

Siltronic AG

Detailed explanations of shareholders' rights and Agenda items not requiring a resolution

DETAILED EXPLANATION OF SHAREHOLDERS' RIGHTS

(pursuant to Sections 118a, 122 para. 2, 126 para. 1 and para. 4, 127, 130a, 131 para. 1 of the German Stock Corporation Act (AktG))

1. Requests for Additions to the Agenda at the request of a minority pursuant to Section 122 (2) of the German Stock Corporation Act (AktG)

Shareholders whose shares together represent a proportionate amount of the share capital of EUR 500,000.00 (this corresponds to 125,000 shares) may request that items be placed on the Agenda and be published. In addition, in accordance with Section 87 (4) of the German Stock Corporation Act (AktG) in conjunction with Section 122 (2) of the German Stock Corporation Act (AktG), they can request the General Meeting to pass a resolution on the reduction of the maximum compensation determined in accordance with Section 87a (1) sentence 2 no. 1 of the German Stock Corporation Act (AktG). Each new item must be accompanied by an explanation or a draft resolution. The request must be addressed in writing to the Executive Board of Siltronic AG and must be received by the Company at least 30 days prior to the meeting, i.e. no later than **April 11, 2025, 24:00 hours (CEST)**. Please send your request to the following address:

Siltronic AG
Executive Board
Attention: Investor Relations
Einsteinstraße 172
81677 Munich

The applicants must prove that they have held the shares for at least 90 days prior to the date of receipt of the request and that they will hold the shares until the decision of the Executive Board on the request, whereby Section 70 of the German Stock Corporation Act (AktG) applies when calculating the period of share ownership. The day of receipt of the request shall not be counted. A postponement from a Sunday, Saturday or public holiday to a preceding or following working day shall not be considered. Sections 187 to 193 of the German Civil Code (BGB) shall not apply mutatis mutandis.

Requests for additions to the Agenda that have to be published will be announced in the Federal Gazette immediately after receipt of the request insofar as this has not already occurred with the convening of the meeting. They are also published on the Internet at <https://www.siltronic.com/en/investors/annual-general-meeting.html> and communicated to the shareholders entered in the share register in accordance with Section 125 (2), (1) sentence 3 of the German Stock Corporation Act (AktG).

The provisions of the German Stock Corporation Act (*AktG*) underlying these shareholders' rights are as follows:

Section 122 Convening a meeting at the request of a minority

- (1) *The Annual General Meeting must be convened if shareholders whose shares together amount to one-twentieth of the share capital request such a meeting in writing, stating the purpose and reasons; the request must be addressed to the Executive Board. The Articles of Association may link the right to request the convening of the Annual General Meeting to another form and to the holding of a lower proportion of the share capital. The applicants must prove that they have held the shares for at least 90 days prior to the date of receipt of the request and that they will hold the shares until the Executive Board decides on the request. Section 121 (7) shall apply accordingly.*
- (2) *In the same way, shareholders whose shares together account for one-twentieth of the share capital or a proportionate amount of EUR 500,000 may request that items be placed on the agenda and published. Each new item must be accompanied by a statement of reasons or a draft resolution. The request within the meaning of sentence 1 must be received by the company at least 24 days, in the case of listed companies at least 30 days, prior to the meeting; the day of receipt shall not be included.*
- (3) *If the request is not complied with, the court may authorize the shareholders who made the request to convene the Annual General Meeting or to announce the matter. At the same time, the court may appoint the chairman of the meeting. Reference must be made to the authorization when the meeting is convened or announced. An appeal may be lodged against the decision. The applicants must prove that they are holding the shares until the court's decision.*
- (4) *The company shall bear the costs of the Annual General Meeting and, in the case of paragraph 3, also the court costs if the court has granted the application.*

Section 121 General (excerpt)

- (7) *In the case of deadlines and dates that are calculated back from the meeting, the day of the meeting shall not be counted. A postponement from a Sunday, a Saturday or a public holiday to a preceding or subsequent working day shall not be considered. Sections 187 to 193 of the German Civil Code shall not apply accordingly. In the case of non-listed companies, the articles of association may stipulate a different calculation of the deadline.*

Section 70 Calculation of the shareholding period

If the exercise of rights arising from the share is dependent on the shareholder having held the share for a certain period of time, a claim for transfer of ownership against a credit institution, a financial services institution, a securities institution or a company operating in accordance with Section 53 (1) sentence 1 or Section 53b (1) sentence 1 or (7) of the German Banking Act shall be deemed equivalent to ownership. The period of ownership of a legal predecessor shall be attributed to the shareholder if he acquired the share free of charge, from his trustee, as universal successor, in the event of a community settlement or in the event of a portfolio transfer pursuant to Section 13 of the Insurance Supervision Act or Section 14 of the Building Societies Act.

2. **Counter motions and election proposals pursuant to Section 126 (1) and (4), Section 127 of the German Stock Corporation Act (AktG)**

Each shareholder is entitled to submit to the Company counter motions to a proposal of the Executive Board and/or Supervisory Board on a specific agenda item (Section 126 (1) of the German Stock Corporation Act (AktG)) as well as proposals for the election of Supervisory Board members or auditors (Section 127 of the German Stock Corporation Act (AktG)).

Counter motions (possibly accompanied by the reasons for the motion) and election proposals must be sent exclusively to the following address:

Siltronic AG
Investor Relations
Einsteinstraße 172
81677 Munich
E-Mail: hauptversammlung@siltronic.com

Counter motions and election proposals to be made accessible, which are received at the above address no later than 14 days prior to the Annual General Meeting, i.e. by **April 27, 2025, 24:00 hours (CEST)**, will be published at <https://www.siltronic.com/en/investors/annual-general-meeting.html> without delay after receipt, including the name of the shareholder and the reasons to be made accessible - if applicable, together with the additional content to be provided pursuant to Section 127 sentence 4 of the German Stock Corporation Act (AktG). Any comments by the management will also be published on the Siltronic AG website. Shareholders are asked to provide evidence of their share ownership at the time the application or nomination is sent. Counter motions and nominations that have been made available will generally be put to the vote. However, the Company reserves the right not to put the respective application or election proposal to the vote in accordance with Sections 126 (4) sentence 3, 127 sentence 1 of the German Stock Corporation Act (AktG) if the shareholder submitting the application or election proposal is not registered in the share register as a shareholder of the Company or is not properly registered for the Annual General Meeting.

Nominations do not have to be published if the nomination does not contain the information required under stock corporation law in accordance with Sections 124 (3) sentence 4 and 125 (1) sentence 5 of the German Stock Corporation Act (AktG) (name, profession and place of residence of the auditor or Supervisory Board candidate as well as information on the Supervisory Board candidate's membership of other statutory supervisory boards).

In addition, the Company may refrain from making a counter motion or election proposal accessible in the cases set out in Section 126 (2) of the German Stock Corporation Act (AktG).

Shareholders or their proxies who are connected to the Annual General Meeting also have the right to submit motions and nominations during the meeting by means of video communication as part of their right to speak (see "Right to speak" below for details).

According to Section 126 (4) of the German Stock Corporation Act (AktG), shareholder motions or election proposals that must be made accessible pursuant to Section 126 (1) to (3)

or Section 127 AktG are considered to have been submitted at the time they are made accessible.

The provisions of the German Stock Corporation Act (AktG) underlying these shareholders' rights which also specify, under which conditions countermotions and election proposals need not be made accessible, read as follows:

Section 126 Motions by shareholders

- (1) *Shareholder motions, including the name of the shareholder, the reasons and any statement by the management, must be made available to the authorized persons specified in Section 125 (1) to (3) under the conditions specified therein if the shareholder has sent a counter-motion against a proposal by the Executive Board and Supervisory Board on a specific item on the agenda, together with the reasons, to the address specified for this purpose in the notice convening the meeting at least 14 days before the meeting. The day of receipt shall not be counted. In the case of listed companies, access must be provided via the company's website. Section 125 para. 3 applies accordingly.*
- (2) *A counter-motion and its grounds need not be made accessible,*
 1. *insofar as the Executive Board would make itself liable to prosecution by making it accessible,*
 2. *if the counter-motion would lead to a resolution of the Annual General Meeting that is contrary to the law or the Articles of Association,*
 3. *if the statement of grounds contains obviously false or misleading information in material respects or if it contains insults,*
 4. *if a countermotion of the shareholder based on the same facts has already been made available to a General Meeting of the company in accordance with Section 125,*
 5. *if the same counter-motion of the shareholder with essentially the same justification has already been made available to at least two Annual General Meetings of the company in the last five years in accordance with Section 125 and less than one-twentieth of the share capital represented voted in favor of it at the Annual General Meeting,*
 6. *if the shareholder indicates that he/she will not attend the Annual General Meeting and will not be represented, or*
 7. *if the shareholder has not submitted a countermotion communicated by him or has not had it submitted at two Annual General Meetings in the last two years.**The statement of grounds need not be made accessible if it exceeds a total of 5,000 characters.*
- (3) *If several shareholders submit countermotions on the same subject of the resolution, the Executive Board may summarize the countermotions and their reasons.*
- (4) *In the case of the virtual Annual General Meeting, motions that are to be made accessible in accordance with paragraphs 1 to 3 shall be deemed to have been submitted at the time they are made accessible. The company must ensure that the voting right on these motions can be exercised as soon as the shareholders can provide evidence of the legal or statutory requirements for exercising the voting right. If the shareholder who has submitted the motion is not duly authorized and, if registration is required, is not duly registered for the Annual General Meeting, the motion does not have to be dealt with at the meeting.*

