**Annex 4**

**DECLARATION BY LEGAL REPRESENTATIVE CONTAINING INFORMATION THAT QUALIFIES THE COMPANY AS A SME**

|  |  |  |  |
| --- | --- | --- | --- |
| The undersigned |  | Fiscal code |  |
| born in |  | on |  |
| as legal representative of |  |
| with registered office in  |  | address |  |
| place of business | *(leave blank if same as registered office)* | address | *(leave blank if same as registered office)* |
| Fiscal Code |  | VAT number |  |
| CEM |  |

- whose company is applying for subsidy concerning the audiovisual work \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_ whose application for subsidy was presented on \_\_\_\_\_\_\_\_\_ under the Public Notice “**Apulia Development Film Fund 2019**”;

**H E R E B Y D E C L A R E S**

to fall within one of the following business sizes:

micro small medium

on the basis of the data shown in the attached forms, indicated below (please check the appropriate box):

* *Form 1 Information related to calculating the size of the company*
* *Form 2 Overview for data calculation of the associated or affiliated companies*
* *Form 3 Overview statement of data relating to associated companies*
* *Form 3A Partnership statement for each associated company*
* *Form 4 Affiliated companies form - 1*
* *Form 5 Affiliated companies form - 2*
* *Form 5A Affiliate form*

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

*Electronic document digitally signed, pursuant to Presidential Decree N. 445 of 28 December 2000, Legislative Decree N. 82, dated March 2005, and related regulations, which replaces the printed text and handwritten signature)*

**ANNEX 4 -** **Form 1**

**INFORMATION RELATED TO CALCULATING THE SIZE OF THE COMPANY**

**1. Details of the company**

Name or business name:

Address of registered office:

Registration number:

**2. Type of company**

Tick the box (es) relating to the applicable situation of the applicant company:

|  |  |  |  |
| --- | --- | --- | --- |
|  |  | Independent company | In this case, the data reported in point 3 are derived from the applicant company’s accounts |
|  |  | Associated company | In such cases, the data reported in point 3 are derived from the data indicated in the respective detailed statements referred to in Forms 2, 3, 4 and 5 |
|  |  | Affiliated company |

**3. Data necessary for calculating the size of the company**

Reference period (1):

|  |  |  |
| --- | --- | --- |
| Employees | Revenue (\*) | Balance sheet total (\*) |
|  |  |  |

 (\*) In thousands of euros

**4. Size of the company**

Based on the data referred to in point 3 tick the box relating to the applicant company’s size:

* micro enterprise
* small enterprise
* medium-sized enterprise
* large enterprise

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

*Electronic document digitally signed, pursuant to Presidential Decree No. 445 of 28 December 2000, to Legislative Decree No. 82, dated March 2005, and related regulations, which replaces the printed text and handwritten signature*

(1) The reference period is the last financial year closed and approved prior to the date on which the subsidy application is signed. For companies exempt from ordinary accounting and/or from preparation of financial statements, the aforementioned information is derived, as far as revenue is concerned, from the last tax return submitted and, as far as assets are concerned, based on the statement of assets and liabilities according to the criteria set out in Presidential Decree n. 689/74 and in compliance with art. 2423 and following of the Civil Code. For companies for which, on the signing date of the subsidy application, the first financial statements were not approved or, in the case of companies exempt from ordinary accounting and/or the preparation of financial statements, the first tax return was not presented, only the number of employees and the resulting balance sheet total on the same date will be considered.

 **ANNEX 4 - FORM 2**

**OVERVIEW FOR DATA CALCULCATION OF ASSOCIATED OR AFFILIATED COMPANIES**

**Data calculation for associated or affiliated companies**

|  |
| --- |
| Reference period (1): |
|  | Employees (ALU) | Revenue (\*) | Balance sheet total (\*) |
| 1. Data (2) from applicant company or of consolidated accounts [carried over from Form 4, table 1] |  |  |  |
| 2. Data (2) from all associated companies (if any) [carried over from the summary table of Form 3] proportionally aggregated |  |  |  |
| 3. Sum of data (2) of all affiliated companies (if any) not included through consolidation on line 1 [carried over from Form 5, table A] |  |  |  |
| Total |  |  |  |

 (\*) In thousands of euros

The results indicated in the “Total” line must be reported in the table of point 3, Form 1, relating to information for calculating the size of the company.

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

*Electronic document digitally signed, pursuant to Presidential Decree No. 445 of 28 December 2000, to Legislative Decree No. 82, dated March 2005, and related regulations, which replaces the printed text and handwritten signature*

(1) The reference period is the last financial year closed and approved prior to the date on which the subsidy application is signed. For companies exempt from ordinary accounting and/or from preparation of financial statements, the aforementioned information is derived, as far as revenue is concerned, from the last tax return submitted and, as far as assets are concerned, based on the statement of assets and liabilities according to the criteria set out in Presidential Decree n. 689/74 and in compliance with art. 2423 and following of the Civil Code. For companies for which, on the signing date of the subsidy application, the first financial statements were not approved or, in the case of companies exempt from ordinary accounting and/or the preparation of financial statements, the first tax return was not presented, only the number of employees and the resulting balance sheet total on the same date will be considered.

