

Interim Amendment to the Declaration of Conformity

At the meeting held on September 17, 2021 to approve the annual financial statements the Supervisory and Management Boards of VERBIO AG approved the latest Declaration of Conformity, which was published in the Federal Gazette on September 30, 2021.

Since the approval of the latest Declaration of Conformity VERBIO AG now complies with Recommendations A.2, D.3, D.4 and D.11 of the German Corporate Governance Code (GCGK). Accordingly, an interim update to the Declaration is required.

On December 20, 2021, the Management and Supervisory Boards of VERBIO issued the following joint Declaration of Conformity with the German Corporate Governance Code in accordance with § 161 AktG:

Declaration of Conformity

“The Management Board and the Supervisory Board hereby declare that since its last Declaration of Conformity, which was issued on September 17, 2021, VERBIO Vereinigte BioEnergie AG has complied with and/or will comply with the recommendations of the Governmental Commission on the German Corporate Governance Code in the version dated December 16, 2019 (published on March 20, 2020) subject to the following exceptions:

In accordance with **Recommendation A.1** of the GCGK the Management Board should consider diversity when making appointments to management positions. In the interests of the Company, candidates for management positions are selected by the Management Board primarily on the basis of their personal and technical abilities and skills; only at a second stage will further objective background factors concerning a candidate be taken into account. This is intended to avoid the use of general limitations which are contrary to the Company’s interests.

Recommendations D.2 and D.5 of the GCGK recommend that the Supervisory Board should form committees of members, in particular a Nomination Committee, with relevant specialist expertise. To date the Company has only formed one committee, an Audit Committee. The VERBIO Supervisory Board has not formed any other committees as the Supervisory Board currently comprises only three persons, who have the required knowledge and professional experience to be able to carry out the work of the Supervisory Board effectively without the establishment of committees. All issues arising can be considered and dealt with appropriately by the board as a whole. No additional remuneration is awarded to members of the Supervisory Board who serve on committees as recommended in **Recommendation G.17** of the GCGK as the composition of the committee is identical to the Supervisory Board as a whole, and accordingly there is no additional time commitment for individual members of the Supervisory Board. The Management and Supervisory Boards are of the opinion that the remuneration system approved at the annual general meeting held on January 29, 2021 also provides appropriate remuneration for the work performed by the Chairs of the respective committees and their Deputies. **Recommendation D.7** of the GCGK recommends that the Supervisory Board shall meet regularly, including holding meetings without

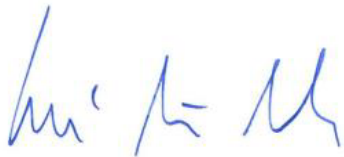
the presence of the Management Board. The Supervisory Board usually holds its meetings together with the members of the Management Board, as both boards are of the opinion that this is the best way to ensure that information is exchanged and to hold discussions on matters concerning the Company. The Chairman of the Supervisory Board can decide that parts of the meetings shall be held on a regular basis without the presence of the Management Board, should the Chairman or another member of the Supervisory Board request this procedure.

Recommendation G.10 of the GCGK provides that the members of the Management Board shall have access to the long-term variable remuneration awarded only after a period of four years. Under the rules of the new employment contracts for the existing members of the Management Board, priority is given to payment of the long-term bonus in shares. The long-term bonus is paid after three years. For shares, there is a vesting period of one year. Accordingly, for the existing members of the Management Board the recommendation is complied with only when the bonus is paid in the form of shares. In the employment contract of Stefan Schreiber, the new member of the Management Board, no bonus is paid in shares due to the fact that his first appointment is for an initial period of three years, and accordingly there is no vesting period. Under this arrangement Stefan Schreiber will have access to his bonus after three years. In this case the payment deferral is one year less than the minimum time limit.”

VERBIO Vereinigte BioEnergie AG

Leipzig, December 20, 2021

For the Supervisory Board



Alexander von Witzleben
Chairman of the Supervisory Board

For the Management Board



Claus Sauter
Chief Executive Officer