# ANNEX II - STATEMENT OF NON-CONVITION AND NON-EXISTENCE OF THE GROUNDS FOR EXCLUSION

For the purpose of proving the non-existence of grounds referred to in item 3.1 of the Tender documentation, which could give rise to exclusion of the tenderer from the procurement procedure I issue this

**STATEMENT**

Whereby I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ from (first and last name)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(address of residence)

Personal Tax ID Number:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, ID card number \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ issued by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_as the authorised representative of economic operator

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(economic operator's name and registered office, VAT No.)

acting as TENDERER under criminal and material liability state:

1. on my own behalf and on behalf of the economic operator, that no judgement having the force of *res judicata* that imposes a convicting sentence has been rendered against myself or the economic operator I represent for committing one or more criminal offences given below, i.e. for corresponding criminal offences according to the laws of the country of economic operator's registration or the country of my nationality:

participation in a criminal organization, corruption, fraud, terrorism, financing of terrorism, money laundering, child labour or other forms of human trafficking.

1. The tenderer has not been convicted of a felony or an offence concerning professional conduct by a judgement which has the force of *res judicata*, or of a corresponding felony or offence under the regulations of the country of the economic operator's registration.
2. The tenderer has fulfilled the obligation to pay outstanding tax liabilities and liabilities for pension and health insurance, unless such payment is not approved under provisions of a special law or deferred (for example, in pre-bankruptcy settlement proceedings).
3. The tenderer has not misrepresented or provided false information regarding the conditions the Contracting entity had stated as grounds for exclusion or eligibility criteria.
4. The tenderer is not bankrupt, insolvent or being wound up, it is not having its affairs administered by a bankruptcy manager or courts, it has not entered into a settlement with creditors, it has not suspended business activities nor is it in any similar situation arising from a similar procedure under national laws or regulations.
5. The tenderer has not committed serious professional misconduct in the last two years from the public procurement opening date, which the Contracting entity may prove by any means.

At \_\_\_\_\_\_\_\_\_\_\_\_\_\_, on\_\_\_\_\_\_\_\_\_\_\_ LS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(first name, last name, title and signature of authorised person):