**Administrative Declarations**

The undersigned \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, born in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Province \_\_\_\_\_, on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, domiciled for this purpose at the registered office indicated below, in the role of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and legal representative of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, with registered office in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Prov. \_\_\_\_, street \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, no. \_\_\_\_\_\_, postcode \_\_\_\_\_\_\_\_, tax code no. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and VAT no. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, INPS registration: Local office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ID no. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

INAIL insurance: Local office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ code no. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ regional insurance position no. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

National Collective Bargaining Agreement (CCNL) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

at which they elect domicile, hereinafter referred to as the 'Company',

* pursuant to and for the purposes of Articles 46 and 47 of Presidential Decree 445/2000, aware of the administrative consequences and criminal liability provided for in the event of mendacious declarations and/or the formation or use of false documents, as well as in the event of the exhibition of documents containing data no longer corresponding to the truth, provided for in Articles 75 and 76 of the same Decree;

**DECLARES UNDER THEIR OWN RESPONSIBILITY**

1. indicate the identification data (name, surname, date and place of birth, tax code, municipality of residence) of the persons referred to in Article 94(3) of Legislative Decree no. 36/2023 (hereinafter referred to as the ‘Code’), or to indicate below the official database or public register from which they can be derived up-to-date at the date of submission of the offer:

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Last name | First name | Place of birth | Date of birth | Residence | Tax code | Office held |
|  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |

1. that they have fulfilled the obligations under Law No. 68/1999 and to provide the information necessary to carry out the checks;

**Office/head office of the relevant Italian Revenue Service:**

Office of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, town \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Prov. \_\_\_\_\_, via \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, no. \_\_\_\_\_, Postcode \_\_\_\_\_\_\_ tel. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, e-mail \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Certified Email \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**Office of the province responsible for certification under Law no. 68/1999:**

Province of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, located at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, via \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, no. \_\_\_\_\_, Postcode \_\_\_\_\_\_\_, tel. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, fax \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, e-mail \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Certified Email \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**Or:**

that the company is not subject to the obligations set forth in Law no. 68/1999 because:

* it employs fewer than 15 employees;
* it employs up to 35 employees and has not hired any new employees after 18.01.2000;
1. that this company is registered since \_\_\_\_\_\_\_\_\_ in the Company Register of \_\_\_\_\_\_\_\_\_, under number \_\_\_\_\_\_\_\_\_\_\_, kept by the Chamber of Commerce of \_\_\_\_\_\_\_\_\_\_\_, with its registered office in \_\_\_\_\_\_\_\_\_\_\_ Via\_\_\_\_\_\_\_\_\_\_\_, no. \_\_, Postcode \_\_\_\_\_\_\_\_\_\_\_, incorporated by deed of \_\_\_\_\_\_\_\_\_\_\_, deliberated share capital Euro \_\_\_\_\_\_\_\_\_\_\_, subscribed share capital Euro \_\_\_\_\_\_\_\_\_\_\_, paid-up share capital Euro \_\_\_\_\_\_\_\_\_\_\_, duration of the company \_\_\_\_\_\_\_\_\_\_\_ and has as its corporate purpose \_\_\_\_\_\_\_\_\_\_\_;
2. that it does not fall into any of the causes of automatic exclusion referred to in Article 94 of Legislative Decree No. 36/2023 in relation to all persons referred to in paragraph 3 of the same provision;
3. That it does not fall into any of the non-automatic causes of exclusion referred to in Article 98(3)(g) and (h) of the Code, in relation to the persons referred to in Article 94(3);
4. That it does not fall into other causes of exclusion referred to in Article 95 of Legislative Decree 36/2023 or, if not, declares with a specific declaration attached hereto:
* serious infringements referred to in Article 95(1)(a) committed in the three years preceding the date the letter of invitation was sent;
* acts by which the public prosecutor brings criminal proceedings pursuant to Article 407-bis(1) of the Code of Criminal Procedure (formulation of the indictment or request for committal for trial) and personal or real precautionary measures of the criminal justice, if prior to the bringing of criminal proceedings, adopted in relation to the alleged committing of the offences referred to in Article 94(1), of the Code and to the alleged or ascertained committing of the offences referred to in Article 98(3)(h) of the Code, issued in the three years preceding the date the letter of invitation was sent;
* enforceable sanctions imposed by the Antitrust Authority or any other authority in the sector, adopted in the three years preceding the date the letter of invitation was sent;
* all other conduct referred to in Article 98 committed in the three years preceding the date the letter of invitation was sent.

The above declaration must also be made in the event of a legal challenge to the relevant measures.

1. Declares:
	* *that the CCNL applied to the personnel employed in the contract is the one indicated by the Contracting Authority in the Request for Tender;*

