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|  | E Harding  Commercial Officer  HOCS Commercial  Innsworth House  Imjin Barracks  Gloucester GL3 1HW |

Email: Elizabeth.Harding784@mod.gov.uk

Contract Number: **707708455**

Date of Issue: **Aug 2023**

Dear Sir or Madam,

1. Thank you for your interest in the Defence Supply Chain Development Programme Delivery Partner requirement.
2. You will be aware that the MOD expects its suppliers to maintain high standards of integrity and professionalism in their business dealings and adhere to the laws of the countries where they operate.
3. The MOD reserves the right to exclude a supplier from the procurement who has been convicted of any of the offences or misconduct listed in the Statement Relating to Good Standing.
4. The MOD therefore requires all potential suppliers to complete the Statement Relating to Good Standing. This requires a signature on behalf of the company to confirm that none of the matters referred to in the Statement (being different grounds for discretionary exclusion) apply to the supplier.
5. If any of the matters referred to in the Statement apply to a potential supplier, they must provide additional information on the circumstances, including any remedial action to prevent its recurrence. This additional information, excluding any supporting documentation, shall not exceed five (5) A4 pages in total.
6. You are required to report any final convictions or settlements for bid rigging, fraud, bribery, corruption or other dishonest irregularity in connection with procurement and if so, any measures that you have taken to prevent such behaviour happening again. Any evidence of such anti-competitive behaviour in relation to this procurement procedure could result in your disqualification from the procedure.
7. The Statement Relating to Good Standing should be signed on behalf of the legal entity seeking to contract for this requirement at Director Level or equivalent. Please return the signed Statement Relating to Good Standing and any additional information to the Authority no later than fourteen (70) calendar days from the date of this letter.
8. May I once again thank you for the interest you have shown in this requirement.

Yours faithfully

EHarding

**The Statement Relating To Good Standing**

**Contract Title:** 707708455 - Defence Supply Chain Development Programme Delivery Partner

**Contract Number:** 707708455

* + - 1. We confirm, to the best of our knowledge and belief, that [***insert supplier***] including its directors or any other person who has powers of representation, decision or control or is a member of the administrative, management or supervisory body of [***insert supplier***] has not been convicted of any of the following offences within the past 5 years:

1. conspiracy within the meaning of section 1 or 1A of the Criminal Law Act 1977 or article 9 or 9A of the Criminal Attempts and Conspiracy (Northern Ireland) Order 1983 where that conspiracy relates to participation in a criminal organisation as defined in Article 2 of Council Framework Decision 2008/841/JHA;
2. corruption within the meaning of section 1(2) of the Public Bodies Corrupt Practices Act 1889 or section 1 of the Prevention of Corruption Act 1906;
3. common law offence of bribery;
4. bribery within the meaning of section 1,2 or 6 of the Bribery Act 2010; or section 113 of the Representation of the People Act 1983;
5. any offence listed:
6. in section 41 of the Counter Terrorism Act 2008; or
7. in Schedule 2 to that Act where the court has determined that there is a terrorist connection;
8. any offence under sections 44 to 46 of the Serious Crime Act 2007 which relates to an offence covered by (f) above;
9. money laundering within the meaning of section 340(11) and 415 of the Proceeds of Crime Act 2002;
10. an offence in connection with the proceeds of criminal conduct within the meaning of section 93A, 93B, or 93C of the Criminal Justice Act 1988 or article 45, 46 or 47 of the Proceeds of Crime (Northern Ireland) Order 1996;
11. an offence under section 4 of the Asylum and Immigration (Treatment of Claimants etc) Act 2004;
12. an offence under section 59A of the Sexual Offences Act 2003;
13. an offence under section 71 of the Coroners and Justice Act 2009;
14. an offence in connection with the proceeds of drug trafficking within the meaning of section 49, 50 or 51 of the Drug Trafficking Act 1994; or
15. an offence under section 2 or 4 of the Modern Slavery Act 2015;
16. any other offence within the meaning of Article 57(1)(a), (b), (d), (e), or (f) of Public Contracts Directive –
17. as defined by the law of any jurisdiction outside England and Wales and Northern Ireland: or
18. created in the law of England and Wales or Northern Ireland after the day on which these Regulations were made;
19. any breach of its obligations relating to the payment of taxes or social security contributions where the breach has been established by a judicial or administrative decision having final and binding effect in accordance with the legal provisions of the country in which it is established or with those of any jurisdictions of the United Kingdom
    * + 1. **[*Insert supplier*]** further confirms to the best of our knowledge and belief that within the last 3 years it:
20. has fulfilled its obligations relating to the payment of taxes and social security contributions of the country in which it is established or with those of any jurisdictions of the United Kingdom;
21. is not bankrupt or is not the subject of insolvency or winding-up proceedings, where its assets are being administered by a liquidator or by the court, where it is in an agreement with creditors, where its business activities are suspended or it is in any analogous situation arising from a similar procedure under the laws and regulations of any State;
22. has not committed an act of grave professional misconduct, which renders its integrity questionable;
23. has not entered into agreements with other suppliers aimed at distorting competition;
24. is not subject to a conflict of interest within the meaning of regulation 24;
25. has not been involved in the preparation of this procurement procedure which would result in distortion of competition which could not be remedied by other, less intrusive, measures other than exclusion from this procedure;
26. has not had a contract terminated, damages or other comparable sanctions taken as a result of significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract, a prior contract, or a prior concession contract as defined by the Concession Contracts Regulations 2016;
27. is not guilty of serious misrepresentation in providing any information required by this statement;
28. has not unduly influenced the decision-making process of the Authority or obtained confidential information that may confer upon it undue advantages in the procurement procedure;
29. in relation to procedures for the award of a public services contract, is licensed in the relevant State in which he is established or is a member of an organisation in that relevant State where the law of that relevant State prohibits the provision of the services to be provided under the contract by a person who is not so licensed or who is not such a member;
30. has fulfilled its obligations in the fields of environmental, social and labour law established by national law, collective agreements or by the international environmental, social and labour law provisions listed in the Public Contracts Directive as amended from time to time (as listed in [PPN 8/16](https://www.gov.uk/government/publications/procurement-policy-note-816-standard-selection-questionnaire-sq-template) Annex C).

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| I confirm that to the best of my knowledge my declaration is correct. I understand that the contracting authority will use the information in the selection process to assess my organisation’s suitability to be invited to participate further in this procurement, and I am signing on behalf of my organisation. I understand that the Authority may reject my submission if there is a failure to provide a declaration or if I provide false or misleading information. | |
| **Organisation’s name** |  |
| **Signed**  **(By Director of the Organisation or equivalent)** |  |
| **Name** |  |
| **Position** |  |
| **Date** |  |