

RESOLUTION ANP No. 36, DATED 11.13.2007

The DIRECTOR-GENERAL of the NATIONAL AGENCY OF PETROLEUM, NATURAL GAS AND BIOFUELS – ANP, exercising the powers vested in him by law and in view of deliberation pursuant to Board Resolution no. 655, dated November 9th, 2007, referring to Local Content Clause in Concession Agreements for Exploration, Development and Production of Oil and/or Natural Gas, entered into the ANP and the concessionaires from 2005 on, and

Whereas from Brasil Round 7 – which was held in 2005 – on, the ANP introduced new rules and requirements for the fulfillment of the contractual Local Content;

Whereas the clause from aforementioned agreement establishes that concessionaires' commitment as for the local acquisition of goods and services shall be proved with the ANP upon presentation of Local Content Certificates;

Whereas the clause from aforementioned agreement establishes that concessionaires shall request suppliers of goods and services to provide due certificates of their products and suppliers may, in addition and on its own initiative, seek certification for their products beforehand;

Whereas the clause from aforementioned agreement establishes that certification activities shall be executed by entities dully qualified and accredited by the ANP, based on previously defined criteria by the Agency itself;

Whereas the clause from aforementioned agreement establishes that the ANP shall implement a Local Content Certification system and shall carry out periodical auditing in accredited entities, decides:

Art. 1. Regulation ANP no. 7/2007, which establishes the criteria and procedures for the registration and accreditation of entities for Local Content Certification, is hereby approved.

Art. 2. The following documentation is part of this Resolution:

a) Regulation ANP no. 7/2007, referring to the Accreditation of Entities for Local Content Certification

b) Annex I – Application for Accreditation for Local Content Certification

c) Annex II – Confidentiality Agreement

d) Annex III – Documentation Required for Technical Qualification

e) Annex IV – Documentation Required for Legal Qualification

f) Annex V – Documentation Required for Financial Qualification

Art. 3. This Resolution comes into force in its publication.

HAROLDO BORGES RODRIGUES LIMA

ANNEX

REGULATION ANP NO. 7/2007

REGULATION OF ACCREDITATION OF ENTITIES FOR LOCAL CONTENT CERTIFICATION

1. OBJECT AND APPLICATION

1.1 This Regulation aims at establishing the criteria and procedures to be observed in the process to obtain registration and accreditation of entities to execute Local Content Certification activities.

1.2 This document applies to Concession Agreements, entered into between the National Agency of Petroleum, Natural Gas and Biofuels - ANP and the concessionaires, from the Brasil Round 7 on.

2. DEFINITIONS

2.1 For the purposes of the provisions of the present Regulation, the terms are defined as follows:

“Accreditation”: act through which an entity is accredited by the ANP to execute Local Content Certification of goods and services used in activity areas within the accredited scope, upon compliance with all required documentation and inspections performed.

“Accredited Representative”: individual with employment relationship with, and power-of-attorney from the entity to represent it in every act or document in the relationship with the ANP, involving the activities of Local Content registration, accreditation, certification and auditing.

“Accredited Scope”: set of goods and services that comprise one or more activity areas for which the entity obtained accreditation with the ANP to perform activities of Local Content Certification.

“Auditor Opinion”: document through which the auditor expresses his/her opinion in a clear, objective way, about the activities and inspections performed in the auditing.

“Certifier”: entity duly registered and accredited by the ANP to perform activity of Local Content Certification.

“Commercialization Value”: amount of the operation (sale, rent, lease, etc) of the product after tax deduction (ISS, IPI and ICMS).

“Compliance”: fulfillment of a requirement.

“Component, Piece or Part”: elementary part (element or portion) of some equipment or machine. Part or piece of an indivisible whole. Each one of the parts or elements of an assembly, a mechanism, a machine or equipment.

“Consumables”: all materials which are not incorporated to the product, such as fuels, explosives and lubricants.

