

To be presented to the
23rd Ordinary General Meeting of Shareholders of
DO & CO Aktiengesellschaft
held on 15 July 2021

Statement pursuant to Section 87 (2) AktG (Austrian Corporation Act)

Pursuant to Section 87 (2) AktG (Austrian Corporation Act) individuals proposed to be elected to the Supervisory Board must demonstrate to the General Meeting of Shareholders their professional qualification, occupational or comparable functions and all circumstances which may cause concern of constituting a conflict of interest.

Regarding my qualifications and occupational or comparable functions please refer to my enclosed curriculum vitae.

I therefore have the professional qualifications required to serve on the Supervisory Board of DO & CO Aktiengesellschaft.

Furthermore I herewith confirm that:

1. I have disclosed all circumstances in connection with Section 87 (2) AktG and, in my judgment, there are no circumstances which may cause concern of constituting a conflict of interest;
2. I have never been finally convicted of any criminal offence by a judicial court, including in particular any offence which would question my occupational reliability pursuant to the third sentence of Section 87 (2a) AktG;
3. there are no reasons preventing my appointment within the meaning of Section 86 (2), in particular under Section 86 (2) No 1 in conjunction with Section 86 (3) AktG (exceeding the statutory maximum number of supervisory board mandates) and Section 86 (4) AktG;
4. I do not serve as an officer in any company which competes with DO & CO Aktiengesellschaft; and
5. I have no business or personal relationship with DO & CO Aktiengesellschaft or its Management Board which could cause a material conflict of interest and would thus be likely to have an affect on my behaviour as a member of the Supervisory Board.

Encl.:

Curriculum vitae

Place, date

Dr. Andreas Bierwirth