

FOREWORD

In relation to the request of contract / supplies and / or services, less than € 40.000,00 (forty thousand/00), Turismo Torino e Provincia requires you to provide the necessary supporting documents, with the eventually cooperation of the authorities which shall, in respect of article of the Italian Decree Law specified below (art. 47, art. 80, art. 44, art. 45).

Alternatively, sufficient proof is a affidavit or self-made declaration in front of a competent judicial or administrative authority, a notary or a qualified professional body from the country of origin.

Please find attached declaration of the registration at the Chamber of Commerce and a sample of affidavit regarding the absence of the requirements of exclusion as set forth in Articles 80, 41, 44 and 45 of the Italian Decree Law that must be filled by all foreign subjects registered in other countries than Italy.

**SUBSTITUTE DECLARATION OF NOTORIETY ACT REGARDING THE REGISTRATION
WITH CHAMBERS OF COMMERCE IN ITALY
(art. 46 of the decree by the president of the republic 445/00)**

The undersigned _____
born at/on _____ country _____
resident in _____, _____
(city) (street name) (nr)
in his/her position as _____
(owner, legal representative, proxy, agent, other)
of the company _____

with the present act aware of the criminal liability imposed by law in case of false statements and false, pursuant to art. 76 of Presidential Decree n. 445/2000, under his own responsibility

DECLARES

Not to be registered with any Chamber of Commerce in Italy and, therefore, not being in possession of any such registration number.

That the company is register by Chambers of Commerce or similar organizations in countries other than Italy; please indicate below:

Name of organization _____

Date of registration _____

Taxpayer's ID No./VAT No. _____

Number of registration _____

Other relevant information _____

(for capital companies only)

legal representatives and other parties with the ability to commit the company as regards third parties:

Lastname/firstname _____ born in _____ on _____

Lastname/firstname _____ born in _____ on _____

Lastname/firstname _____ born in _____ on _____

Lastname/firstname _____ born in _____ on _____

Lastname/firstname _____ born in _____ on _____

(for partnerships only)

list of the partners or, in the case of a one-person company, name of the owner:

Lastname/firstname _____ born in _____ on _____

Lastname/firstname _____ born in _____ on _____

Lastname/firstname _____ born in _____ on _____

(signature of the legal representative)

N.B. In the case of temporary association of companies, already existent or to be constituted, and in the case of consortia, this declaration shall be submitted by each company constituting the association or consortium. The declaration shall be accompanied by a photocopy of a legally valid piece of identity of the person making the declaration.

EXAMPLE OF STATEMENT

SUBSTITUTE DECLARATION OF NOTORIETY ACT FOR NON EXISTENCE OF EXCLUSION REASONS

(art. 47 of the decree by the president of the republic 445/00, art. 80 of the Italian Decree Law 50/16,
art. 45 of Directive of Italian Decree Law 1998/06)

The undersigned _____

born at/on _____ country _____

resident in _____ - _____, _____
(city) (streetname) (nr)

in his/her position as _____
(owner, legal representative, proxy, agent, other)

of the company _____

with the present act

DECLARES

- a) not to be in a state of bankruptcy, mandatory liquidation, discontinuance of business or composition with creditors, controlled debt management or in any other situation which may be considered equivalent to the above, according to the law of the pertaining State/ Country, and that no proceeding is under way against this company for the declaration of any one of these situations;
- b) no proceeding is pending for the application of one of the preventive measures as set forth in Article 3 of Italian Law No. 1423 of December 27, 1956, or one of the impediments provided by Article 10 of Italian Law No. 575 of May 31, 1965;
- c) no final judgment has been issued, or any criminal conviction that has become irrevocable, or any decision imposing a sentence upon request pursuant to Article 444 of the Italian Code of Criminal Procedure, or for grave crimes against the State or the Community involving professional ethics;
- d) no violation of the ban on fiduciary registration as set forth in Article 17 of Italian Law No. 55 of March 19, 1990;
- e) no violations of the rules and standards involving safety and any other obligation arising from labor relationships, based on data in the possession of the Italian Oversight Office;
- f) no guilty of any gross negligence or bad faith in the performance of the services assigned by the agency that is issuing the call for tenders; not committed any grave error in the exercise of their professional activity, as determined by any means of proof available to the contracting company;
- g) to be up to date with obligations concerning payments of duties and taxes, as required by the Italian law or by the legislation of the State/Country of residence;
- h) no any false statements in connection with the requirements and relevant conditions for participating in the bidding process, as evidenced by data in the possession of the Italian Oversight Office;
- i) to be up to date with obligations concerning social security and welfare contributions, as required by the Italian law or by the legislation of the State/Country of residence;
- l) to be in compliance with the provisions set forth in Article 17 of Italian Law No. 68 of March 12, 1999
- m) no ban has been imposed as set forth in Article 9, par. 2, sub. c) of Italian Decree Law No. 231 of June 8, 2001, or other penalty that entails a ban on entering into a contract with the public administration, including the disqualification provisions provided by Article 36-bis, paragraph 1, of Italian Decree Law No. 223 of July 4, 2006, converted with amendments into Italian Law No. 248 of August 4, 2006;
- m-bis) have not suspended or revoked the SOA affidavit for producing false documents or false statements by the authorities;
- m-ter) in the last three years after publication of the bid notice for which the company is participating, even in the absence of a procedure for implementing a preventive measure or prohibitive cause referred to in precedent point b), while been victims of delicts punished under Articles 317 (crime of extortion) and 629 of the Criminal Code (criminal extortion) aggravated under Article 7 of Italian Law Decree of May 13, 1991, No 152 amended by Italian Law 12 of July 1991, No 203 - the company was not legally tried for not having enounced the facts to the court, unless it meets all the regulations covered by Article 4, first paragraph, of Italian Law of November 24, 1981, No 689;
- m-quarter) with regard to other participants at the bid process, they does not find themselves "in a state of control" as set forth Article 2359 of the Italian Civil Code or in any *de facto* relationship, if the "situation of control" or the relationship implies that the bids are the responsibility of a single decision-making company.

FURTHER DECLARES

that with respect to the company and its legal representatives or directors:

1. The grounds for exclusion established in Article 45 (2-a to 2-g) of Directive 2004/18/EC do not exist;
2. The grounds for exclusion established in Article 41 of Legislative Decree No. 198 dated 11 April 2006 (Equal Opportunity Code for Men and Women) do not exist;
2. The grounds for exclusion established in Article 44 (11) of Legislative Decree No. 286 dated 25 July 1998 (provision governing immigration and regulations on the status of foreigners) do not exist;
3. No other situation that could lead to exclusion from the contract bid and/or incompetence to contract with a public agency exists.

In accordance with article 76 of the Decree by the President of the Italian Republic 445/00, aware that criminal prosecution may be initiated in case of a false declaration, or a declaration containing data not corresponding to the truth, the present declaration has been signed on the _____ of _____.

Information in conformity with art. 13 of the G.D.P.R.2016/679:

The above mentioned data are prescribed by the law in force at the moment, for the purpose for which they are requested, and they will be utilized exclusively to that purpose.

(signature of the legal representative)

N.B. In the case of temporary association of companies, already existent or to be constituted, and in the case of consortia, this declaration shall be submitted by each company constituting the association or consortium. The declaration shall be accompanied by a photocopy of a legally valid piece of identity of the person making the declaration.

N.B. The declaration is to be signed by the person concerned in the presence of the appropriate employee, or otherwise signed and sent together with a photocopy of an identity document via fax, postal services or email.