

Declaration of Conformity in accordance with section 161 of the German Public Companies Act

The Managing Board and the Supervisory Board of AUGUSTA Technologie AG hereby declare in accordance with section 161 of the AktG:

In fiscal year 2007, AUGUSTA Technologie AG was in compliance with the recommendations made by the Government Commission on the German Corporate Governance Code, with the exception of the following limited number of recommendations:

1. **Sections 2.2.2:** In compliance with the resolutions of the General Meeting, Article 5(6) to (8) of the Articles of Association of AUGUSTA Technologie AG governs the issue of new bearer shares from authorized capital and contingent capital. The Managing Board is authorized, with the approval of the Supervisory Board, to disapply pre-emptive rights insofar as the conditions laid down in the above sections of the Articles of Association are met. In fiscal year 2005, AUGUSTA Technologie AG issued new shares as part of an exchange offer. Shareholders' preemptive rights were disapplied in this case.
2. **Sections 3.8:** The directors & officers' liability insurance (D&O insurance) taken out by AUGUSTA Technologie AG for the entire Group does not include a deductible for Managing Board and Supervisory Board members. As a matter of principle, AUGUSTA Technologie AG is not of the opinion that the recommended deductible would improve the responsibility with which the members of the Managing Board and the Supervisory Board fulfill their obligations. AUGUSTA Technologie AG's Corporate Governance Principles therefore do not require any deductible for executive bodies, and the Company does not intend to make any amendments to its current D&O insurance policies.
3. **Sections 5.2 and 5.3:** Since it has only three members, AUGUSTA Technologie AG's Supervisory Board does not consider it necessary to establish committees. In particular, the Supervisory Board is of the opinion that the establishment of committees would unnecessarily complicate the Board's work, given its small number of members.

Munich, December 7, 2007



Amnon F. Harman
CEO



Berth Hausmann
CFO



Heinzwerner Feusser
Chairman of the Supervisory Board