

**NOT FOR OFFICIAL USE
COURTESY TRANSLATION, THE FRENCH VERSION IS THE REFERENCE FOR
THE CONTRACT**

**Declaration on honor relating
to the exclusion criteria and the selection criteria**

[The][The] undersigned [*insert the name of the signatory of this form*]:

(<i>only for natural persons</i>) representing [him][herself]	(<i>only for legal persons</i>) representing the following legal person:
Identity card or passport number: ("the person")	Full official name: Official legal form: Legal registration number: Full official address: VAT registration number: ("the person")

The person is not required to submit the declaration on the exclusion criteria where this has already been submitted for the purpose of another award procedure of the same contracting authority, provided that the situation has not changed and that the period of time elapsed since the date of the declaration does not exceed one year.

In such a case, the signatory declares that the person has already provided the same declaration relating to the exclusion criteria for the purposes of a previous procedure and confirms that there has been no change in his situation:

Declaration date	Complete reference of the previous procedure

I – SITUATIONS OF EXCLUSION CONCERNING THE PERSON

(1) declares that the above-mentioned person is in one of the following situations:	YES	NO
(a) it is bankrupt or is the subject of insolvency or liquidation proceedings, its assets are administered by a liquidator or are placed under judicial administration, it has entered into an arrangement with creditors, it is in a state of cessation activities, or in any analogous situation resulting from a procedure of the same nature provided for by Union or national law;	<input type="checkbox"/>	<input type="checkbox"/>
(b) it has been established by a final judgment or a final administrative decision that it has not complied with its obligations relating to the payment of taxes or social security contributions in accordance with the applicable law;	<input type="checkbox"/>	<input type="checkbox"/>
(c) it has been established by a final judgment or a final administrative decision that he has committed serious professional misconduct by having violated the applicable legislative or regulatory provisions or the ethical standards of the profession to which he belongs, or by having adopted a conduct wrongful		

conduct which affects his professional credibility, where such conduct indicates a wrongful intent or gross negligence, including in particular any of the following conduct:		
i) fraudulent or negligent presentation of a false declaration in supplying the information required for the verification of the absence of grounds for exclusion or compliance with the eligibility or selection criteria or in the performance of a contract or a convention,	<input type="checkbox"/>	<input type="checkbox"/>
(ii) entering into an agreement with other persons with a view to distorting competition,	<input type="checkbox"/>	<input type="checkbox"/>
(iii) infringement of intellectual property rights,	<input type="checkbox"/>	<input type="checkbox"/>
(iv) attempt to influence the decision-making process of the contracting authority during the award procedure,	<input type="checkbox"/>	<input type="checkbox"/>
(v) attempt to obtain confidential information that could give him an unfair advantage in the award procedure;	<input type="checkbox"/>	<input type="checkbox"/>
(d) it has been established by a final judgment that the person is guilty of one of the following facts:		
i) fraud within the meaning of Article 3 of Directive (EU) 2017/1371 and Article 1 of the ^{Convention} on the protection of the European Communities' financial interests, established by the Council Act of 26 July 1995 ,	<input type="checkbox"/>	<input type="checkbox"/>
(ii) corruption within the meaning of Article 4(2) of Directive (EU) 2017/1371 or active corruption within the meaning of Article 3 of the Convention on the fight against corruption involving officials of the Communities European Unions or officials of the Member States of the European Union, established by the Council Act of 26 May 1997, or the acts referred to in Article 2(1) of Council Framework Decision 2003/568/JHA , or corruption as defined in other applicable laws,	<input type="checkbox"/>	<input type="checkbox"/>
(iii) conduct linked to a criminal organization referred to in Article 2 of Council Framework Decision 2008/841/JHA ,	<input type="checkbox"/>	<input type="checkbox"/>
(iv) money laundering or terrorist financing within the meaning of Article 1 (3), (4) and (5) of Directive (EU) 2015/849 of the European Parliament and of the Council ,	<input type="checkbox"/>	<input type="checkbox"/>
v) terrorist offenses or offenses linked to terrorist activities, as well as incitement to commit an offence, complicity in or attempt to commit an offence, as defined in Articles 3 and 14 and in Title III of the Directive (EU) 2017/541 of the European Parliament and of the Council of 15 March 2017 on the fight against terrorism;	<input type="checkbox"/>	<input type="checkbox"/>
(vi) child labor or other offenses related to trafficking in human beings referred to in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council ;	<input type="checkbox"/>	<input type="checkbox"/>
(e) it has seriously failed to fulfill essential obligations in the performance of a contract or agreement financed by the Union budget, which has led to the early termination of the contract or agreement or to the application of liquidated damages or other contractual penalties or what has been discovered as a result of checks and audits or investigations carried out by a contracting authority, the European Anti-Fraud Office (OLAF) or the Court of Auditors ;	<input type="checkbox"/>	<input type="checkbox"/>

