**SELF-DECLARATION AFFIDAVIT**

(Article 47 of Italian Presidential Decree number 445 dated December 28 2000)

The undersigned \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

born in date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

in his/her capacity as □ owner and/or □ legal representative of:

with registered office in **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** street **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** number **\_\_\_\_\_\_\_\_\_\_\_**

telephone **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** e-mail **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

fiscal code **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** VAT registration number**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

* **In order to use the benefit, which qualifies as State aid as defined in Article 107 of The Treaty on the Functioning of the European Union;**
* **HAVING REGARD TO the definition in Article 2 of Regulation (EU) number 651 dated 17/06/2014 and stated at the bottom of this template;**

# D E C L A R E S

**** that the company of which he/she is the owner and/or legal representative is not in difficulty.

# U N D E R T A K E S

to resubmit this declaration if there are any changes to the information provided in this declaration at the time of each subsequent payment.

Enclosed:

1. photocopy of an identity document

**The undersigned declares that he/she is aware of the potential criminal penalties resulting from providing false statements and of the resulting revocation of any benefits deriving from the use of false statements, pursuant to Articles 75 and 76 of Italian Presidential Decree number 445 dated 28/12/2000**.

SIGNATURE

(place and date) (stamp and readable signature)

Guidelines Regulation (EU) Number 651/2014

Article 2 of Regulation (EU) number 651/2014 defines "**undertaking in difficulty**" as an undertaking in respect of which at least one of the following circumstances occurs:

* 1. in the case of a limited liability company (other than an SME that has been in existence for less than three years or, for the purposes of eligibility for risk finance aid, an SME within 7 years from its first commercial sale that qualifies for risk finance investments following due diligence by the selected financial intermediary), where more than half of its subscribed share capital has disappeared as a result of accumulated losses. This is the case when the deduction of accumulated losses from reserves (and all other elements generally considered as part of the own funds of the company) leads to a negative cumulative amount that exceeds half of the subscribed share capital. For the purposes of this provision, “limited liability company” refers in particular to the types of company mentioned in Annex I of Directive 2013/34/EU[(37)](https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32014R0651&from=EN#ntr37-L_2014187EN.01000101-E0037), and “share capital” includes, where relevant, any share premium;
  2. in the case of a company where at least some members have unlimited liability for the debt of the company (other than an SME that has been in existence for less than three years or, for the purposes of eligibility for risk finance aid, an SME within 7 years from its first commercial sale that qualifies for risk finance investments following due diligence by the selected financial intermediary), where more than half of its capital as shown in the company accounts has disappeared as a result of accumulated losses. For the purposes of this provision, “a company where at least some members have unlimited liability for the debt of the company” refers in particular to the types of company mentioned in Annex II of Directive 2013/34/EU;
  3. where the undertaking is subject to collective insolvency proceedings or fulfils the criteria under its domestic law for being placed in collective insolvency proceedings at the request of its creditors;
  4. where the undertaking has received rescue aid and has not yet reimbursed the loan or terminated the guarantee, or has received restructuring aid and is still subject to a restructuring plan;
  5. in the case of an undertaking that is not an SME, where, for the past two years:
     1. the undertaking's book debt to equity ratio has been greater than 7,5;
     2. and the undertaking's EBITDA interest coverage ratio has been below 1,0.