Section 127 Nominations by shareholders

Section 126 shall apply mutatis mutandis to the proposal of a shareholder for the election of Supervisory Board members or auditors. The nomination does not need to be substantiated. The Executive Board does not need to make the nomination accessible even if the nomination does not contain the information pursuant to section 124 para. 3 sentence 4 and section 125 para. 1 sentence 5. The Executive Board must include the following information in the proposal of a shareholder for the election of Supervisory Board members of listed companies to which the Co-Determination Act, the Co-Determination Act or the Supplementary Co-Determination Act apply:

- 1. Reference to the requirements of Section 96 (2),*
- 2. Indication of whether the overall fulfillment pursuant to section 96 (2) sentence 3 was objected to and*
- 3. Indication of the minimum number of seats on the Supervisory Board that must be held by women and men in order to fulfill the minimum quota requirement pursuant to Section 96 (2) sentence 1.*

Section 124 Publication of requests for supplements; proposals for resolutions (excerpt)

- (3) [...] The proposal for the election of Supervisory Board members or auditors must state their name, profession and place of residence.*

Section 125 Notifications for shareholders and Supervisory Board members (excerpt)

- (1) [...] In the case of listed companies, a proposal for the election of Supervisory Board members shall be accompanied by information on their membership of other statutory supervisory boards; information on their membership of comparable domestic and foreign supervisory bodies of commercial enterprises shall be included.*

3. Submitting Statements pursuant to Section 130a (1) through (4) of the German Stock Corporation Act (AktG)

Shareholders who are properly registered for the Annual General Meeting or their authorized representatives have the right, in accordance with Section 130a (1) to (4) of the German Stock Corporation Act (AktG), to submit comments on agenda items in text form by means of electronic communication via the access-protected shareholder portal. The shareholder portal is available at

<https://www.siltronic.com/en/investors/annual-general-meeting.html>.

Written statements must be submitted as a file in PDF format and should not exceed 10,000 characters (including spaces). By submitting the written statement, the shareholder or their proxy consents to the statement being made accessible in the access-protected shareholder portal, citing the name of the shareholder. The statements must be submitted no later than five days before the meeting, i.e. no later than **Tuesday, May 6, 2025, 24:00 hours (CEST)**. Unless, in exceptional cases, it is not permitted to make them available in accordance with Section 130a (3) sentence 4 of the German Stock Corporation Act (AktG), the statements

submitted will be made available on the access-protected shareholder portal no later than four days before the Annual General Meeting, i.e. no later than **Wednesday, May 7, 2025, 24:00 hours (CEST)**.

For questions and objections as well as counter-motions and nominations, however, the procedure described separately in this invitation applies. Please note that questions, objections, counter-motions or nominations that are included in a statement but are not submitted as described in this invitation will not be considered.

