

**Declaration of the Board of Management and of the Supervisory Board
of Bayerische Motoren Werke Aktiengesellschaft
with respect to the recommendations of the
"Government Commission on the German Corporate Governance Code"
pursuant to § 161 German Stock Corporation Act**

The Board of Management and Supervisory Board of Bayerische Motoren Werke Aktiengesellschaft declare the following with respect to the recommendations of the "Government Commission on the German Corporate Governance Code":

The recommendations published in the official section of the electronic Federal Gazette on 12 July 2005 (Code version dated 2 June 2005) have been complied with, except for the divergences described in the declaration dated 6 December 2005 relating to section 4.2.2 paragraph 1, section 4.2.4 sentence 2, section 5.4.7 paragraph 3 and section 6.6 paragraph 3.

The recommendations published in the official section of the electronic Federal Gazette on 24 July 2006 (Code version dated 12 June 2006) are being, and will be, complied with, with the following divergence: The discussion and regular review of the structure of the compensation system of the Board of Management is performed by the Personnel Committee and not, additionally, by the Supervisory Board (section 4.2.2 paragraph 1 GCGC).

Munich, 5 December 2006

Bayerische Motoren Werke Aktiengesellschaft

On behalf of the Supervisory Board

On behalf of the Board of Management

Prof. Dr.-Ing. Joachim Milberg
Chairman

Dr. Norbert Reithofer
Chairman