

STATEMENT

on compliance with independence criteria for a member of the Supervisory Board of the State Enterprise of the Ministry of Defense of Ukraine "Defence Procurement Agency"

I, _____
(*surname, name, patronymic*)
(born on _____ 19 _____, passport series _____ No. _____,
issued _____),

hereby inform that I meet the independence criteria put forward to a member of Supervisory Board as established by:

1. the Law of Ukraine "On the Management of State Property":
 - is not, and has not been for the last five years an official of such a state unitary enterprise or business entity, or its subsidiary, branch, representative office and/or other separate subdivision;
 - is not, and has not been for the last three years an employee of such a state unitary enterprise or business company, or its subsidiary, branch, representative office and/or other separate subdivision;
 - is not, and has not been an affiliated person (within the meaning of the Law of Ukraine "On Joint-Stock Companies") of such state unitary enterprise or business partnership and/or its shareholders (participants), or of its subsidiary, branch, representative office and/or other separate divisions and/or officers;
 - do not receive or have received any income, except for the income in the form of remuneration for the fulfilment of the functions of a Supervisory Board member, from such a state unitary enterprise or business partnership, or its subsidiary, branch, representative office and/or other separate division;
 - is not the owner of the corporate rights of such a business entity (independently or in association with affiliated persons) nor represents the interests of such an owner;
 - is not an auditor of such a state unitary enterprise or business partnership and has not embraced such position within a certain period of time for the past three years preceding the appointment (election) to the Supervisory Board;
 - did not participate/participate in the audit of such a state unitary enterprise or business partnership, its subsidiary, branch, representative office or any other separated subdivision thereof as an auditor employed as part of the audit organization, and has not participated in such audit within a certain period of time for the past three years preceding such member's appointment (election) to the Supervisory Board;
 - does not have, and has not had for the past year, civil or civil and labor relations with such a state unitary enterprise or business partnership, its subsidiary, branch, representative office or any other separated subdivision thereof directly or as a shareholder (participant), manager or member of the executive board of the economic entity which has or had such relations;
 - have not worked in the position of an independent member of the Supervisory Board

ДОКУМЕНТ СЕДО

Сертифікат 5B77CE19CBV35C640400000B96B0000E85B0100

Підписувач Ковальчук Олександр Миколайович

Дійсний з 18.08.2023 0:00:00 по 17.08.2025 23:59:59

Центральне управління координації зовнішньоекономічної діяльності



220/64/103-в від 10.04.2024 18:58



- is not a close person with the persons specified in the above clauses (the term "close person" is used in the sense defined in the Law of Ukraine "On the Prevention of Corruption").

2. Resolution of the Cabinet of Ministers of Ukraine N°142 of March 10, 2017 «Some Issues of Management of State Unitary Enterprises and Commercial Associations with More Than 50 Percent Share of Authorized Capital Owned by the State»:

- full civil and legal capacity;
- higher education, professional knowledge and skills, work experience and other characteristics necessary for the proper exercise of the powers of a member of the Supervisory Board, which corresponds to the types of activities of the state unitary enterprise and business partnerships with more than 50% share of state-owned authorized capital;
- integrity, impartiality and impeccable business reputation;
- not hold elected office and not be an official of state and/or local government;
- absence of outstanding convictions.

3. The Law of Ukraine "On Joint-Stock Companies" dated 27.07.2002 №2465-IX article 73.

- has been within the preceding five years in the composition of the management bodies of this entity and/or legal entities affiliated with it;
- receives and/or has received during the preceding three years from this entity and /or its affiliated legal entities an additional remuneration in excess of 5 percent of the aggregate annual income of such person for each of such years;
- owns (directly or indirectly) 5% or more of the authorized capital of a legal entity or is an official or a person who carries out management functions in such a legal entity and is also an individual entrepreneur who during the past year had substantial business relations with this entity and /or its affiliated legal entities;
- is and/or has been during the preceding three years a key partner, official or employee of the auditing entity who participated in the provision of services for the mandatory audit of the financial statements of this entity and /or its affiliated legal entities;
- is and/or has been during the preceding three years an employee of the audit firm which provided audit services to this entity and/or its affiliated entities during the preceding three years;
- is and/or has been employed by this entity and/or affiliated legal entities during the preceding three years;
- is a shareholder owning the controlling interest and/or is a representative of shareholder holding the controlling interest in this entity in any civil relations;
- has been in common for more than 12 years a member of the Board of this entity;
- is a person related by kinship to the persons specified in items 1-8 hereof;
- does not comply with the additional criteria established by the Articles of Association or other internal regulatory documents of the entity.

The requirements of items 1, 2 and 6 of this clause do not apply to the cases of holding the position of an independent director in the entity pertaining to it relations.

_____ 2024

(Signature)