These shareholder rights are based on the following provisions of the German Stock Corporation Act:

Section 130a Right to comment and speak at virtual Annual General Meetings (excerpt)

- (1) *In the case of a virtual Annual General Meeting, shareholders have the right to submit statements on the agenda items prior to the meeting by means of electronic communication using the address provided for this purpose in the notice convening the meeting. This right may be restricted to shareholders who have duly registered for the meeting. The scope of the statements can be appropriately limited in the convening notice.*
- (2) *Comments must be submitted no later than five days before the meeting.*
- (3) *The statements submitted must be made available to all shareholders no later than four days before the meeting. Access may be restricted to shareholders who have duly registered for the meeting. In the case of listed companies, access must be provided via the company's website; in the case of sentence 2, access may also be provided via the website of a third party. Section 126 para. 2 sentence 1 numbers 1, 3 and 6 shall apply accordingly.*
- (4) *For the calculation of the time limits specified in paragraphs 2 and 3 sentence 1, the following shall apply Section 121 (7).*

4. Right to speak pursuant to Section 130a (5) and (6) of the German Stock Corporation Act (AktG)

Shareholders who have duly registered for the Annual General Meeting or their proxies, who are connected to the Annual General Meeting electronically, have the right to speak at the meeting by means of video communication. From **9:30 a.m. (CEST) on the day of the Annual General Meeting**, the functions for speaking and submitting motions will be activated via the access-protected shareholder portal, which can be accessed at the internet address

<https://www.siltronic.com/en/investors/annual-general-meeting.html>.

The right to speak also includes, in particular, the right to make proposals and election proposals in accordance with Section 118a (1) sentence 2 no. 3 of the German Stock Corporation Act (AktG), as well as to assert the right to information at the Annual General Meeting (as described below under "Shareholders' right to information in accordance with Section 131 (1) of the German Stock Corporation Act (AktG)").

In order to participate electronically by means of video communication, shareholders or their proxies require internet access and a suitable device (e.g. laptop, PC, smartphone or tablet with camera and microphone). The technical requirements for electronic participation in the Annual General Meeting are described in detail in the shareholder portal.

Persons who have registered for a speech or to submit a motion via the shareholder portal will be given access to the protected shareholder portal for their speech or their motion. The Company reserves the right to check the functionality of the video communication between the shareholder or proxy and the Company at the meeting and before the speech or submission of the application and to reject it if the functionality is not ensured.

These shareholder rights are based on the following provisions of the German Stock Corporation Act:

Section 130a Right to comment and speak at virtual Annual General Meetings (excerpt)

- (5) *Shareholders connected to the meeting electronically must be granted the right to speak at the meeting by means of video communication. The form of video communication offered by the company must be used for speeches. Motions and election proposals pursuant to Section 118a para. 1 sentence 2 no. 3, the request for information pursuant to Section 131 para. 1, questions pursuant to Section 131 para. 1d and other questions pursuant to Section 131 para. 1e may form part of the speech. Section 131 (2) sentence 2 applies accordingly.*
- (6) *The company may reserve the right in the convening notice to check the functionality of the video communication between the shareholder and the company during the meeting and before the speech and to reject it if the functionality is not ensured.*

5. Right to obtain information pursuant to Section 131 (1) of the German Stock Corporation Act (AktG)

Upon request, each shareholder shall be provided with information by the Executive Board at the Annual General Meeting on matters concerning the Company, insofar as the information is necessary for a proper assessment of the item on the agenda and there is no right to refuse to provide information. The Executive Board's duty to provide information also extends to Siltronic AG's legal and business relations with affiliated companies and to the situation of the Group and the companies included in the consolidated financial statements. Requests for information are generally to be made orally during the discussion at the Annual General Meeting. In addition, pursuant to Section 131 (1d) AktG, shareholders have the right to ask questions at the Annual General Meeting regarding all answers provided by the Executive Board.

Shareholders who have duly registered for the Annual General Meeting or their proxies can submit their questions electronically via the shareholder portal, accessible via the company's website at

<https://www.siltronic.com/en/investors/annual-general-meeting.html>.

It is intended that the Chairman of the Supervisory Board, in his function as Chairman of the Annual General Meeting, will stipulate that the right to information at the Annual General Meeting may only be exercised by means of video communication, i.e. in the context of exercising the right to speak. Pursuant to Section 16 (2) sentence 3 of the Company's Articles of Association, the chairman of the meeting is authorized to impose reasonable time limits on shareholders' right to ask questions and to speak.

