

## **ANNEX II - SUPPORTING DOCUMENTS TO BE SUBMITTED**

### **I. Legalization documents**

The applicant TLS User must submit the following documents along with its application in hard copy and electronic format as appropriate:

**1.** A copy of the Articles of Association of the applicant TLS User (with all amendments made after incorporation or since the last codification) duly attested by the competent supervisory authority, and in the case of Greek companies, the General Commercial Register.

**2.** A certificate dated within the 30 days prior to submission of the application, issued by the General Commercial Register (GEMI) or competent supervisory authority from time to time, in the case where the registered offices of the applicant TLS User are abroad, confirming:

**(a)** The current status of the legal person of the applicant TLS User, namely the lawful establishment/operation of the company, the fact that it is not in receivership, insolvency or bankruptcy, that it has no outstanding tax obligations, that it has not been included in settlement proceedings or any other similar regime;

**(b)** The fact that the version of the applicant User's Articles of Association submitted has not been further amended;

**(c)** Changes in current representation of the applicant TLS User, namely confirmation of the current Board of Directors in the case of a société anonyme, active directors in the case of a limited liability company or legal representatives of the company in the case of a company of another corporate type.

**3.** Where any of the above information is not certified by a certificate issued by the General Commercial Register or the competent supervisory authority at the place of the applicant's registered offices (where the company has its registered offices abroad) the company must also submit the following legalization documents, namely:

**(a)** minutes of the General Meeting which is appointed by the current Board of Directors and minutes of the Board of Directors on its official establishment in the case of a société anonyme;

**(b)** minutes of the General Meeting appointing the directors in active service in the case of a limited liability company;

**(c)** legalization documents which prove the legal representative of the applicant User in the case of a company of another corporate type.

**4.** Minutes of the Board of Directors or power of attorney or other document authorizing the legal representative(s) of the applicant TLS User to submit the application, to sign the Agreement, for an amount whose financial scope is not below Five Million Euro (€ 5.000.000) maximum, and to obtain the unique username and password for the TLS User's access to the Information System. Minutes of the Board of Directors or power of attorney or other document authorizing the legal representative(s) of the applicant TLS User to enter into transactions while the

Agreement is in effect, for an amount whose financial scope is not below Five Million Euro (€ 5.000.000) maximum.

5. RAE decision on registration of the applicant in the User Register.

6. A declaration in which the applicant TLS User, as duly represented, declares that the information submitted in this application is true. The company, along with the legal representative, shall be presumed to be responsible for the accuracy of the declarations.

7. In the case of a foreign legal person, a declaration from its legal representative that other than the information submitted in accordance with the above, no additional evidence needs to be submitted to fully legalize the legal person in accordance with the provisions of the law governing that foreign legal person. The foreign legal person, along with the legal representative, shall be presumed to be responsible for the accuracy of the declarations.

8. The documents submitted may bear an advanced electronic signature from accredited certification service providers from the European Union Trusted Lists (EUTL).

9. Where the documents submitted from abroad do not bear an advanced electronic signature from their issuer, they must, in accordance with Article 6A par. 6 and Article 70A par. 6 of the Network Code, bear an Apostille in accordance with the Hague Convention of 5<sup>th</sup> October 1961. Note that where private foreign documents are submitted, the latter must bear an attestation of the authenticity of the signatory's signature by a notary public or other competent administrative or judicial authority, and an Apostille.

10. All foreign documents must be submitted in official translation into Greek.

## **II. Updating legalization documents**

Where one or more of the documents submitted in section I are amended, withdrawn or cease to be valid, the Contracting Party TLS User shall be obliged to promptly submit updated legalization documents to the Operator. These documents shall generate legal consequences for the purposes of this Agreement from 12:00 noon on the next working day after they are proven to have come to the Operator's knowledge. Up to that point in time, the TLS User shall continue to be bound by the persons referred to in the afore mentioned documents submitted in accordance with legal form even if their withdrawal, amendment or termination have been lawfully published in accordance with the relevant provisions in force from time to time. When new documents are submitted, the TLS User shall be obliged to submit a certificate from its legal representative that the other legalization documents already submitted remain in effect and have not been amended or withdrawn.