“Cost of Use of Local Labor in Services Index (ILs)”: percentage which corresponds to ratio between the total cost of own or outsourced local labor necessary or effectively used in the execution of the service in relation to the total cost of own or outsourced local labor necessary or effectively used in the execution of the complete service;

“Critical Non-Compliance”: unfulfillment which implies absence of, or failure to implement and keep one or more required elements for the execution of activity of Local Content Certification, or a situation which may, based on available evidence, generate material doubt as for the credibility of documents sent for the purposes of accreditation.

“Effectively Used Labor”: it is the labor effectively used to execute a certain service;

“Evaluation”: measurement procedure to effect control, through comparison between the amounts observed and correspondent established by law or contract.

“Extension of Accreditation”: act by which the ANP, upon request by interested party, includes one or more activity areas to the accredited scope of a certain certifier, after necessary analysis and inspection process.

“Goods for temporal use”: goods used upon rent agreements, charter party, tenancy, or operational or financial leasing (Commercial Lease), etc.

“Inspection”: set of activities carried out by the ANP, during accreditation process, to verify *“in loco”* if applicant entity operates in compliance with submitted and required documentation and facilities.

“Investments Related to Development Operations”: amounts expended in goods and services necessary for the development of oil & natural gas production activities, comprising items owned by the concessionaire, acquisitions, chartering and commercial lease.

“Investments Related to Exploration Operations”: amounts expended in goods and services necessary for the exploration of a concession, comprising items owned by the concessionaire, acquisitions, chartering and commercial lease.

“Limitation to Accreditation”: act through which the ANP unilaterally reduces the areas of accredited scope of a given Certifier.

“Local Content Certificate”: document issued by Certifier, according to template made available by the ANP, stating the percentage of Local Content of the good or service hired for measurement.

“Local Content Certification”: set of activities developed by an entity duly accredited by the ANP, regardless of commercial relationship aiming at publicly certify, through issuance of a certificate, that a given good or service is in compliance with the requirements established in the Regulations of Local Content Certification.

“Local Content in Development Phase”: definition pursuant to concession agreement of respective round.

“Local Content in Exploration Phase”: definition pursuant to concession agreement of respective round.

“Local Content of Goods (CLb)”: percentage that corresponds to a ratio between:

-the difference between the total commercialization value of a product (excluding IPI and ICMS) and the value of its respective imported portion; and

-its total commercialization value (excluding IPI and ICMS), calculated according to methodology in Local Content Primer.

“Local Content of Goods for Temporal Use (CLa)”: for the purposes of evaluation of Local Content related to goods for temporal use, the percentage amount of CLb of the product shall be used, applied to the value of respective contract for use of the product, calculated according to methodology in Local Content Primer.

“Local Content of Services (CLs)”: for the purposes of evaluation of Local Content related to Services, ILs shall be applied over the total value of hired service, excluding ISS, calculated according to methodology in Local Content Primer.

“Local Labor”: labor deriving from the employment of Brazilian citizens (according to applicable law), or foreigners with a Permanent Visa, employed by service providers, by its subcontractors (which must be enrolled in the CNPJ), or autonomous labor. Foreign individuals, even those with Temporary Visa or Work Permit for Foreigners, as well as those arising out of non-legalized jobs in the Country, shall not be regarded as local labor;

“Loss of Accreditation”: penalty imposed to Certifier by the ANP, to be applied in case of recurrence of penalty of suspension, characterized by the interruption of all relationship with the Agency and the resulting impossibility to perform new certifications, pursuant to Auditing Regulations for Local Content Certification.

“Material”: set of objects which comprise a work, construction, etc.

“Necessary Labor”: estimated or budgeted labor for the execution a certain service;

“Non-Compliance”: unfulfillment of a requirement.

“Reaccreditation”: act through which an entity, at the end of accreditation effective time, obtain the renewal of the accreditation, resulting from a new and complete evaluation of updated and re-submitted documentation and requirements necessary for the accreditation of the entity as a Certifier.

“Registration”: act through which any legal entity may register with the ANP requesting to obtain accreditation in one or more oil & gas exploration and production activity areas to perform Local Content Certification.

“Replacement Part”: spare part.

