**ANNEX 1**

**APPLICATION RELATING TO THE PUBLIC NOTICE FOR A PARTNERSHIP WITH A TRAVEL GEO PODCAST PLATFORM PROVIDER UNDER THE “TOURISM DIGITAL HUB” PROJECT**

I, born in on , Tax Code , as legal representative endowed with the necessary signing authority on behalf of , with offices in (*Town-Province*), at (*address*), VAT no./Tax Code , certified email address

**EXPRESS**

interest in entering into a collaboration agreement aimed at feeding the italia.it portal and the upcoming mobile APP with Travel Geo Podcasts, in order to promote the visibility of the italia.it portal and the “TDH” (Tourism Digital Hub), free of charge and at no cost to be borne by MiTur, with the characteristics referred to in the notice in question.

As required by Art. 4 of the Notice, please find below the names of the following contact persons:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Name** | **Surname** | **Tax Code**  | **Email address** | **Role** |
|  |  |  |  | LEGAL REPRESENTATIVE |
|  |  |  |  | TECHNICAL/OPERATIONAL CONTACT PERSON |

The self-certification regulated by Presidential Decree no. 445/2000 is also attached, relating to fulfilment of the subjective requirements referred to in Art. 3.1 and the mandatory technical requirements referred to in Art. 3.2 of the Notice.

Please find attached the relevant Chamber of Commerce Certificate (or equivalent documentation) and, where available, technical/specific documents proving fulfilment of the mandatory technical requirements referred to in Art. 3.2 of the Notice.

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**ANNEX 1**

**SELF-CERTIFICATION PURSUANT TO PRESIDENTIAL DECREE NO. 445/2000**

I, born in on , Tax Code , as legal representative endowed with the necessary signing authority on behalf of , with offices in  (*Town-Province*), at (*address*), VAT no./Tax Code , certified email address

**DECLARE UNDER MY OWN RESPONSIBILITY**

☐ that the operator is entered in the Business Register or in other equivalent registers in the country it comes from, for the activities covered by the Notice;

☐ that the operator has its registered office in a Member State of the European Union;

☐ that the causes for exclusion listed in Art. 94, paragraph 1, of Legislative Decree no. 36/2023, do not apply to the operator, specifically:

with reference to the undersigned declarant, the persons indicated in paragraph 3 of Art. 94 of Legislative Decree 36/2023 and the persons indicated in paragraph 4 of the same Art. 94 [[1]](#footnote-2), no final conviction judgement or criminal decree of conviction that has become irrevocable has been issued for any of the following crimes:

a) the crimes, whether committed or attempted, referred to in Articles 416, 416-bis of the Criminal Code, or crimes committed using the conditions provided for in the aforementioned Article 416-bis or in order to facilitate the activity of the associations regulated by the same Article, as well as the crimes, whether committed or attempted, regulated by Article 74 of the consolidated text of the laws regulating narcotic drugs and psychotropic substances, the prevention, treatment and rehabilitation of the related drug addiction, referred to in Presidential Decree no. 309 of 9 October 1990, by Article 291-quater of the consolidated text of laws on customs matters, referred to in Presidential Decree no. 43 of 23 January 1973, and by Article 452-quaterdieces of the Criminal Code, where related to participation in a criminal organisation as defined in Article 2 of Framework Decision 2008/841/JHA of the Council of the European Union of 24 October 2008;

b) the crimes, whether committed or attempted, regulated by Articles 317, 318, 319, 319-ter, 319-quater, 320, 321, 322, 322-bis, 346-bis, 353, 353-bis, 354, 355 and 356 of the Criminal Code and Article 2635 of the Civil Code;

c) false corporate communications pursuant to Articles 2621 and 2622 of the Civil Code;

d) fraud within the meaning of Article 1 of the Convention of 26 July 1995 on the protection of the European Communities' financial interests;

e) crimes, whether committed or attempted, committed with the purpose of terrorism, including international terrorism, and subversion of the constitutional order, terrorism or crimes related to terrorist activities;

f) the offences referred to in Articles 648-bis, 648-ter and 648-ter.1 of the Criminal Code, money laundering or terrorist financing as defined in Article 1 of Legislative Decree no. 109 of 22 June 2007;

g) exploitation of child labour and other forms of trafficking in human beings defined by Legislative Decree no. 24 of 4 March 2014;

h) any other crime resulting, as an ancillary penalty, in the disqualification from negotiating with the public administration.

☐ that the causes for exclusion listed in Art. 94 paragraph 2 of Legislative Decree no. 36/2023, do not apply to the operator, specifically:

with reference to the undersigned declarant, the persons indicated in paragraph 3 of Art. 94 of Legislative Decree 36/2023 and the persons indicated in paragraph 4 of the same Art. 94, there are no grounds for revocation, suspension or prohibition provided for in Article 67 of the code of anti-Mafia laws and prevention measures, referred to in Legislative Decree no. 159 of 6 September 2011, or for Mafia infiltration attempts under Article 84, paragraph 4, of the same code, without prejudice to Articles 88, paragraph 4-bis, and 92, paragraphs 2 and 3, of the code referred to in Legislative Decree no. 159 of 2011, with reference to anti-Mafia communications and anti-Mafia information, respectively, and taking into account that the cause for exclusion referred to in Article 84, paragraph 4, of the same code referred to in Legislative Decree no. 159 of 2011 does not apply if, by the date of contract award, the company has been admitted to judicial control within the meaning of Article 34-bis of the same code;

