

SUBJECT MATTER: Additional declaration of the parties pursuant to section 80 subsection 3 of Legislative Decree no. 50/2016, as amended.

(N.B. to be used where said declaration is not issued by the tenderer's Authorised Representative)

The undersigned	_____		
born in	_____	Province	_____ date _____
in the role of	_____		
of the enterprise	_____		
with registered office in	_____		no
(street name)	_____		
Town	_____	Province	_____

Pursuant to the provisions of section 76 of Presidential Decree 445/2000 and aware of the responsibility and civil and criminal penalties applicable in the case of fraudulent statements and/or formation or use of false deeds, and in the case of submission of deeds containing information that is no longer true and aware also that if any untruthfulness of the contents of this declaration should emerge, the declarant Enterprise will automatically relinquish the benefits for which the declaration is issued

DECLARES UNDER HIS/HER OWN RESPONSIBILITY

1. that he/she is not subject to exclusion grounds pursuant to section 80 subsection 1 and 2 of Legislative Decree no. 50/2016:
 - there are no grounds for annulment, suspension, or prohibition provided for by section 67 of Legislative Decree no. 159 of 6 September 2011, or of a Mafia attempt at infiltration pursuant to section 84 subsection 4 of said decree. Without prejudice to the contents of section 88, subsection 4-*bis*, and 92, subsections 2 and 3, of Legislative Decree no. 159 of 6 September 2011, with reference, respectively, to anti-Mafia communications and anti-Mafia disclosures. Without prejudice to the matters set down in section 34-*bis* subsections 6 and 7 of Legislative Decree no. 159 of 6 September 2011;
 - no sentence has been passed, no irrevocable decree of conviction issued, or a judgment enforcing the penalty by request, pursuant to section 444 of the Criminal Procedure Code, for one of the following offences:
 - a) crimes, committed or attempted, pursuant to sections 416, 416-*bis* of the Criminal Code as well as crimes committed making use of the conditions provided for in the aforementioned section 416-*bis* or for facilitating the activities of the associations envisaged by same section, as well as for the crimes, committed or attempted, provided for by section 74 of Presidential Decree no. 309 of 9 October 1990, in section 291-*quater* of Presidential Decree no. 43 of 23 January 1973, and section 260 of Legislative Decree no. 152, of 3 April 2006, as far as they can be attributed to participation in a criminal organisation, as defined by Article 2 of framework decision 2008/841/JAI of the Council;
 - b) crimes, committed or attempted, according to sections 317, 318, 319, 319-*ter*, 319-*quater*, 320, 321, 322, 322-*bis*, 346-*bis*, 353, 353-*bis*, 354, 355 and 356 of the Criminal Code as well as section 2635 of the Civil Code;
 - b-*bis*) false social communications pursuant to sections 2621 and 2622 of the Civil Code;

- c) fraud within the meaning of Article 1 of the Convention on the protection of the European Community's financial interests;
- d) crimes, committed or attempted, for purposes of terrorism, also international terrorism, and subversion of the constitutional order, terrorism crimes or crimes connected to terrorism activities;
- e) crimes pursuant to sections 648-*bis*, 648-*ter* and 648-*ter.1* of the Criminal Code, money laundering of the proceeds of criminal activities or financing of terrorism, as defined in section 1 of Legislative Decree no. 109 of 22 June 2007, as amended;
- f) exploitation of child labour and other forms of human trafficking as defined in Legislative Decree no. 24 of 4 March 2014;
- g) all other crimes resulting in, as an accessory sentence, prohibition of entering into contract with the public administration.

and if pronounced, the complete and effective dissociation from the sanctioned criminal conduct has been proven by means of:..... or decriminalisation of the crime has occurred, or rehabilitation, or in cases of sentencing to a perpetual additional sentence this has been declared to have been extinguished pursuant to section 179 subsection 7 of the Criminal Code, or when the crime has been declared to have been extinguished after conviction or in case of revocation of the sentence;

or

- a final judgement has been passed or an irrevocable decree of conviction, or a judgment enforcing the penalty by request pursuant to section 444 of the Criminal Procedure Code, or a final judgement for one or more offences pursuant to subsection 1, section 80 of Legislative Decree no. 50/2016:

date of the provision:

type of provision: _____

violated legal provision: _____

offence type: _____

penalty imposed (the penalty must be indicated even if the benefits of “suspension” and “non-disclosure” have been granted):

N.B. The declarant must indicate all the judgements received even if they do not appear in the criminal history information certificate issued on request of the interested party, it being the sole competence of the Contracting Authority to establish whether the offence committed precludes or does not preclude participation in this procedure. (N.B.: In order to allow the Contracting Authority to evaluate the incidence of the offences on professional conduct, the tenderer must indicate, attaching all relevant documentation, all final judgement provisions including those in which the faculty of non-disclosure has been granted, referred to any type of offence, with the sole exception of cases of in which dismissal of the offence has been granted by the sentencing judge, or rehabilitation has been granted by the Surveillance Court).

2. to be aware that, if any untruthfulness of the contents of this declaration should be identified, the Enterprise will be debarred from the procedure for which the declaration was issued, or, if the Enterprise is the

successful bidder, it will automatically forfeit the award in question; also, to be aware that, if any untruthfulness of the contents of this declaration is identified after the contract has been signed, the contract will be terminated by law pursuant to section 1456 et seq. of the Civil Code.

Place _____, Date _____

DECLARANT'S DIGITAL SIGNATURE