The provisions of the German Stock Corporation Act (AktG) underlying these shareholders' rights which also determine under which circumstances this information need not be provided, read as follows:

Section 131 Shareholders' right to obtain information (excerpts)

- (1) Each shareholder shall upon request be provided with information at the shareholders' meeting by the executive board 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 duty to provide information shall also extend to the company's legal and business relations with any affiliated enterprise. If a company makes use of the simplified procedure pursuant to Section 266 (1) Sentence 3, Section 276 or Section 288 of the German Commercial Code (HGB), each shareholder may request that the annual financial statements be presented to him / her at the shareholders' meeting on such annual financial statements in the form they would take without these simplifications. The duty of the executive board of a parent company (Section 290 (1) and (2) of the German Commercial Code (HGB)) to provide information at the shareholders' meeting at which the consolidated financial statements and management report of these statements are presented also extends to the position of the consolidated group and any enterprises included in the consolidated financial statements.*
- (1a) In the case of a virtual Annual General Meeting, paragraph 1 sentence 1 shall apply with the proviso that the Executive Board may stipulate that shareholders' questions must be submitted by means of electronic communication no later than three days before the meeting. Section 121 (7) applies to the calculation of the deadline. Questions that are not submitted on time do not have to be considered.*
- (1b) The scope of the submission of questions may be appropriately limited in the convening notice. The right to submit questions may be restricted to shareholders who have duly registered for the meeting.*
- (1c) The company must make duly submitted questions available to all shareholders prior to the meeting and answer them no later than one day before the meeting; Section 121 (7) applies to the calculation of the deadline. In the case of listed companies, the questions must be made available and answered via the company's website. § Section 126 (2) sentence 1 numbers 1, 3 and 6 shall apply accordingly to making the questions available. If the answers are continuously accessible one day before the start of the meeting and during the meeting, the Executive Board may refuse to provide information on these questions during the meeting.*
- (1d) Every shareholder connected to the meeting electronically shall be granted the right to ask questions at the meeting by means of electronic communication regarding all answers given by the Executive Board before and during the meeting. Paragraph 2 sentence 2 also applies to the right to ask questions.*

- (1e) *In addition, every shareholder connected electronically to the meeting shall be granted the right to ask questions at the meeting by means of electronic communication on matters that only arose after the deadline pursuant to paragraph 1a sentence 1. Paragraph 2 sentence 2 also applies to this right to ask questions.*
- (1f) *The chairperson of the meeting may determine that the right to information pursuant to paragraph 1, the right to ask questions pursuant to paragraph 1d and the right to ask questions pursuant to paragraph 1e may only be exercised in the Annual General Meeting by means of video communication.*
- (2) *The information provided shall comply with the principles of conscientious and accurate accounting. The articles or the bylaws pursuant to Section 129 may authorize the chairman of the meeting to reasonably limit a shareholder's time to speak and ask questions and may provide relevant details in this connection.*
- (3) *The executive board may refuse to provide information:*
- 1. if, according to a reasonable business judgment, disclosing the information is likely to result in material disadvantage to the Company or one of its subsidiaries;*
 - 2. that relates to the estimation of amounts for tax purposes or the amounts of individual taxes;*
 - 3. concerning the difference between the amounts at which items are entered in the year-end balance sheet and any higher value of those items, unless the shareholders' meeting is to approve the annual financial statements;*
 - 4. concerning accounting and valuation methods, if the information on these methods given in the notes to the financial statements is sufficient to provide a view of the actual situation of the Company's financial position, liquidity and capital resources, and profitability in accordance with Section 264 (2) of the German Commercial Code (Handelsgesetzbuch); the foregoing shall not apply if the shareholders' meeting is to approve the annual financial statements;*
 - 5. the executive board would by become criminally liable for providing such information;*
 - 6. insofar as, in the case of a credit institution, a stocks and securities institute or financial services institution, information need not be given on methods of accounting and valuation applied and setoffs made in the annual financial statements, management's discussion and analysis thereof, consolidated financial statements or management's discussion and analysis thereof;*
 - 7. if the information is fully accessible on the Company's Internet website for at least seven days before the beginning of the Annual Meeting of the Shareholders and is also accessible during the Annual Meeting.*

The information may not be refused for any other reasons.

