

**Declaration**  
**[APPLICANT'S LETTERHEAD]**

To:

Eni S.p.A.

Gas & LNG Marketing and Power

Unit - GAS-POR / SE

Piazza Vanoni, 1

20097 - San Donato Milanese (Milan), Italy

In relation to the North/West Europe Auction 2Q 2020 (for Subletting Products) - (01/04/2020 06:00 a.m. - 01/07/2020 06:00 a.m.) (the "Auction") the undersigned, duly authorized by and acting in the name and on behalf of

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(the "Applicant") declares represents and warrants:

1. that the Applicant is an entity duly organised, validly existing under the laws of its jurisdiction of incorporation and in good financial standing, able to pay its debts, not insolvent, not subject to any winding-up procedure and not subject to the appointment of a receiver or administrator;
2. that to the best of his/her knowledge no other company of the same Group of the Applicant has applied for registration and will submit a bid in the Auction;
3. that as of the 28/01/2020 the Applicant does not have any pending debt toward Eni S.p.A. for amounts over Euro 200.000,00 (two hundred thousand) resulting unpaid upon expiry of 30 days after the due contractual date;
4. to have knowledge of the Auction Procedure, the Subletting Agreement, and the other documentation related to the Auction published on Eni S.p.A. web site and/or sent to the Applicant via e-mail in accordance with Article 4.3 of the Auction Procedure and, by submitting this Declaration, to fully accept and approve them, along with all conditions therein;
5. that the participation in the Auction does not violate any provisions of the Applicant's constitutional documents and will be carried out in compliance with all applicable laws and regulations;
6. that the Applicant will adhere to the confidentiality requirements according to Article 19 of the Auction Procedure;
7. that it will not collude and has not colluded with other applicants in the Auction (including but not limited to for the coordination of bidding behaviour and strategies);

8. that the Applicant acknowledges and accepts that an Application Form, or a Bid Bond or a Declaration not conform to the requirements of the Auction Procedure, or a false Declaration hereunder will cause the exclusion of the Applicant from the participation to the Auction;
9. that the Applicant acknowledges and accepts that the Auction Procedure and documentation is governed by Italian law and that all disputes shall be referred to the exclusive jurisdiction of the Court of Milan;
10. that the Applicant [is / is not] *[please insert as appropriate]* a Public Authority.  
To the extent of this letter, Public Authority means any organ, office or body, central or local, that exercises legislative, judicial or administrative powers or functions in order to safeguard public interests;
11. that the Applicant, should it be a Winning Bidder, authorizes to insert in the relevant Agreement(s) the contact and payment details of Annex 1 to this Declaration.

**DATE OF SIGNATURE  
COMPANY STAMP AND SIGNATURE OF DULY AUTHORIZED  
PREPRESENTATIVE(S) OF THE APPLICANT \***

For express acceptance of the Clauses 5 (Bid Bond), 6 (Declaration Form), 8 (Bids as Binding Offers), 9 (Auction Procedure), 10 (Bank Guarantee), 16 (Governing Law and Jurisdiction), 17 (Liability) and 20 (Miscellaneous) of the Auction Procedure.

**DATE OF SIGNATURE  
COMPANY STAMP AND SIGNATURE OF DULY  
AUTHORIZED PREPRESENTATIVE(S) OF THE APPLICANT \***

**\* This document has to be signed in both places indicated herein above in order to be considered valid.**

**Annex 1 of the Declaration**

**Applicant's name:** .....  
**State of incorporation of the Applicant:** .....  
**Registered address of the Applicant:**.....

**DETAILS OF THE SUBLETTING AGREEMENT Annex 2**

**Invoicing and Payment**

The invoice shall be addressed to:

[Company name]  
[Address]  
Fiscal Code: [.....]  
VAT: [.....]

and sent to:

[Company name]  
[Address]  
Fax number: [.....]  
Tel. number: [.....]  
E-mail: [.....]  
Att.: Mr. / Mrs.

**Notices**

[Company name]  
[Address]  
Tel.: + .....  
Fax: + .....  
Attention: Mr. / Mrs.

**Annex C of the Subletting Agreement Annex 2 - Contact Information**

[Company name]  
[Address]  
Tel.: + .....  
Fax: + .....  
**Dispatching**  
Tel.: + .....  
Fax: + .....  
Tel. (24 hours Service): + .....  
E-mail:  
Attention: Mr. / Mrs.