



**Declaration of absence of conflict of  
interest entrustment of collaboration**

The undersigned \_\_\_\_\_ born in \_\_\_\_\_

Address \_\_\_\_\_

Tax Code \_\_\_\_\_

profession \_\_\_\_\_

in the capacity of \_\_\_\_\_

on the date of (date of assignment) \_\_\_\_\_

TITLE SEMINAR \_\_\_\_\_

Having regard to the annexed relevant legislation, referred to here, on  
situations, even potential, of conflict of interest

***DECLARES***

Pursuant to articles 46 and 47 of D.P.R. 445/2000, aware that anyone who  
makes false statements is punished under the Penal Code and special laws on  
the subject

- the absence of situations, even potential, of conflict of interest pursuant to  
and for the effects of art. 53, paragraph 14, of Legislative Decree no. 165/2001  
and s.m.e.i.
- not to have any degree of kinship or affinity, up to and including grade  
IV, with a professor belonging to the Department or the structure requesting  
the activation of the post, or with the Rector, the Director General, or a  
member of the University Board of Directors.

*Date* \_\_\_\_\_

*Signature* \_\_\_\_\_



*"a person who assumes a position of any kind (political, work, collaboration, etc.) in a public administration is required to act impartially and in the exclusive public interest. the situation of conflict of interest therefore occurs every time that a different interest (financial or otherwise) from the primary one of the public administration is presented as capable of influencing the action of the person in charge of the office.*

*The Col is current (also called real) when it occurs during the decision-making process of the decision-maker. In other words, the primary (public) and secondary (private) interests come into conflict precisely at the moment in which the decision-maker is required to act independently, without interference.*

*The Cdl is potential when the decision-maker having a secondary interest, even following the occurrence of a certain event (e.g. acceptance of a gift or other benefit), can find himself, at a later time, in a situation of current Cdl. Potential conflict can also arise from a promise.*

*The Col is apparent (also called perceived Col) when a reasonable person could think that the primary interest of the decision-maker could be compromised by secondary interests of various kinds (e.g. social and financial). In the apparent conflict, therefore, the situation is such as to be able to seriously damage the public trust of the decision-maker, even when the same is not the bearer of any secondary interest.*

**MAIN REGULATION FOR EMPLOYEES, MANAGERS AND CONSULTANTS**  
**ART. 2 co. 3, 3, co. 2, 6 and 7 (and 13) OF Presidential Decree 62/2013**

**Art. 2 paragraph 3:**

*The public administrations referred to in article 1, paragraph 2, of legislative decree no. 165 of 2001 extend, to the extent compatible, the obligations of conduct set out in this code to all collaborators or consultants, with any type of contract or assignment and in any capacity, to the holders of bodies and positions in the offices of direct collaboration with the authorities policies, as well as towards collaborators in any capacity of companies supplying goods or services and who carry out works in favor of the administration. To this end, in the assignment documents or in the contracts for the acquisition of collaborations, consultancy or services, the administrations insert specific provisions or clauses for termination or forfeiture of the relationship in case of violation of the obligations deriving from this code*

**Article 3 paragraph 2**

*The employee also respects the principles of integrity, correctness, good faith, proportionality, objectivity, transparency, fairness and reasonableness and acts in a position of independence and impartiality, abstaining in the event of a conflict of interest*



#### Article 6

1. Without prejudice to the transparency obligations established by laws or regulations, the employee, upon being assigned to the office, informs the office manager in writing of all relationships, direct or indirect, of collaboration with private subjects in paid in any way that he has or has had in the last three years, specifying:

a) if the spouse or cohabitant himself, or his relatives or in-laws within the second degree, still have financial relations with the subject with whom he had the aforementioned collaboration relations;

b) whether such relationships have existed or exist with subjects who have interests in activities or decisions inherent to the office, limited to the practices entrusted to him.

2. The employee refrains from making decisions or carrying out activities related to his/her duties in situations of conflict, even potential, of interests with personal interests, of the spouse, cohabitants, relatives, by-laws within the second degree. The conflict may concern interests of any nature, even non-pecuniary ones, such as those deriving from the intention of wanting to indulge in political, trade union or hierarchical superior pressure.

#### Art.7

1. The employee refrains from participating in the adoption of decisions or in activities that may involve his own interests, or those of his relatives, by-laws within the second degree, of his spouse or cohabitants, or of people with whom he has relationships or of subjects or organizations with which he or his spouse has a pending cause or serious enmity or significant credit or debit relationships, or of subjects or organizations of which he or she is guardian, curator, attorney or agent, or of bodies, associations also unrecognised, committees, companies or establishments of which he is a director or manager or manager. The employee abstains in any other case where

there are serious reasons of convenience. The head of the office to which he belongs decides on abstention.

#### Article 13 paragraph 3

The manager, before assuming his duties, informs the administration of the shareholdings and other financial interests that could place him in conflict of interest with the public function he carries out and declares whether he has relatives or in-laws within the second degree, spouse or cohabitant who carry out political, professional or economic activities which put them in frequent contact with the office they will have to lead or who are involved in decisions or activities relating to the office (...)

ART. 1 co. 2 lett. e), 4, 5, 9, 10 and 20 of Presidential Decree 39/2013

#### Art. 1 paragraph 2 letter e)

For the purposes of this decree it means:

e) for «appointments and positions in regulated or financed private law entities», the positions of chairman with direct management powers, managing director, executive positions, stable performance of consultancy activities in favor of the entity



#### Article 4

1. To those who, in the previous two years, have carried out assignments and held positions in entities governed by private law or financed by the administration or by the public body which confers the position or have carried out professional activities on their own, if these are regulated, financed or in any case paid by the administration or body that confers the task, the following cannot be conferred:

- top administrative positions in state, regional and local administrations;
- directorships in public bodies at national, regional and local levels;
- external managerial positions, however denominated, in public administrations, in public bodies which relate to the specific sector or office of the administration which exercises the powers of regulation and financing.

#### Article 5

1. The positions of general manager, medical director and administrative director in local health companies cannot be conferred on those who, in the previous two years, have held positions and held positions in private law entities regulated or financed by the regional health service.

#### Article 9

2. Top administrative positions and managerial positions, however denominated, in public administrations, the positions of director in public entities and of chairman and chief executive officer in private law entities under public control are incompatible with the performance on one's own behalf, by of the person in charge, of a professional activity, if this is regulated, financed or in any case remunerated by the administration or body that confers the assignment.

#### Article 10

1. The positions of general manager, medical director and administrative director in the local health units of the same region are incompatible:

- with appointments or positions in private law entities regulated or financed by the regional health service;
- with the person in charge carrying out a professional activity on his own, if this is regulated or financed by the regional health service.

2. Incompatibility also exists when the positions, offices and professional activities indicated in this article are taken on or maintained by the spouse and relative or in-law within the second degree.



Article 20

1. When conferring the assignment, the interested party submits a declaration on the non-existence of one of the causes of non-assignment referred to in this decree.
2. During the term of office, the interested party annually submits a declaration on the non-existence of one of the causes of incompatibility referred to in this decree.
3. The declarations referred to in paragraphs 1 and 2 are published on the website of the public administration, public body or private law body under public control which conferred the assignment.
4. The declaration referred to in paragraph 1 is a condition for the acquisition of the effectiveness of the assignment.
5. Without prejudice to any other liability, the false declaration, ascertained by the same administration, in compliance with the right of defense and the right of hearing of the interested party, entails the non-assignment of any assignment referred to in this decree for a period of 5 years.

SIGNATURE TO ACKNOWLEDGE THE REGULATIONS

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