

To: Finnvera Group  
(as defined below)

cc: Finnvera plc  
Large Corporates  
P.O. Box 1010  
00101 HELSINKI

Dear Sirs/Madams,

### **Anti-Bribery Declaration of the Guarantee Holder**

Reference is made to the application(s) submitted to Finnvera plc ("Finnvera") and/or Finnish Export Credit Ltd ("FEC") (hereinafter together the "Finnvera Group") concerning the following export transaction (the "Export Transaction"):

Buyer	•
Description of project	•
Country	•

Whereas the Finnvera Group is bound by the Recommendation of the OECD Council on Bribery and Officially Supported Export Credits, which declares, *inter alia*, that officially supported export credits and export credit guarantees must not be granted with respect to export transactions where bribery has been involved. Therefore, we, the undersigned, in our capacity as the guarantee holder in relation to the financing of the Export Transaction make the declarations and give the undertaking set out herein.

The declarations made and undertaking given herein are for the benefit of the Finnvera Group and, accordingly, each of Finnvera and FEC shall have an independent right to rely on this document and enforce its rights hereunder.

### **1 Anti-Bribery Declaration**

We understand the importance of the development, application and documentation of appropriate anti-bribery management control systems. We understand that we shall comply with all relevant laws and regulations prohibiting bribery in the country of the Export Transaction.

We hereby declare and confirm that:

- (a) the information we have submitted or will submit, directly or through the relevant applicant, to the Finnvera Group concerning the Export Transaction and all costs and expenses related thereto is true and correct;
- (b) we have been informed and understand that promising, offering or giving a bribe to a domestic or foreign public official constitutes an offence under Chapter 16 of the Finnish Penal Code (39/1889, as amended) and that promising, offering or giving a bribe in the private sector constitutes an offence under Chapter 30 of the Finnish Penal Code;
- (c) neither we nor any natural or legal person acting under any capacity in our name or on our account has promised, offered or given or will promise, offer or give any bribe to a domestic or foreign public official or in the private sector in connection with the Export Transaction;
- (d) neither we nor, to the best of our knowledge based on reasonable examination, any natural or legal person acting under any capacity in our name or on our account in connection with the Export Transaction are currently under charge in any court or formally under investigation by public prosecutors for violation of laws against bribery in any country;
- (e) neither we nor, to the best of our knowledge based on reasonable examination, any natural or legal person acting under any capacity in our name or on our account in connection with the Export Transaction have, within a five-year period preceding the application, been convicted in any court or been subject to equivalent administrative measures for violation of laws against bribery of any country or been found as part of a publicly available arbitration award to have been engaged in bribery;
- (f) all commissions and fees paid, or agreed to be paid, to any natural or legal person acting under any capacity in our name or on our account in connection with the Export Transaction are, or will be, for legitimate services only; and that
- (g) neither we nor, to the best of our knowledge based on reasonable examination, any natural or legal person acting under any capacity in our name or on our account in connection with the Export Transaction have been listed on the publicly available debarment lists of any of World Bank Group, African Development Bank, Asian Development Bank, European Bank for Reconstruction and Development, and Inter-American Development Bank.

## **2 Information Undertaking**

We hereby undertake that we upon demand will disclose to the Finnvera Group:

- (i) the identity of any natural or legal persons acting in our name or on our account in connection with the Export Transaction;
- (ii) the amount and purpose of commissions and fees paid, or agreed to be paid, to such persons; and
- (iii) the country or jurisdiction in which the commissions and fees have been paid, or agreed to be paid.

### 3 Representations

We hereby represent and warrant that:

- (a) all corporate approvals have been obtained and corporate action taken as required to execute, deliver and perform this Anti-Bribery Declaration and our undertaking and obligations hereunder and such approvals and action are in full force and effect; and
- (b) the person(s) who have signed this Anti-Bribery Declaration have been duly authorized to sign on behalf of our company.

### 4 Governing Law and Jurisdiction

This Anti-Bribery Declaration and our undertaking and obligations hereunder are governed by Finnish law, excluding its choice of law provisions.

We hereby agree that any claim or dispute arising from this Anti-Bribery Declaration and our obligations hereunder may be settled by the District Court of Helsinki, and we hereby submit to the jurisdiction of such court.

Yours faithfully,

**[Official name of the Guarantee Holder]**

\_\_\_\_\_  
 (Duly signed by the Guarantee Holder)  
 Print name  
 Print title

\_\_\_\_\_  
 (Duly signed by the Guarantee Holder)  
 Print name  
 Print title

\_\_\_\_\_  
 Place and Date