Applicant's Self Declaration re Regulation 57

Applicants must complete Tables A, B & C below.

Table A: GROUNDS RELATING TO CRIMINAL CONVICTIONS

Regulation 57 (1) of S.I. No. 284 of 2016 , the European Union (Award of Public Authority Contracts) Regulations 2016, sets out the following reasons for exclusions:

1. *Participation in a criminal organisation ([1]);*
2. *Corruption ([2]);*
3. *Fraud([3]);*
4. *Terrorist offences or offences linked to terrorist activities ([4]);*
5. *Money laundering or terrorist financing ([5]);*
6. *Child labour and other forms of trafficking in human beings ([6]).*

	Grounds relating to criminal convictions	Answer
A.1	Has the **economic operator itself** or **any** person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the **subject of a conviction** for any of the following, either within the last 5 years, or where an exclusion period set out directly in the conviction continues to be applicable: 1. *Participation in a criminal organisation ([7]);* 2. *Corruption ([8]);* 3. *Fraud([9]);*	Yes ☐ No ☐ [If the relevant documentation is available electronically, please indicate the web address, issuing authority or body, precise reference of the documentation. Click here and insert details] ([13]).

1 As defined in Article 2 of Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).
2 As defined in Article 3 of the Convention on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union, OJ C 195, 25.6.1997, p. 1, and in Article 2(1) of Council Framework Decision 2003/568/JHA of 22 July 2003 on combating corruption in the private sector (OJ L 192, 31.7.2003, p. 54). This exclusion ground also includes corruption as defined in the national law of the contracting authority (contracting entity) or the economic operator.
3 Within the meaning of Article 1 of the Convention of the protection of the European Communities' financial interests (OJ C 316, 27.11. 1995, p. 48).
4 As defined in Articles 1 and 3 of Council Framework Decision of 13 June 2002 on combating terrorism (OJ L 164, 22.6.2002, p.3). this exclusion ground also includes inciting or aiding or abetting or attempting to commit an offence, as referred to in Article 3 of that Framework Decision.
5 As defined in Article 1 of the Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing (OJ L 309, 25.11.2005, p. 15).
6 As defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims and replacing Council Framework Decision 2002/629/JHA (OJ L 101, 15. 4.2011 p. 1).
7 As defined in Article 2 of Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).
8 As defined in Article 3 of the Convention on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union, OJ C 195, 25.6.1997, p. 1, and in Article 2(1) of Council Framework Decision 2003/568/JHA of 22 July 2003 on combating corruption in the private sector (OJ L 192, 31.7.2003, p. 54). This exclusion ground also includes corruption as defined in the national law of the contracting authority (contracting entity) or the economic operator.
9 Within the meaning of Article 1 of the Convention of the protection of the European Communities' financial interests (OJ C 316, 27.11. 1995, p. 48).
13 Please repeat as many times as needed.

	4. *Terrorist offences or offences linked to terrorist activities ([10]);* 5. *Money laundering or terrorist financing ([11]);* 6. *Child labour and other forms of trafficking in human beings ([12]).*	
A.2	If the answer to A.1 is **yes,** please ([14]):	
	(a) Indicate the date of conviction, specify which of points 1 to 6 in 3.A.1 is concerned and the reason(s) for the conviction	date, point(s), reason(s)
	(b) Identify who has been convicted	[Click here and insert details]
	(c) Insofar as established directly in the conviction, please insert the length of the period of exclusion and the point(s) concerned	[Click here and insert length of the period of exclusion and the point(s) concerned] [If the relevant documentation is available electronically, please indicate the web address, issuing authority or body, precise reference of the documentation. Click here and insert details] ([15])
A.3	In case of convictions, has the economic operator taken measures to demonstrate its reliability despite the existence of a relevant ground for exclusion ([16]) ('Self Cleaning')	Yes ☐ No ☐
A.4	If the answer to A.3 is **yes,** please describe the measures taken ([17])	[Click here and insert details]

