# Appendix 3

# CERTIFICATE OF NON-COLLUSION

Bidder Name: ­\_\_\_\_\_\_­­­­­­­­­­­­­­­­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

To:

**Head of Legal & Democratic Services**

**Town Hall, Manchester Rd, Burnley**

**BB11 9SA**

Date: 2022

**TENDER FOR:**

The essence of the public procurement process is that the Contracting Authority shall receive bona fide competitive Tenders from all Bidders. In recognition of this principle, I/ we certify that this is a bona fide Tender, intended to be competitive, and that we have not fixed or adjusted the amount of the tender or the rates or prices quoted by or in accordance with any agreement or arrangement with any other Bidder or person (except any sub-Contractor or consortium identified in this Tender). We have not, and insofar as we are aware neither has any subcontractor or consortium member identified in this Tender:

1. Entered into any agreement with any other person with the aim of preventing Tenders being made or as to the fixing or adjusting of the amount of any Tender or the conditions on which any Tender is made;
2. Informed any other person. Other than the person calling for this Tender, of the amount or the approximate amount of the Tender, except where the disclosure, in confidence, of the amount of the Tender was necessary to obtain quotaions necessary for the preparation of the Tender for insurance, for performance bonds and or contract guarantee bonds or profesional advice required for the preperation of the Tender;
3. Caused or incuded any person to enter into such an agreement as is mentioned in points 1 and 2 above or to inform us of the amount or the approximate amount of any rival Tender:
4. Committed any offence under the Bribery Act 2010;
5. Offered or agreed to pay or give a sum of money, inducement or valuable consideration directly or indirectly to any person for doing or having done or having caused to be done in relation to any other Tender or proposed Tender any act or omission;
6. Canvassed any other person referred to in point 1 above in connection with the Tender; or
7. Contacted any officer of the Contracting Authority about any aspect of the Tender in a manner not permitted by the ITT including (without limitation) for the purposes of discussing the possible transfer to the employment of the Bidder of such officer for the purpose of the Tender or for soliciting information in connection with the Tender.

We undertake that we shall not procure the doing of any of the acts mentioned in points 1 to 7 above before the Tender Return Date nor, in the event of the Tender being accepted, shall we do so while the resulting Contract continues in force between us, or our successors in title or any separate legal entity formed in which we hold some ownership as a result of the Procurement Exercise, and the Contracting Authority.

In this certificate the word ‘person’ includes any person, body or association, corporate or incorporate and ‘agreement’ includes any arrangement whether formal or informal and whether legally binding or not.

I/ we agree that the Contracting Authority may, in its consideration of the Tender and in any subsequent actions, rely upon the statements made in this Certificate.

Signed:

For and on behalf of:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Dated:

Signed: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

For and on behalf of:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Dated: