

CONFIRMATION OF PERSONAL QUALIFICATIONS OF A NATURAL PERSON TO ACT AS BALANCE RESPONSIBLE PARTY

I, _____, confirm to the authority that

1. I am a person of full legal capacity and at least 24 years of age.
2. I am an Austrian citizen or a citizen of another member state of the EU or of the EEA.
3. I have never received, neither by a court in Austria nor a court abroad, a sentence of more than three months' imprisonment or payment of a fine of more than 180 daily rates which has not been served/paid or is not subject to restriction of information from the judicial records.
4. I have not, during the past five years, had to pay a fine of more than € 726 or been sentenced to imprisonment in addition to a fine for any of the following financial crimes: *Schmuggel* (smuggling); *Hinterziehung von Eingangs- und Ausgangsabgaben* (evasion of import/export duties); *Abgabenhehlerei* (handling of goods, or parts or products thereof, on which taxes or duties have been evaded) as defined in section 37(1)(a) *Finanzstrafgesetz* (Financial Crimes Act), *BGBI* (Federal Law Gazette) no 129/1958 in its current version; *Hinterziehung von Monopoleinnahmen* (evasion of tax on monopolistic revenues); *vorsätzlicher Eingriff in ein staatliches Monopolrecht* (deliberate encroachment upon the state's monopoly right); or of *Monopolhehlerei* (handling of monopoly goods, or parts or products thereof, on which taxes or duties have been evaded) as defined in section 46(1)(a) Financial Crimes Act. Neither has this been the case for such or similar financial crimes abroad.
5. My assets have never been subject of any kind of bankruptcy or insolvency proceedings; there has been no application for the opening of such proceedings that was refused or such proceedings that have been dropped because the assets were judged to be insufficient to cover costs. Neither has this ever been the case abroad.
6. I never had considerable control over the business of any entity other than a natural person whose assets have ever been subject of any kind of bankruptcy or insolvency proceedings; or for which there has ever been an application for the opening of such proceedings that was refused or such proceedings that have been dropped because the assets were judged to be insufficient to cover costs.
7. No court has ever revoked my right to operate a business.

8. No licence to run a business has ever been revoked from me on the grounds of loss of the trustworthiness required to operate a business (section 87[1][3] Industrial Code 1994) or of receiving punishment for assistance in unauthorised operation of a business (section 87[1][4] Industrial Code 1994). Neither have any official measures in accordance with section 91 Industrial Code 1994 ever been taken against me.
9. I acknowledge that the provision of untruthful information may lead to the procedure being resumed and the licence being revoked.

_____, _____
[Place and date of signature]

[Signature]

Information identifying the signatory

- Last name

- Any former last names

- First name(s)

- Academic title

- Date of birth

- Citizenship

- Address

- Postcode, town, district

- State (if resident abroad)

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