**Application for Admission as a Registered Participant in the Auctions GO-PT**

Letter to be addressed to

Dear Sir/Madam,

Chair of the Board of Directors of OMIP – Pólo Português, S.G.M.R, S.A.

Av. Casal Ribeiro, N.º14, 8.º

1000-092 Lisbon

[*Name of the legal representative of the applicant or, where a natural person, of the applicant*], as the legal representative of [*name of the applicant*], in accordance with the copy [*of the articles of association or permanent business registration certificate*] attached hereto, participant in the EEGO (“Guarantees of Origin Issuing Body”) system registered under the code [•], hereinafter referred to as “Applicant”, having read the Rules for participation in the Auctions for Guarantees of Origin Property of the Portuguese National Electrical System (hereinafter “Auctions GO-PT”), approved by Order No. 6560-B/2021 of the Directorate-General for Energy and Geology, hereby applies for admission as a registered participant in the Auctions GO-PT.

1. To this end, the Applicant identifies the following shareholder(s), who directly or indirectly hold an equity interest of more than 10% in the applicant company:
2. [•];
3. [•].
4. The Applicant also provides the following contact information:
5. General contact information:

Telephone number: [•];

E-mail address: [•].

1. Authorised Representative

[*Name*]

Telephone number: [•];

E-mail address: [•].

1. Auction Operator

[*Name and title*]

Telephone number: [•];

E-mail address: [•].

1. The Applicant further represents, on oath, to undertake the following obligations:
2. To not enter into agreements or concerted practices of any kind with other applicants;
3. To not provide information to other applicants who, pursuant to Article 9 of Law No. 19/2012 of 8 May 2012 and Article 101(1) of the Treaty on the Functioning of the European Union, are likely to, directly or indirectly, restrict competition, in particular regarding:
4. participation in Auctions GO-PT;
5. quantities offered and consequent bid strategies;
6. pricing or price estimation methods;
7. any other aspects relating to Auctions GO-PT that could raise competition concerns.
8. The Applicant further and expressly acknowledges that any agreements, acts, practices and information likely to restrict competition are a serious breach of Law No. 19/2012 of 8 May 2012 and of the Treaty on the Functioning of the European Union. As such, any violation of such legal systems relating to Auctions GO-PT may be reported to the competent authority, respectively, the Portuguese Competition Authority (AdP) or the European Commission.
9. The Applicant further represents, also on oath, that they do not fall within any of the following:
10. They have been declared insolvent and are being wound-up or have suspended business activities, have entered into an arrangement with creditors or are in any analogous situation, or are the subject of proceedings concerning those matters, except where they are included in or have a judicial or extrajudicial business recovery plan pending, as provided for by law;
11. They have been convicted of any offence concerning their professional conduct by a judgement which has the force of *res judicata*, in the case of a legal person, or, in the case of legal persons, the company or members of its governing or management bodies, senior executives or managers have been convicted of such crimes and they are still performing their duties without, in either case, having undergone rehabilitation;
12. They have been ordered to pay administrative penalties for grave professional misconduct, if they have not undergone rehabilitation, in the case of a natural person, or, in the case of legal persons, the members of its governing or management bodies, senior executives or managers have been ordered to pay said administrative penalties and they are still performing their duties;
13. They have not paid their social security contributions in Portugal or, where applicable, in the State of which they are nationals or in which their principal place of business is established;
14. They have not paid all taxes owed in Portugal or, where applicable, in the State of which they are nationals or in which their principal place of business is established;
15. They have been the subject of an ancillary penalty prohibiting them from participating in public procurement procedures as provided in special legislation, in particular the regimes for labour, competition, equality and non-discrimination related administrative offences;
16. They have been ordered to pay an administrative or judicial penalty for using labour that is legally subject to the payment of taxes and social security contributions, and which is undeclared pursuant to the rules that require such payment, in Portugal or in the State of which they are nationals or in which their principal place of business is established;
17. They have been the subject of a judgment which has the force of *res judicata* for any of the following crimes, if they have not undergone rehabilitation, in the case of a natural person, or in the case of legal persons, the company or the members of its governing or management bodies, senior executives or managers have been convicted of such crimes and are still performing their duties, if they have not undergone rehabilitation:
	1. involvement in a criminal organisation, as defined under Article 2(1) of Council Framework Decision 2008/841/JHA of 24 October 2008;
	2. corruption, as defined under Article 3 of the Convention on the fight against corruption involving officials of the European Union or of the EU Member States, under Article 2(1) of Council Framework Decision 2003/568/JHA of 22 July 2003, and under Articles 372 to 374-B of the Portuguese Criminal Code;
	3. fraud, within the meaning of Article 1 of the Convention on the protection of the European Communities' financial interests;
	4. money laundering or terrorist financing, as defined under Article 1 of Directive (EU) 2015/849 of the European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing;
	5. terrorist offences or offences related to a terrorist group, as defined under Articles 3 and 4 of Directive (EU) 2017/541 of the European Parliament and of the Council of 15 March 2017 on combating terrorism, or any other offences related to terrorist activities, including aiding and abetting, inciting and attempting, as per Article 14 of the aforementioned directive;
	6. child labour and other forms of human trafficking, as defined under Article 2 of Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011;
18. They have, for whatever reason, directly or indirectly provided advice or technical assistance in the preparation and drawing up of the Auctions GO-PT rules and other related documents, giving them an advantage that distorts competition;
19. They have taken steps to influence decisions likely to give them undue advantage in Auctions GO-PT or have provided misleading information likely to have a material effect on the decision to admit them as a participant in the Auctions GO-PT;
20. They have conflicts of interest that cannot be effectively corrected by other less stringent measures, that is, other than rejecting this application or the suspension or cancellation of their participation in Auctions GO-PT.
21. The Applicant is fully aware that making false statements implies rejection of the application for admission submitted.
22. The Applicant further undertakes to follow and comply with all the rules, notices and instructions issued by the entities involved in the organisation and functioning of the Auctions GO-PT and represents that they have human resources with the necessary skills and experience to establish and manage the procedures to be followed and the internal control mechanisms appropriate for the Auctions GO-PT.
23. The Applicant further undertakes to immediately notify OMIP of any changes in the situations stated on oath herein or any information provided in this application for admission.
24. Finally, the Applicant attaches (i) the operational information required for the management of financial guarantees, financial settlement, billing and physical settlement, and (ii) the declaration of consent for the recording of telephone calls and the transmission of information between all entities involved in the Auctions GO-PT procedure.

