Call 2023 Round 1 QL
ESC50-QLA - Quality label decentralised
Form ID ESC50-QLA-2EFE9E55 Deadline (Brussels Time) 31 Dec 2023 12:00:00

Declaration on honour [1]

The undersignedRicardo Mexia, representing:

Full official name: Junta de Freguesia do Lumiar

Official legal form: 45339365

Statutory registration number: not applicable

Full official address: Alameda das Linhas de Torres, 156 Lisboa 1750-149 Lisboa

Vat registration number: 5084151 10

('the person')

[which has been authorised to sign the present declaration on behalf of the following other persons [2] as described in the submitted application form under the section 'Consortium members 1

1 . declares that [the] [each] person [3] is eligible in accordance with the criteria set out in the specific call for proposals;
2. declares that [the] [each] person has the required financial and operational capacity as set out in the specific call for proposals;
3. declares that [the] [each] person has not received any other Union funding to carry out the action subject of this grant application and commits to declare immediately to the National Agency any other such Union funding it would receive until the end of the action.
4. [if applicable in the case of projects in the field of youth] declares that the participants involved in the activities fall in the age limits defined by the Programme.

IF ANY OF THE ABOVE REQUIREMENTS IS NOT SA TISFIED. PLEASE INDICA TE IN ANNEX TO THIS DECLARA TION WHICH AND THE NAME OF THE CONCERNED PERSON WITH A BRIEF EXPLANA TION.

I - SITUATIONS OF EXCLUSION CONCERNING THE PERSON

5. declares that [the] [each] person is not in one of the following situations. If yes. please indicate in annex to this declaration which situation and the name(s) of the concerned person with a brief explanation.
   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 Union or national law;
   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 credibity 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, an 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 any of the following:
      i. fraud, within the meaning of Article 3 of Directive (EU) 201 7/1371 and Article 1 of the Convention on the protection of the European Communities' financial interests, drawn up by the Council Act of 26 July 1 995; ii. corruption, as defined in Article 4(2) of Directive (EU) 2017/1371 or active corruption within the meaning of 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, or conduct referred to in Article 2(1) of Council Framework Decision 2003/568/JHA, or

CORPS Form ID ESC50-QLA-2EFE9E55 Deadline (Brussels Time) 31 Dec 2023

corruption as defined in other applicable laws; 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 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 201 1 /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, an 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 the person 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 and entities without legal personality) it has been established by a final judgment or final administrative decision that the person has been created with the intent provided for in point (g);

6. declares that, for the situations referred to in points (5) (c) to (5) (h) above, in the absence of a final judgement or a final administrative decision, the person [4] is subject to .
   i. facts established in the context of audits or investigations carried out by the European Public Prosecutor's Office, the Court of Auditors 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 or persons 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; vi. is informed, by any means that it is subject to an investigation by the European Anti-Fraud office (OLAF): either because it has been given the opportunity to comment on facts concerning it by OLAF, or it has been subject to on-the-spot checks by OLAF in the course of an investigation, or it has been notified of the opening, the closure or of any circumstance related to an investigation of the OLAF concerning it.

Il - SITUATIONS OF EXCLUSION CONCERNING A NATURAL PERSON WHO IS ESSENTIAL FOR THE AWARD OR THE IMPLEMENTATION OF THE ACTION SUBJECT TO THE GRANT APPLICATION

7. declares that a natural person who is essential for the award or for the implementation of the action subject to the grant application is not in one of the following situations.

   If yes. please indicate in annex to this declaration which situation and the name(s) of the concerned person(s) with a brief explanation:

   - Situation (5)(c) above (grave professional misconduct)
   - Situation (5)(d) above (fraud, corruption or other criminal offence)
   - Situation (5)(e) above (significant deficiencies in performance of a contract)
   - Situation (5) (f) above (irregularity)
   - Situation (5)(g) above (creation of an entity with the intent to circumvent legal obligations)

Ill - SITUATIONS OF EXCLUSION CONCERNING BENEFICIAL OWNERS OR LEGAL PERSONS WITH POWER OF REPRESENTATION, DECISION-MAKING OR CONTROL

Not applicable to Member States and local authorities

8. declares that a natural or legal person who is a member of the administrative, management or supervisory body of the above-mentioned person(s), or who has powers of representation, decision or control with regard to the abovementioned person(s) (this covers e.g. company directors, members of management or supervisory bodies, and cases where one natural or legal person holds a majority of shares), or a beneficial owner of the person(s) (as referred to in