 (2) The data of the company, including information related to the employees, are determined on the basis of accounts and other company data or, if available, based on the company’s consolidated accounts or other consolidated accounts in which the company is included through consolidation. **ANNEX 4 - Form 3**

**OVERVIEW STATEMENT OF DATA RELATING TO ASSOCIATED COMPANIES**

For each company for which a “partnership statement” has been completed, [one for each company associated with the applicant company as well as companies associated with any affiliated companies, whose data are not yet included in the consolidated accounts (1)], the data in the corresponding “associated” table should be reported in the following summary table:

**Summary Table**

|  |  |  |  |
| --- | --- | --- | --- |
| Associated company(indicate name) | Employees | Revenue (\*) | Balance sheet total (\*) |
| l) |  |  |  |
| 2) |  |  |  |
| 3) |  |  |  |
| 4) |  |  |  |
| 5) |  |  |  |
| …) |  |  |  |
| Total |  |  |  |
|  |  |  |  |
|  |  |  |  |

 (\*) In thousands of euros.

The data indicated in the “Total” line of this summary table must be reported in line 2 (regarding associated companies) of the table of Form 2 relating to data calculation of associated or affiliated companies.

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

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(1) If the data relating to a company are included in the consolidated accounts at a lower percentage than that referred to in article 3, paragraph 4, it is appropriate to apply the percentage established by this article.

**ANNEX 4 - Form 3A**

**PARTNERSHIP STATEMENT FOR EACH ASSOCIATED COMPANY**

**1. Details of the company**

Name or business name:

Address of registered office:

Registration number:

**2. Employee data and financial parameters of the associated company**

|  |
| --- |
| Reference period (1): |
|  | Employees  | Revenue (\*) | Balance sheet total (\*) |
| 1. Gross data |  |  |  |
| 2. Gross data of any affiliated companies with the associated company |  |  |  |
| 3. Total gross data |  |  |  |

 (\*) In thousands of euros.

**NB:** The gross data are derived from the associated company’s accounts and other consolidated data, if available in this form, to which 100% of the data of the companies affiliated to the associated company are added, unless the data of the affiliated companies have already been included through consolidation in the accounting of the associated company. In the case of companies affiliated with the associated company whose data are not included in the consolidated accounts, fill in Form 5A for each one of them and report the data in Form 5; the total data resulting in Table A, Form 5 must be reported in point 2 of this table.

**3. Proportional calculation**

a) Indicate the precise percentage of participation (2) held by the applicant company (or by the affiliated company through which the relationship with the associated company exists), in the associated company covered in this form: .... %

Also, indicate the percentage of participation (2) held by the company which is covered in this form, associated with the applicant company (or with the affiliated company): …………%.

b) Of the two percentages mentioned above, the higher percentage must be taken into consideration; this percentage applies to the total gross data indicated in point 2 of the table of this Form. The percentage and the result of the proportional calculation (3) must be reported in the following table:

 **“Associated” Table**

|  |  |  |  |
| --- | --- | --- | --- |
| Percentage: . . .% | Employees | Revenue (\*) | Balance sheet total (\*) |
| Proportional results |  |  |  |

 (\*) In thousands of euros.

The above data must be reported in the summary table of Form 3.

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

*Electronic document digitally signed, pursuant to Presidential Decree No. 445 of 28 December 2000, to Legislative Decree No. 82, dated March 2005, and related regulations, which replaces the printed text and handwritten signature*

(1) The reference period is the last financial year closed and approved prior to the date on which the subsidy application is signed. For companies exempt from ordinary accounting and/or from preparation of financial statements, the aforementioned information is derived, as far as revenue is concerned, from the last tax return submitted and, as far as assets are concerned, based on the statement of assets and liabilities according to the criteria set out in Presidential Decree n. 689/74 and in compliance with art. 2423 and following of the Civil Code. For companies for which, on the signing date of the subsidy application, the first financial statements were not approved or, in the case of companies exempt from ordinary accounting and/or the preparation of financial statements, the first tax return was not presented, only the number of employees and the resulting balance sheet total on the same date will be considered.

 (2) The highest percentage in terms of share capital or voting rights shall be taken into consideration. To this figure, the percentage of participation held in the same company by any other affiliated company must be added. The total percentage must be rounded off to a whole number.

(3) With regard to the employees category, the result of the proportional calculation must be expressed in whole numbers and two decimal places (eliminating additional decimal places); with regard to the Revenue and balance sheet total categories, the figures shall be noted in thousands of euros (eliminating hundreds of euros).

