

INTEGRITY PACT

AIR SELANGOR BUSINESS ASSOCIATE'S DECLARATION

1. I, _____, NRIC No. _____ the Director/Managing Director of _____ [*name of Company*] ("Company") with Company Registration Number _____ hereby declare that I representing this Company and all its associates, which include but not limited to its employees, agents and/or subcontractors and representatives (collectively referred to as "We"), hereby declare and undertake as follows:
- a. Shall not directly or indirectly offer or give, promise to give any money, goods or services, or any gratifications as defined under the Malaysian Anti-Corruption Commission Act 2009 [Act 694], to any individual(s) in Pengurusan Air Selangor Sdn Bhd ("Air Selangor") or any other individual(s), this shall include but not limited to paying facilitation moneys to any authorities, enforcement and/or approving bodies/organizations, when acting on behalf of, or for Air Selangor.
 - b. Shall not directly or indirectly solicit, receive or agree to receive any forms of gratifications from any individuals or parties, or commit any corrupted acts as defined under the Malaysian Anti-Corruption Commission Act 2009 [Act 694], which may include but not limited to falsification, manipulation, misrepresentation of any official documents or information, or misuse of position and/or office to gain undue advantage(s), when acting on behalf of, or for Air Selangor.
 - c. Shall not collude with any bidder(s), Suppliers or any other individual(s), in any type of practices including but not limited to "bid rigging". Where applicable, We shall not corruptly procure withdrawal of tender, or committed directly or indirectly towards any act that may affect competitive nature of bidding process and its fairness during any procurement activities that We undertake. Where applicable, We shall inform Air Selangor of any companies related to us, that participate in the same tender exercise as we do **and We have provided the details in the Declaration of Related Parties.**

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d. If We are suspected with reasonable basis, found and/or proven to breach, or fail to comply to the above requirements, I hereby agree as a representative of the Company, for the following actions to be taken:

- i. Revocation of the Company's registration status of Air Selangor's registered vendor, and shall be blacklisted for future registration;
- ii. Revocation of existing participation in all other Air Selangor's ongoing procurement exercise(s), and any award and/or contract offer;
- iii. Termination of all existing award and/or contract; and
- iv. Any other disciplinary actions Air Selangor deems fits which might include criminal and/or civil proceedings in the court of law.

2. We shall report any act of misconduct, non-adherence to above requirement, when it comes to our knowledge. Such report shall be made to Air Selangor whistleblowing channel (etika.air@airselangor.com), or any other authorities such as Suruhanjaya Pencegahan Rasuah Malaysia (SPRM) etc.

Declared by,

[Signature]

Name:

IC No:

Designation:

Date:

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DECLARATION OF RELATED PARTIES

IMPORTANT INSTRUCTION:

ONLY fill this page **IF** there are other party(ies) related to the Tenderer and/or Director of Tenderer who also participate in this Tender.

TYPE OF RELATED PARTIES	YES (Please tick whichever applicable)
Parent Company	
Subsidiary	
Companies under common control	
Associated Director/s	
Member of Director Families**	
Management/employees of Parent or Subsidiary Company	
Employee of Air Selangor	
Others (Please specify)	

** Spouse, parents, child, adopted child, stepchild, brother, sister and the spouse of director's child, brother and sister.

If you answered YES to one or more of the questions above, please complete the table hereunder:

NAME OF THE RELATED COMPANY OR INDIVIDUAL	COMPANY REGISTRATION OR NRIC	TYPE OF RELATION	OWNERSHIP / DIRECTORSHIP SHARE (%)

I certify that all the information provided is true, accurate and complete and that there is no omission of important information.

.....

(Director / Authorised Signatory of Tenderer)

Name:

NRIC:

Date:

Name of Tenderer Company:

Tenderer's Company Stamp:

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DEFINITION:

1.0 Related companies are defined according to Companies Act 2016 (Clause 4) if the other company:

- i. controls the **composition** of the board of directors of the companies
- ii. controls **more than half** of the voting power of the company
- iii. hold **more than half** issue share capital of the company, excluding any parts of the share capital which consist of preference shares or;
- iv. The company is **subsidiary** of any company, which is subsidiary of other company.

2.0 Companies having persons '**connected**' with the director of other Company according to Companies Act 2016: Clause 197. This is including;

- i. a member of director families (spouse, parents, child, adopted child, stepchild, brother, sister and the spouse of director's child, brother and sister;
- ii. a body corporate associated with that director;
- iii. a trustee of a trust, other than trustee for an employee share scheme or pension scheme, under which that director or a member of director's family is beneficiary; or
- iv. a partner of that director or a partner of a person connected with that director

3.0 According to Companies Act 2016: Clause 197, 2 (b), a Company is associated with a director if;

- i. The company is under obligation to act in accordance with the directions, instructions, or wishes of that director.
- ii. That director has a controlling interest in the Company

That director, or persons connected with that director, or both have a minimum **twenty per centum** (20%) of voting shares in the Company.