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**RESS 2 DECLARATION OF BIDDING INDEPENDENCE (R2DD5)**

RESS 2 Project Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **[insert RESS 2 Project Name]**

I,\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of **[address**]\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in the city/ county of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[**description/ occupation]** aged eighteen years and upwards make Oath and say as follows:-

* + - 1. I am a director of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ***[insert RESS 2 applicant company name]\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*** [**insert Company Registration Number**] which has registered offices at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **[insert address of applicant company]** and I have regard to the fiduciary duties which I owe to this company by virtue of this role.
			2. I confirm that the Applicant is in compliance with all applicable competition legislation;
			3. I hereby provide a list of all persons that directly or indirectly own or control more than 30% of the shares of the Applicant (“Principal Owners”) and which list is attached hereto, signed by me and marked **“Principal Owners” in Exhibit A”.**
			4. I hereby provide a list of all entities (i) to which the Applicant or its Principal Owners have revealed Pricing Information, excluding any finance provider or advisor bound by confidentiality obligations restricting the disclosure of such Pricing Information (provided that such finance provider or advisor is not an Applicant or the Principal Owner or Affiliate of an Applicant) and / or (ii) which may become a Principal Owner of the Applicant prior to the RESS 2 Auction Submission Deadline Date provided that commercial discussions have commenced between such entity (or entities) and the Applicant (or its Principal Owners) in this regard. This list as detailed in (i) and (ii) of this paragraph 4 is signed by me appended hereto and marked **“Entity to which Applicant has revealed Pricing Information”** in **“Exhibit A”**.
			5. I hereby provide a list of all other entities that (i) the Applicant or its Principal Owners believe have submitted or may submit Applications for Qualification and (ii) in respect of which the Applicant or its Principal Owners are aware of Pricing Information, and the RESS 2 Projects to which the Pricing Information relates. The list as detailed in (i) and (ii) of this paragraph 5 is signed by me, appended hereto and marked **“Entity to which Applicant is aware of Pricing Information”** in **“Exhibit A”**.
			6. I hereby provide a list that describes the party to and nature of any agreements or arrangements that the Applicant or its Principal Owners are aware of that are contingent upon the result of the RESS 2 Auction. This list detailed in this paragraph 6 is signed by me, appended hereto and marked **“Entity to which Applicant is aware of Contingent Arrangements”** in **“Exhibit A”**.
			7. I refer to a certified structure chart showing the ownership of the Applicant up to ultimate beneficial owner level, which is signed by me, appended hereto, and marked **“Exhibit B”.** I confirm that if this certified structure chart (showing the ownership of the Applicant up to beneficial level), should change between the date of submission of the Application for Qualification and the date of the submission of the Offer Price, that the Applicant will provide an updated certified structure chart. I note that any new Principal Owner can only be an entity that was listed by the Applicant in its Application for Qualification in accordance with section 6.4.11(c) of the RESS 2 Terms and Conditions.
			8. I confirm that the information provided in this declaration and the information contained in each of the appended exhibits, together with any information submitted in accordance with section 6.4.11 of the RESS 2 Terms and Conditions are accurate.

Sworn by the said (name)

At (address where affidavit sworn)

In the city of

Before me a Commissioner for Oaths/ Practising Solicitor

And I know the deponent/

The deponent has been identified to me by

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_who is personally known to me/

the identity of the deponent has been established by him/ her

 by reference to (state photo document) of the deponent

this \_\_\_\_day of\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 20\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
Commissioner for Oaths/Practising Solicitor

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|  (Person who identified the Deponent) I certify that I know the deponent   |  |

**DECLARATION OF BIDDING INDEPENDENCE - EXHIBIT A**

The list of entities (and the relationships to the Applicant as set out below) that are required to be provided in respect of this RESS 2 Declaration of Bidding Independence (R2DD5) should firstly be filled out in the RESS Auction Platform and then exported and appended to this Exhibit A.

Relationships to Applicant are listed as follows:

 **“Principal Owners”** List of all persons that directly or indirectly own or control more than 30% of the shares of the Applicant (“Principal Owners”)

**“Entity to which Applicant has revealed Pricing Information”** (i) to which the Applicant or its Principal Owners have revealed Pricing Information, excluding any finance provider or advisor bound by confidentiality obligations restricting the disclosure of such Pricing Information (provided that such finance provider or advisor is not an Applicant or the Principal Owner or Affiliate of an Applicant)

**“Entity to which Applicant is aware of Pricing Information”** (i) the Applicant or its Principal Owners believe have submitted or may submit Applications for Qualification and (ii) in respect of which the Applicant or its Principal Owners are aware of Pricing Information, and the RESS 2 Projects to which the Pricing Information relates.

**“Entity to which Applicant is aware of Contingent Arrangements”** A list that describes the party to and nature of any agreements or arrangements that the Applicant or its Principal Owners are aware of that are contingent upon the result of the RESS 2 Auction.

**[Append List of Entities and Relationships to Applicant here]**

Signed by\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**DECLARATION OF BIDDING INDEPENDENCE - EXHIBIT B**

The certified structure chart showing the ownership of the Applicant up to ultimate beneficial owner level is set out below:

**[Insert certified structure chart showing the ownership of the Applicant up to ultimate beneficial owner level here – please note that the structure chart should be certified prior to appending to this declaration of bidding independence]**

Signed by\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_