

Declaration of Conformity 2011 of the Board of Executive Directors and the Supervisory Board of BASF SE

The Board of Executive Directors and the Supervisory Board of BASF SE hereby declare pursuant to § 161 AktG [Stock Corporation Act]

The recommendations of the Government Commission on the German Corporate Governance Code as amended on May 26, 2010 published by the Federal Ministry of Justice on July 2, 2010 in the official section of the electronic Federal Gazette are being complied with and have been complied with since the submission of the last Declaration of Conformity on December 16, 2010.

Ludwigshafen, dated December 15, 2011

The Board of Executive Directors
of BASF SE

The Supervisory Board
of BASF SE