(f) it has been established by a final judgment or a final administrative decision that he has committed an irregularity within the meaning of Article 1(2) of Council Regulation (EC, Euratom) No 2988/95;	<input type="checkbox"/>	<input type="checkbox"/>
(g) it has been established by a final judgment or a final administrative decision that it has created an entity in a different jurisdiction with the intention of evading tax, social or any other legal obligations applicable in the territory where it is located its registered office, central administration or principal establishment;	<input type="checkbox"/>	<input type="checkbox"/>
(h) (<i>only for legal persons</i>) it has been established by a final judgment or a final administrative decision that the person was created with the intention referred to in point g);	<input type="checkbox"/>	<input type="checkbox"/>
2) declares that, for the situations referred to in points 1c) to 1h) above, in the absence of a final judgment or final administrative decision, the person ¹ :	YES	NO
i. falls within the scope of facts established in the context of audits or investigations carried out by the European Public Prosecutor's Office, the Court of Auditors or the internal auditor, or any other control, audit or verification carried out under the responsibility of an authorizing officer an EU institution, EU body or EU agency or body;	<input type="checkbox"/>	<input type="checkbox"/>
ii. is the subject of non-final judgments or non-final administrative decisions, including, where appropriate, disciplinary measures taken by the competent supervisory body which is responsible for verifying the application of the standards of professional ethics;	<input type="checkbox"/>	<input type="checkbox"/>
iii. falls within the scope of the facts referred to in the decisions of the entities or persons entrusted with EU budget implementation tasks;	<input type="checkbox"/>	<input type="checkbox"/>
iv. is covered by information transmitted by Member States implementing Union funds;	<input type="checkbox"/>	<input type="checkbox"/>
v. is the subject of Commission decisions concerning the infringement of Union law in the field of competition or of decisions of a competent national authority concerning the infringement of Union or national law in the area of competition;	<input type="checkbox"/>	<input type="checkbox"/>
vi. is informed, by any means, that he is the subject of an investigation by the European Anti-Fraud Office (OLAF), either because OLAF has given him the opportunity to present his observations on the facts concerning him , either because it has been the subject of on-the-spot checks carried out by the Office in the context of an investigation, or because it has received notification of the opening or closing of an investigation from the OLAF concerning it or any other element relating thereto.	<input type="checkbox"/>	<input type="checkbox"/>

II – SITUATIONS OF EXCLUSION CONCERNING NATURAL OR LEGAL PERSONS HAVING THE POWER OF REPRESENTATION, DECISION OR CONTROL WITH REGARD TO THE LEGAL PERSON AND THE BENEFICIAL OWNERS

¹The declaration under this point 2 is voluntary and cannot produce adverse legal effects for the economic operator as long as the conditions of Article 141(1)(a) FR are not met fulfilled .

