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| Declaration of legal and financial independence for providers of anti-tampering devices and of compliance of the installed anti-tampering device with the requirements of Commission Implementing Regulation (EU) 2018/574 |

**Subject**: **Declaration confirming a) the legal and financial independence of providers of anti-tampering devices, in accordance with Articles 7(2) and 35 of Commission Implementing Regulation (EU) 2018/574, b) the compliance of an installed anti-tampering device with the requirements of Commission Implementing Regulation (EU) 2018/574 in accordance with Article 7(2) of this Regulation.**

The company represented by the signatory is a:

🗆 provider of anti-tampering devices;

🗆 sub-contractor of a provider of anti-tampering devices.

The company represented by the signatory:

🗆 supplied an anti-tampering device to the manufacturer/importer but did not install it;

🗆 installed an anti-tampering device that was supplied by another company to the manufacturer/importer, at the manufacturer’s/importer’s premises;

🗆 supplied and installed an anti-tampering device at the manufacturer’s/importer’s premises.

I, the undersigned [*insert name and surname*], being [*insert name of position held*] of [*insert company name*], (hereafter "the company"), located at [*insert full address*] and with the VAT identification number [*insert VAT number*], acting as a legal representative of the aforementioned company, which provides the service to [*insert company name of the manufacturer/importer*], located at [*insert full address*] and with the VAT identification number [*insert VAT number*], hereby confirm and declare that:

* the company is **independent** from the tobacco industry in terms of **legal form**, **organisation and decision making**, in accordance with Article 35(2)(a) of *Commission Implementing Regulation (EU)* *2018/574* of 15 December 2017 on technical standards for the establishment and operation of a traceability system for tobacco products;
* the company is **independent** in **financial terms** from the tobacco industry, in accordance with Article 35(2)(b) of *Commission Implementing Regulation* *(EU) 2018/574*;
* **no conflict of interest** with the tobacco industry is present, in accordance with Article 35(2)(c) of *Commission Implementing Regulation* *(EU) 2018/574*.
* the anti-tampering device(s) listed below was/were supplied and/or installed at the manufacturer’s/importer’s premises meet(s) the **requirements of Commission Implementing Regulation (EU) 2018/574**, in accordance with Article 7(2) of this Regulation.

I understand that Member States and the European Commission reserve the right to verify this declaration and I am aware of the consequences that may derive from any false declaration.

List of the anti-tampering devices covered with the present declaration

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| No | Identification of anti-tampering device (model, serial number) | Company name of the manufacturer/importer concerned | Facility of installation – full address | Facility of installation - FID[[1]](#footnote-1) |
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| … | … | … | …. | …. |

Signature of the authorised person:

Date and place:

1. Please consult the concerned manufacturer/importer in order to obtain a facility identifier code (FID) that was allocated to the facility in question in accordance with Article 17 of Commission Implementing Regulation (EU) 2018/574. [↑](#footnote-ref-1)