- (4) *If information has been provided to a shareholder outside the shareholders' meeting by reason of his / her status as a shareholder, such information shall upon request be provided to any other shareholder at the shareholders' meeting, even if such information is not necessary to permit a proper evaluation of an item on the agenda. The executive board may not refuse to provide such information on the grounds of Section 131 (3) Sentence 1, no. 1 through 4. Sentences 1 through 3 shall not apply if a subsidiary (Section 290 (1) and (2) of the German Commercial Code (HGB)), a joint venture (Section 310 (1) of the German*

Commercial Code (HGB)) or an associated company (Section 311 (1) of the German Commercial Code (HGB)) provides information to a parent company (Section 290 (1) and (2) of the German Commercial Code (HGB)) for the purpose of inclusion of the company in the consolidated financial statements of the parent company and such information is needed for such purposes.

- (5) *A shareholder who has been denied information may request that his / her query and the reason for which the information was denied be recorded in the minutes of the meeting. In the case of a virtual Annual General Meeting, it must be ensured that every shareholder connected electronically to the meeting can submit their request in accordance with sentence 1 by means of electronic communication.*

Furthermore, pursuant to Section 131 (2) Sentence 2 of the German Stock Corporation Act (AktG) in connection with Article 16 (2) of Siltronic AG's Articles of Incorporation, the Chairman of the Annual General Meeting may set an appropriate time limit with respect to the right of shareholders to speak and ask questions at the Annual General Meeting. The respective provision of the Articles of Incorporation reads as follows:

Article 16 Chairman of the Annual General Meeting (excerpts)

- (2) *The Chairman may decide that topics of the agenda be dealt with in a sequence that differs from the notified sequence. He may determine type, form and sequence of the voting. The Chairman may set an appropriate time limit with respect to the right of shareholders to speak and ask questions.*

6. Objection to resolutions of the virtual Annual General Meeting, Sections 118a (1) sentence 2 no. 8, 245 of the German Stock Corporation Act (AktG)

Shareholders who have duly registered for the Annual General Meeting electronically or their authorized representatives have the right to object to resolutions of the Annual General Meeting by means of electronic communication via the shareholder portal, accessible via the company's website at

<https://www.siltronic.com/en/investors/annual-general-meeting.html>.

To lodge an objection to the minutes of the notary. Objections may be lodged on **Monday, May 12, 2025**, from the beginning of the Annual General Meeting until it is closed by the chairman of the meeting.

These shareholder rights are based on the following provisions of the German Stock Corporation Act:

Section 118a Virtual Annual General Meeting (excerpt)

- (1) *The Articles of Association may provide for or authorize the Executive Board to provide for the meeting to be held without the physical presence of the shareholders or their proxies at the venue of the Annual General Meeting (virtual Annual General Meeting). If a virtual Annual General Meeting is held, the following requirements must be met:*
[...]

8. *Shareholders connected electronically to the meeting are granted the right to object to a resolution of the Annual General Meeting by means of electronic communication.*

Section 245 Right of avoidance

The following are authorized to contest

1. *Each shareholder present at the Annual General Meeting if he/she had already acquired the shares prior to the announcement of the agenda and has declared an objection to the resolution in the minutes;*

[...]

In the case of a virtual Annual General Meeting, all shareholders connected electronically to the meeting are deemed to have attended within the meaning of sentence 1 number 1.

DETAILED EXPLANATION OF AGENDA ITEMS NOT REQUIRING A RESOLUTION

(Section 124a, Sentence 1 No. 2 of the German Stock Corporation Act (AktG))

The Agenda stipulates the following agenda topic no. 1 which does not require a resolution:

Presentation of the adopted annual financial statements and the approved consolidated financial statements together with the combined management report of Siltronic AG and the Group as of December 31, 2024, as well as the report of the Supervisory Board for the fiscal year 2024 and the explanatory report of the Executive Board on the disclosures pursuant to Sections 289a and 315a of the German Commercial Code (HGB)

No resolution on this agenda item is intended, since on March 5, 2025, the Supervisory Board already approved the annual financial statements and consolidated financial statements presented by the Executive Board, thus adopting the annual financial statements (Section 172 of the German Stock Corporation Act (AktG)).

Pursuant to Section 173 of the German Stock Corporation Act (AktG), the Annual General Meeting can only adopt the annual financial statements if the Executive Board and Supervisory Board have resolved to cede adoption of the annual financial statements to the Annual General Meeting or if the Supervisory Board has not approved the annual financial statements. This applies analogously if the Supervisory Board of a parent company has not approved the consolidated financial statements (Section 290 (1), (2) of the German Commercial Code (HGB)).

Therefore, no resolution by the Annual General Meeting shall be passed.