

EUSPA/OP/37/23/Lot[1][2][3][4][5]

**"Provision of support services to the European Union Agency for the Space
Programme and the European Commission"**

Annex II.V to the Framework Contract

‘Declaration on confidentiality and absence of conflicting professional interest’

Declaration on confidentiality and absence of professional conflicting interests

I, the undersigned, _____, understand and agree that my involvement/assignment –direct or indirect– in/to, or in support of, any activities of the European Agency for the Space Programme (“EUSPA”) is subject to strict requirements, in particular regarding confidentiality and impartiality/objectivity – absence of conflict of interests.

I hereby undertake that in any part that I will take in or in support of any activities of EUSPA and during the full term of my involvement in / assignment to such activities I shall act with utmost care and apply the highest professional standards, in full impartiality and objectivity, in the sole and best interest of the EUSPA.

I confirm that I have no conflict of interests¹ or bias whatsoever, whether actual or potential, with regard to any such EUSPA activities and shall prevent any such conflict of interests or bias from arising at any time in the course of my service to EUSPA.

I undertake to re-assess and monitor my situation at all stages of my involvement in / assignment to EUSPA activities and, should I become aware –beyond my undertaking to avoid any such conflict – that I am or threaten to be in a situation of conflict of interests or bias (whether actual or potential) I shall immediately declare it to EUSPA and I understand and accept that EUSPA may take measures to appropriately address such situation, including without limitation requiring information and further details about it, discharging me from my involvement in such activities in whole or in part etc. I undertake to provide all reasonable support to this effect and acknowledge that I shall not be entitled to or claim any compensation as a result of any such measures.

I undertake to treat and keep in strict confidentiality any information given to or obtained by me during the performance of tasks for EUSPA and to abide by all applicable rules on personal data protection². I agree that such undertaking (as well as that of avoiding conflict of interest) shall to the extent required for the fulfilment of its full purpose, survive the termination of performance of tasks for EUSPA. In particular, I shall refrain from disclosing any such information to any person unless the disclosure is authorised under the contract under which the tasks are performed. I shall return to EUSPA all documents and materials containing any such information on any form of support whatsoever upon termination of performance of tasks for EUSPA or earlier on EUSPA’s request at any time.

For the avoidance of doubt I confirm my full understanding and agreement that I am not employed by EUSPA and shall refrain from any acts or representations which might give the impression of or suggest or (mis-)lead to conclude to or believe in the existence of such an employment relationship, as well as from any claim based on, relating to or connected with such (non-existing) employment relationship – I hereby expressly and irrevocably waive any such claim. In particular, I also shall refrain from representing or purporting to represent EUSPA, as well as from issuing any opinions or making any statements in its name or on its behalf.

Done in _____, on _____.

¹ For the purpose of this Declaration I understand that a “conflict of interests” shall be deemed to exist in case of any situation in which the impartial and objective exercise of my functions / service provision for EUSPA is or could be compromised for reasons involving my family, emotional life, friends or acquaintances, political or national affinity, economic interest or any other shared interest with certain economic or scientific operators, in particular such as might have a potential interest (whether financial or otherwise) in the outcome of any (part of) assignment entrusted to me.

² I acknowledge and accept that EUSPA is required to process personal data in compliance with Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC.