

**Self-declaration of suitability**

I. I / We declare that no person whose conduct is attributable to the company has been legally convicted and that no fine pursuant to § 30 of the Law on Administrative offenses has been legally established against the company for a criminal offense

1. § 129 of the Criminal Code (formation of criminal associations), § 129a of the Criminal Code (formation of terrorist groups) or § 129b of the Criminal Code (criminals and terrorist groups abroad),
2. Section 89c of the Criminal Code (Terrorist Financing) or participation in such an act or the provision or collection of funds in the knowledge that such funds will be used or used in whole or in part, an act under Section 89a (2) 2, paragraph 2 of the Criminal Code,
3. Section 261 of the Criminal Code (money laundering, concealment of unlawfully obtained assets),
4. Section 263 of the Criminal Code (Fraud), in so far as the offense is directed against the budget of the European Union or against households administered by or on behalf of the European Union
5. Section 264 of the Criminal Code (subsidy fraud), in so far as the offense is directed against the budget of the European Union or against households administered by or on behalf of the European Union,
6. Section 299 of the Criminal Code (corruption and bribery in the course of business),
7. Section 108e of the Criminal Code (corruption and bribery of elected officials),
8. §§ 333 and 334 of the Criminal Code (Granting of Benefits and Bribery), also in conjunction with § 335a of the Criminal Code (Foreign and International Employees),
9. Article 2 § 2 of the Law to Combat International Bribery (Bribery of Foreign Members in Connection with International Business Transactions) or
10. Sections 232 and 233 of the Criminal Code (trafficking in human beings) or 233a of the Criminal Code (promotion of trafficking in human beings).

II. I / We declare that no person whose conduct is attributable to the Company has been finally convicted under a comparable provision of another State and no fine has been imposed on the Company under the comparable provisions of other States.

III. I / We declare that the company has fulfilled its obligations to pay taxes, contributions or social security contributions.

IV. I / We declare that:

1. the company has not failed to comply with applicable environmental, social or labor obligations when executing public contracts,
2. the company is not insolvent, the company's assets have not been applied for or opened insolvency proceedings or similar proceedings, the opening of such proceedings has not been refused for lack of assets, the company is not in liquidation or ceased its activity Has,
3. the company or a person whose conduct is attributable to the company has not been guilty of grave professional misconduct that calls into question the integrity of the company,
4. the company has not entered into any agreements with other companies which have as their object or effect the prevention, restriction or distortion of competition,
5. there is no conflict of interest in the conduct of the procurement procedure, which could affect the impartiality and independence of a contracting authority in the performance of the procurement procedure and which can not be effectively eliminated by other, less restrictive measures than the exclusion of the undertaking;

## Attachment 2

6. there is no distortion of competition resulting from the fact that the company was already involved in the preparation of the procurement procedure, and that this distortion of competition can not be remedied by other less restrictive measures than the exclusion of the undertaking;
7. the entity has materially or consistently failed to fulfill a material requirement in the execution of a previous public procurement or concession contract, resulting in premature termination, damages or similar legal consequences;
8. the company has not committed any serious misrepresentation or withheld information in relation to grounds for exclusion or suitability criteria, or is unable to provide the necessary evidence;
9. the company
  - a. has not attempted to unduly influence the decision-making process of the contracting authority,
  - b. has not requested to receive confidential information which could give it undue advantages in the procurement procedure, or
  - c. has not, or has not intentionally misled, transmitted misleading information that could materially affect the contracting authority's award decision or has attempted to provide such information.

V. I / We declare that neither my / our company nor any of my / our company's employees are connected with the activity for the company

- a. according to one of the norms listed in § 21 of the law against illicit work, imprisonment of more than three months or a fine of more than 90 daily rates or a fine of at least 2.500 €,
- b. according to § 21 of the Posted Workers Act (AEntG) for a violation under § 23 AEntG with a fine of at least € 2,500, or
- c. according to § 19 of the Minimum Wage Act (MiLoG) because of a violation according to § 21 MiLoG with a fine of at least 2.500 €
- d. have been occupied. Criminal or fine proceedings for breach of the aforementioned laws are not pending against us.

VI. I am / We are aware that a knowingly false submission of the above statement may result in my / our exclusion from this and other procurement procedures.

**Please note that you must sign the German version of this document as only the German version is legally binding! This version is for understanding purposes only!**