“Set of Systems”: the concept of systems (see definition for system) may be extended to larger sets in the universe of activities related to oil and natural gas sectors, without prejudice to the concept of interdependence and chaining of an operation. For instance, when local contents of a platform are aggregated to a drilling/exploration system of one or more wells, the Local Content of a field can be obtained.

“Software”: computer program or set of computer programs necessary for the functioning of a product or management and execution of services.

“Subsystem”: a system which is an integral part of a larger system. It corresponds, for instance, to offshore platform, tanker or tender vessel modules, among others;

“Suspension”: it is the penalty imposed to Certifier, applied in cases of non compliance, as a whole with the requirements in the Notice sent by the ANP to Certifier. The suspension prohibits Certifier to enter into new Local Content Certification Agreements for the time defined in the Auditing Regulations for Local Content Certification.

“System”: coordinated and logical union of a group of equipments, machines, independent materials and associated services that, altogether, comprise an intimately related set that works as an organized structured intended for performing specific functions. It corresponds, for instance, to offshore platform, tanker or tender vessel as a whole.

“Total Cost of Labor”: it is the total cost arising out of the use of labor directly related to the execution of a service, through salaries and taxes;

“Total Cost of Local Labor”: it is the total cost arising out of the use of local labor directly related to the execution of a service, through salaries and taxes.

“Warning”: penalty imposed to certifier, applied in case irregularities are verified in the documentation and procedures adopted by Certifier, but that shall not affect the results obtained in the verification of Local Content and which may be remedied.

3. PROCEDURES FOR REGISTRATION AND ACCREDITATION OF CERTIFYING ENTITIES

3.1 Application for Accreditation to execute Certification Activities

3.1.1 The entities interested in executing Local Content Certification shall previously register with the ANP through “Application for Accreditation for Local Content Certification” form, according to template in Annex I, available at ANP’s website in the internet. This registration is divided into activity areas and applicable to the Oil & Natural Gas E&P, according to list below:

| Activity area code | Activity area |
|--------------------|------------------------|
| Ge001 | Geology and Geophysics |
| Pe001 | Drilling Rigs |

| | |
|-------|--|
| Pe002 | Logistic and Operational Support |
| Pe003 | Well Drilling, Completion and Assessment. |
| En001 | Basic Engineering and Detailing |
| En002 | Management, Construction, Assembly and Commissioning. |
| En003 | Electrical, Control, Instruments and Measurement Systems. |
| En004 | Telecommunication Systems |
| Es001 | Oil and Gas Pipelines and Storage Tanks. |
| Es002 | Transfer Pumps |
| Up001 | Compression Units |
| Up002 | Electric Power Generation Units |
| Up003 | Steam Generation and Injection Units |
| Up004 | Water Treatment and Injection Units |
| Es003 | Underwater Equipments and Control: rigid, flexible, umbilical lines and manifolds. |
| Es004 | Monobuoys and Mooring System |
| Up005 | Oil Processing and Treatment System |
| Up006 | Natural Gas Processing and Treatment System |
| Up007 | Ship Building (hull, turret, anchoring and naval systems) |
| Up008 | Operational Safety |
| En005 | Civil Works and Utilities |

3.1.2 The composition and range of each of the activity areas above are available at ANP's website, www.anp.gov.br.

3.1.3 The interested entity may register in one or more activities mentioned above.

3.2 TECHNICAL QUALIFICATION

3.2.1 The technical qualification aims at ensuring that applicant entity has the proper means to execute local content measurement works with its clients efficiently and effectively. To do so, the entity shall be able to assess and measure the local contents of goods and services in activity areas the entity is interested in being accredited to, allowing concessionaire to faithfully represent the local content in its expenses and investments.

3.2.2 Entities interested in obtaining its accreditation shall prove technical competence and organizational structure in the relevant areas, by submitting supporting documentation of its technical qualification, pursuant to ANNEX III, for each activity area applied, according to aspects listed below.

3.2.2.1 Knowledge, Qualification and Technical Experience

3.2.2.1.1 The applicant entity shall have a technical representative for each relevant activity area, with proven technical experience in the activity area applied. Any given technician may accumulate the responsibility over more than one activity area, provided that his/her technical experience in all relevant areas can be proved.

