

**Amendment to the 26 January 2016 declaration by the Management Board and Supervisory Board
of *aap* Implantate AG on the recommendations of the
“Government Commission German Corporate Governance Code”
pursuant to Section 161 of the German Companies Act (AktG)**

The Management Board and Supervisory Board of *aap* Implantate AG stated in their 26 January 2016 Declaration of Compliance that the company complies with the recommendations of the “Government Commission German Corporate Governance Code” (“Government Commission”) in the version dated 5 May 2015 and published by the Federal Ministry of Justice in the Federal Gazette (Bundesanzeiger) on 12 June 2015 with the exceptions listed therein. The Management Board and Supervisory Board of *aap* Implantate AG further stated in the same Declaration of Compliance that the company complies with the suggestions of the Government Commission in the version dated 5 May 2015 and published by the Federal Ministry of Justice in the Federal Gazette (Bundesanzeiger) on 12 June 2015 with the exception listed therein.

The company’s consolidated financial statements for the financial year 2015 were not published until 29 April 2016, and thus not within the 90 days from the end of the financial year recommended in Section 7.1.2 Sentence 2 GCGC. The reason for the delay in the publication is the sale of *aap* Biomaterials GmbH, which had already to be stated as a so-called discontinued operation in the consolidated financial statements for 2015. This led to extensive reporting requirements in the notes and the management report as well as in various presentations of results in the consolidated financial statements. As thereby the consolidated financial statements to December 31, 2015 were not published within 90 days of the end of the financial year, the Management Board and Supervisory Board herewith give notice, in order to establish full transparency, of a deviation from the recommendation in Section 7.1.2 Sentence 2 GCGC. The Management Board and Supervisory Board do, however, intend to comply with the recommendation in Section 7.1.2 Sentence 2 GCGC in the future and to publish the consolidated financial statements for the financial year 2016 within 90 days of the end of the financial year.

In all other respects the Declaration of Compliance issued on 26 January 2016, including the deviations from individual Code recommendations and suggestions stated therein, continues to apply.

Berlin, 29 April 2016

For the Supervisory Board



Biense Visser
Supervisory Board Chairman

For the Management Board



Bruke Seyoum Alemu
Management Board Chairman