

Declaration of freenet AG on the German corporate governance code pursuant to Section 161 of the German Stock Corporation Act (Aktiengesetz, AktG)

The Management Board and Supervisory Board issue the following declaration of conformity pursuant to Section 161 of the German Stock Corporation Act (Aktiengesetz, AktG).

Since issuing the last declaration of conformity on December 9, 2021, freenet AG has complied with the recommendations of the German Corporate Governance Code in the version dated December 19, 2019, with the exception of the deviations listed below, and will comply with the Code in the version dated April 28, 2022, with the exception of this deviation in the future:

Other mandates held by members of the Management Board:

a) Recommendation C.5:

"Members of the Management Board of a listed company shall not have, in aggregate, more than two Supervisory Board mandates in non-group listed companies or comparable functions, and shall not accept the Chairmanship of a Supervisory Board in a non-group listed company."

b) Declaration of deviation:

The Chairman of the Management Board, Christoph Vilanek, currently holds mandates in two supervisory boards of listed companies: CECONOMY AG, Düsseldorf, and Ströer SE & Co. KGaA, Cologne, where he is also Chairman of the Supervisory Board. freenet AG holds a stake in CECONOMY AG. This resulted in an interest on the part of the Company in being represented on the supervisory board of CECONOMY AG in line with its importance for the Company.

The Supervisory Board, through the Personnel Committee of the Supervisory Board, approved the assumption of all mandates by Christoph Vilanek and considers the time required for the non-Group mandates to be justifiable in comparison with the experience gained by the Chairman of the Management Board. This also applies to the mandate as Chairman of Ströer SE & Co. KGaA.

Büdelndorf, December 7, 2022

The Supervisory Board

The Management Board