10 As defined in Articles 1 and 3 of Council Framework Decision of 13 June 2002 on combating terrorism (OJ L 164, 22.6.2002, p.3). this exclusion ground also includes inciting or aiding or abetting or attempting to commit an offence, as referred to in Article 3 of that Framework Decision.
11 As defined in Article 1 of the Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing (OJ L 309, 25.11.2005, p. 15).
12 As defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims and replacing Council Framework Decision 2002/629/JHA (OJ L 101, 15. 4.2011 p. 1).
14 Please repeat as many times as needed.
15 *Please repeat as many times as needed.*
16 In accordance with Regulation 57(12) of S.I. No. 284 of 2016, the European Union (Award of Public Authority Contracts) Regulations 2016.
17 Taking into account the character of the crimes committed (punctual, repeated, systematic....) the explanation should show the adequacy of the measures to taken.

B: GROUNDS RELATING TO THE PAYMENT OF TAXES OR SOCIAL SECURITY CONTRIBUTIONS

	Payments of taxes or social security contributions	**Answer**	
B.1	Has the economic operator met all **its obligations relating to the payment of taxes or social security contributions**, both in the country in which it is established and in the Member State of the contracting authority if other than the country of establishment?	Yes ☐ No ☐	
B.2	If the economic operator has **not** met all the obligations in B.1 relating to the payment of taxes or social security contributions, please indicate in respect of each breach of such obligations:	**Taxes:**	**Social Contributions:**
	(a) Country or Member State concerned	[Click here and insert details]	[Click here and insert details]
	(b) What is the amount concerned?	[Click here and insert details]	[Click here and insert details]
	(c) How has this breach of obligations been established:	[Click here and insert details]	[Click here and insert details]
	(c)(1) Through a judicial or administrative decision		
	• Is this decision final and binding?	Yes ☐ No ☐	Yes ☐ No ☐
	• Please indicate the date of conviction or decision	[Click here and insert details]	[Click here and insert details]
	• In case of a conviction, insofar as established directly therein, the length of the period of exclusion	[Click here and insert details]	[Click here and insert details]
	(c)(2) By other means? Please specify	[If Yes, click here and insert details]	[If Yes, click here and insert details]
	(d) Has the economic operator fulfilled its obligations by paying or entering into a binding arrangement with a view to paying the taxes or social security contributions due, including, where applicable, any interest accrued or fines?	Yes ☐ No ☐	Yes ☐ No ☐
	(e) If the answer to B.2 (d) above is **yes**, please provide details.	[If Yes, click here and insert details]	[If Yes, click here and insert details]

3.B.3	If the relevant documentation concerning payment of taxes or social contributions is available electronically, please indicate the web address, issuing authority or body and precise reference of the documentation	[Click here and insert details]

C: GROUNDS RELATING TO INSOLVENCY, CONFLICTS OF INTEREST OR PROFESSIONAL MISCONDUCT ([18])

CA Note: Check appropriate box to indicate whether particular ground applies in this Competition.

Applicant Note: Complete the relevant rows where the CA has selected the particular ground to apply in this Competition.

Applicable Ground in this Competition		**Information concerning possible insolvency, conflict of interest or professional misconduct**	**Answer**
☐ YES ☐ NO	C.1	**Has the economic operator, to its knowledge, breached its obligations in the fields of environmental, social and labour law** ([19])?	Yes ☐ No ☐
	C.2	If the answer to C.1 is **yes,** please complete (a) and (b) below:	
		(a) Has the economic operator taken measures to demonstrate its reliability despite the existence of the grounds for exclusion specified in C.1 ('Self Cleaning')?	Yes ☐ No ☐
		(b) If it has taken Self Cleaning measures, please describe the measures taken	[Click here and insert details]
☐ YES ☐ NO	C.3	**Is the economic operator in any of the following situations:** (a) Bankrupt, or (b) The subject of insolvency or winding-up proceedings, or (c) In an arrangement with creditors, or (d) In any analogous situation arising from a similar procedure under national laws and regulations ([20]), or	Yes ☐ No ☐