**ANNEX 4 - Form 4**

**AFFILIATED COMPANIES FORM - 1**

*(TO BE COMPLETED WHEN THE APPLICANT COMPANY PREPARES CONSOLIDATED ACCOUNTS OR IS INCLUDED THROUGH CONSOLIDATION IN THE CONSOLIDATED ACCOUNTS OF ANOTHER AFFILIATED COMPANY)*

**Table 1**

|  |  |  |  |
| --- | --- | --- | --- |
|  | Employees (\*) | Revenue (\*\*) | Balance sheet total (\*\*) |
| Total |  |  |  |

(\*) When the employees of a company are not included in the consolidated accounts, they are calculated by totaling all employees of all the companies with which it is affiliated.

(\*\*) In thousands of euros.

The consolidated accounts serve as the basis for calculation.

The data indicated in the “Total” line of Table 1 must be reported in line 1 of the table for data calculation of associated or affiliated companies (Form 2).

|  |
| --- |
| Indication of companies included through consolidation |
| Affiliated company (name) | Address of registered office | Registration number |
|  A. |  |  |
| B. |  |  |
| C. |  |  |
| D. |  |  |
| ... |  |  |

**Attention**: Any associated company of an affiliated company that has not been included through consolidation is to be treated as a direct associate of the applicant company and therefore Form 3A and Form 3 must also be completed.

**Attention**: The data of companies affiliated with the applicant company result from their accounts as well as other consolidated data, if available in this form. These are aggregated proportionally with the data of any associated company of such affiliated companies, located immediately upstream or downstream of the latter, if they have not already been included through consolidation.

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

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**ANNEX 4 - Form 5**

**AFFILIATED COMPANIES FORM - 2**

*(TO BE COMPLETED WHEN THE APPLICANT COMPANY OR ONE OR MORE AFFILIATED COMPANIES DO NOT PREPARE CONSOLIDATED ACCOUNTS OR ARE NOT INCLUDED THROUGH CONSOLIDATION)*

**FOR EACH AFFILIATED COMPANY (INCLUDED IN THE LINKS THROUGH OTHER AFFILIATED COMPANIES), FILL OUT THE "AFFILIATE FORM" (Sheet 5A) AND PROCEED TO THE TOTAL OF THE DATA OF ALL COMPANIES ASSOCIATED BY FILLING IN TABLE A**

**Table A**

|  |  |  |  |
| --- | --- | --- | --- |
| Company (name) | Employees  | Revenue (\*) | Balance sheet total (\*) |
| 1. |  |  |  |
| 2. |  |  |  |
| 3. |  |  |  |
| 4. |  |  |  |
| … |  |  |  |
| Total |  |  |  |

 (\*) In thousands of euros.

The data indicated in the "Total" line of the above table must be reported in line 3 (for associated companies) of the overview for data calculation of the associated or affiliated companies (Form 2); in the case of companies affiliated with associated companies, this data must be reported in Form 3 A, line 2 of the table of point 2.

**Attention**: The data of companies affiliated with the applicant company result from their accounts as well as other consolidated data, if available in this form. These are aggregated proportionally with the data of any associated company of such affiliated companies, located immediately upstream or downstream of the latter, if they have not already been included through consolidation.

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

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**ANNEX 4 - Form 5A**

**AFFILIATE FORM**

*(TO BE COMPLETED BY EVERY AFFILIATED COMPANY NOT INCLUDED THROUGH CONSOLIDATION)*

**1. Details of the company**

Name or business name:

Address of registered office:

Registration number:

**2. Employee data and financial parameters of the associated company**

|  |
| --- |
| Reference period (1): |
|  | Employees | Revenue (\*) | Balance sheet total (\*) |
| Total |  |  |  |

 (\*) In thousands of euros.

Data must be reported in Table A of Form 5.

**Attention**: The data of companies affiliated with the applicant company result from their accounts as well as other consolidated data, if available in this form. These are aggregated proportionally with the data of any associated company of such affiliated companies, located immediately upstream or downstream of the latter, if they have not already been included through consolidation. These associated companies are to be treated as direct associates of the applicant company and therefore Form 3A and Form 3 must also be completed.

Place and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Yours faithfully,

 *(certified digital signature of legal representative)*

*Electronic document digitally signed, pursuant to Presidential Decree No. 445 of 28 December 2000, to Legislative Decree No. 82, dated March 2005, and related regulations, which replaces the printed text and handwritten signature*

(1) The reference period is the last financial year closed and approved prior to the date on which the subsidy application is signed. For companies exempt from ordinary accounting and/or from preparation of financial statements, the aforementioned information is derived, as far as revenue is concerned, from the last tax return submitted and, as far as assets are concerned, based on the statement of assets and liabilities according to the criteria set out in Presidential Decree n. 689/74 and in compliance with art. 2423 and following of the Civil Code. For companies for which, on the signing date of the subsidy application, the first financial statements were not approved or, in the case of companies exempt from ordinary accounting and/or the preparation of financial statements, the first tax return was not presented, only the number of employees and the resulting balance sheet total on the same date will be considered.

(2) If the data relating to a company are included in the consolidated accounts at a lower percentage than that referred to in article 3, paragraph 4, it is appropriate to apply the percentage established by this article.