**ANNEX A2**

**Declaration by the Lead Partner**

to the Application form of the project “[please provide a title of the project]”

The Lead Partner, represented by the undersigned, being the authorised signatory of the Lead Partner, representing all partners in the proposed project, hereby declares that:

* the Lead Partner has the sources of financing to ensure the project’s co-financing as mentioned in Chapter 10 of the Programme Manual[[1]](#footnote-1);
* the Lead Partner undertakes to comply with the obligations foreseen in the Partnership agreement and with the principles of good partnership practice as set out in Partnership statement to the application form (Annex A3 to the Application form);
* the Lead Partner is directly responsible for the preparation, management and implementation of the project with partners and is not acting as an intermediary;
* the Lead Partner and all partners are not in any of the situations excluding them from participating in contracts which are listed in Article 136 (1) of the Regulation (EU, Euratom) No 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, which means that they will be excluded from participation in grant award procedures if:

1. they are bankrupt, subject to insolvency or winding-up procedures, its assets are being administered by a liquidator or by a court, they are in an arrangement with creditors, their business activities are suspended, or they are in any analogous situation arising from a similar procedure provided for under Union or national law;
2. they have been established by a final judgment or a final administrative decision that the person or entity is in breach of its obligations relating to the payment of taxes or social security contributions in accordance with the applicable law;
3. they have been established by a final judgment or a final administrative decision that the person or entity is guilty of grave professional misconduct by having violated applicable laws or regulations or ethical standards of the profession to which the person or entity 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;
4. they have been established by a final judgment that the person or entity is guilty of fraud, corruption, conduct related to a criminal organisation, money laundering or terrorist financing, terrorist offences or offences linked to terrorist activities, child labour or other offences concerning trafficking in human beings;
5. they have shown significant deficiencies in complying with main obligations in the implementation of a legal commitment financed by the budget which has led to the early termination of a legal commitment, led to the application of liquidated damages or other contractual penalties or been discovered by an authorising officer, European Anti-Fraud Office (OLAF) or the Court of Auditors following checks, audits or investigations;
6. they has been established by a final judgment or final administrative decision that the person or entity has committed an irregularity;
7. they have been established by a final judgment or final administrative decision that the person or entity has created an entity in a different jurisdiction with the intent to circumvent fiscal, social or any other legal obligations in the jurisdiction of its registered office, central administration or principal place of business;
8. it has been established by a final judgment or final administrative decision that an entity has been created with the intent referred to in point (g).

Point (a) of the first subparagraph shall not apply in the case of the purchase of supplies on particularly advantageous terms from a supplier which is definitively winding up its business activities or the liquidators in an insolvency procedure, an arrangement with creditors, or a similar procedure under Union or national law.

* the Lead Partner and partners are not in any of the situations excluding them from participating in contracts which are listed in Article 141 (1) of the Regulation (EU, Euratom) No 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, which means that they will be excluded from participation in procurement procedures if they:

1. are in an exclusion situation established in accordance with Article 136 of that Regulation;
2. have misrepresented the information required as a condition for participating in the procedure or has failed to supply that information;
3. were previously involved in the preparation of documents used in the award procedure where this entails a breach.

* The Lead Partner and each partners are in a position to deliver immediately, upon request, the supporting documents stipulated under section 6.4 of the Programme Manual;
* The Lead Partner and each partners are eligible in accordance with the criteria set out under section 4.5 of the Programme Manual;
* If recommended to be awarded a grant, the Lead Partner accepts the contractual conditions as laid down in the standard grant contract;
* The Lead Partner and each partner are aware that, for the purposes of safeguarding the financial interests of the European Union, their personal data may be transferred to internal audit services, to the European Court of Auditors or to the European Anti-Fraud Office (OLAF) and between authorising officers of the Commission;
* The Lead Partner ensures no overlapping or duplication of the project financing with other aid programmes;
* The Lead Partner and each partner will keep the documents related with the implementation of the project for at least five years from the date of payment of the balance for the project;
* The Lead Partner confirms that none of the partners involved in the project has been involved in or supported directly or indirectly the Russian military aggression against Ukraine.

Signed on behalf of the Lead Partner:

|  |  |
| --- | --- |
| **Name[[2]](#footnote-2)** |  |
| **Position** |  |
| **Signature and stamp** |  |
| **Date and place** |  |

1. Programme Manual – Regular projects. Part 1 – application [↑](#footnote-ref-1)
2. The relevant document authorizing the undersigned to represent the organisation shall be annexed to the declaration (Annex A6 to the Application form). [↑](#footnote-ref-2)