

Circular No. 10/2004

Corporate Data Privacy Protection Guidelines

Worldwide information exchange and dialogue are essential conditions for international cooperation. In order to continuously ensure the protection of personal privacy rights – in particular, the protection of the personal data pertaining to our customers, suppliers, shareholders and employees – compliance with the legal stipulations governing data privacy protection is absolutely essential.

In implementing the EU Directive No. 95/46/EC on the protection of individuals with regard to the processing of personal data and on the free movement of such data, the German Federal Data Protection Act (BDSG) and the data protection laws enacted by other European Union member states, subject the transfer of personal data to other countries ("Third Countries" as they are called in the EU Directive) to additional requirements.

One essential requirement is that an "adequate level of data privacy protection" be provided by the entity to which the personal data is transferred. For some countries, it has been determined either by law or by a decision of the European Commission that these countries assure an adequate protection level.

The "Corporate Guidelines for Subsidiaries (in "Third Countries") for the Protection of Personal Data," issued December 1, 2003, have been developed to establish an adequate level of data privacy protection in Siemens and its subsidiaries, and, consequently, to facilitate the worldwide transfer of personal data.

All subsidiaries located in countries which are not listed in the above-mentioned register are required to implement these Guidelines in a binding manner no later than March 31, 2004. This also applies to the subsidiaries in the U.S., even if they have subjected themselves to the Safe Harbor Privacy Principles. The Chief Data Privacy Protection Officer of Siemens AG, who is also available for advice and support, shall be notified of the commitment to comply with the Guidelines.

Subsidiaries in countries with an adequate level of data privacy protection and which, like Siemens AG, have to observe national data privacy protection laws and any implementing internal regulations – in particular for the transfer of data to other countries – are not obliged to implement the Guidelines. In any event, implementing these Guidelines does not exempt any subsidiaries from complying with any further legal requirements.