

GSA/CI/07/21

"Call for experts"

**Annex 2 - DECLARATION OF HONOUR RELATING TO EXCLUSION STAGE AND COMPLIANCE MATRIX TO
MINIMUM REQUIREMENTS**

The undersigned _____ representing the

(only for natural persons) himself or herself	(only for legal persons) the following legal person: _____
ID or passport number:	<p>Full official name: _____</p> <p>_____</p> <p>Official legal form: _____</p> <p>_____</p> <p>Statutory registration number: _____</p> <p>_____</p> <p>Full official address: _____</p> <p>_____</p> <p>VAT registration number: _____</p>
hereinafter referred to as "Applicant ¹ ")	

1. declares² whether the above-mentioned Applicant is in one of the following situations or not:

¹ DoH are to be submitted by the tenderer (single tenderer / each member of consortia) / subcontractors as indicated in the tender specifications

² All declarations shall be interpreted in line with Articles 136, 137 and 141 of Regulation (EU, Euratom) 2018/1064 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013,

[illegible]

(EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L193, 30.07.2018, p.1) (hereinafter the 'Financial Regulation').

(ii) corruption, as defined in 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 European Communities or officials of Member States of the European Union, drawn up by the Council Act of 26 May 1997, or conduct 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 related to a criminal organisation, as defined 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 offences or offences linked to terrorist activities, as defined in Articles 1 and 3 of Council Framework Decision 2002/475/JHA, respectively, or inciting, aiding, abetting or attempting to commit such offences, as referred to in Article 4 of that Decision;	<input type="checkbox"/>	<input type="checkbox"/>
(vi) child labour or other offences concerning trafficking in human beings as 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 shown significant deficiencies in complying with main obligations in the implementation of a contract/grant agreement financed by the budget, which has:	<input type="checkbox"/>	<input type="checkbox"/>
(i) led to the early termination of a contract/grant agreement;	<input type="checkbox"/>	<input type="checkbox"/>
(ii) led to the application of liquidated damages or other contractual penalties; or	<input type="checkbox"/>	<input type="checkbox"/>
(iii) been discovered by an authorising officer, OLAF or the Court of Auditors following checks, audits or investigations;	<input type="checkbox"/>	<input type="checkbox"/>
f) it has been established by a final judgment or final administrative decision that the Applicant 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 final administrative decision that the person or entity has created an entity in a different jurisdiction with the intent to circumvent fiscal, social or any other legal obligations in the jurisdiction of its registered office, central administration or principal place of business;	<input type="checkbox"/>	<input type="checkbox"/>
h) it has been established by a final judgment or final administrative decision that an entity has been created with the intent referred to in point (g).	<input type="checkbox"/>	<input type="checkbox"/>
i) In the absence of a final judgement or final administrative decision in the cases referred to in points c), d), f), g) and h) above, or in the case referred to in point (e) the Applicant in particular is subject to:		

(i) facts established in the context of audits or investigations carried out by the Court of Auditors, EPPO, OLAF or internal audit, or any other check, audit or control performed under the responsibility of an authorising officer of an EU institution, of a European office or of an EU agency or body;	<input type="checkbox"/>	<input type="checkbox"/>
(ii) non-final administrative decisions which may include disciplinary measures taken by the competent supervisory body responsible for the verification of the application of standards of professional ethics;	<input type="checkbox"/>	<input type="checkbox"/>
(iii) decisions of the ECB, the EIB, the European Investment Fund or international organisations;	<input type="checkbox"/>	<input type="checkbox"/>
(iv) decisions of the Commission relating to the infringement of the Union's competition rules or of a national competent authority relating to the infringement of Union or national competition law.	<input type="checkbox"/>	<input type="checkbox"/>
(v) decisions of exclusion by an authorising officer of an EU institution, of a European office or of an EU agency or body.	<input type="checkbox"/>	<input type="checkbox"/>
according to of Article 136 of the Financial Regulation.		

