

SGASF/MOD 009 del 13/06/2017

INTEGRITY PACT WITH ECONOMIC OPERATORS PARTICIPATING IN THE COMPETITION HELD BY THE POLITECNICO DI MILANO FOR EXECUTION OF WORK AND SUPPLY OF GOODS AND SERVICES

This integrity pact must be signed and submitted with the proposal presented by each economic operator participating in any of the competition procedures announced by the Politecnico di Milano.

Failure to supply this document, duly signed by the proprietor or legal representative of the competing economic operator, shall result in <u>exclusion from the competition</u> under art. 1, paragraph 17, of Law no. 190 of November 6, 2012, "Provisions for the prevention and repression of corruption and unlawfulness in public administration".

This document, therefore, constitutes an integral part of the economic operator's economic proposal and the contract that follows, if awarded.

This integrity pact establishes a reciprocal, formal obligation on the part of the Politecnico di Milano and the economic operators participating in the competition procedures announced by the Politecnico di Milano to ensure that their conduct complies with the principles of loyalty, transparency and fairness, and are expressly committed to fight corruption and not to offer, accept or request sums of money or any other reward, advantage or benefit, either directly or indirectly through intermediaries, for the awarding of the contract and/or in order to alter its correct fulfilment.

The Politecnico di Milano personnel, partners and consultants involved in the competition proceedings or in the execution of the resulting contract in any way are aware of this integrity pact and agree completely with its spirit and with the sanctions that result from failure to comply with the provisions of same.

The Politecnico di Milano agrees with economic operators that it will publicly announced the most significant information on the procedure, including:

- 1. List of participants;
- 2. Economic proposals presented by admitted bidders (if the contract is awarded on the basis of the biggest discount offered) or ranking of the admitted proposals (if the contract is awarded on the basis of the most economically favourable proposal);
- 3. List of proposals rejected or economic operators excluded from the competition (notifying each economic operator of the reason);
- 4. Name of the party awarded the contract;
- 5. Reasons for awarding the contract, certifying compliance with the assessment criteria specified in the competition specifications.

In signing this Integrity Pact and submitting it with the documents required for the specific competition entered, each economic operator:

1. agrees to notify the Politecnico di Milano of any attempts at disturbance, irregularities or distortion of the competition and\or execution of the contracts by each interested party, employee or anyone else who may have an impact on decisions regarding the competition in question;

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- 2. declares that the company he/she represents does not own and is not formally and/or substantially related to any other competition bidders and has not and will not come to an agreement with the other economic operators participating in the competition;
- 3. agrees to report, if requested by the Institute, all payments made in relation to the contract, if assigned following the selection procedure, including those made to intermediaries and consultants. Consultants' payments must not exceed the appropriate amount payable for legitimate services:
- 4. agrees to ensure compliance with minimum social and regulatory standards regarding respect for human rights and working conditions for employees;
- 5. agrees to comply with occupational health and safety regulations;
- 6. guarantees that his/her company does not practice any form of discrimination in employment and professional practice on the basis of race, colour, ethnic origin, gender, religion, political opinions, social extraction, age, disability, health, sexual orientation or trade union membership.

The party participating in the competition procedure acknowledges and accepts the sanctions, listed below, applicable in the event of failure to comply with the anti-corruption requirements of this Integrity Pact:

- 1. exclusion from the competition procedure in the event of failure to sign and deliver this pact along with the proposal presented in the competition procedure;
- 2. cancellation or loss of the contract;
- 3. collection of the security deposit;
- 4. collection of the final deposit guaranteeing proper execution of the contract, while reserving the right to claim compensation for greater damages;
- 5. liability for damage caused to the Politecnico di Milano of up to 10% of the value of the contract (unless covered by the final security deposit identified above), while reserving the right to claim compensation for greater damages;
- 6. exclusion of the bidder from competitions held by the Politecnico di Milano for a time period of no less than 5 years, determined by the Institute's Administration on the basis of the gravity of the events and the value of the contract;
- 7. reporting of events to the Supervisory Authority for Public Works Contracts and the competent authorities:
- 8. liability for damage caused to other competition bidders worth 1% of the value of the contract per bidder, unless greater damages can be demonstrated.

This integrity pact shall remain in effect until completion of execution of the contract awarded following the competition.

Any disputes regarding the interpretation and execution of this integrity pact between the Politecnico di Milano and bidders, or among bidders, shall be settled by the court with jurisdiction.

Date

THE DIRECTOR GENERAL

COMPANY (SIGNATURE OF LEGAL REPRESENTATIVE)