3.2.2.2 Minimum Structure

- a) The entity shall have rules and a formal structure with proper facilities for the development of its technical and administrative activities.
- b) The entity shall have and keep a minimum necessary technical staff of its own or outsourced, able to execute certification activities.

3.2.2.3 Operational Structure

- a) The entity shall have procedures manual to carry out certification process.
- b) The entity shall have administrative procedures manual.

3.2.2.4 Criteria for Technical Qualification

3.2.2.4.1 In order to obtain its accreditation, the entity shall have all required documentation for each of the requirements, accepted and classified as "in order" by the ANP.

3.2.2.4.2 If any requirement is classified as “not in order”, the entity provide and submit new documentation referring to respective item so as to fulfill the requirements.

3.2.2.4.3 If any requirement is classified as “critically not in order”, the entity shall have its registration cancelled and shall only be able to apply for accreditation again after 2 (two) years from the date of cancellation of registration.

3.2.2.4.4 the ANP may, at any time, if deemed necessary during registration procedures, carry out “*in loco*” inspection in the entity to verify any requirement or execute audits to verify the experience of technical representatives indicated and/or further clarifications.

3.2.2.4.5 In order to be accepted, the certificates of courses or training programs presented shall relate to goods and services of activity areas that shall compose the accredited scope or the certification process.

3.2.2.4.6 Supporting documents shall be all those under legal authority to be so, such as employment cards and certificates from institutions and/or specific courses.

3.2.2.4.7 The communication about the conformity or not on each of the requirements shall be made by the ANP within a maximum of 60 (sixty) days from the date of receipt of documentation through official letter.

3.3 LEGAL QUALIFICATION

3.3.1 For the purposes of this qualification the following requirements shall be fulfilled:

3.3.1.1 Registration of entity’s articles of incorporation as legal entity with relevant body

3.3.1.2 Registration as a National Corporate Taxpayer (CNPJ)

3.3.1.3 State and Municipal enrollment

3.3.1.4 Compliance with the Federal Treasury

3.3.1.5 Compliance with the State Treasury

3.3.1.6 Compliance with the Municipal Treasury

3.3.1.7 Compliance with the National Social Security Institution

3.3.1.8 Compliance with the Government Severance Indemnity Fund

3.3.1.9 Assignment of legal representative with the ANP

3.3.1.10 Secrecy and Confidentiality of Information

3.3.2 For the fulfillment of these requirements the entity shall present documentation according to ANNEX IV.

3.3.2 Proof of compliance with taxes shall be through analysis of documentation presented and the qualification of the entity shall depend on previous consultation with the Registry of Outstanding Credits of Federal Agencies and Entities – CADIN; the existence of registry of the company as debtor is an impeditive fact for accreditation, except if the entity proves that:

- a) has filed suit aiming at discussing the nature of the obligation or its amount and offering enough guarantee to the Court, pursuant to Law; and
- b) enforceability of credit object of registration is suspended.

3.4 FINANCIAL QUALIFICATION

3.4.1 For the purposes of financial qualification, the following requirements shall be fulfilled:

3.4.1.1 Consolidated financial statements.

3.4.1.2 In case of absence of legal or judicial pending situation, especially those which may result in insolvency, composition with creditors, bankruptcy or any other event that may affect the good financial reputation of the company.

3.4.1.3 Absence of conflict of interests between partners, representatives and employees, including, without limitation, actions of Certifier in other society, as well as its participation in other Certifying entities. In case of conflict of interests, they must be detailed.

3.4.1.4 The necessary documentation shall be sent to:

Agência Nacional do Petróleo, Gás Natural e Biocombustíveis - ANP

Avenida Rio Branco 65, térreo (Protocolo) – Cep.: 20090-004 - Rio de Janeiro - RJ, Brasil

A/C: Coordenadoria de Conteúdo Local

3.4.1.5 Besides the listed documentation, the ANP may, at its own discretion, request any other documents deemed necessary.

