



Compliance Statement for the Year 2009

(Date: December 14, 2009)



Compliance Statement for the Year 2009

The Executive and Supervisory Boards of Fraport AG state according to § 161 Corporation Law:

Since the last compliance statement dated December 12, 2008, Fraport AG has complied with and will continue to comply with the recommendations of the Government Commission German Corporate Governance Code dated June 18, 2009, with the following deviation:

“The compensation paid to the members of the Supervisory Board does not include a performance-related, variable component (section 5.4.6 paragraph 2 of the GCGC).”

According to § 12 of our Articles of Association, the members of the Supervisory Board receive a fixed compensation and meeting attendance fee. Considering the intensive supervision activity of the Supervisory Board, the Board views this to be appropriate for the time being. Furthermore, they receive compensation for their work in a committee. Due to the increased significance of the finance and audit committee, the chairman of this committee receives an increased compensation and the members of this committee receive an increased meeting attendance fee.

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Concerning the currently still existing deviation from the recommendation

“In a Directors & Officers insurance for the Supervisory Board a corresponding retention is to be agreed upon (section 3.8 paragraph 2 of the GCGC)”

a retention for the Executive Board will be agreed upon according to the stipulations in the Law Governing Appropriate Executive Board Compensation by July 1, 2010, within the specified time period. Until this date, the Supervisory Board will likewise decide on a corresponding adjustment of the retention connected with the Supervisory Board.

Frankfurt am Main, December 14, 2009