ANNEX VI

MODEL DECLARATION

(REFERRED TO IN ARTICLE 81(1)(A) OF THE CCP AND ARTICLE 26 OF THIS REGULATION)

1 - ... (name, identification document number and address), as legal representative of (1) ... (corporate name, tax identification number and registered office or, in the case of a group of tenderers, corporate names, tax identification numbers and registered offices), successful tenderer in the ... (name or reference of the procedure in question), declares on honour that its representative (2):

a) It is not in a state of insolvency, in the process of liquidation, dissolution or cessation of activity, subject to any preventive means of liquidation of assets or in any similar situation, nor does it have the respective proceedings pending;

b) It has not been subject to an administrative penalty for serious professional misconduct (3) [or the members of its governing, administrative or management bodies have not been subject to an administrative penalty for serious professional misconduct (4)] (5);

c) It was not subject to the ancillary sanction provided for in article 21(1)(e) of Decree-Law 433/82 of 27 October, article 45 of Law 18/2003 of 11 June and article 460(1) of the Public Contracts Code (6);

d) Was not subject to the ancillary sanction provided for in Article 627(1)(b) of the Labour Code (7);

e) It has not been subject to an administrative or judicial sanction, less than two years ago, for the use in its service of labour legally subject to the payment of taxes and social security contributions, not declared under the terms of the rules imposing this obligation, in Portugal (or in the State of which it is a national or in which its main establishment is located) (8);

f) Did not, in any way, directly or indirectly, provide technical advice or support in the preparation and drafting of the procedure documents.

2 - The declarant attaches [or indicates ... as the address of the website where it can be consulted (9)] the documents proving that its represented company (10) is not in the situations provided for in Article 55(b), (d), (e) and (i) of the Public Contracts Code.

3 - The declarant is fully aware that making false declarations will result in the award being cancelled and constitutes a very serious administrative offence, under the terms of article 456 of the Public Contracts Code, which may result in the application of an ancillary penalty of deprivation of the right to participate, as a candidate, as a competitor or as a member of a candidate or competitor group, in any procedure adopted for the formation of public contracts, without prejudice to reporting the matter to the competent authority for the purposes of criminal prosecution.

... (place), ... (date), ... [signature (11)].

(1) Applicable only to bidders who are legal entities.
(2) If the competitor is a natural person, delete the words « your representative».
(3) Indicate whether rehabilitation has taken place in the meantime.
(4) Indicate whether rehabilitation has taken place in the meantime .
(5) Declare depending on whether the tenderer is a natural person or a legal person.
(6) Indicate whether, in the meantime, the period of disqualification laid down in the judgement has elapsed.
(7) Indicate whether, in the meantime, the period of disqualification laid down in the judgement has elapsed .
(8) Declare according to the situation.
(9) Add any necessary information to the consultation, if applicable.

(10) No caso de o concorrente ser uma pessoa singular, suprimir a expressão «a sua representada». If the competitor is a natural person, delete the words «its represented company»".
(11) Pursuant to Article 57(4) and (5).