3.5 ACCREDITATION

3.5.1 The ANP shall accredit the entity in one or more applied activity areas, according to the result of inspections carried out and the conformity of all documentation submitted for each of the applied areas.

3.5.2 Certifier shall receive a code from the ANP to identify such accreditation.

3.5.3 Certifier may, upon request, obtain extension of accreditation to other activity areas, thus widening the accredited scope, provided that it proves technical, legal and financial qualification for the areas requested, upon presentation of respective documentation and submission to new requested inspections.

3.5.4 The ANP may, unilaterally, limit the originally accredited areas, in case of absence of necessary technical requirements for the maintenance of accreditation of entity in the respective area. It may also warn the Certifier, as well as suspend or make it lose its accreditation, considering the provisions set forth in the Local Content Certification Audit Regulation.

3.5.5 The expiration date of accreditation is 4 (four) years. After this term Certifier may, upon request, apply for renewal of accreditation with the ANP, through the same "Application of Accreditation for Local Content Certification" form and submission of all updated required documentation.

3.5.6 The ratification of accreditation shall be upon signature and publication of Accreditation Act in the Federal Official Gazette, indicating the accredited activity areas.

3.5.7 The Suspension and Loss of Accreditation shall be upon notification from the ANP, upon issuance of Notice de Infraction and its further publication in the Federal Official Gazette.

3.5.8 The ANP keeps an updated list of entities accredited to act as Certifiers in its website, indicating their respective accreditation areas and the limitations (warning or suspension), if applicable, during the period they are subject to them.

3.5.9 The entity may lose its accreditation in the following cases:

- a) judicial or extra-judicial extinction of the company;
- b) automatically, at the end of accreditation expiration date, in case certifier has not applied for re-accreditation;
- c) upon request by Certifier;
- d) due double suspension, observing the provisions of Local Content Certification Audit Regulation.

3.6 CERTIFIER'S LIABILITIES

3.6.1 Certifiers shall clearly define the area of competence and level of responsibility of hired technicians, and assume full responsibility for all activities. Upon registration and accreditation with the ANP to execute Local Content Certification, Certifier must perform as follows.

3.6.1.1 ISSUANCE OF LOCAL CONTENT CERTIFICATE

3.6.1.1.1 Certifier, after the end of measurement works, shall issue Local Content Certificate, according to template in Annex I of Local Content Certification Regulation, indicating the Local Content supply percentage.

3.6.1.2 SAFEGUARD OF DOCUMENTS

3.6.1.2.1 Certifiers shall keep a permanent record of certificates issued, which shall include the certificate's number, applicant, the product or service related to it, the Local Content percentage, supplier's name, its expire date and date of issuance. Each Local Content Certificate and all supporting documentation to certification works shall be filed and available for audit for 5 (five) years, from the first business day after expiration of certificate.

3.6.1.2.2 In case of loss of accreditation or extinction of Certifier, all documentation related to certificates already issued shall be made available to the ANP, which shall appoint its depository.

3.6.1.3 CONFIDENTIALITY OF INFORMATION

3.6.1.3.1 Certifier shall keep all necessary information obtained from suppliers for measurement of Local Content confidential, pursuant to Confidentiality Agreement Template in ANNEX II. Failure to comply with these terms shall imply initiation of administrative proceedings by the ANP, which may adopt penalties of warning, suspension or Loss of Accreditation to Certifier, according to provisions Local Content Certification Audit Regulation by the ANP, regardless of civil liability incurred by its actions.

3.6.1.4 IDENTIFICATION OF REPRESENTATIVES

3.6.1.4.1 Every Certifier shall keep identification of the following personnel updated:

- a) representative of the entity with the ANP;
- b) representative in charge of signature of official documents issued by the entity, such as Local Content Certificate and Quarterly Certification Report;
- c) representative in charge of signature of hiring documents with the clients;
- d) technical representative of certification works;

3.6.1.4.2 In the absence of technical representative for a certain accredited activity area, the entity shall not execute certification activities in the respective area until the appointment of a new technical representative, pursuant to item 3.2.2 in this regulation.