Does not apply to natural persons, Member States and local authorities

(2) declares that a natural or legal person who is a member of the administrative, management or supervisory body of the aforementioned legal person or who has powers of representation, decision or control with regard to the said legal person (i.e., for example, heads of companies, members of management or supervisory bodies and natural or legal persons holding, individually, the majority of shares), or a beneficial owner of the person [within the meaning of Article 3(6) of Directive (EU) 2015/849] is in one of the following situations:	YES	NO	N/A
situation referred to in point 1) c) above (serious professional misconduct)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
situation referred to in point 1) d) above (fraud, corruption or other criminal offence)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
situation referred to in point 1) e) above (serious breaches in the performance of a contract)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
situation referred to in point 1) f) above (irregularity)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
situation referred to in point 1) g) above (creation of an entity with the intention of avoiding legal obligations)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
situation referred to in point 1) h) above (person created with the intention of avoiding legal obligations)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

III – SITUATIONS OF EXCLUSION CONCERNING NATURAL OR LEGAL PERSONS WHO ARE LIABLE INDEFINITELY FOR THE DEBTS OF THE LEGAL PERSON

(3) declares that a natural or legal person who is liable indefinitely for the debts of the aforementioned legal person is in one of the following situations [If so, please <u>indicate, in the annex to this declaration, the situation and the name(s) of the person(s) concerned, giving a brief explanation.</u>]:	YES	NO	N/A
situation referred to in point a) above (bankruptcy)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
situation referred to in point b) above (non-compliance with obligations to pay taxes or social security contributions)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IV – OTHER GROUNDS FOR REJECTION OF THIS PROCEDURE

(4) declares that the above-mentioned person:	YES	NO
has previously participated in the preparation of the contract documents used in this award procedure, if this has led to a violation of the principle of equal	<input type="checkbox"/>	<input type="checkbox"/>

treatment, in particular a distortion of competition which cannot be remedied otherwise.		
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V – CORRECTIVE MEASURES

If he declares one of the situations of exclusion mentioned above, the person may indicate the corrective measures he has taken to remedy the situation of exclusion, in order to enable the authorizing officer to determine whether these measures are sufficient to demonstrate its reliability . These may include, for example, measures taken at technical, organizational and personnel level to avoid any repetition, compensation for damage or payment of fines or any tax or social Security. Relevant documentary evidence demonstrating the corrective actions taken should be attached to this statement. This provision does not apply to the situations referred to in point (1) (d) of this declaration.

VI – SUPPORTING DOCUMENTS ON REQUEST

Upon request and within the time limit set by the contracting authority, the person must provide information on the natural and legal persons who are members of the administrative, management or supervisory body or who have powers of representation, decision or control, including the natural and legal persons forming part of the ownership and control structure and the beneficial owners, as well as the appropriate supporting documents certifying that none of these persons is in one of the situations of exclusion referred to in points 1) c) to 1) f).

It must also provide the following supporting documents concerning the person as such and the natural or legal person or persons on whose capacity the person intends to rely , and concerning the natural or legal person or persons who are liable indefinitely for the debts of the person:

for the situations mentioned in points 1) a), c), d), f), g) and h) above, a recent extract from the criminal record is required or, failing that, an equivalent document recently issued by an authority judicial or administrative authority of the person's country of establishment, from which it follows that these requirements are satisfied;

for the situations mentioned in points 1) a) and b) above, recent certificates issued by the competent authorities of the country of establishment. These documents must provide proof of payment of all taxes, duties and social security contributions for which the person is liable, including VAT, income tax (individuals only), corporation tax (individuals morals only) and social charges. When a document referred to above is not issued in the country concerned, it may be replaced by a sworn statement made before a judicial authority or a notary or, failing that, a solemn declaration made before an administrative authority or a qualified professional body in the country of establishment.

The person is not required to provide the supporting documents if these can be consulted free of charge in a national database.

The signatory declares that the internet address of the database/identification data below gives access to the supporting documents requested.

