

## **Minutes of the General Meeting of Directors**

Minutes of the General Meeting for the Board and Supervisory Board of the Stichting Onderzoek Marktinformatie (SOMI) held on September 26, 2022, at the office of the foundation in Amstelveen.

Agenda:

1. Opening

### **Financing SOMI/financial affairs**

2. SOMI annual report 2021 & SOMI report Q1 2022 *[for approval]*
3. State of affairs VAT *[for information]*
4. Desired redemption of the current account *[for discussion]*
5. Proposal external financier *[for discussion]*
6. Wish to rotate director/member of the supervisory board *[for discussion]*

### **State of affairs – TikTok procedure**

7. Conclusion of response from SOMI *[for discussion]*
8. Conclusions Scott & Scott and Brandeis *[for discussion]*
9. Date of oral hearing phase 1: set on 10 October 2022 *[for information]*
10. European investigation into TikTok discontinued following complaint by Consumers' Association *[for discussion]*
11. Advice to activate SOMI app/website as intangible fixed assets *[for information]*

### **State of affairs SOMI app/other matters**

12. Individual data requests made before February 16, 2022, will no longer be processed *[for information]*
13. SOMI app
  - a. Business model *[for discussion]*
  - b. Conditions app *[for approval]*
  - c. Finding a strategic partner for operating the app *[for discussion]*
  - d. Data breach municipality Buren *[for discussion]*
  - e. License program *[for discussion]*
14. Collaboration agreement Lead generator *[for approval]*
15. Processor agreement *[for information]*
16. Newsletters *[for information]*: January 2022, February 2022, March 2022, May 2022, June 2022 and September 2022

### **Domestic**

17. Update director's liability insurance *[for information]*
18. Registration UBO-register *[for discussion]*
19. Any other business
20. Closure

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## **1. Opening**

The meeting is opened by the chairman.

## **2. SOMI annual report 2021 & SOMI report Q1 2022**

The 2021 annual report and the Q1 2022 report will be discussed and afterwards approved.

## **3. State of affairs VAT**

The chairman informs the members of the Board of Directors and the members of the Supervisory Board about the state of affairs regarding VAT for SOMI.

## **4. Desire for redemption of the current account**

The wish to repay SOMI's current account is discussed with the Board of Directors and the Supervisory Board.

## **5. Proposal external financier**

The proposal of the external financier is discussed in detail with the Board of Directors and the Supervisory Board. During the discussion, the possibility of a bank guarantee is discussed. The proposal is broadly approved. Director H. Franke will draw up a letter of intent (LOI) with the discussed resolute condition with an end date.

## **6. Wish to rotate director/member the Supervisory Board**

Director P. Vromen and member of the Supervisory Board J. Huijnk have expressed the wish to rotate or resign. When the proposal as discussed under point 5 is accepted, there is a possibility to realize these wishes.

## **7. Conclusion of SOMI's response**

The conclusion of the response was shared in advance with the Board and of Directors and the Supervisory Board. None of the attendees has any questions about this document.

## **8. Conclusions Scott & Scott and Brandeis**

Conclusions of Scott & Scott and Brandeis have been shared in advance with the Board of Directors and the Supervisory Board. None of the attendees has any questions about these documents.

## **9. Date of oral hearing phase 1: set on 10 October 2022**

It is discussed with the Board of Directors and the Supervisory Board that the date for the oral hearing of phase 1 is Monday, October 10, 2022. The first phase of the proceedings will begin with a hearing on the defendants' statement on the jurisdiction of the Dutch judge. After the oral hearing, the (interim) judgment on this can be expected within a period of 2-6 months.

## **10. European investigation into TikTok discontinued following complaint Consumers' Association**

This article has been shared in advance with the Board of Directors and the Supervisory Board. None of the attendees has any questions about this article.

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### **11. Advice SOMI app/website as intangible fixed assets**

The advice of director J. van den Broek is to activate the costs of the SOMI app/website as intangible fixed assets and to write them off within 5 years. This advice is adopted by the Board of Directors and the Supervisory Board.

### **12. Individual data requests made before February 16, 2022, will no longer be processed**

It is discussed with the Board of Directors and the Supervisory Board that starting from May 1, 2022, all old data requests prior to the SOMI update for monetization on February 16, 2022, will be removed from the SOMI system. Consumers can still view the results of the previous data request(s) on the personal dashboard on [my.somi.nl](http://my.somi.nl). If the consumer wishes to continue with the pending data request(s), he/she is requested to resubmit the data request using HT tokens.

### **13. SOMI app**

The terms and conditions of the SOMI app are approved. All other (sub) components are discussed.

### **14. Collaboration agreement Lead generator**

The agreement of collaboration with the Lead generator for SOMI has been shared in advance with the Board of Directors and Supervisory Board. The agreement is approved.

### **15. Processor agreement**

The processor agreement between SOMI and the relevant IT company was approved during the previous general meeting. The processor agreement has now also been signed by all parties.

### **16. SOMI newsletters**

All SOMI newsletters from January 2022 to September 2022 have been shared in advance with the Board of Directors and the Supervisory Board. None of the attendees has any questions about the newsletters.

### **17. Update director's liability insurance**

An application has been made for directors' liability insurance. The chairman will further discuss this with the director through whom this request has been made or with the provider and/or intermediary.

### **18. Register UBO register**

All UBO's will be registered in the UBO register as soon as possible.

### **19. Any other business**

None of those present wished to make use of this.

### **20. Closure**

The chairman thanked those present for their input. There being no further business, the chairman closed the meeting.

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**Proposal for the next general meeting: November 7, 2022. The chairperson will also invite the DPO of SOMI to attend this meeting.**