing, and the right to object** at any time regarding the processing of personal data as well as the **right to data portability** in accordance with Chapter III of the GDPR. Shareholders can assert these rights free of charge by contacting S IMMO AG by e-mail at media@simmoag.at or via the following **contact details**:

S IMMO AG

Friedrichstrasse 10, 1010 Vienna, Austria

Phone: +43 (0)1 22795-1112

Fax: +43 (0)1 22795-91112

In addition, the shareholders have the **right to lodge a complaint** with the competent **supervisory authority (Data Protection Authority)** in accordance with Article 77 of the GDPR.

Additional information on data protection can be found in the privacy policy on the S IMMO AG website (www.simmoag.at).

VII. ADDITIONAL INFORMATION AND NOTES

Total number of shares and voting rights

At the time of convening the Annual General Meeting the share capital of the company was EUR 267,457,923.62, divided into 73,608,896 no-par value shares. Each share carries one vote.

As of 11 September the Company holds 1,743,490 treasury shares. These shares do not confer any rights, not even the right to vote. Any change in the holdings of treasury shares until the Annual General Meeting and, thus, the total number of voting rights at the Meeting.

No in-person attendance

We expressly wish to point out once more that, during the upcoming virtual Annual General Meeting, **there will be neither shareholders nor guests physically in attendance** at the meeting venue because of the legal requirements.

Vienna, September 2020

The Management Board

!!! THIS IS A WORKING TRANSLATION FOR CONVENIENCE ONLY. ONLY THE GERMAN VERSION IS LEGALLY BINDING!!!