

## FAC-SIMILE

### DECLARATION OF THE PERSON GIVING THE SUB-PROXY PURSUANT TO ARTICLE 135-NOVIES, PARAGRAPH 5, OF LEGISLATIVE DECREE NO. 58/1998

(to deliver together with the copy of the sub-proxy)

I the undersigned \_\_\_\_\_<sup>(1)</sup>, born in  
\_\_\_\_\_ <sup>(2)</sup>, on \_\_\_\_\_, resident in  
\_\_\_\_\_ <sup>(2)</sup>, Via \_\_\_\_\_, tax  
code <sup>(3)</sup> \_\_\_\_\_, [when applicable] <sup>(4)</sup>, legal representative of (name of company)  
\_\_\_\_\_, registered office at  
\_\_\_\_\_ <sup>(2)</sup>, tax code or VAT no. <sup>(3)</sup>  
\_\_\_\_\_.

#### WHEREAS

- I've been appointed as proxy by  
\_\_\_\_\_ <sup>(5)</sup>, through the proxy  
hereby attached in copy, in relation to the participation in the ordinary Shareholders' Meeting of Enel  
S.p.A. convened on May 14, 2020, on single call, at 2:00 p.m., in Rome, Via Ombrone no. 2, pursuant to  
Article 135-novies of Legislative Decree no. 58/1998;
- by virtue of this proxy, I have given a sub-proxy to Computershare S.p.A., with registered office in Milan,  
Via Lorenzo Mascheroni 19, Tax Code and VAT no. 06722790018, to participate in the aforementioned  
Shareholders' Meeting on behalf of \_\_\_\_\_ <sup>(6)</sup>,

#### I HEREBY CERTIFY UNDER MY OWN RESPONSIBILITY

- that the copy of the proxy hereby attached corresponds to the original of the same proxy I was given by  
\_\_\_\_\_ <sup>(7)</sup>;
- the identity of the person entitled to vote giving the proxy; as well as
- the full and valid representative powers of the signatory of the proxy.

<sup>1</sup> Provide details of the proxy holder/substitute of the proxy holder. Where the proxy holder/substitute of the proxy holder is a legal entity, provide details of the legal representative.

<sup>2</sup> State country (where not Italy) and town/city.

<sup>3</sup> Or equivalent international code.

<sup>4</sup> Fill out only if the proxy holder/substitute of the proxy holder is a legal entity.

<sup>5</sup> Provide name and surname of the person giving the proxy.

<sup>6</sup> Provide name and surname of the person giving the proxy.

<sup>7</sup> Provide name and surname of the person giving the proxy.

\* \* \* \* \*

Hereby attached:

- copy of the proxy given by \_\_\_\_\_ (<sup>8</sup>);
- undersigned copy of my identity document.

\* \* \* \* \*

Date and place

\_\_\_\_\_

Signature of the person giving the sub-proxy

\_\_\_\_\_

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<sup>8</sup> Provide name and surname of the person giving the proxy.

## **INFORMATION ON PERSONAL DATA PROCESSING**

pursuant to the Regulation (EU) 2016/679 (the “Regulation”)

### **Personal Data Controller**

Computershare S.p.A., with registered office in Milan, Via Lorenzo Mascheroni, 19 (hereinafter, “**Computershare**” or the “**Controller**”), Appointed Representative of the company pursuant to art. 135-*undecies* of Italian Legislative Decree no. 58 of February 24, 1998 (TUF) and art. 106 of Italian Law Decree no. 18 of March 17, 2020, as controller of “**Processing**” (as defined in article 4 of the Regulation) of Personal Data (as defined below) provides the present “Information on Personal Data Processing”, in compliance with the provisions of the applicable law (article 13 of Regulation and subsequent national legislation).

### **Object and methods of processing**

The personal data of the shareholder and of his possible representative (hereinafter, the “**Delegating party**”), as well as the residence, the tax code, the details of the identification document, the email address, the telephone number and the shareholding (hereinafter “**Personal Data**”) are communicated by the Delegating party, even by electronic means, to Computershare through this form, in order to grant the proxy to attend and to vote at the shareholders’ meeting on behalf of the Delegating party according to his voting instructions.

The Controller process the Personal Data of the Delegating party reported in this form, lawfully, fairly and limited to what is necessary in relation to the purposes for which they are processed. The processing - as collection or any other operation as set forth in the definition of “processing” pursuant to article 4 of the Regulation – shall be performed by paper or automated means, implementing the appropriate organizational and logical measures required by the purposes here above mentioned.

### **Purpose and legal basis of the Processing**

The purpose of the Processing by the Controller is to allow the correct expression of voting instruction by the Appointed Representative in the shareholders’ meeting on behalf of the Delegating Party, in compliance with the provisions of the aforementioned art. 135-*undecies* of TUF and art. 106 of Italian Law Decree no. 18 of March 17, 2020.

The legal basis of the Processing is represented by:

- contractual obligations: to comply with the obligations arising from the agreement between the Delegating Party and the Appointed Representative;
- legal obligations: to comply with the legal obligations the Appointed Representative shall fulfil towards the company and the Authorities.

The collection and the Processing of Personal Data is necessary for the purposes indicated above. Failure to provide the aforementioned Personal Data implies, therefore, the impossibility to establish and manage the above agreement.

### **Recipients, storage and transfer of Personal Data**

The Personal Data will be made accessible, for the purposes mentioned above - before, during and after the shareholders’ meeting - to the employees and collaborators of the Controller who are in charge of Processing, as well as to the company itself.

The Personal Data of the Delegating party will be processed within the European Union and will be kept, also by storage on servers located within the European Union, for a period of at least 1 year, in accordance with current legislation. The Personal Data will be communicated by Computershare to the Company to comply with the obligation under the law regarding the shareholders meeting’s minutes and the updating of shareholders’ register and will be possibly disclosed to third parties only if required by the supervisory and judicial Authorities.

### **Rights of the Delegating party**

The Delegating Party has the right to ask, in every moment, which Personal Data and how they are processed. The Delegating party may ask to update, complete, correct or even erase the Personal Data. The Delegating party can also ask to restrict the use of his Personal Data or withdraw the consent to use them, but in such case it will be impossible to attend and vote at the shareholders’ meeting. After the shareholders’ meeting, the Personal Data and the voting instructions will be kept for 1 year at disposal of the Authorities.

For the exercise of the aforementioned rights, the Delegating party can write to Computershare to the address reported in the form or to the following email address [dataprotection@computershare.it](mailto:dataprotection@computershare.it). For the Privacy Policy and all Computershare activities, please visit our website <https://www.computershare.com/it/Pages/Privacy.aspx>.  
Computershare S.p.A.