Attachment 6

DECLARATION

Under Art. 47, Para 1, 2 and 5 in connection with Art. 47, Para 9

of the Public Procurement Law

From candidate/subcontractor

The undersigned \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

(Name second name last name)

Holder of ID card/ID document №\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ,

Issued on \_\_\_\_\_.\_\_\_\_\_.\_\_\_\_ \_\_\_\_\_\_ by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ,

Issue date) (issue place)

Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

(Permanent address)

Representing \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, in his capacity as \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

(Name of the legal entity, physic entity, sole proprietor) (Position)

Head Office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, registered address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

Tel./Fax \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ / \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, e-mail: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

**Enlisted at the Registry Agency with UIC \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

And in connection with the conduction of public procurement procedure without prior announcement for the award of a public procurement contract with subject: **Supply of spare parts and service maintenance for gas analyzing stations MCA04, Ultramat/Oxymat 6, Ultramat 6, dust concentration measuring device PFM97 and system DURAG, installed in FGD in CGME 3 AD TPP**, ref. No: 58-1672-15

**І. In connection with the absence of circumstances pursuant to Art.47, Para 1 of the PPA, I DECLARE:**

1.1 I have not been convicted by an effective sentence for:

а) a criminal offence against the financial, tax or social security system (including money laundering) under Art. 253 - 260 of the Penal Code;

b) bribery under Art. 301 - 307 of the Penal Code;

c) participation in a criminal organization under Art. 321 and 321а of the Penal Code;

d) a criminal offence against property under Art. 194 - 217 of the Penal Code;

e) a criminal offence against the economy under Art. 219 - 252 of the Penal Code;

f) a criminal offence under Art. 108а of the Penal Code.

1.2. I have been convicted by an effective sentence, but rehabilitated for the following criminal offence: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(In case the person has not been convicted by an effective sentence fills NO in the blank)*

2. The company I represent has not been declared bankrupt;

3. The company I represent is not in a legal procedure of insolvency or in similar procedure according to the national law and subordinate legislation.

4. The company I represent:

* has not incurred any pecuniary obligations to the State or to a municipality within the meaning given in Article 162 (2) of the Tax-Insurance Procedure Code, established by an effective act of a competent authority;
* has not failed to fulfil obligations related to the payment of social security contributions or of taxes according to the legal provisions of the country in which the participant is established.

**ІІ. In connection with the absence of circumstances pursuant to Art.47, Para 2 of the PPA, I DECLARE:**

**1. The company I represent:**

1. is not subject of pending proceedings for a declaration of bankruptcy or has reached an out-of-court arrangement with the creditors thereof within the meaning of Article 740 of the Trade Act and, *in the cases where the Participant is a foreign person*, is the subject of similar proceedings under the national laws and statutory instruments of secondary legislation, including where the activities thereof are under administration by the court. The Participant has not suspended its business activities;

2. has not been deprived of rights to practice a particular profession or activity according to the legislation of the country where the violation has been committed;

2а. has not been declared guilty of nonperformance of contractual obligations under a public procurement contract, including in relation to the security of information and the security of the supplies in orders pursuant to Art.3, Para 2, proved by the Contracting Authority by court decision entered into force;

3. for the same has not been found out by the state security services within the meaning given in the Classified Information Protection Act, on the grounds of whatever evidence, including means of intelligence that it does not possess the necessary reliability, which excludes threats for the national security in awarding orders under Art.3, Para 2.

**2. I personally:**

1. have not been convicted by an effective sentence for criminal offence under Art.136 of the Penal Code, connected to the health and safety conditions of labor, as well as for criminal offence under Art.172 of the Penal Code against labor rights of employees;

2. have not been convicted by an effective sentence for criminal offence under Art.313 of the Penal Code related to the conduct of public procurement award procedures;

3. have not been divested of the right to practice a specific profession.

**ІІІ. In connection with the absence of circumstances pursuant to Art.47, Para 5 of the PPA, I DECLARE:**

1. I am not a related person to the Contracting Authority or to any holder of a position of responsibility in the Contracting Authority’s organization.

2. I have not / The Participant I represent has not concluded a contract with any person referred to in Article 21 or 22 of the Conflict of Interest Prevention and Disclosure Act.

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/information regarding the public registers, containing the stated circumstance/

OR

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/competent bodies, which according to the laws of the State, in which the applicant is established, are obliged to provide information for those circumstances officially to the contracting authority/

I shall be committed in case of alteration of the above-mentioned circumstances to inform in written the Contracting Authority about all changes to the process of the announced public procurement procedure.

I am aware that I carry criminal liability for providing false information under Art. 313 of the Penal Code of Bulgaria.

Date: \_\_\_\_\_.\_\_\_\_\_.\_\_\_\_\_\_\_

Place\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Declarant: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

/signature/