

(version 210305)

## Eligibility Confirmation

**<Annex to Tender (enter the name of the service/goods) and send as annex to tender>**

We, the undersigned tenderer, hereby certify that we are not in any of the situations listed below:

1. Bankrupt, subject to insolvency or winding-up procedures, where its assets are being administered by a liquidator or by a court, where it is in an arrangement with creditors, where its business activities are suspended, or where it is in any similar situation arising from a similar procedure provided for under national laws or regulations;
2. It is established by a final judgment or a final administrative decision that the candidate/tenderer is guilty of grave professional misconduct by having violated applicable laws or regulations or ethical standards of the profession to which the candidate/tenderer belongs, or by having engaged in any wrongful conduct which has an impact on its professional credibility where such conduct denotes a wrongful intent or gross negligence, including, in particular, any of the following:
  - a. fraudulently or negligently misrepresenting information required for the verification of the absence or grounds for exclusion or the fulfilment of selection criteria or in the performance of a contract.
  - b. entering into agreement with other economic operators with the aim of distorting competition.
  - c. violating intellectual property rights.
  - d. attempting to influence the decision-making process of Diakonia during the procurement procedure; or
  - e. attempting to obtain confidential information that may give undue advantages in the procurement procedure
  - f. breaches of ethical standards of conduct, relating to Diakonia's Code of Conduct for Suppliers, including but not limited to sexual harassment, exploitation and abuse, and child safeguarding violations.
3. it has been established by a final judgement or a final administrative decision that the candidate/tenderer is in breach of its obligations relating to the payment of taxes or social security contributions in accordance with the applicable law.
4. it has been established in a final judgement that tenderer/candidates, or persons having powers of repetition, decision making control over them, are guilty of any of the following: fraud, corruption, involvement in a criminal organisation, money laundering, terrorist financing, breaches of any of the intentions of the ILO Conventions listed in Chapter 2. "General Principles" or any other illegal activity damaging to Diakonia's or the donors' interests.
5. the tenderer has shown significant deficiencies in complying with main obligations in the performance of a contract financed by donors or Diakonia, which has led to the

early termination of a legal commitment or to the application of liquidated damages or other contractual penalties or which has been discovered following checks or audits or investigations; or

6. the tenderer, their subsidiary, another company belonging to the same group of companies, a consortium partner or other affiliate is found on the list of EU restrictive measures. The list of persons, groups, entities subject to the EU restrictive measures are published on the following website: [www.sanctionsmap.eu](http://www.sanctionsmap.eu)

If requested by Diakonia, proof as regards to the fulfilment of the eligibility requirements will be promptly provided.

This signed form is attached to our tender.

Tendering firm	
Place and date	
Signature of authorised representative of the tenderer	
Name in block letters	
Position	