18 See Regulation 57(8) of S.I. No. 284 of 2016, the European Union (Award of Public Authority Contracts) Regulations 2016
19 As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Regulation 18(4) of S.I. No. 284 of 2016, the European Union (Award of Public Authority Contracts) Regulations 2016.
20 See national law, the relevant notice or the procurement documents

		(e) That its assets are being administered by a liquidator or by the court, or (f) That its business activities are suspended?	
	C.4	If the answer to C.3 is **yes,** please complete (a), (b) and (c) below:	
		(a) Please provide details of the situation(s) in C.3 which apply to the economic operator	[Click here and insert details]
		(b) Please provide the reasons for being able nevertheless to perform the contract, taking into account the applicable national rules and measures on the continuation of business in those circumstances ([21])	[Click here and insert details]
		(c) If any relevant documentation is available electronically, please indicate the web address, issuing authority or body and precise reference of the documentation	[Click here and insert details]
☐ YES ☐ NO	C.5	**Is the economic operator guilty of grave professional misconduct** ([22])?	Yes ☐ No ☐
	C.6	If the answer to C.5 is **yes**, complete parts (a) and (b) below:	
		(a) Has the economic operator taken self-cleaning measures?	Yes ☐ No ☐
		(b) If the economic operator has taken self-cleaning measures, please describe the measures taken	[Click here and insert details]
☐ YES ☐ NO	C.7	**Has the economic operator entered into agreements with other economic operators aimed at distorting competition?**	Yes ☐ No ☐
	C.8	If the answer to C.7 is **yes**, complete parts (a), (b) and (c) below:	
		(a) Please provide details of the agreements with other economic	[Click here and insert details]

21 This information need not be given if exclusion of economic operators in one of the cases listed under letter a to f has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.
22 Where applicable, see definitions in national law, the relevant notice or the procurement documents.

		operators aimed at distorting competition.	
		(b) Has the economic operator taken self-cleaning measures?	Yes ☐ No ☐
		(c) If the economic operator has taken self-cleaning measures, please describe the measures taken	[Click here and insert details]
☐ YES ☐ NO	C.9	**Is the economic operator aware of any conflict of interest ([23]) due to its participation in the procurement procedure?**	Yes ☐ No ☐
	C.10	If the answer to C.9 is **yes**, please provide details	[Click here and insert details]
☐ YES ☐ NO	C.11	**Has the economic operator or an undertaking related to it advised the contracting authority or contracting entity or otherwise been involved in the preparation of the procurement procedure?**	Yes ☐ No ☐
	C.12	If the answer to C.11 is **yes**, please provide details	[Click here and insert details]
☐ YES ☐ NO	C.13	**Has the economic operator experienced that a prior public contract or a prior concession contract was terminated early, or that damages or other comparable sanctions were imposed in connection with that prior contract?**	Yes ☐ No ☐
	C.14	If the answer to C.13 is **yes**, please complete parts (a), (b) and (c) below:	
		(a) Please provide details of the prior public contract or a prior concession contract that was terminated early, or the damages or other comparable sanctions that were imposed in connection with that prior contract	[Click here and insert details]
		(b) Has the economic operator taken self-cleaning measures?	Yes ☐ No ☐
		(c) If the economic operator has taken self-cleaning measures, please describe the measures taken	[Click here and insert details]

23 As indicated in national law, the relevant notice or the procurement documents.

☐ YES ☐ NO	C.15	**Can the economic operator confirm that:**	
		(a) It has not been guilty of serious misinterpretation in supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria,	(a) Yes ☐ No ☐
		(b) It has not withheld such information,	(b) Yes ☐ No ☐
		(c) It has been able, without delay, to submit the supporting documents required by a contracting authority or contracting entity, and	(c) Yes ☐ No ☐
		(d) It has not undertaken to unduly influence the decision making process of the contracting authority or contracting entity, to obtain confidential information that may confer upon it undue advantages in the procurements procedure or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award?	(d) Yes ☐ No ☐