
Annex 1

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**APPLICATION FOR THE PARTICIPATION PURSUANT TO SECTION 4 OF THE
RULES (hereinafter referred to as the “Rules”) OF THE SALE PROCEDURE AND
INVITATION TO SEND AN EXPRESSION OF INTEREST FOR THE SALE OF
THE REAL ESTATE PROPERTY OF THE H1 FUND IN LIQUIDATION
PURSUANT TO ARTICLE 57, PARAGRAPH 6-BIS, OF LEGISLATIVE DECREE
NO. 58/1998, LOCATED IN SOMMA LOMBARDO (VA)
(hereinafter referred to as the “Procedure”)**

I, the undersigned [●], born in [●] on [●], in my capacity as [●] of [●], an entity provided with juridical personality pursuant to the legislation of [●] (hereinafter referred to as the “Participant”),

Whereas

- the Participant is fully and completely familiar with the Rules;
- the capitalized words defined in the Rules, unless otherwise provided elsewhere, have the same meaning ascribed to them in the Rules;
- for the purpose of its participation in the Procedure, the Participant [*is/is not*], member of a Grouping;
- [*in the affirmative*: the Grouping, of which the Participant is member, is also made up of additional members: (*list the names*)];
- [*in the affirmative*: the Participant is aware that the lack of even just one of the Requirements in relation to even just one of the members of the Grouping entails the exclusion of all the members from the Procedure, including the Participant, by force of law];
- the Participant is fully aware of the procedures and terms applicable to the filing of the Application for Participation and also that no Applications for Participation, that do not comply with the provisions of the Rules or filed by persons who are not in possession of the requirements set out in the Rules or filed in favour of a person to be appointed, shall be taken into consideration and that the Fund reserves the right to request at any time documentary evidence of the statements rendered in the Application for Participation;

now, therefore, I, the undersigned applicant,
in the name and on behalf of the Participant:

A) demand

that the Participant [*in case of a Grouping, add: “, together with all the persons members of the Grouping;”*] be admitted to the Procedure pursuant to the Rules, and, to such purpose;

B) I declare that

the Participant [*in case of a Grouping: “each person member of the Grouping”*] is in possession of the following requirements (hereinafter referred to as the “**Requirements**”), which shall exist throughout the duration of the Procedure, undertaking to timely notify the Fund of any changes in this respect:

a) it is not and has not been during the twelve months preceding the Application for Participation subject to winding up proceedings or in any of the situations provided in Sections 2446, 2447, 2482-*bis* and 2482-*ter* of the Italian Civil Code and/or in equivalent situations on the basis of the legislation of the Country to which it belongs, and/or, as far as common investment funds are concerned, in negative NAV situations;

b) it is not and has not been in the twelve months preceding the Application for Participation subjected to insolvency proceedings of any kind or winding up or any other type of proceeding however based on the insolvency condition, state of crisis, termination of activity or receivership, based on the applicable legislation in the Country to which it belongs;

c) no petitions for being subjected to the proceedings listed in paragraph b) above are pending against it;

d) it has not been subjected to prohibitive punishment pursuant to Article 9, second paragraph c), of legislative decree No. 231/2001 or equivalent sanctions entailing the prohibition to enter into contracts or agreements with the Public Administration on the basis of the applicable legislation of the Country to which it belongs;

e) it has no legal representatives, directors, general attorneys in fact, members of the supervisory bodies, sole shareholder (or majority shareholder in case of companies with less than four shareholders), who were finally convicted or against whom the Court issued a criminal decree of irrevocable conviction or a decision in application of the punishment on demand pursuant to Section 444 of the Italian Criminal Procedure Code for any of the crimes provided by Article 80, first paragraph, of Legislative Decree No. 50/2016 or against whom any of the causes of forfeiture, suspension or prohibition is enforceable, as provided by Article 67 of Legislative Decree No. 159/2011 or which, pursuant to the legislation of the Country to which it belongs, were condemned for crimes or are subject to equivalent prohibition measures;

f) it does not have its registered office or headquarters in any of the Countries included in OECD's blacklist and is not subject to any sanctioning measures provided by international organizations or Countries;

C) I enclose the following documentation

in the Italian language (in case of documents in a foreign language, a sworn translation into the Italian language shall be produced), executed by duly empowered representative of the Participant [*in case of a Grouping*: “each person member of the Grouping”]:

1) evidence of the powers of the representative of the Participant [*in case of a Grouping*: “each person member of the Grouping”];

2) confidentiality agreement according to Annex 2 to the Rules (“**NDA**”), also initialed on each page;

3) Rules, also initialed on each page;

4) indication of the registered name and address (including the telephone number, an email address and certified electronic mail address [pec], if any, as well as any additional contacts);

5) last approved individual financial statements and, if existing, consolidated financial statements or, if not applicable, equivalent accounting document and indication of the main economic, assets and financial data, both individual and consolidated, for the last three years, in any case referred to the Participant or each person member of the Grouping;

6) a certificate by the Chamber of Commerce, or equivalent document on the basis of the legislation of the Country to which the Participant or each person member of the Grouping belongs;

7) copy of a valid identity document of the representative of the Participant or each person member of the Grouping;

D) I declare

- to fully and unconditionally accept the Rules and their annexes;
- not to be filing, directly or indirectly (by way of example and not limited to, through subsidiaries, holding companies or companies subjected to common control or directly indirectly participated to an extent exceeding 20%), not even as member of a Grouping, more than one Application for Participation having a coinciding subject, in whole or in part;

E) I undertake

not to hold any behaviours or perform any acts that might negatively affect the Procedure;

F) I authorize

the processing of personal and/or corporate data of the Participant or each person member of the Grouping for the purpose of enabling the assessment of the eligibility to participate in the

Procedure, as well as the correct performance of the same, pursuant to Legislative Decree No. 196/2003 and EU Regulation 679/2016 (GDPR), including the publishing of the relevant names on the Procedure's website for purpose of publicity of the outcome of the same.