## declarations by the tenderer

**I**

In connection with public procurement

|  |  |
| --- | --- |
| Subject-matter of the contract | Helicopter technology – heavy helicopters |
| Contract part number\*: |  |

\*to be completed by the tenderer, if relevant

tenderer\*\*

|  |  |
| --- | --- |
| business name |  |
| registered office/place of business |  |
| Statutory representative: |  |
| Comp. ID No.: |  |
| Entry in the Commercial Register: |  |
| Telephone number: |  |
| E-Mail: |  |

\*\*in the case of a group of suppliers, it shall be filled in by the lead member of the group of suppliers and, at the same time, a power of attorney shall be filled in according to the template in Annex No. 6a to the tender documentation

declares that

1. it unreservedly agrees with the contractual terms and conditions for the delivery of the subject-matter of the contract set by the contracting authority,
2. it acknowledges that the processing of personal data by the contracting authority, which the tenderer has stated in the tender, is lawful, carried out in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and Act No. 18/2018 Coll. on personal data protection and on the amendment to certain acts, and good morals, and on a relevant legal basis,
3. by submitting a tender, the tenderer declares that it has also obtained the consent of all other data subjects (subsuppliers, persons providing third-party commitments) to the processing of personal data specified in the submitted tender in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, where necessary, including the authorisation to provide personal data to the customer and all relevant control and/or audit authorities for the purposes of proper performance of the contract as well as for control and/or audit purposes. The above also applies in the event that the tender is submitted by a group of suppliers.
4. the tenderer it represents, which has submitted a tender in the public procurement procedure and which will also perform the contract, does not involve Russian participation exceeding the limits set out in Article 5k of Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia’s actions destabilising the situation in Ukraine, as amended by Council Regulation (EU) No 2022/578 of 8 April 2022. In particular, I declare that:
   1. the supplier I represent (and any of the companies that are members of our consortium) is not a Russian national or a natural or legal person, entity or body based in Russia;
   2. the supplier I represent (and any of the companies that are members of our consortium) is not a legal person, entity or body whose proprietary rights are directly or indirectly owned for more than 50 % by the entity referred to in point (a) of this paragraph;
   3. neither I nor the company we represent is a natural or legal person, entity or body acting on behalf of or at the direction of an entity referred to in point (a) or (b) above;
   4. the entities referred to in points (a) to (c) do not have a participation of more than 10% of the contract value in a subsupplier, supplier or entity on whose capacity the supplier I represent relies.
5. At the same time, I solemnly declare that this tender and the performance of the contract resulting from the public procurement by the economic operator I represent is not in conflict with Act No. 289/2016 Coll. on the implementation of international sanctions, as amended, and therefore, in particular, does not violate any international sanction regulated in any regulation on international sanctions pursuant to Article 2(b) of Act No. 289/2016 Coll. on the implementation of international sanctions, as amended.
6. The tenderer **is**\* **– is not**\* a taxable person for value added tax (hereinafter referred to as “VAT”) within the meaning of the relevant regulations.

*\* delete as appropriate*

|  |
| --- |
| Classification of economic operator \*\* Micro-enterprise  Small enterprise  Medium-sized enterprise  Large enterprise |

*\*\* - mark the correct option*

**II**

If the tenderer did not prepare the tender themselves, they shall indicate in the tender the person whose services or materials they used in preparing it (if the tenderer prepared the tender themselves, they shall not fill in this information):

|  |  |
| --- | --- |
| name and surname, business name or name: |  |
| residence address, registered office or place of business: |  |
| identification number, if allocated: |  |

in .................... on ...........................

..................................................

Signature

Annex No. 6a

## SOLEMN DECLARATION OF THE ECONOMIC OPERATOR

* *(if the tenderer uses the technical and professional capacities of another person to prove technical or professional competence, that person shall also submit the relevant solemn declaration as part of the proof of fulfilment of the personal status participation condition)*
* *(if the participation condition of personal status is also required to be met by a subsupplier, the subsupplier shall also submit the relevant solemn declaration as part of the proof of fulfilment of the personal status participation condition)*

In connection with public procurement

|  |  |
| --- | --- |
| Subject-matter of the contract | Helicopter technology – heavy helicopters |

Economic operator

|  |  |
| --- | --- |
| business name |  |
| registered office/place of business |  |
| Statutory representative |  |
| Comp. ID No.: |  |
| Telephone number: |  |
| E-Mail: |  |

Pursuant to Article 32(7) and (8) of the Public Procurement Act, I solemnly declare that in the company that submitted the tender\*

There is no other person acting as a person under Article 32(1)(a) of the Public Procurement Act who has the right to act on its behalf or has rights related to decision-making or control in the company within the meaning of Article 32(8) of the Public Procurement Act.

or

Persons other than those referred to in Article 32(1)(a) of the Public Procurement Act of the economic operator are the following persons:

|  |  |
| --- | --- |
| No. | **Name and surname of another person or business name, name and Comp. ID No. of another person** |
| 1. |  |
| 2. |  |
| 3. |  |

*(if necessary, edit/add additional persons to the solemn declaration)*

and I hereby solemnly declare that all of the above-mentioned persons meet the participation condition pursuant to Article 32(1)(a) of the Public Procurement Act.

*\* mark the correct option*

in .................... on ........................... ..................................................

signature

Annex No. 6b

FILL IN IF NECESSARY

## Power of attorney for the lead member of the group of suppliers

We, the undersigned principals, as members of the group of suppliers:

**Identification of the member of the group of suppliers:**

Business name:

Registered office:

Statutory representative:

Comp. ID No.:

Entry in the Commercial Register:

**Identification of the member of the group of suppliers No.2\*:**

Business name:

Registered office:

Statutory representative:

Comp. ID No.:

Entry in the Commercial Register:

have formed a group of suppliers that will submit a joint tender for the public procurement contract “Helicopter technology – heavy helicopters” (announced by the contracting authority Ministry of Interior of the Slovak Republic.

In connection with the submission of a tender for the above-mentioned public procurement, we hereby

**grant to the attorney**

**Identification of the attorney:**

Business name:

Registered office:

Statutory representative:

Comp. ID No.:

Entry in the Commercial Register:

this power of attorney to submit a tender for public procurement, accept any instructions, communicate and perform all administrative and other legal acts, including the delivery and receipt of all documents on behalf of all members of the group of suppliers in the above-mentioned public procurement and in connection with it, including proceedings for the conclusion of the contract, as well as proceedings for the performance of the contract and legal relations arising from the contract.

**Power of attorney granted by:**

|  |  |
| --- | --- |
| Place:  Date: | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  name and signature of the person authorised to act on behalf of the group of suppliers |
|  |  |
| Place:  Date: | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  name and signature of the person authorised to act on behalf of the group of suppliers |
|  |  |

**Power of attorney accepted by:**

|  |  |
| --- | --- |
| Place:  Date: | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  name and signature of the person authorised to act on behalf of the authorised member of the group of suppliers |

\*to be specified below in the number as required