

Declaration of anti-bribery

Information about the transaction

EIFO reference number _____

The undersigned is involved in the transaction with EIFO as

Guarantee holder ☐

Exporter ☐

Other ☐ Indicate: _____

Information about the undersigned

Company name _____

Address _____

Country _____

Registration number _____

Denmark has ratified the OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions ("OECD Anti-Bribery Convention"). Pursuant to the OECD Anti-Bribery Convention, Export and Investment Fund of Denmark ("EIFO") is subject to an obligation to obtain a declaration that bribery has not been and will not be engaged in. In addition to this, EIFO is subject to the current rules in section 122 of the Danish Criminal Code on bribery of public officials and section 299(2) on bribery of private individuals.

Section 122 of the Danish Criminal Code states that: "Any person who unduly grants, promises or offers some other person exercising a Danish, foreign or international public office or function a gift or other favour in order to induce that other person to do or fail to do anything in relation to that person's official duties shall be liable to a fine or imprisonment for a term up to six years."

It follows from section 299(2) of the Danish Criminal Code on bribery of private individuals (kickbacks) that: "Any person who in his capacity of trustee of any property of another person, by neglect of duty, for the benefit of himself or of others receives, claims or accepts the promise of a gift or other favour, as well as any person who grants, promises or offers such a gift or other favour shall be liable to a fine or imprisonment for a term up to four years."

Anti-bribery

Is the undersigned listed on a debarment list published by one or more of the following Multilateral Financial Institutions (MFIs)?

World Bank Group, African Development Bank, Asian Development Bank, European Bank for Reconstruction and Development or Inter-American Development Bank.

Yes ☐ No ☐

Is the undersigned or any person acting on its behalf or on its instruction currently under charge in a national court and/or formally under investigation for violation of laws against bribery by public officials or private persons in any country?

Yes ☐ No ☐

Has the undersigned company or any natural or legal person acting on its behalf or on its instruction within the last five years been convicted in a national court for violation of laws against bribery or been found as part of a publicly-available arbitral award to have engaged in bribery by any public official or private person in any country?

Yes ☐ No ☐

Has the undersigned within the last five years entered into a DPA (deferred prosecution agreement) or NPA (non-prosecution agreement) for violation of laws against bribery?

Yes ☐ No ☐

Use of agent(s) for the transaction

Will or has the undersigned use(d) an agent in connection with the transaction?

Yes ☐ No ☐

If yes, please complete the information below

Agent's name _____

Address _____

Country _____

Registration number _____

Agent's commission/fee _____

Country in which commission/fee was or will be paid _____

Description of the agent's assignment/task

Control systems

EIFO encourages all business partners to develop, apply and document suitable control systems to prevent and detect bribery.

EIFO's position paper on anti-bribery

EIFO encourages the undersigned to read EIFO's position paper on prevention of bribery in EIFO and in EIFO's business transactions at www.EIFO.dk.

Declarations

In continuation of the above, the undersigned company hereby declares

- › that neither the undersigned, nor any natural or legal person acting on behalf of the undersigned or on the instructions of the undersigned has engaged in or will engage in bribery in connection with the above-mentioned transaction or any associated agreements, etc.;
- › that the undersigned as guarantee holder or principal debtor will reimburse EIFO for any amounts already disbursed and subsequent compensation payable to the guarantee holder, including interest applied to such compensation from the date of payment, if the undersigned or any person acting on behalf of the undersigned or on the instructions of the undersigned has engaged in or engages in bribery in connection with the above-mentioned transaction involving EIFO and the associated agreements, etc. concluded to that end;
- › that the undersigned will indemnify EIFO against all losses and costs, including legal costs, incurred as a result of the undersigned or any person acting on behalf of the undersigned or on the instructions of the undersigned, having engaged in or engaging in bribery in connection with the above-mentioned transaction or any associated agreements, etc. concluded to that end;
- › that the undersigned will notify EIFO of any change in the information provided by the undersigned in this declaration;
- › that, if the undersigned makes use of an agent in a direct or indirect transaction with EIFO, all payments of commissions/fees by the undersigned to the agent pertain to relevant services and are in reasonable proportion to the value of the service; and
- › that this declaration is subject to Danish law and to settlement in a Danish court of law.

Name and signature of authorised signatory

Place and date

Name in block capitals

Signature