

Annex I to the Open Call for Expression of Interest to select financial intermediaries under the
EFSI Private Credit Programme



To:
European Investment Fund
Re: EFSI Private Credit Tailored for SMEs Programme

Attention: Diversified Debt Funds
37B avenue J.F. Kennedy
L-2968 Luxembourg

EXPRESSION OF INTEREST

For the EFSI Private Credit Tailored for SMEs Programme

Applicant submitting the Expression of Interest:

_____, _____
(company name,
registration number)

Dear Sir or Madam,

Herewith we are submitting our Expression of Interest on behalf of [the Financial Intermediary], (the "Financial Intermediary") in response to the Open Call for Expression of Interest in the framework of the EFSI Private Credit Tailored for SME Programme implemented by the EIF. Capitalised expressions utilised herein shall have the meaning attributed to them in the above-mentioned Open Call for Expression of Interest and as defined in Annex II to this Call (the "Investment Guidelines"), as appropriate.

The undersigned, duly authorised to represent the Financial Intermediary, by signing this form certifies and declares that the information contained in this Expression of Interest and its Appendices is complete and correct in all its elements.

The undersigned, duly authorised to represent the Financial Intermediary, by signing this form certifies and declares to have read the EIF Anti-Fraud Policy and declares not to have made nor to make any offer of any type whatsoever from which an advantage can be derived under the Fund Agreement and not to have granted nor to grant, not to have sought nor to seek, not to have attempted nor to attempt to obtain, and not to have accepted nor to accept, any advantage, financial or in kind, to or from

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any party whatsoever, constituting an illegal practice or involving corruption, either directly or indirectly, as an incentive or reward relating to the signing of the Fund Agreement.

Furthermore, the undersigned represents that, as at the date of this declaration:

- 1) the Financial Intermediary including the fund manager of the Financial Intermediary is not in any of the situations below:
 - a. it is bankrupt or being wound up, is having its affairs administered by the courts, in this context, is the subject of proceedings concerning those matters, or is in any analogous situation arising from a similar procedure provided for in national legislation or regulations or has suspended business activities;
 - b. it is guilty of misrepresentation in supplying information required for selection as a Financial Intermediary; or has failed to supply this information;

The undersigned represents that the Financial Intermediary including the fund manager of the Financial Intermediary has not been in one of the following situations during the last five (5) years from the date of signature of this form:

- c. it has entered into an arrangement with creditors in the context of being bankrupt or being wound up, having its affairs administered by the courts;
- d. listed in the [early detection and central exclusion database](#) (the EDES database) set up and operated by the European Commission (Article 108(1) Financial Regulation)
- e. it or persons having powers of representation, decision-making or control over it, have been convicted:
 - i) of an offence concerning their professional conduct, or
 - ii) of fraud, corruption, involvement in a criminal organisation, money laundering or any other illegal activity, where such illegal activity is detrimental to the Union's financial interests;

by a judgment which has the force of *res judicata*, which would affect their ability to implement a Financial Instrument; alternatively, where such judgments exist the undersigned declares that the Applicant can demonstrate that adequate measures have been adopted against the persons having powers of representation, decision making or control over it, who are subject to these judgments;

- 2) the Financial Intermediary including the fund manager of the Financial Intermediary does not perform activities which are illegal according to the applicable legislation in the country of the applicant;

For the purpose of the EIF Transparency Policy, as further specified in Appendix 2, and subject to the approval of the relevant operation by the EIF Board of Directors, the [applicant], by signing this form:

[Please tick as appropriate]

confirms that the applicant agree(s) with the disclosure of summary information relevant to this transaction (the project name, the nature of the operation, the geographical focus and the relevant

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EIF-managed resources) in the Board minutes published on EIF's website, following the approval and signature of said minutes

OR

declares that (i) the applicant request(s) the non-disclosure of summary information relevant to this transaction (the project name, the nature of the operation, the geographical focus and the relevant EIF-managed resources) in the Board minutes published on EIF's website, following the approval and signature of said minutes and (ii) such disclosure would undermine the protection of commercial interests¹ relevant to the operation.

Yours sincerely,

Signature(s):

Name and position in capitals:

Applicant's name:

Place: Date (day/month/year):

Stamp of the applicant (if applicable):

¹Including by reason of such information being covered by a confidentiality agreement.

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Appendices

Appendix 1 Applicant Identification

Appendix 2 Disclosure of information on EIF's website (EIF Transparency Policy)

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Appendix 1 to the Expression of Interest

APPLICANT IDENTIFICATION

INFORMATION REQUIRED	
NAME	
LEGAL FORM	
CONTACT DETAILS	Title: Mr/Mrs/other (delete or complete as appropriate) Surname: Forename(s): Function: Address: Telephone: Email:

Appendix 2 to the Expression of Interest

EIF Transparency Policy

Within the framework of the EIF's Transparency Policy² (the "EIF Transparency Policy"), EIF is committed to the guiding principle of promoting transparency with respect to its operational and institutional activities.

Pursuant to this guiding principle, and in accordance with the EIB Group approach and undertakings to promote transparency and good administrative practice, EIF has adopted the practice of publishing the minutes of the Board of Directors ("Board minutes") on its website, following their approval and signature.

The published Board minutes only indicate those operations presented for decision which have been approved and, as a general rule, contain a summary indicating the project name, the nature of the operation, the geographical focus and the relevant EIF-managed resources.

The EIF Transparency Policy also recognises the need for EIF to balance transparency with confidentiality undertakings and the protection of commercially sensitive or personal data, with a view to EIF satisfying its legal obligations to, and maintaining the confidence and trust of, its business partners, investors and third parties.

Consequently, should an Application receive the relevant EIF internal authorisation for submission to EIF's Board of Directors and be approved by the Board thereafter, and should an applicant deem that the publication of such a summary would expose sensitive or confidential information, for which there would be a compelling reason not to disclose, the applicant shall make a declaration to that effect in the submission of the Expression of Interest resulting in the information in question being edited out of the published Board minutes and, subject to any applicable confidentiality undertakings, only being made public in connection with the signature of the operation in question.

If EIF has not received such declaration confirming that an applicant does not agree to the publication of the aforementioned operational overview in the Board minutes, EIF will consider that publication is acceptable to the applicant, if applicable, and will proceed with publication on EIF's website as indicated above.

² http://www.eif.org/news_centre/publications/EIF_Transparency_policy.htm?lang=-en