

Declaration of Conformity

Declaration of the Management Board and the Supervisory Board of SMA Solar Technology AG on the Corporate Governance Code in accordance with § 161 AktG:

§ 161 AktG requires the Management Board and the Supervisory Board of SMA Solar Technology AG to declare that the recommendations of the "Government Commission on the German Corporate Governance Code" published by the Federal Ministry of Justice in the official section of the electronic Federal Gazette (Bundesanzeiger) have been and are being complied with and to disclose which of the Code's recommendations have not been or are not being applied. Pursuant to § 161 AktG, this declaration is to be made accessible to the shareholders on a permanent basis. This declaration is given for the first time due to the listing of the Company's shares on the Frankfurt Stock Exchange on June 27, 2008.

The Management Board and the Supervisory Board of SMA Solar Technology AG herewith declare in compliance with § 161 AktG that, from the listing of the shares of SMA Solar Technology AG on the Frankfurt Stock Exchange on June 27, 2008, the recommendations of the Government Commission on the "German Corporate Governance Code", initially in the version dated June 14, 2007 - published in the electronic Federal Gazette on July 20, 2007 - or since their applicability in the version dated June 6, 2008 - published in the electronic Federal Gazette on August 8, 2008 - have been and are being complied with, except for clause 7.1.2 sentence 2, which was not complied with in our interim reports in the 2008 financial year, but which we intend to comply with in the future. However, during the next election of members of the Supervisory Board due at the next Annual General Meeting, the election proposal will deviate in one case from clause 5.4.1 sentence 2 and the defined age limit.

Niestetal, February 19, 2009

Management Board

Supervisory Board