4. AUDIT AND CONTROL OF CERTIFICATION ACTIVITIES

4.1 The audit and control of certification activity procedures shall be executed according to specific regulation.

5. PROCEDURES FOR EXECUTION OF CERTIFICATION ACTIVITIES

5.1 The procedures for the execution of certification activities shall be executed according to specific regulation.

6. ANNEXS

ANNEX I – Application for Local Content Certification Accreditation


ANNEX II – Confidentiality Agreement

ANNEX III – Required Documentation for Technical Qualification

ANNEX IV –Required Documentation for Legal Qualification

ANNEX V – Required Documentation for Financial Qualification

ANNEX I – APPLICATION FOR LOCAL CONTENT CERTIFICATION ACCREDITATION

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|---|--------------------------|--------------------------|--------------------------|----------------|-----------------|---|
| APPLICATION FOR LOCAL CONTENT CERTIFICATION ACCREDITATION | | | | | |  anp <small>Agência Nacional de Petróleo, Gás Natural e Biocombustíveis</small> |
| Trade Name | | | | | | |
| Full Address | | | | | | |
| ZIP | State | Country | Telephone | e-mail | Website | |
| | | | | | | |
| Name of person to contact | | | | | Position | |
| | | | | | | |
| Telephone | | Fax | | contact e-mail | | |
| | | | | | | |
| Kind of relationship with major corporation, if applicable | | | | | | |
| | | | | | | |
| Request for: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | | | |
| | Accreditation | Extension | Disaccreditation | | | |
| List of activity areas requested to compose the accredited scope | | | | | | |
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| Term of Commitment | | | | | | |
| I, representative authorized by the undersigned applicant company, hereby declare having full knowledge of the necessary requirements to obtain requested accreditation and agree to fulfill them. I also undertake to provide all necessary information to execute the accreditation process with the ANP. | | | | | | |
| Name | | | Signature | | | |
| | | | | | | |
| Position | | | Date | | | |
| | | | | | | |
| This document applies to calculation of Local Content in Concession Agreement entered into the National Agency of Petroleum (ANP) and the concessionaires, pursuant to Regulation ANP no. 7/2007 | | | | | | |



CONFIDENTIALITY AGREEMENT

The undersigned hereby declares and acknowledges the procedures for qualification, accreditation, execution for Local Content Certification works of the National Agency of Petroleum, Natural Gas and Biofuels (ANP) in the Technical Regulation for Local Content Certification no. dated, 2007 All data and information made available to the undersigned by suppliers and concessionaires and/or their representatives, including any copy of data and information shall be considered as Confidential Information, as well as any studies, reports, analysis or other materials based on such data and information. The undersigned shall not be entitled to any use of data or information supplied.

The undersigned agrees to make use of all Confidential Information received from the ANP on a confidential way and not disclose any Confidential Information to third parties, unless upon written consent from the ANP.

Without prejudice to what was set forth, the undersigned may disclose Confidential Information to any of its directors, managers, employees, affiliated companies and their employees, agents and consultants, that (i) need to know such data to execute services; and (ii) have been informed and agree to comply with the restrictions applied to Confidential Information mentioned in this Agreement, as if it was the undersigned. However, the undersigned may disclose Confidential Information to third parties, without written consent from the ANP, provided that such information:

- a) is public domain or so becomes, provided that not as a result of action or omission from the undersigned;
- b) is developed on an independent basis by the undersigned without using any Confidential Information;

If the undersigned is requested to disclose any Confidential Information due to applicable law, decree, regulation, rule or order by relevant authority, the undersigned shall immediately notify the ANP, in written form, so that it may take due applicable measures to protect the information or release the undersigned from the Confidentiality commitment.

The Confidentiality Agreement shall be governed and construed according to the laws of the Federative Republic of Brazil and the competent jurisdiction shall be the City of Rio de Janeiro.

