

DECLARATION RE Regulation 57 of SI 284 of 2016¹

**Applicant Entry: DECLARATION ON OATH/SOLEMN DECLARATION [delete as appropriate]
in relation to the grounds specified in Regulation 57 of Regulation 57 of SI 284 of 2016 (and
Directive 2014/24/EU)**

Name of Applicant	Applicant Entry
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1. I hereby declare that the above named Applicant (or any member of an administrative, management or supervisory body of the Applicant or person who has powers of representation, decision or control therein), has not been the subject of a conviction by final judgment for one or more of the following reasons (save to the extent set out below in part 4 of this declaration):
 - (a) participation in a criminal organisation, as defined² in Article 2 of Council Framework Decision 2008/841/JHA;
 - (b) corruption, within the meaning of (i) the Convention drawn up under the Council Act of 26 May 1997 on the basis of Article K.3 (2)(c) of the Treaty on the European Union, (ii) Article 2(1) of Council Framework Decision 2003/568/JHA, or (iii) the law of the member state in which the Applicant is established;
 - (c) fraud within the meaning of Article 1 of the Convention relating to the protection of the financial interests of the European Communities drawn up under Council Act of 26 July 1995;
 - (d) terrorist offences or offences linked to terrorist activities, as defined in Articles 1 and 3 of Council Framework Decision 2002/475/JHA respectively, or inciting or aiding or abetting or attempting to commit an offence, as referred to in Article 4 of that Framework Decision;
 - (e) money laundering or terrorist financing, as defined in Article 1 of Directive 2005/60/EC of the European Parliament and of the Council; or
 - (f) child labour and other forms of trafficking in human beings as defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council.

2. I hereby declare that, save to the extent set out below in part 4 of this declaration:
 - (a) the Applicant has not violated applicable obligations in the fields of environmental, social and labour law within the meaning of Regulation 18(4) of SI 284 of 2016

 - (b) the Applicant is not bankrupt, or the subject of insolvency or winding-up proceedings, its assets are not being administered by a liquidator or by the court, it is not in an arrangement with creditors, its business activities are not suspended and it is not in any analogous situation arising from a similar procedure under national laws;

 - (c) the Applicant is not guilty of grave professional misconduct, which renders its integrity questionable;

¹ Separate declarations must be provided by (as applicable): the Applicant, each member of the Applicant (where the Applicants a Joint Venture or Consortium), and each entity relied upon by the Applicant (or any member of the Applicant) (including any Specialist Skill Providers) for the purposes of meeting any Applicable Selection Criteria in the relevant Suitability Assessment Questionnaire (QC1 or QC2 as appropriate). Where the Applicant is a Partnership, one partner may make the declaration on behalf of the Partnership provided that the partner is duly authorised to do so.

- (d) the Applicant has not entered into agreements with other providers aimed at distorting competition;
- (e) there is no conflict of interest within the meaning of Regulation 24 of SI 284 of 2016;
- (f) there is no distortion of competition from the prior involvement of the Entity in the preparation of the procurement procedure;
- (g) the Applicant has not shown significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract, a prior contract with a contracting entity or a prior concession contract, which led to early termination of that prior contract, damages or other comparable sanctions;
- (h) the Applicant has not been guilty of serious misrepresentation in supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria, has not withheld such information and is able to submit the supporting documents required pursuant to Regulation 59 of SI 284 of 2016;
- (i) the Applicant has not undertaken to unduly influence the decision-making process of the contracting authority, to obtain confidential information that may confer upon it undue advantages in the procurement procedure, nor has it negligently provided misleading information that may have a material influence on decisions concerning exclusion, selection or award.

3. I hereby declare that the Applicant, save to the extent set out below in part 4 of this declaration,
 - (a) has fulfilled its obligations relating to the payment of social security contributions; and
 - (b) has fulfilled its obligations relating to the payment of taxes.
4. To the extent that any of the circumstances described in Parts 1, 2 or 3 of this declaration apply to the Applicant (or, in respect of the circumstances set out in Part 1 of this declaration, to any director or secretary, or any member of an administrative, management or supervisory body of the Applicant or person who has powers of representation, decision or control therein), I hereby set out full details of same in this Part 4:

Applicant Entry

This declaration has been made to the best of my knowledge and belief for and on behalf of: Name of Applicant.

Signature/seal:	[Signature must be that of a Director/Principal and with date in hardcopy]	Date:	
Name	Text Entry [block capitals]		
Position/Capacity	Applicant Entry [block letters]		

Witnessed in the presence of: a Commissioner of Oaths: OR a Judicial Authority/ Administrative/ Notary/ Competent Profession or Trade Body in country of origin of the Entity or in the country whence that the Entity comes [delete as appropriate]

Signed :	[Commissioner of Oaths]	Date:	
Name :	Text Entry [block capitals]		