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*[Date and signature of the signatories]*

**ANNEX I**

*[Articles of association or permanent business registration certificate]*

**ANNEX II**

*[Operational information required for the management of financial guarantees, financial settlement, billing and physical settlement]*

Name [•]

Address [•]

Country [•]

VAT number [•]

E-mail [•]

IBAN [•]

ANNEX III

**Declaration of consent for the recording of telephone calls and the transmission of information**

This shall apply to the collection and processing of the personal data of natural persons representing the applicants who submit an application for admission as a registered participant in the Auctions GO-PT (hereinafter referred to as “Procedure”), under which the Directorate-General for Energy and Geology (hereinafter referred to as “DGEG”), OMIP Pólo Português, S.G.M.R., S.A. (hereinafter referred to as “OMIP”), and SU Eletricidade, S.A. (hereinafter referred to as “SU Electricidade”) intervene.

1. Data Controllers

The Data Controllers are the Portuguese government, through DGEG, with its registered office located at Avenida 5 de Outubro, n.º 208, 1069-203 Lisbon, telephone number (+351) 21 792 27 04 or (+351) 21 79 22 706 and e-mail address geral@dgeg.gov.pt, OMIP, with its registered office located at Avenida Casal Ribeiro, n.º 14 – 8.º, 1000-092 Lisbon, e-mail address omip@omip.pt, and SU Electricidade, with its registered office located at Rua D. Luís I, nº 12, 1249 - 008 Lisbon, e-mail address dpo@sueletricidade.pt.

1. Contact information of the Data Protection Officers

i) DGEG

geral@dgeg.gov.pt

ii) OMIP

gdpr@omip.pt

iii) SU Eletricidade

dpo@sueletricidade.pt

1. Purposes and legal basis for processing personal data

i) With the consent of the data subject, DGEG, OMIP and SU Eletricidade may record telephone calls as proof of business transactions and any other communication with the representatives of registered participants, in which case the legal basis for recording telephone calls is the consent of the data subject;

ii) Any personal data collected from recordings will be used to identify the representative of the registered participant and the legal basis for the processing of such data shall be the legitimate interests of DGEG, of OMIP and SU Eletricidade in confirming whether the data subject has sufficient powers to bind the applicant entity.

1. Recipients of personal data

DGEG, OMIP and SU Electricidade may only share the personal data collected pursuant to the above with each other.

1. Data retention period

i) The recordings of telephone calls shall be stored for as long as needed for the physical settlement of guarantees of origin, but never for more than 30 days.

ii) The personal data required for confirming the powers of the representatives of data subjects shall be stored until the date on which the guarantees of origin referred to in the preceding paragraph are physically settled.

1. Rights of the data subject

i) Data subjects have the right to request that DGEG, OMIP and SU Electricidade provide them access to their personal data, as well as the rectification or erasure of their data and to restrict or object to the processing thereof and to data portability, in accordance with the law in force. These rights may be exercised by sending an e-mail to the aforementioned e-mail addresses. Data subjects may withdraw consent at any time without affecting the lawfulness of processing based on prior consent.

ii) Data subjects also have the right to lodge a complaint with the supervisory authority (CNPD - Portuguese Data Protection Authority) when they believe their rights have been violated.

The data subject identified below consents to the recording of telephone conversations with DGEG, OMIP and SU Electricidade relating to the Auctions GO-PT.

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[*Date and signature of the data subject*]