

DECLARATION ACCORDING TO SECTION 87 PARA 2 AUSTRIA STOCK
CORPORATION ACT (AKTIENGESETZ)

for the Supervisory Board of FACC AG

According to section 87 para 2 Austrian Stock Corporation Act each candidate proposed for election to the supervisory board has to inform the shareholders' meeting regarding his professional qualification, his professional or similar functions as well as circumstances, which could give rise to cause concerns regarding independence.

Therefore, I, Mr. Weixi Gong, born on 10th January 1962, declare as follows:

- 1) To verify my professional qualifications, I refer to the curriculum vitae (Annex 1)
- 2) The curriculum vitae (Annex 1) also include my professional or similar functions.
- 3) I have not been convicted by law for a criminal act that would compromise my professional reliability as supervisory board member.
- 4) There are no circumstances known to me which could give rise to concerns about my independence ("Unabhängigkeit") regarding an activity on the supervisory board of FACC AG or any of its subsidiaries:
 - a. I do not have any business or personal relation with FACC AG or its management board that would constitute a material conflict of interests and would therefore be suitable to influence my behavior as a member of the supervisory board of FACC AG.
 - b. I have not served as member of the management board or as a management staff member of FACC AG or one of its subsidiaries in the past five years.
 - c. According to the guidelines in Annex I of the ÖCGK, a supervisory board member shall not maintain or have maintained in the past year any business relations with the company or one of its subsidiaries to an extent of significance for the member of the supervisory board. This shall also apply to relationships with companies in which a member of the supervisory board has a considerable economic interest, but not for exercising functions in the bodies of the group. Therefore, I declare as follows:

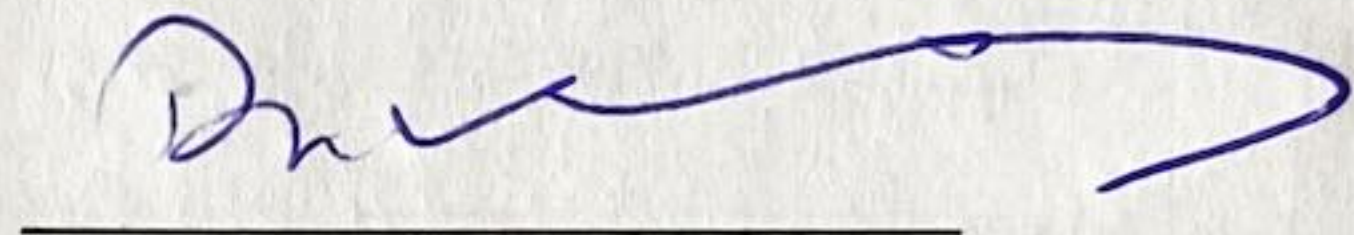
Neither I nor a company in which I have considerable economic interest do

maintain or have maintained in the past year any business relations with FACC AG or one of its subsidiaries to an extent of significance.

- d. I do not have any function on the boards of other enterprises which are competitors of FACC AG.
- e. I have not acted as auditor of FACC AG nor have I owned a share in the auditing company or have worked there as an employee in the past three years.
- f. I am not a member of the management board of another company in which a member of the management board of FACC AG is a supervisory board member.
- g. I am not a closely related member of the family (i) of a member of the management board or of a management staff member of FACC AG or one of its subsidiaries or (ii) of the auditor of FACC AG or a shareholder of the auditing company or of an employee of the auditing firm.

Date:

09.04.2022



signature