

AFFIDAVIT

(under art. 45 of Directive 2004/18/EC and
art. 38 pars 4 and 5 of Italian Legislative Decree 163/2006)

This _____ day of _____, year of _____
before me¹ _____,² _____
appeared Mr/Ms _____ born in _____
on _____, resident in _____, address _____
whose identity I ascertained by means of ³ _____
as owner/legal representative/other (_____) of the company, _____
_____ VAT no. _____

having been duly warned by me, *swore as follows: "Having been duly warned of the moral and legal responsibility I assume with my declaration, I swear to tell the truth and nothing but the truth"; then under oath⁴*

he/she declared as follows:

- a. the company's tax identification number in its country is _____;
- b. the company's registered office is in _____;
- c. the economic operator is not bankrupt nor being wound up, nor has suspended business activities, his/her affairs are not administered by the court nor has he/she entered into an arrangement with his/her creditors nor is in any analogous situation arising from a similar procedure under national laws and regulations;
- d. the economic operator is not the subject of proceedings for a declaration of bankruptcy, for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;
- e. the economic operator has not been convicted by a judgment which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning his professional conduct;
- f. the economic operator has not been guilty of grave professional misconduct proven by any means which the contracting authority can demonstrate;
- g. the economic operator has fulfilled obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which he/she is established or with those of the country of the contracting authority;
- h. the economic operator has fulfilled obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he/she is established or with those of the country of the contracting authority;
- i. the economic operator is not guilty of serious misrepresentation in supplying the information required under this document and has supplied such information upon request;
- j. the candidate or tenderer has not been the subject of a conviction by final judgment for one or more of the reasons listed below:
 - participation in a criminal organisation, as defined in Article 2(1) of Council Joint Action 98/733/JHA;
 - corruption, as defined in Article 3 of the Council Act of 26 May 1997 and Article 3(1) of Council Joint Action 98/742/JHA respectively;
 - fraud within the meaning of Article 1 of the Convention relating to the protection of the financial interests of the European Communities;

¹ Indicate the name and surname of the authority receiving the affidavit.

² Indicate the position of the person receiving the affidavit.

³ Specify the type of ID provided

⁴ Should the foreign legal system not include affidavits, please delete the parts in italics.

- money laundering, as defined in Article 1 of Council Directive 91/308/EEC of 10 June 1991 on prevention of the use of the financial system for the purpose of money laundering.

Read, confirmed and signed.

The Declarant

The receiving authority
