

(to be copied up on Tenderer's letterhead)

**SELF-CERTIFICATION OF GENERAL REQUIREMENTS**

**(AFFIRMATION OF CERTIFICATION)**

To  
Eni S.p.A.  
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The undersigned \_\_\_\_\_, born in \_\_\_\_\_ on \_\_\_\_\_ and residing in \_\_\_\_\_ fiscal code \_\_\_\_\_, in his/her capacity as \_\_\_\_\_ [proprietor, in case of one-man business, or partner, in case of general partnership, or unlimited partner, in case of limited partnership, or director having powers of representation, in case of any other type of company or joint venture (consortium)], of \_\_\_\_\_ (Firm/Company) with registered offices in \_\_\_\_\_, enrolment with the Register of Companies and fiscal code \_\_\_\_\_, VAT Registration No. \_\_\_\_\_, with reference to the tender process as per Letter of Invitation to Tender no. \_\_\_\_\_ sent on \_\_\_\_\_, cognizant of penalties envisaged in case of submission of declarations which prove false, reveal false acts or contain information which no longer corresponds to the truth,

**DECLARES**

**under his/her own responsibility**

also pursuant to the provisions of Presidential Decree no. 445 of December 28, 2000, that the following requirements are met:

- a) that the affairs of the firm/company are not being administered by the court, and that the above firm/company has not entered into any arrangement with its creditors, nor suspended business activities, nor is it bankrupt, being wound-up, or subject to any proceeding relative thereto or to any similar proceedings;
- b) that no proceedings are underway for application of measures under art. 3 of law no. 1423/56 with regard to the undersigned - or the Technical Manager - nor any impediment under art. 10 of law no. 575/65;
- c) that the undersigned - and Technical Manager - have not been convicted of a criminal offence penalized by the courts as pronounced under art. 444 of the Penal Code for serious crimes against the State or the Community, or any offence concerning their professional conduct, nor convicted by final judgement for one or more crimes of participation in a criminal organization, of

corruption, fraud or money-laundering, as defined by EU acts under article 45, paragraph 1, EC Directive 2004/18 [or, in cases in which one or more definitive convictions have been made for any crime, declare all penalties, sentences, plea bargains, even if the culprit is not named in the criminal records, indicating the date, crime for which convicted and the sanction imposed, as it is the company's duty to evaluate the influence the crime may have on moral and professional reliability, also based on the contract to be awarded]; - **see Note 1**

**c bis)** that no case has been brought against the undersigned - and Technical Manager - under the penal courts for serious crimes against the State or the Community or crimes concerning their professional conduct, nor for one or more crimes of participation in a criminal organization, of corruption, fraud or money-laundering, as defined by EU acts under article 45, paragraph 1, EC Directive 2004/18 [or, where one or more such proceedings are underway for any crime, declare the nature of the proceedings, the crime imputed, as it is the company's duty to evaluate the influence the crime may have on moral and professional reliability, also based on the contract to be awarded]; - **see Note 1**

**c ter)** that the undersigned - and Technical Manager - have not been convicted, penalized, or subject of a plea bargain under art. 444 of the Penal Code for serious crimes under regulations on protection of the environment against pollution [or, in cases in which one or more definitive convictions have been made for any crime under regulations on protection of the environment against pollution, declare all penalties, sentences and, plea bargains, even if the culprit is not named in the criminal records, indicating the date, crime for which convicted and the sanction imposed, as it is the company's duty to evaluate the influence the crime may have on moral and professional reliability, also based on the contract to be awarded]; - **see Note 1**

**c quater)** that no criminal proceedings are pending against the undersigned - and Technical Manager - for serious crimes under regulations on protection of the environment against pollution [or, which such proceedings are pending, declare the crime imputed, as it is the company's duty to evaluate the influence the crime may have on moral and professional reliability];

**d)** that neither the undersigned nor the abovementioned firm/company have infringed the ban on fiduciary entrustment under art. 17 of law no. 55/90;

**e)** that said firm/company has not committed serious infringements of regulations regarding safety or any other obligation deriving from labour relations;

**f)** that the above firm/company has not been found to be seriously negligent or acting in bad faith in execution of services for Eni or Eni Group Companies, nor been guilty of serious professional misconduct (**see Note 2**);

**g)** that the above firm/company fulfils its obligations relating to the payment of duties and taxes, in accordance with Italian legislation or the legislation of the state in which it is established;

**h)** that the above firm/company fulfils its obligations relating to the payment of social security contributions in accordance with Italian legislation or the legislation of the state in which it is established;

**i)** that the above firm/company complies with regulations concerning the right to work of disabled persons, presenting certification under art. 17 of law no. 68/1999 (where applicable);

**l)** that no interdictory sanctions have been imposed on the above company under art. 9, paragraph 2, letter c) of Legislative Decree

no. 231/01, nor other sanctions which entail prohibition from contracting for the public administration.

The undersigned also declares likewise that, to the best of his/her knowledge, those who held the position of the undersigned, or the Technical Manager of the above firm/company, in the previous three years, meet the requirements indicated above in letters c), c bis), c ter) and c quater) [or, where proceedings are pending against the aforementioned persons under letters c bis) and c quater) and/or have been definitively convicted of any crime, declare details of the proceedings, the crime attributed and the measures adopted by the firm/company to dissociate itself from the criminal act penalized]. - **see Note 1**

The undersigned acknowledges that failure to meet even one of the above requirements, or the submission of such declarations as prove irregular, false or incomplete, will be grounds for rejection of Tender.

The undersigned acknowledges that COMPANY has the right to request the submission of such certificate(s) as may be deemed necessary, proving that the above requirements are met and, however, to ascertain, even autonomously, at its sole discretion and at any time, by any lawful means, the truthfulness of this declaration.

The undersigned also acknowledges that, for the purpose of verification that the above requirements are met, COMPANY reserves the right to request any Company/Firm established in a Country other than Italy to produce appropriate certificates and/or documents issued by the competent foreign authorities (as required by the legislation in force in the Country concerned). Where no such certificates and/or documents are issued, the same may be replaced by a declaration made by the Firm/Company concerned before a competent judicial or administrative authority, a notary or a competent professional or trade body of the Country of origin.

One photostat copy of the valid identity document of the person making declaration is attached hereto.

Place and Date

(signature of person making declaration)

**Note 1: indicate below, where appropriate, the information requested (judgements, convictions, application of the sentence on request, etc. with relevant details as specified herein above):**

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- Note 2: *"serious professional misconduct" shall mean any misconduct leading:*
- *to the declaration that the works cannot be tested ("non collaudabilità dei lavori")*
- or
- *to the termination of the contract*
- or
- *to a seriously wrong performance of the contract ascertained further to judicial proceedings, even if no sentence of termination has been pronounced*