CORPS Form ID ESC50-QLA-2EFE9E55 Deadline (Brussels Time) 31 Dec 2023

point 6 of article 3 of Directive (EU) No 2015/849) is not in one of the following situations. <u>If yes. please indicate in annex to this declaration which situation and the name(s) of the concerned person(s) with a brief explanation.</u>

- situation (5)(c) above (grave professional misconduct) • situation (5)(d) above (fraud, corruption or other criminal offence) • situation (5)(e) above (significant deficiencies in performance of a contract) • situation (5)(f) above (irregularity)
- situation (5)(g) above (creation of an entity with the intent to circumvent legal obligations)
- situation (5)(h) above (person created with the intent to circumvent legal obligations)

IV - SITUATIONS OF EXCLUSION CONCERNING NATURAL OR LEGAL PERSONS ASSUMING UNLIMITED LIABILITY FOR THE DEBTS OF THE PERSON

<u>This section applies only to declarations that include a person for which a natural or legal person assumes unlimited liability for debts</u>

9. declares that a natural or legal person that assumes unlimited liability for the debts of the above-mentioned person(s) is not in one of the following situations. <u>If yes, please indicate in annex to this declaration which situation and the name(s) of the concerned person(s) with a brief explanation.</u>
   - situation (5)(a) above (bankruptcy) • situation (5)(b) above (breach in payment of taxes or social security contributions)

V - OTHER GROUNDS FOR REJECTION FROM THIS PROCEDURE

10. declares that [the] [each]:
    was not previously involved in the preparation of documents used in this award procedure, where this entailed a breach of the principle of equality of treatment including distortion of competition that cannot be remedied otherwise. <u>If yes. please indicate in annex to this declaration the name(s) of the concerned person(s) with a brief explanation.</u>

VI - REMEDIAL MEASURES

If the person(s) declare one of the situations of exclusion listed above, it/they must indicate measures it/they has/have taken to remedy the exclusion situation, thus demonstrating its/their reliability. This may include e.g. technical, organisational and personnel measures to prevent further occurrence, compensation of damage or payment of fines or of any taxes or social security contributions. The relevant documentary evidence which illustrates the remedial measures taken must be provided in annex to this declaration. This does not apply for situations referred in point (d) of this declaration.

Vil - 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 that have powers of representation, decision or control, including legal and natural persons within the ownership and controle structure and beneficial owners, as well as on a natural persons who are essential for the award or for the implementation of the action subject to the grant application and appropriate evidence that none of those persons are in one of the exclusion situations referred to in (5) (c) to (f).

The National Agency may request any person subject to this declaration to provide the applicable evidence concerning the person itself and the natural or legal persons which assume unlimited liability for the debts of the person.

Evidence may be requested as follows:

- For situations described in (5) (a), (c), (d),(f), (g) and (h) production of a recent extract from the judicial record is required or, failing that, an equivalent document recently issued by a judicial or administrative authority in the country of establishment of the entity showing that those requirements are satisfied.
- For the situation described in point (5) (a) and (b), production of recent certificates issued by the competent authorities of the country of establishment are required.

These documents must provide evidence covering all taxes and social security contributions for which the entity is liable, including for example, VAT, company tax and social security contributions. Where any document described above is not issued in the country concerned, it may be replaced by a sworn statement made before a judicial authority or notary or, failing that, a solemn statement made before an administrative authority or a qualified professional body in its country of establishment.

If a person has already submitted such evidence for the purpose of another award procedure of the same National Agency
the documents must have been issued no more than one year before the date of their request and must still be valid at that date.

Vill - IN THE EVENT THIS APPLICATION IS APPROVED

CORPS Form ID ESC50-QLA-2EFE9E55 Deadline (Brussels Time) 31 Dec 2023

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 applicant and the other partner organisations (if applicable) 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.

The above-mentioned person must immediately inform the National Agency of any changes in the situations as declared.

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.

Full name	Date	Signature
Ricardo Mexia	Assinado por: **Ricardo Filipe Barreiros Mexia** Data: 2023.02.07 17:53:19+00'00' Certificado por: **Secretaria-Geral do Ministerio da Administracao Interna.** Atributos certificados: **Presidente da Junta de Freguesia de Lumiar.**	

Lumiar
Junta de Freguesia
Mexia

[1] To be signed by the person legally authorised to enter into legally binding commitments on behalf of the applicant. Once signed it must be annexed to the application form.
[2] Please also consult the call for proposals in case specific options are defined to sign the declaration.
[3] Option "the person" is to be used when an applicant signs the declaration on honour in its name. Option "each person" is to be used when an applicant signs on behalf of all members of a consortium.
[4] The declaration under this point (5) is voluntary and it cannot have adverse legal effect on the person until the conditions of Article 141 (1)(a) FR are met.