

Declaration on honour

To be signed by the person legally authorised to enter into legally binding commitments on behalf of the applicant organisation. Once signed it must be scanned and annexed to this application form.

I, the undersigned *Martin Kulild*, certify that:

- (1) the information provided in the application is correct to the best of my knowledge.
- (2) the entity is eligible and has the financial and operational capacity to complete the proposed action or work programme OR the entity is considered to be a public body in the terms defined within the Call and can provide proof, if requested of this status, namely: It provides learning opportunities and - either (a) at least 50% of its annual revenues over the last two years have been received from public sources or (b) it is controlled by public bodies or their representatives.
- (3) he/she is authorised by their organisation to sign Union grant agreements on its behalf.
- (4) in the case of projects in the field of youth, the participants involved in the activities fall in the age limits defined by the Programme.

I – SITUATIONS OF EXCLUSION

(5) declare, in case the grant requested exceeds 60 000€, that the entity is not in one of the following situations:

- a) it is bankrupt, subject to insolvency or winding-up procedures, its assets are being administered by a liquidator or by a court, it is in an arrangement with creditors, its business activities are suspended or it is in any analogous situation arising from a similar procedure provided for under EU or national laws or regulations;
- b) it has been established by a final judgement or a final administrative decision that it is in breach of its obligations relating to the payment of taxes or social security contributions in accordance with the applicable law;
- c) it has been established by a final judgement or a final administrative decision that it is guilty of grave professional misconduct by having violated applicable laws or regulations or ethical standards of the profession to which the person belongs, or by having engaged in any wrongful conduct which has an impact on its professional credibility where such conduct denotes wrongful intent or gross negligence, including, in particular, any of the following:
 - (i) fraudulently or negligently misrepresenting information required for the verification of the absence of grounds for exclusion or the fulfilment of eligibility and selection criteria or in the performance of a contract, a grant agreement or a grant decision;
 - (ii) entering into agreement with other persons with the aim of distorting competition;
 - (iii) violating intellectual property rights;
 - (iv) attempting to influence the decision-making process of the Commission/ the Agency during the award procedure;
 - (v) attempting to obtain confidential information that may confer upon it undue advantages in the award procedure;
- d) it has been established by a final judgement that it is guilty of the following:
 - (i) fraud, within the meaning of Article 3 of Directive (EU) 2017/1371 and Article 1 of the Convention on the protection of the European Communities' financial interests, drawn up by the Council Act of 26 July 1995;
 - (ii) corruption, as defined in Article 4(2) of Directive (EU) 2017/1371 or Article 3 of the Convention on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union, drawn up by the Council Act of 26 May 1997, and conduct referred to in Article 2(1) of Council Framework Decision

- 2003/568/JHA, or corruption as defined in the applicable law;
- (iii) conduct related to a criminal organisation, as referred to in Article 2 of Council Framework Decision 2008/841/JHA;
- (iv) money laundering or terrorist financing within the meaning of Article 1(3), (4) and (5) of Directive (EU) 2015/849 of the European Parliament and of the Council;
- (v) terrorist-related offences or offences linked to terrorist activities, as defined in Articles 1 and 3 of Council Framework Decision 2002/475/JHA, respectively, or inciting, aiding, abetting or attempting to commit such offences, as referred to in Article 4 of that Decision;
- (vi) child labour or other offences concerning trafficking in human beings as referred to in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council;
- e) it has shown significant deficiencies in complying with the main obligations in the performance of a contract, a grant agreement or a grant decision financed by the Union's budget, which has led to its early termination or to the application of liquidated damages or other contractual penalties, or which has been discovered following checks, audits or investigations by an Authorising Officer, OLAF or the Court of Auditors;
- f) it has been established by a final judgment or final administrative decision that it has committed an irregularity within the meaning of Article 1(2) of Council Regulation (EC, Euratom) No 2988/95;
- g) it has been established by a final judgment or final administrative decision that it has created an entity under a different jurisdiction with the intent to circumvent fiscal, social or any other legal obligations of mandatory application in the jurisdiction of its registered office, central administration or principal place of business;
- h) (only for legal persons or entities without legal personality) it has been established by a final judgment or final administrative decision that the entity has been created with the intent provided for in point (g);
- i) for the situations referred to in points (c) to (h) above the person is subject to:
- i. facts established in the context of audits or investigations carried out by the European Public Prosecutor's Office after its establishment, the Court of Auditors, the European Anti-Fraud Office or internal auditor, or any other check, audit or control performed under the responsibility of an authorising officer of an EU institution, of a European office or of an EU agency or body;
 - ii. non-final judgments or non-final administrative decisions which may include disciplinary measures taken by the competent supervisory body responsible for the verification of the application of standards of professional ethics;
 - iii. facts referred to in decisions of entities being entrusted with EU budget implementation tasks;
 - iv. information transmitted by Member States implementing Union funds;
 - v. decisions of the Commission relating to the infringement of Union competition law or of a national competent authority relating to the infringement of Union or national competition law; or
 - vi. decisions of exclusion by an authorising officer of an EU institution, of a European office or of an EU agency or body.

If any of the above requirements is not satisfied, please indicate in annex to this declaration which and the name of the concerned person with a brief explanation. Except for the situations referred to in point (d), please also indicate the measures taken to remedy the exclusion situation.

II – EVIDENCE UPON REQUEST

The National Agency may request any person subject to this declaration to provide information and the applicable evidence on any natural or legal person that is member of an administrative, management or supervisory body, or to provide the applicable evidence concerning the person itself.

Evidence may be requested:

- For situations described in (a), (c), (d),(f), (g) and (h), production of a recent extract from the judicial record is required or, a document recently issued by a judicial or administrative authority in the country of establishment of the entity.
- For the situation described in point (b), production of recent certificates issued by the competent authorities of the State concerned are required.

The person is not required to submit the evidence if it has already been submitted for the purpose of another award procedure for the same contracting authority, provided that the situation has not changed, that the documentary evidence is still valid and that the time that has elapsed since its issuing date does not exceed one year.

III – IN THE EVENT OF THIS APPLICATION BEING APPROVED:

The National Agency has the right to publish the name and address of the organisation, the subject of the grant and the amount awarded and the rate of funding.

The organisation and the other partner organisations herein will take part upon request in dissemination and exploitation activities conducted by National Agencies, the Executive Agency and/or the European Commission, where the participation of individual participants may also be required.

If selected to be awarded a grant, the person subject to this declaration accept(s) the terms and conditions laid down in the grant agreement or grant decision.

The person subject to this declaration may be subject to rejection from this procedure and to administrative sanctions (exclusion) if any of the declarations or information provided as a condition for participating in this procedure prove to be false.

Place: *Frekhaug*

Date (dd-mm-yyyy):

01.02.2019

Name of the applicant entity:

Meland kommune

Address:

Havnevegen 41, N-5918 Frekhaug
5906 Frekhaug
Norway

Vat registration number (if applicable):

Name of legal representative:

Martin Kulild

National ID number of the signing person (if requested by the National Agency):

Stamp of the applicant entity (if applicable):

Signature:



MELAND KOMMUNE
Rådmann