Database internet address	Document identification data
<i>Insert as many rows as needed.</i>	

VII – SELECTION CRITERIA

Selection criteria applicable to all consortium members/subcontractors/ entities capacity providers

(1) declares that the above-mentioned person satisfies the selection criteria which apply to him individually, as provided for in the tender dossier, namely:	YES	NO	N/A
(a) it has the capacity to exercise the professional activity from a legal and regulatory point of view, necessary for the performance of the contract, in accordance with the provisions of the contract notice/instructions to tenderers;	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(b) it fulfills the applicable economic and financial criteria mentioned in the contract notice/ additional information concerning the contract notice/ instructions to tenderers;	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(c) it fulfills the applicable technical criteria, mentioned in the contract notice/ additional information concerning the contract notice/ instructions to tenderers;	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(d) it fulfills the applicable professional criteria indicated in the contract notice/additional information on the contract notice/instructions to tenderers;	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(e) it is not subject to a conflict of interest likely to affect the performance of the contract.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Selection criteria applicable to the tenderer as a whole - overall assessment (to be completed ONLY by single tenderer or by the leader in the event of a joint tender)

(2) if the above-mentioned person is sole tenderer or leader in the case of a consortium , declares:	YES	NO	N/A
(f) that the tenderer (including all the members of the grouping in the event of a consortium, the subcontractors and the entities on whose capacity the tenderer intends to rely, if applicable) fulfills all the selection criteria for which it will be carried out an overall evaluation in accordance with the tender documents;	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(g) that it is not subject to a conflict of interest likely to affect the performance of the contract.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

In the case of a procedure with lots, the above statements apply to the lot(s) for which the request to participate/tender is submitted.

VIII – SUPPORTING DOCUMENTS FOR SELECTION PURPOSES

The signatory declares that the above-mentioned person can provide, upon request and without delay, the necessary supporting documents listed in the relevant sections of the tender dossier and which are not available in electronic form.

When the supporting documents do not have to accompany the request to participate or the tender, the person is invited to draw up the documents relating to the supporting documents in advance, given that the contracting authority may request that they be communicated to him within a period reduced.

The person is not required to provide the supporting documents if these can be consulted free of charge in a national database. In this case, it must inform DCI on how to consult these supporting documents.

The signatory declares that the internet address of the database/identification data below gives access to the supporting documents requested.

Database internet address	Document identification data
<i>Insert as many rows as needed.</i>	

IX - SWORN STATEMENT RELATING TO AN ESTABLISHED AMOUNT OF DEBT DUE TO THE UNION

(to be completed ONLY by the single tenderer or by the leader in the event of joint offer)

The person who, as sole tenderer/lead partner in the case of a consortium, submits a request to participate/a tender under the above procedure, declares that:

the candidate/tenderer, including each member of the consortium in the event of a joint tender/subcontractors,	YES	NO
is not indebted to the Union for a recognized amount of debt.	<input type="checkbox"/>	<input type="checkbox"/>

The above-mentioned person must immediately inform the contracting authority of any change in the declared situation.

The above-mentioned person is likely to be rejected from this procedure and is liable to administrative sanctions (exclusion or financial penalty) if it is established that false declarations have been made or that false information has been provided to participate in this procedure.

Surname and first names

DateSignature²

² *The declaration must be signed using a:*

- I. *signature (recommended option)*

If you have the option of signing the declaration using a qualified electronic signature (QES), please have it signed electronically by your authorized representative(s). Please note that only the qualified electronic signature (QES) within the meaning of Regulation (EU) No 910/2014 (eIDAS Regulation) will be accepted.

Before returning your electronically signed document, please verify the signature and the validity of the certificate using one of the following tools:

NON CONTRACTUAL

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- *Demonstration validation tool available at <https://ec.europa.eu/cefdigital/DSS/webapp-demo/validation> can help you verify the validity of a certificate by indicating the number and type of valid signatures in a document;*
 - *the EU Trusted List Browser allows you to check whether the electronic signature provider and the trust service it provides are on the said trusted list: <https://webgate.ec.europa.eu/tl-browser/#>*

eIDAS- compliant QES , you must verify that the service provider and the qualified certificate generation service used appear in the European Union trusted list browser.

2. handwritten signature

If you do not have the ability to sign the declaration using a qualified electronic signature (QES), please complete the declaration electronically, then print it and have it signed and dated by your authorized representative(s) using with a handwritten signature.