2. declares whether a natural or legal person who is a member of the administrative, management or supervisory body of the Applicant, or who has powers of representation, decision or control with regard to that Applicant is in one or more of the following situations or not:		
SITUATIONS OF EXCLUSION CONCERNING PERSONS WITH POWERS OF REPRESENTATION, DECISION OR CONTROL OVER THE APPLICANT	YES	NO
Situation (c) above (grave professional misconduct)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (d) above (fraud, corruption or other criminal offence)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (e) above (significant deficiencies in performance of a contract)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (f) above (irregularity)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (g) above (circumvention of legal obligations)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (h) above (creation to circumvent)	<input type="checkbox"/>	<input type="checkbox"/>

3. declares whether beneficial owner(s) (as defined in Article 3(6) of Directive (EU) 2015/849) of the Applicant is in one or more of the following situations or not [(if yes, please indicate the name of the concerned beneficial owner(s) if any in annex to this declaration):			
SITUATIONS OF EXCLUSION CONCERNING BENEFICIAL OWNERS	YES	NO	
Situation (c) above (grave professional misconduct)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (d) above (fraud, corruption or other criminal offence)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (e) above (significant deficiencies in performance of a contract/grant agreement)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (f) above (irregularity)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (g) above (circumvention of legal obligations)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (h) above (creation to circumvent)	<input type="checkbox"/>	<input type="checkbox"/>	
4. declares whether a natural or legal person that assumes unlimited liability for the debts of the Applicant[s] is in one or more of the following situations or not:			
SITUATIONS OF EXCLUSION CONCERNING NATURAL OR LEGAL PERSONS ASSUMING UNLIMITED LIABILITY FOR THE DEBTS OF THE APPLICANT	YES	NO	Not applicable
Situation (a) above (bankruptcy)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Situation (b) above (breach in payment of taxes or social security contributions)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. declares whether a natural person from the Applicant who is essential for the award is in one or more of the following situations or not:			
SITUATIONS OF EXCLUSION OF A NATURAL PERSON ESSENTIAL FOR THE AWARD OR IMPLEMENTATION OF THE CONTRACT	YES	NO	
Situation (c) above (grave professional misconduct)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (d) above (fraud, corruption or other criminal offence)	<input type="checkbox"/>	<input type="checkbox"/>	
Situation (e) above (significant deficiencies in performance of a contract)	<input type="checkbox"/>	<input type="checkbox"/>	

Situation (f) above (irregularity)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (g) above (circumvention of legal obligations)	<input type="checkbox"/>	<input type="checkbox"/>
Situation (h) above (creation to circumvent)	<input type="checkbox"/>	<input type="checkbox"/>
6. declares whether the Applicant:		
GROUND FOR REJECTION FROM THIS PROCEDURE	YES	NO
j) has provided accurate, sincere and complete information to the Agency within the context of this procurement procedure;	<input type="checkbox"/>	<input type="checkbox"/>
k) has not distorted competition by being previously involved in the preparation of documents used in this procedure	<input type="checkbox"/>	<input type="checkbox"/>
7. acknowledges that the Applicants(s) may be subject to rejection from this procedure if any of the declarations or information provided as a condition for participating in this procedure prove to be false.	<input type="checkbox"/>	<input type="checkbox"/>

REMEDIAL MEASURES

If the Applicant declares one of the situations of exclusion listed above, it should indicate the measures it has taken to remedy the exclusion situation, thus demonstrating its reliability. They may include e.g. technical, organisational and personnel measures to prevent further occurrence, compensation of damage or payment of fines. The relevant documentary evidence which appropriately illustrates the remedial measures taken should be provided in annex to this declaration. This does not apply for the situations referred in point (d) of this declaration.

1. Declares that the above-mentioned Participant:		
SELECTION CRITERIA	YES	NO
(a) fulfills the applicable exclusion criteria indicated in Section 9.1 of the Call;	<input type="checkbox"/>	<input type="checkbox"/>
(b) fulfil the selection criteria indicated in Section 9.2 of the Call.	<input type="checkbox"/>	<input type="checkbox"/>

Full name

Date

Signature