

Agenda Item 9

“It is proposed that the shareholders’ meeting shall pass the following resolution:

RESOLUTION

The Management Board shall be authorised, for a period of five years after the registration of the amendment of the articles of association, to increase the registered capital with the consent of the Supervisory Board – also in several tranches – by an amount of up to EUR 180,000,000 by issuing up to 90,000,000 shares as follows, the type of shares, the issue price, the terms and conditions of the issue and, to the extent provided for, the exclusion of the subscription rights being determined by the Management Board:

- a) by issuing shares against cash contribution without excluding the subscription rights of the shareholders; however, if the capital increase serves for the issue of shares to employees, senior employees and members of the Management Board of the Company or a group company, by excluding the subscription rights of shareholders;
- b) by issuing shares against contribution in kind, excluding the subscription rights of shareholders.”

This authorisation replaces the existing authorised capital provided for in item 4.4 of the articles of association.

The articles of association will be amended in item 4.4 according to the wording of the available enclosure, which will be annexed to the minutes of the general meeting.