# STATEMENT OF EXCLUSIVITY AND AVAILABILITY[[1]](#endnote-1) ref: <Reference>

I, the undersigned, hereby declare that I agree to participate exclusively with the tenderer <tenderer name> in the above-mentioned service tender procedure. This includes that I will not be proposed as a replacement expert in this tender procedure. I declare that I am able and willing to work for the period(s) set for the position for which my CV has been included if this tender is successful, namely:

|  |  |  |
| --- | --- | --- |
| **From** | **To** | **Availability** |
| < start of period 1 > | < end of period 1 > | < full time/part time > |
| < start of period 2 > | < end of period 2 > | < full time/part time > |
| < etc > |  |  |

I confirm that I do not have a confirmed engagement[[2]](#endnote-2) as key expert in another EU/EDF-funded project, or any other professional activity, incompatible in terms of capacity and timing with the above engagements.

By making this declaration, I understand that I am not allowed to offer my services as an expert to any other tenderer participating in this tender procedure. I am fully aware that if I do so, I will be excluded from this tender procedure, the tenders will be rejected, and I may also be subject to exclusion from other tender procedures and contracts funded by the EU/EDF.

I also declare that I am not in a situation of conflict of interest or unavailability and commit to inform the tenderer(s) of any change in my situation.

I also declare that I am not in a situation of conflict of interest or unavailability, that I am not in the list of EU restrictive measures (www.sanctionsmap.eu) and commit to inform the tenderer(s) of any change in my situation.

I acknowledge that I have no contractual relations with the contracting authority and in case of dispute concerning my contract with the contractor I shall address myself to the latter and/or to the competent jurisdictions.

[For information I have signed a statement of exclusivity and availability for the following tender(s):

|  |  |  |
| --- | --- | --- |
| **Tender reference** | **Submission deadline for the tender** | **Tendered engagement** |
| < tender reference > | < date > | < full time/part time > |
| < tender reference > | < date > | < full time/part time > |
| < etc. > |  |  |

Should I receive a confirmed engagement I declare that I will accept the first engagement, offered to me chronologically. Furthermore, I will notify the tenderer immediately of my unavailability.]

|  |  |
| --- | --- |
| **Name** |  |
| **Signature** |  |
| **Date** |  |

1. To be completed by all key experts. [↑](#endnote-ref-1)
2. The engagement of an expert is confirmed if the expert is committed to work as a key expert under a signed contract financed by the EU general budget or the EDF or if he/she is a key expert in a tender which has received a notification of award. The date of confirmation of the engagement in the latter case is that of the notification of award to the Contractor. [↑](#endnote-ref-2)