

CIMIC THIRD PARTY ANTI-BRIBERY & CORRUPTION DECLARATION FORM



Private and Confidential

THIRD PARTY ANTI-BRIBERY, CORRUPTION AND BUSINESS INTEGRITY DECLARATION

CIMIC Group Limited and its Operating Companies are committed to undertaking business with integrity, in compliance with all applicable laws and in accordance with its Group Code of Conduct. We will only consider entering into business relationships with others where we are satisfied that they share these commitments. We therefore require you to familiarise yourself with the CIMIC Group Code of Conduct and to complete this declaration.

Details can be found on <https://www.cimic.com.au/en/our-group/governance/policies>

Legal name:	(the “Third Party”)
Registered Address:	
Business Registration Number (e.g. ABN):	
Details of legal and beneficial owners:	
Previous or other trading names:	

Please answer the following questions, in relation to the Third Party, its directors, officers and key management personnel and any personnel of the Third Party involved in the proposed work for CIMIC Group (collectively, referred to as “Relevant Personnel”).

		Please tick the appropriate box	
		Yes	No
(a)	Have all Relevant Personnel read and understood and will they comply with the CIMIC Group Code of Conduct, as if they were employees of the CIMIC Group?		
	If no, will all Relevant Personnel: <ul style="list-style-type: none"> comply with Third Party’s own codes, policies or procedures? Please list and provide copies of these for consideration by the CIMIC Group; and acknowledge and agree that they will not do any act causing or requiring CIMIC Group personnel to breach the CIMIC Group Code of Conduct. 		
(b)	Has the Third Party or any of its primary contractors or suppliers been subject to or received any prosecutions, regulatory notices, tendering restrictions, sanction notices, litigation or arbitration concerning allegations of fraud, bribery, ethical-business practices or corruption, modern slavery or breaches of the human rights of employees or contractors, or environmental or safety breaches or in terms of any other abovementioned related/similar or associated laws or regulations?		
	If yes, please provide details and a contact person for further discussion if required.		
(c)	Are any Relevant Personnel:		
	(i) currently a public official ¹ ?		
	(ii) formerly a public official ¹ ?		
	(iii) a relative of or otherwise connected to a public official ¹ ?		
	(iv) involved in any business relationship with a public official ¹ ?		

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Please tick the appropriate box			Yes	No
	If yes, please provide details and a contact person for further discussion if required.			
	¹ A public official is an individual who holds a legislative, government, administrative or judicial position (whether appointed or elected) of any country, state or territory and includes their representatives.			
(d)	Do any Relevant Personnel have personal relationships with any person from CIMIC Group who is involved directly or indirectly with the potential business relationship?			
	If yes, please provide details and a contact person for further discussion if required.			
(e)	Are all Relevant Personnel of good character and repute?			
(f)	Have any Relevant Personnel been found guilty in relation to any criminal offence in the last five years?			
(g)	Are any Relevant Personnel currently the subject of any official investigation or inquiry into alleged criminal conduct?			
	If no to (e) or yes to (f) or (g), please provide details and a contact person for further discussion if required.			
(h)	Has modern slavery, human trafficking or forced or child labour been used anywhere by the Third Party or, to the best of the Third Party's knowledge, by any direct contractor or suppliers to the Third Party?			
	If yes, please provide details and a contact person for further discussion if required.			
(i)	Will the third party be acting as an agent and/or intermediary (which includes legal, tax, immigration, financial, security and industrial relations advisers, lobbyists, customs and shipping agents) or engaging or using agents or intermediaries to act for CIMIC			
(j)	Will the third parties remuneration include success fees for the award of contracts or achievement of defined outcomes, involve cash payments of any kind or include non-refundable upfront payments			
(k)	Does the third party have a compliance management program (i.e. policies, procedures, training, whistleblower protection) to ensure compliance with business integrity laws and regulations (i.e. bribery and corruption, fraud, Modern Slavery and or any other associated laws or regulations)?			
(l)	Does the Third Party have a program to identify, investigate and remediate breaches of business integrity laws and regulations?			

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DECLARATION

The Third Party acknowledges and declares that:

- (a) it shares CIMIC Group's approach to promoting good ethical practices;
- (b) it will encourage a culture of openness where any behaviours that may breach the CIMIC Group Code of Conduct are investigated and dealt with appropriately;
- (c) it will notify CIMIC immediately if it becomes aware of any behaviours that are or may be inconsistent with the CIMIC Group Code of Conduct or in contravention of any relevant Laws or regulations.
- (d) it will, and it will cause its Relevant Personnel, contractors and suppliers to comply with the CIMIC Group Code of Conduct (or its own code, where CIMIC Group approval has been given);
- (e) no payments it receives from CIMIC or Operating Companies are, or will be used in violation of any modern slavery, anti-bribery, anti-money laundering, trade sanctions, terrorist financing or any other appropriate/similar laws and regulations;
- (f) it is legal for the Third Party to enter into the potential business relationship with CIMIC Group and the Third Party has all necessary licences, permits, consents, skills and experiences to do so; and
- (g) the answers provided above are true and correct.

Signed for and on behalf of the Third Party by:

Name:

Position:

Telephone:

Email:

Date:

Signature:
