

INTEGRITY PACT BETWEEN FONDAZIONE BRUNO KESSLER AND BIDDERS IN PROCEDURES FOR THE AWARDING OF CONTRACTS FOR GOODS, SERVICES AND WORKS

This Integrity Pact applies to all awarding procedures and represents a preventive measure against corrupt practices, concussive or otherwise tending to undermine the proper conduct of administrative action within the scope of the procurement procedures.

Art. 1

By this Integrity Pact, Fondazione Bruno Kessler and the Bidder in the contract awarding procedure establish the mutual and formal obligation to conform their behavior to the principles of loyalty, transparency and fairness, as well as the express anti-corruption commitment not to offer, accept or request sums of money or any other reward, advantage or benefit, either directly or indirectly through intermediaries, in order to award the contract and/or in order to distort its proper execution.

Art. 2

Fondazione Bruno Kessler's staff, collaborators and consultants, where applicable, involved at any level in the performance of this procedure and the control of the related contract as well as the Bidder's staff, collaborators and consultants, where applicable, are aware of this Integrity Pact, they fully share the contents and spirit thereof and undertake to abide by it.

Art. 3

The Bidder undertakes to refrain from making any attempt at disruption, irregularity in any way violating the rules of competition and to promptly report to Fondazione Bruno Kessler any attempt at disruption, irregularity or distortion in the phases of the conduct of this procedure and/or during the execution of the contract by any interested party or employee or anyone who may influence decisions related to this procedure, providing in such case evidence attesting to the disclosure.

Art. 4

The Bidder also declares that they have not agreed or will not agree with any other participants to restrict competition in any way.

Art. 5

The Bidder acknowledges and accepts that in case of non-compliance with the anti-corruption commitments made in this Integrity Pact, the following sanctions will be applied:

- exclusion from the procurement procedure and forfeiture of the security, if the violation is established at the stage prior to the awarding of the contract;
- revocation of the award and enforcement of the security if the violation is established at the stage following the award of the contract, but prior to the conclusion of the contract;
- termination of the contract concluded with application of any penalties provided for therein, subject to compensation for further damage and forfeiture of the provisional and/or final security;
- reporting of the fact to the National Anticorruption Authority and the competent Authorities.

Art. 6

In any case, the establishment of a violation of the obligations undertaken with this Integrity Pact constitutes legitimate cause for the exclusion of the economic operator from participation in the procedures for the awarding of contracts for supplies, services and works tendered by the Foundation for the following year.

Art. 7

The clauses of this Integrity Pact with its sanctions may be enforced until the contract is fully executed following this procedure.

Art. 8

Any dispute arising from the interpretation, execution or performance of this Integrity Pact shall be referred to the Ordinary Judge of the Court of Trento.

Paola Angeli

The Head of the Tenders and Contracts Service