

**Declaration of Management Board and Supervisory Board  
of the VITA 34 International AG pursuant to § 161 German SCA (AktG)  
on the German Corporate Governance Code**

The VITA 34 International AG intends to comply with the recommendations of the German Corporate Governance Code in the version dated 06/12/2006 with the exception of sec. 3.8, clause 3 / sec. 5.1.2 , clause 6 / sec. 5.4.1 , clause 2 / sec. 5.4.7 , clause 4.

Management Board and Supervisory Board of the VITA 34 International AG therefore declare pursuant to §161 German Stock Corporation Act (AktG):

The VITA 34 International AG will comply with the recommendations of the German Corporate Governance Code ("GCG Code") in the version dated 06/12/2006 with the following exceptions :

The deductible agreed between the company and the D&O - insurer amounts to 2,500 €. A separate deductible was not agreed with the supervisory board and the management board, as we do not think, that the diligence and the sense of responsibility of the supervisory board and the management board during their work could even rise by a having a deductible (sec. 3.8, clause 3).

An age limit for members of the Management Board and Supervisory Board was not specified. The age is not the decisive factor for the capability of the board members, we consider such an age limit dispensable (sec. 5.1.2, clause 6 / sec. 5.4.1, clause 2).

The members of the Supervisory Board shall receive a compensation at a fixed rate. The amount of the compensation does at this time not justify the readjustment to a performance-related model of compensation (sec. 5.4.7 , clause 4).

For the Supervisory Board

The Management Board

Richard J. Neeson  
Chairman of supervisory board

Dr. Eberhard F. Lampeter  
Chairman

Peter Boehnert