**Appendix 4** **to the ToR**

Case No: **PO.271.39.2022**

**CONTRACTOR’S DECLARATION**

**Based on Article 125(1) of the PPL Act**For the purpose of the public procurement procedure entitled:

**“****Expert supervision of rebuilding and retrofitting the BSL-3 laboratory in Łukasiewicz - PORT”**

I/We, signed below …………………………………………………………………………………………….

acting in the name and on behalf of

…………………………..……………………………………………………………………………………………...

*(full name of the Contractor/Contractors jointly applying for the contract)*

………………………………………………………………………………………………………………………………

*(address of registered office of the Contractor/Contractors jointly applying for the contract)*

**Statements regarding the Contractor:**

1. I(we) hereby declare that I(we) meet the conditions for participation in the procedure defined by the Contracting Party in clause 5.2 ToR
2. I(we) hereby declare that I am (we are) not subject to exclusion from the procedure pursuant to Article 108(1) and Article 109(2) of the PPL Act.

**OR**

* 1. I(we) declare that there are grounds for excluding me (us) from the procedure under Article ……………………………….…… of the PPL Act *(state applicable grounds for exclusion from among those listed in clause 6.1 of ToR).*
  2. At the same time, I(we) declare that I(we) have taken the following corrective measures pursuant to Article 110(2) of the Act in connection with the above circumstance:

……………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………..

*(describe fully the circumstances referred to in Article 110(2) PPL)*

1. Bearing in mind the conditions of exclusion contained in Article 7(1) points 1-3 of the Act of 13 April 2022 on special solutions in the field of counteracting support for aggression against Ukraine and serving the protection of national security (Journal of Laws of 2022, item 835):

- I(we) declare that I am (we are) not subject to exclusion from the proceedings pursuant to Article 7(1) points 1-3 of the Act of 13 April 2022 on special solutions in the field of counteracting support for aggression against Ukraine and protecting national security (Journal of Laws, item 835).

1. I(we) indicate that the Contracting Party may obtain, by means of free and publicly available databases (https://ekrs.ms.gov.pl/ or https://prod.ceidg.gov.pl/CEIDG/CEIDG.Public.UI/Search.aspx), **a copy or information from the National Court Register / Central Register and Information on Economic Activity**\* or other relevant register confirming, respectively, that no liquidation has been opened or the Contractor has not been declared bankrupt (in the case of foreign entities) at: http//:…………………………………………………………………………………………………………………..

*(indicate the website address)*

\**delete as appropriate*

**The Contractor’s declaration should be made, under pain of nullity, in electronic form (i.e. with qualified electronic signature) or in the electronic format with trusted electronic signature or certified personal electronic signature.**

**Appendix 5** **to the ToR**

Case No: **PO.271.39.2022**

**DECLARATIONS OF THE ENTITY**

**WHOSE RESOURCES THE CONTRACTOR RELIES UPON**

**Based on Article 125(1) of PPL Act**

For the purpose of the public procurement procedure entitled:

**“Expert supervision of rebuilding and retrofitting the BSL-3 laboratory in Łukasiewicz - PORT”**

I/We, signed below …………………………………………………………………………………………….

acting in the name and on behalf of

…………………………..……………………………………………………………………………………………...

*(full name of the entity whose resources the Contractor relies upon)*

………………………………………………………………………………………………………………………………

*(address of registered office of the entity whose resources the Contractor relies upon)*

**Declarations OF the entity that the Contractor relies upon:**

1. I(we) declare that I(we) meet the conditions for participation in the procedure set out in my (our) Commitment\* or Other subjective evidence\* confirming that the Contractor will have my (our) resources when performing the order.

\**delete as appropriate*

1. I(we) hereby declare that I am (we are) not subject to exclusion from the procedure pursuant to Article 108(1) and Article 109(2) of the PPL Act.
2. Bearing in mind the conditions of exclusion contained in Article 7(1) points 1-3 of the Act of 13 April 2022 on special solutions in the field of counteracting support for aggression against Ukraine and serving the protection of national security (Journal of Laws of 2022, item 835):

- I(we) declare that I am (we are) not subject to exclusion from the proceedings pursuant to Article 7(1) points 1-3 of the Act of 13 April 2022 on special solutions in the field of counteracting support for aggression against Ukraine and protecting national security (Journal of Laws of 2022, item 835).

1. I(we) indicate that the Contracting Party may obtain, by means of free and publicly available databases (https://ekrs.ms.gov.pl/ or https://prod.ceidg.gov.pl/CEIDG/CEIDG.Public.UI/Search.aspx), a copy or information from the National Court Register / Central Register and Information on Economic Activity\* or other relevant register confirming, respectively, that no liquidation has been opened or the Contractor has not been declared bankrupt (in the case of foreign entities) at: http//:…………………………………………………………………………………………………………………..(indicate the website address)

\*delete as appropriate

**The Declaration on the entity whose resources the Contractor relies upon should be made, under pain of nullity, in electronic form (i.e. with qualified electronic signature) or in the electronic format with trusted electronic signature or certified personal electronic signature.**