***Or:***

* + *that the CCNL applied to the personnel employed in the contract is different from the one indicated by the Contracting Authority. Specifically, the CCNL applied is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. Therefore, in order to allow for an assessment of the equivalence of the economic and regulatory protections of the CCNL applied with the one indicated by the Contracting Authority, a declaration of equivalence pursuant to Article 11, paragraph 4, of Legislative Decree no. 37/2023, drawn up in accordance with the criteria set out in Article 4 of Annex I.01 to Legislative Decree No. 36/2023 as amended and supplemented*
1. to keep the offer valid for a period of **not less than 180 days** from the deadline for submission of the tender;
2. to consider the economic offer submitted to be remunerative, since in formulating it, it took note of and took into account:
3. the contractual terms and conditions and any charges including those relating to safety, insurance, working conditions and social security and assistance in force at the place where the service is to be performed;
4. all general, particular and local circumstances, without exception, which may have influenced or may influence both the performance of the services and the determination of its offer;
5. to accept, without condition or reservation, all the rules and provisions contained in the documentation;
6. that with regard to this tender, the Company has not submitted a bid in more than one temporary grouping of companies or ordinary consortium of competitors, or individually and as a member of a temporary grouping of companies or ordinary consortium of competitors;
7. (if applicable) that the Company has the necessary and sufficient capital, knowledge, experience, technical capacity, machinery, equipment, resources and personnel to ensure the performance of the contract at its own risk and with the organisation of the necessary means.
8. (if applicable) that the Company has read and accepted the provisions contained in the "Information on existing risks - Prevention and emergency measures" booklet available at the website .................................... and that it will inform its personnel of the contents of the booklet, for whose actions it takes full responsibility;
9. that the Company will inform INFN of any risks specific to its activities that could interfere with INFN's normal working activities or that could be detrimental to the safety of the Institute's staff. Furthermore, pursuant to Art. 26, paragraph 8 bis) of Legislative Decree no. 81/08, the Company designates Mr. ............................................. tel........................................... as the representative;
10. declaration on interference (choose one of the two options):
* that in the preparation of its offer the company has taken into account the obligations relating to occupational safety regulations, assessing the costs of the specific risks of its activity, and acknowledges that INFN has ruled out any interference risks;
* that the Company has acknowledged that there are interference risks for this contract, as highlighted in the Single document on the assessment of risks from interference - DUVRI prepared by INFN, and that it has taken them into account in its offer;
1. that the Company is not in any of the conditions preventing it from participating in tenders pursuant to Article 53, paragraph 16-ter, of Legislative Decree no. 165/2001 concerning the granting of appointments or employment contracts to former INFN employees;
2. that they accept the integrity pact/legality protocol referred to in INFN Resolution 16197 of 25/02/2022. Failure to accept the clauses contained in the legality protocol/integrity pact constitutes grounds for exclusion pursuant to Article 83-bis of Legislative Decree no. 159/2011, Legislative Decree no. 36/2023 as amended by Legislative Decree no. 209/2024;
3. to be aware of the obligations deriving from the Code of Conduct on Anti-Corruption for INFN staff, published in the ‘Transparent Administration’ section of the INFN institutional website, and to undertake, in the event of being awarded the contract, to observe and have their employees and collaborators observe, insofar as applicable, the aforementioned code, under penalty of termination of the contract;
4. If applicable, to undertake to execute the contract in accordance with the Minimum Environmental Criteria as set out in Legislative Decree no. 36/2023;
5. that at the time of submitting the declarations, they employ a number of employees equal to \_\_\_
6. to be informed that personal data shall be collected and processed in accordance with EU Regulation 2016/679 and Legislative Decree No. 196/2003 as amended and supplemented exclusively for the purposes of this procedure and as indicated in the information notice available at https://www.ac.infn.it/informative\_privacy.html.

The COMPANY declares that it has been informed about the processing of the data collected in execution of this document and that it has informed and acquired, if necessary, the relevant consent from the data subjects whose personal data are provided within the scope and for the purposes of this document.

In the performance of this document, the COMPANY and its staff, as authorised to process personal data, undertake to comply with the provisions of EU Regulation No. 2016/679 and Legislative Decree No. 196/03, as amended and supplemented, and to process only data that is functional, necessary and pertinent to the performance of this document in a lawful and fair manner, within the limits of the object and purpose described for the same.

The COMPANY must guarantee that the personal data being processed will be handled within the EU and that no transfer of the data to a third country will take place except under the conditions laid down in the Regulation.

[Where applicable: in the event of appointment as data controller] The COMPANY undertakes to accept the appointment as Data Processor and to observe the obligations contained in the document entitled "Contract for the Appointment of the Data Processor" which, once signed, shall form an integral part of this document.

Data Controller: National Institute of Nuclear Physics

E-mail: presidenza@presid.infn.it

Data Protection Officer:

E-mail: dpo@infn.

1. In the case of a non-resident entity with no permanent establishment in Italy,that the Company, in the event of being awarded the contract, will comply with the provisions of Articles 17, paragraph 2, and 53, paragraph 3, of Presidential Decree no. 633/1972 and will inform the Contracting Authority of the appointment of its tax representative, in accordance with the law;
2. Financial traceability

The undersigned \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ born in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on \_\_\_/\_\_\_/\_\_\_\_\_\_ residing in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ province \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ street \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ no. \_\_\_\_\_\_ as Legal Representative/Agent of the Company \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ with registered office in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Tax code \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ VAT number \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DECLARES

that the "dedicated current account" pursuant to Article 3, paragraph 7, of Law no. 136/2010 as amended and supplemented, valid, until otherwise notified, for all present and future contractual relationships established with the INFN, Bari Section, is the following:

Bank/Post Office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Branch \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

IBAN\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

parties delegated to manage the aforementioned current account:

* Mr/Ms \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ born in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on \_\_\_/\_\_\_/\_\_\_\_\_\_

Tax Code \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ residing at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Street \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

in the capacity of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;

* Mr/Ms \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ born in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on \_\_\_/\_\_\_/\_\_\_\_\_\_

Tax Code \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ residing at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Street \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

in the capacity of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;

or

that the "dedicated current account” pursuant to Article 3, paragraph 7, of Law no. 136/2010 as amended and supplemented, shall be activated and communicated to the Bari Section no later than 7 days from its opening, together with the personal details and tax codes of the persons delegated to manage the account.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, on \_\_\_\_\_\_\_\_

***The document must be digitally signed.***