Signed by:


Position:

ANNEX III – REQUIRED DOCUMENTATION FOR TECHNICAL QUALIFICATION


| REQUIRED DOCUMENTATION FOR TECHNICAL QUALIFICATION | |
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| Regulation Item | Document |
| 3.2.2.1.1 | Resumes of technical representatives for each of the activity areas applied with conclusion diploma/certificate of the course attended by technical representatives. Relevant class entity registration in the activity they perform, with supporting documentation. |
| 3.2.2.2.a | Report containing description of existing structure and facilities and physical resources available (subject to inspection) |
| 3.2.2.2.b | Report describing staff with name, identification number, position, background and specialization and relevant qualification documents (subject to inspection) |
| 3.2.2.3.a | Procedures manual for certification process, according to applicable law, containing at least the following procedures: <ul style="list-style-type: none"> - access to data of product or service to be certified - verification and proof that data are available - “<i>in loco</i>” verification - filling in Local Content Primer spreadsheet - consolidation of certification works - execution, monitoring and validation of certification involving: <ul style="list-style-type: none"> - mechanical capital goods - periodical services with partial invoicing - stock goods, without commercial transaction - client labor and labor without commercial transaction - goods subject to REPETRO - data handling, processing and interpretation in electronic media. - engineering services. |
| 3.2.2.3.b | Administrative procedure manual, according to applicable law, containing at least the following procedures: <ul style="list-style-type: none"> - document flow and information management - technical responsibility assignment for personnel involved - information and data availability and updating with the ANP - formatting of certification works documents - issuance of inspection reports - training and updating information in using Local Content Primer |
| Besides the documents above, the ANP may, at its own criteria, request other documents deemed necessary. | |



ANNEX IV – REQUIRED DOCUMENTATION FOR LEGAL QUALIFICATION

| REQUIRED DOCUMENTATION FOR LEGAL QUALIFICATION | |
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|  | |
| Regulation Item | Document |
| 3.3.1.1 | Articles of incorporation, bylaws or articles of association in force. |
| | Registration of articles of incorporation, followed by proof of acting board of directors. |
| | Name of company(ies) and person (people) who control(s) it (them) or has(have) over 20% of voting shares, with the description of respective participations. The ANP reserves the right to request further clarification as for company control |
| 3.3.1.2 | Proof or registration in the National Corporate Taxpayers Registry |
| 3.3.1.3 | Proof of State and Municipal enrollment |
| 3.3.1.4 | Proof of Conformity with the Federal Revenue |
| 3.3.1.5 | Proof of Conformity with the State Revenue of seat or domicile |
| 3.3.1.6 | Proof of Conformity with the Municipal Revenue of seat or domicile |
| 3.3.1.7 | Proof of Conformity with the National Social Security Institute |
| 3.3.1.8 | Proof of conformity with the Government Severance Indemnity Fund |
| 3.3.1.9 | Power of Attorney to appoint Accredited Representative. Each company shall appoint one or more Accredited Representatives with the ANP, for whom any and all correspondence related to Certification process shall be sent. The Accredited Representative shall be appointed by Power of Attorney, executed by company's Legal Representative. |
| | Name, official identification document, position, full address, telephone, fax and e-mail of Accredited Representative. |
| 3.3.1.10 | Confidentiality Agreement (Annex II), signed by company's Accredited Representative with the ANP and duly notarized. |
| <p>Besides the documents above, the ANP may, at its own criteria, request other documents deemed necessary.</p> | |

ANNEX V – REQUIRED DOCUMENTATION FOR FINANCIAL QUALIFICATION

| REQUIRED DOCUMENTATION FOR FINANCIAL QUALIFICATION | |
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| Regulation Item | Document |
| 3.4.1.1 | Consolidated Financial Statements. |
| 3.4.1.2 | Explicit statement of company's Accredited Representative with respect to all legal or judicial pending issues, especially those which may result in insolvency, composition with creditors, bankruptcy or any other event that may affect the good financial reputation of the company. |
| 3.4.1.3 | Statement related to absence of conflict of interests between partners, representatives and employees, including, without limitation, actions of Certifier in other society, as well as its participation in other Certifying entities, signed by company's Accredited Representative. In case of conflict of interests, they must be detailed. |
| Besides the documents above, the ANP may, at its own criteria, request other documents deemed necessary. | |