

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

To:

Eni S.p.A.

Unit - POR-SE / LOG

Piazza Vanoni, 1

20097 - San Donato Milanese (Milan), Italy

In relation to the North/West Europe Auctions 2020 (for Subletting Products) - (the "Auction(s)") the undersigned,

*[Full name and personal data of the undersigned representative(s) to be inserted]*

*[Name]*....., born on *...../...../.....*, fiscal code *.....*, resident at *.....*, in *.....*

and *[to be filled in only in case of joint power of attorney]*

*[Name]*....., born on *...../...../.....*, fiscal code *.....*, resident at *.....*, in *.....*

duly authorized to act in the name of and on behalf of

-----*[Applicant's name to be inserted]*

with it registered office in *[full address]* -----, fiscal code / VAT no. *.....*,

(the "Applicant")

**declare(s) represent(s) and warrant(s):**

1. 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;
2. 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;
3. that as of six days before any Auction it intends to participate, the Applicant commits itself not to have any pending debt toward Eni S.p.A. for amounts over Euro 200.000,00 (two hundred thousand) resulting unpaid upon expiry of 10 days after the due contractual date;

4. to have knowledge of the Auction Procedure, the Framework Subletting Agreement, and the other documentation related to the Auction(s) published on Eni S.p.A. website and/or sent to the Applicant via e-mail (the "Auction Documentation") and, by submitting this Declaration, to fully accept and approve them, along with all conditions therein;
5. that the participation in the Auction(s) 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 it is not (i) subject to asset freeze provisions and/or other restrictive measures under the United Nations, the European Union and its member states, the United States of America and the United Kingdom economic and financial sanctions laws; or (ii) owned or controlled by, or acting for or on behalf of, directly or indirectly, a natural or legal person, entity or body subject to asset freeze provisions and/or other restrictive measures under the above mentioned laws;
7. that it will not collude and has not colluded with other applicants in the Auction(s) (including but not limited to for the coordination of bidding behaviour and strategies);
8. that the Applicant acknowledges and accepts that a Framework Subletting Contract, a Bid Bond/Cash deposit 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(s);
9. that the Applicant acknowledges and accepts that the Auction Procedure and the Auction Documentation (including this Declaration) is governed by Italian law and that all disputes shall be referred to the exclusive jurisdiction of the Court of Milan;
10. that the following persons are i) entitled to act in the name and on behalf of the Applicant within the Auction(s) and ii) have full knowledge of the Auction Documentation (including but not limited to the confidentiality obligations contained in the Framework Subletting Agreement) and are bound to adhere to it:

Main contact detail:

Name:            ■  
Surname:         ■  
Full address:    ■  
Email<sup>1</sup>:         ■  
PEC (if any):    ■  
Phone:           ■

[Additional Contact detail(s) ... ]

**DATE OF SIGNATURE**

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<sup>1</sup> same e-mail indicated in the Online Registration,

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

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For express acceptance of points 8 (Exclusion of the Applicant) and 9 (Governing Law and Jurisdiction) of this Declaration and of the Clauses 5 (Bid Bond/Cash deposit), 6 (Declaration), 7 (Framework Subletting Agreement (FSA)), 8 (Submission of the Documentation), 9 (Bids as Binding Offers), 10 (Auction Procedure), 11 (Bank Guarantee), 14 (Electronic Bidding Rules and Regulations), 16 (Governing Law and Jurisdiction), 17 (Liability) and 21 (Miscellaneous) of the Auction Procedure.

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

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**For acceptance and acknowledgement of the commitments undertaken by the Applicant.**

**Eni S.p.A.**

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[Signature Representative of Eni S.p.A.]

\* This document has to be duly signed **by one or more representatives of the Applicant** (depending on the joint or single power of attorney) **in both places indicated herein above.**

Please attach a copy of a personal document of each undersigned representative of the Applicant.