☐ that the causes for exclusion listed in Art. 94 paragraph 5 of Legislative Decree no. 36/2023, which are shown below, do not apply:

a) the economic operator has not been disqualified under [Article 9, paragraph 2, point c), of Legislative Decree no. [231](https://www.bosettiegatti.eu/info/norme/statali/2001_0231.htm#09)](https://www.bosettiegatti.eu/info/norme/statali/2001_0231.htm#09) of 8 June 2001 , neither has any other sanction been applied against it that involves the prohibition of contracting with the public administration, including the disqualification measures referred to in [Article 14 of Legislative Decree no.](https://www.bosettiegatti.eu/info/norme/statali/2008_0081.htm#014) 81 of 9 April 2008;
b) the economic operator has submitted the certification referred to in [Article 17 of Law no. [68](https://www.bosettiegatti.eu/info/norme/statali/1999_0068.htm#17)](https://www.bosettiegatti.eu/info/norme/statali/1999_0068.htm#17) of 12 March 1999 , or has submitted a substitute declaration certifying fulfilment of the same condition;
c) in relation to public investments that are funded, in whole or in part, under Regulation (EU) No. 240/2021 of the European Parliament and of the Council, of 10 February 2021, and Regulation (EU) No. 241/2021 of the European Parliament and of the Council, of 12 February 2021, the economic operators required to draw up the personnel report regulated by Article 46 of the code of equal opportunities between men and women, referred to in Legislative Decree no. 198 of 11 April 2006, produced, at the time of submission of their partnership application, a copy of their latest report, certifying it matched the one sent to the company trade union representatives and the regional equality councillor pursuant to paragraph 2 of the aforementioned Article 46, or, in case of non-compliance with the deadlines provided for in paragraph 1 of the same Article 46, certifying its simultaneous transmission to the company trade union representatives and the regional equality councillor;
d) the economic operator has not been wound up by the Court, is not in a state of forced bankruptcy or arrangement with creditors and is not involved in a procedure to access any of these proceedings, without prejudice to [Article 95 of the business crisis and insolvency code, referred to in Legislative Decree no. 14 of 12 January 2019](https://www.bosettiegatti.eu/info/norme/statali/2023_0036.htm#2019_014_095) , [Article 186-bis, paragraph 5, of Royal Decree no. 267 of 16 March 1942,](https://www.bosettiegatti.eu/info/norme/statali/2023_0036.htm#1942_0267_186-bis) and [Article 124 of this code](https://www.bosettiegatti.eu/info/norme/statali/2023_0036.htm#124). The exclusion does not apply if, by the date of publication of the ranking from which the operator is selected, the measures referred to in [Article 186-bis, paragraph 5, of Royal Decree no. 267 of 16 March 1942](https://www.bosettiegatti.eu/info/norme/statali/2023_0036.htm#1942_0267_186-bis) and [Article 95, paragraphs 3 and 4, of the code referred to in Legislative Decree no. 14 of 2019](https://www.bosettiegatti.eu/info/norme/statali/2019_0014_crisi_impresa.pdf) have been adopted, unless there are further causes for exclusion relating to insolvency proceedings;

e) the economic operator has not been entered in the computer record kept by ANAC for having submitted false declarations or false documents in tender procedures and subcontracting assignments; the cause for exclusion applies for as long as the operator is entered in the record;
f) the economic operator has not been entered in the computer record kept by ANAC for having submitted false declarations or false documents for the purpose of issuing the qualification certificate; the cause for exclusion applies for as long as the operator is entered in the record.

☐ that the causes for exclusion listed in Art. 94 paragraph 6 of Legislative Decree no. 36/2023, do not apply to the operator, specifically:

the operator has not committed material breaches, definitively ascertained, of the obligations relating to the payment of taxes or social security contributions, according to Italian laws or those of the State in which it is established (see Annex II.10 to Legislative Decree no. 36/2023);

☐ the operator meets the mandatory technical requirements referred to in points 3.2.1, 3.2.2, 3.2.3, 3.2.4 and 3.2.5 of Art. 3 of the Public Notice.

Technical/specific documents proving fulfilment of the aforementioned requirements are attached to this partnership application, where available.

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| *A photocopy of the declarant's identity document is attached hereto.* |

1. The persons referred to in paragraph 3 of Art. 94 of Legislative Decree no. 36/2023 are:

a) the economic operator pursuant to and within the terms of [Legislative Decree 8 June 2001, no. 231](https://www.bosettiegatti.eu/info/norme/statali/2001_0231.htm);
b) the owner or technical director of a sole proprietorship;
c) the managing partner or technical director of a general partnership;
d) the general partners or technical director of a limited partnership;
e) the members of the board of directors endowed with legal representation powers, including managers and general attorneys-in-fact;
f) the members of bodies with management or supervisory powers or persons with powers of representation, management or control;
g) the technical director or the sole shareholder;
h) the *de facto* director in the cases referred to in the previous points.

In the event that the member is a legal person, its exclusion is ordered if the judgment or decree or the disqualifying measure has been issued against the latter’s directors. [↑](#footnote-ref-2)