



Voting results for the ordinary general meeting of FACC AG on 8. Mai 2023

Agenda item 0:

Election of Dr. Michael Knap as Chairman of this General Meeting

Number of shares voting valid: 25,763,165

Those correspond to this portion of the registered capital: 56.26 %

Total number of valid votes: 25,763,165

FOR-Votes 25,478,165 votes.

AGAINST-Votes 285,000 votes.

ABSTENTIONS 804,999 votes.

Agenda item 2:

Resolution regarding the appropriation of net income for the fiscal year 2022.

Number of shares voting valid: 26,555,806

Those correspond to this portion of the registered capital: 57.99 %

Total number of valid votes: 26,555,806

FOR-Votes 26,555,386 votes.

AGAINST-Votes 420 votes.

ABSTENTIONS 0 votes.

Agenda item 3:

Resolution regarding the discharge from liability of the members of the Management Board for the fiscal year 2022.

Number of shares voting valid: 26,553,906

Those correspond to this portion of the registered capital: 57.99 %

Total number of valid votes: 26,553,906

FOR-Votes 26,553,906 votes.

AGAINST-Votes 0 votes.

ABSTENTIONS 1,900 votes.

Agenda item 4:

Resolution regarding the discharge from liability of the members of the Supervisory Board for the fiscal year 2022.

Number of shares voting valid: 26,555,806

Those correspond to this portion of the registered capital: 57.99 %

Total number of valid votes: 26,555,806

FOR-Votes 26,554,241 votes.

AGAINST-Votes 1,565 votes.

ABSTENTIONS 0 votes.

Agenda item 5:

Resolution on the remuneration report for the fiscal year 2022.

Number of shares voting valid: 26,527,799

Those correspond to this portion of the registered capital: 57.93 %

Total number of valid votes: 26,527,799

FOR-Votes 26,170,890 votes.

AGAINST-Votes 356,909 votes.

ABSTENTIONS 28,007 votes.

Agenda item 6:

Resolution on the remuneration of the members of the Supervisory Board for the fiscal year 2022.

Number of shares voting valid: 26,555,806

Those correspond to this portion of the registered capital: 57.99 %

Total number of valid votes: 26,555,806

FOR-Votes 26,555,806 votes.

AGAINST-Votes 0 votes.

ABSTENTIONS 0 votes.

Agenda item 7:

Resolution regarding the (amended) remuneration policy.

Number of shares voting valid: 26,528,899

Those correspond to this portion of the registered capital: 57.94 %

Total number of valid votes: 26,528,899

FOR-Votes 26,173,757 votes.

AGAINST-Votes 355,142 votes.

ABSTENTIONS 26,907 votes.

Agenda item 8:

Election of the auditors of the financial statements and the consolidated financial statements for the fiscal year 2023.

Number of shares voting valid: 26,555,806

Those correspond to this portion of the registered capital: 57.99 %

Total number of valid votes: 26,555,806

FOR-Votes 26,555,806 votes.

AGAINST-Votes 0 votes.

ABSTENTIONS 0 votes.

Agenda item 9:

Resolution regarding

a) the revocation of the authorization of the Management Board granted at the 5th Ordinary Annual General Meeting dated July 9, 2019 to increase the Company's share capital within five years from registration of the corresponding amendment to the Articles of Association with the commercial register – if necessary in several tranches – by up to EUR 9,000,000.00 against cash contributions and/or contributions in kind by issuing up to 9,000,000 no-par value bearer shares and to determine the issue price and the terms of issuance in agreement with the Supervisory Board (Authorized Capital 2019), with the simultaneous authorization of the Management Board to increase the share capital of the Company, with the consent of the Supervisory Board, within five years from registration of the amendment to the Articles of Association resolved on May 8, 2023 with the commercial register, if necessary in several tranches, against cash and/or contributions in kind by up to EUR 19,895,000.00 by issuing up to 19,895,000 new no-par value bearer shares and to determine the issue price and the terms of issuance in agreement with the Supervisory Board (Authorized Capital 2023) together with the authorization of the Management Board to exclude the subscription right of the shareholders, with the consent of the Supervisory Board in whole or in part in the event of a capital increase from such authorized capital, (i) if the capital increase is made against contributions in kind for the purpose of acquiring companies, parts of companies, businesses, business units, interests in companies or other assets related to an acquisition project, or (ii) to service an over-allotment option (Bedienung einer Mehrzuteilungsoption) (greenshoe), or (iii) to settle fractional amounts (Ausgleich von Spitzenbeträgen). The statutory subscription right may be granted to the shareholders in such a way that the capital increase is underwritten by a bank or a syndicate of banks with the obligation to offer it to the shareholders in accordance with their respective subscription right (indirect subscription right).

b) the authorization of the Supervisory Board to resolve on amendments to the Articles of Association resulting from the issuance of shares from the authorized capital.

c) the corresponding amendment to clause 4.3 of the Articles of Association so that clause 4.3 henceforth reads as follows:

"The Management Board is authorized, with the consent of the Supervisory Board, to increase the share capital of the Company by up to EUR 19,895,000.00 within five years from registration of the amendment to the Articles of Association resolved on May 8, 2023 with the commercial register – if necessary in several tranches – by issuing up to 19,895,000 new no-par value bearer shares against cash contributions and/or contributions in kind, whereby the issue price and the terms of issuance shall be determined in agreement with the Supervisory Board (Authorized Capital 2023).

The statutory subscription right may be granted to the shareholders in such a way that the capital increase is underwritten by a bank or a syndicate of banks with the obligation to offer it to the shareholders in accordance with their respective subscription right (indirect subscription right).

The Management Board is, however, authorized, to exclude shareholders' subscription rights with the approval of the Supervisory Board in whole or in part in the event of a capital increase from the authorized capital (i) if the capital increase is made against contributions in kind for the purpose of acquiring companies, parts of companies, businesses, business units, interests in companies or other assets related to an acquisition project, or (ii) to service an over-allotment option (Bedienung einer Mehrzuteilungsoption) (greenshoe), or (iii) to settle fractional amounts (Ausgleich von Spitzenbeträgen).

The Supervisory Board is further authorized to resolve on amendments to the Articles of Association resulting from the issuance of shares from the Authorized Capital 2023."

Number of shares voting valid: 26,554,806

Those correspond to this portion of the registered capital: 57.99 %

Total number of valid votes: 26,554,806

FOR-Votes 25,412,164 votes.

AGAINST-Votes 1,142,642 votes.

ABSTENTIONS 1,000 votes.