

# Integrity Pacts – Civil control mechanisms for safeguarding EU funds, Phase 2

## Template for MoU with government authority

### MEMORANDUM OF UNDERSTANDING FOR THE DEVELOPMENT PHASE OF INTEGRITY PACT

Between

PKP Polskie Linie Kolejowe S.A.

And

Stefan Batory Foundation (Fundacja im. Stefana Batorego)

#### Preamble

PKP Polskie Linie Kolejowe S.A. is aiming to achieve the highest standards of integrity and transparency with regard to the project **Integrity Pacts – Civil control mechanisms for safeguarding EU funds**. For this purpose, it intends to use the concept developed by Transparency International of an Integrity Pact (IP) for all applicants, bidders and contractors when awarding and executing project "Prace na podstawowych ciągach pasażerskich (E30 i E65) na obszarze Śląska, etap I: linia E65 na odcinku Będzin – Katowice – Tychy – Czechowice Dziedzice/Zebrzydowice – granica państwa". It intends to work in close cooperation with Stefan Batory Foundation on this issue.

#### §1 Integrity Pacts

Once final approval has been received for the implementation of an IP in relation to the project **Integrity Pacts – Civil control mechanisms for safeguarding EU funds**, PKP Polskie Linie Kolejowe S.A. and Stefan Batory Foundation intend to jointly develop and approve the Integrity Pact and the monitoring agreements. In addition to developing the Integrity Pact pledge, this will include deciding on implementation arrangements, outreach to stakeholders, etc.

#### §2 Commitments of parties

PKP Polskie Linie Kolejowe S.A. is committed to implement the Integrity Pact Programme together with Stefan Batory Foundation fully both in letter and spirit. Stefan Batory Foundation pledges to support PKP Polskie Linie Kolejowe S.A. in this regard and provide it with advice and support to ensure successful implementation of the Integrity Pact Programme and achievement of its objectives.

#### §3 Stefan Batory Foundation and PKP Polskie Linie Kolejowe S.A. representatives

Stefan Batory Foundation will be represented in all contacts with PKP Polskie Linie Kolejowe S.A. by:

Mr. Grzegorz Makowski,  
Director of the Public Integrity Program,  
e-mail: [gmakowski@batory.org.pl](mailto:gmakowski@batory.org.pl),  
phone: +48 22 536 0207

PKP Polskie Linie Kolejowe S.A. will be represented in all contacts with Stefan Batory Foundation by:

Mr. Artur Sierszula  
Director of the Central Procurement Office  
e-mail: [Artur.sierszula@plk-sa.pl](mailto:Artur.sierszula@plk-sa.pl)  
phone: +48 22 47 32 469

ZASTĘPCA DYREKTORA  
Departamentu Systemu Wdrażania  
Programów Infrastrukturalnych  
Marcin Szymański

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### §4 Access to Information and Confidentiality

(1) During the joint preparation work, PKP Polskie Linie Kolejowe S.A. will grant the representatives of Stefan Batory Foundation timely access to information and data upon request.

(2) During the joint preparation work, PKP Polskie Linie Kolejowe S.A. will grant the representatives of Stefan Batory Foundation access to selected confidential information and data. Stefan Batory Foundation pledges to treat in confidence all information and data that can be assumed to be confidential, even within the confines of Stefan Batory Foundation, and to make such information and data available only to persons responsible for this matter and known to PKP Polskie Linie Kolejowe S.A.

### §5 Termination

Once final approval has been received for the implementation of an IP in relation to the project **Integrity Pacts – Civil control mechanisms for safeguarding EU funds**, PKP Polskie Linie Kolejowe S.A. and Stefan Batory Foundation pledge that at each stage of the project will work closely with the Authority Responsible for CEF Implementation (at the time of the signing of the memorandum – the Ministry of Infrastructure and Development) supervising the procurement processes listed in § 1. In particular, both parties will jointly maintain ongoing contacts with the Authority Responsible for CEF Implementation exchanging information and consulting actions within the project with its representatives. The principles of such cooperation shall be agreed upon by both parties to this memorandum and the Authority Responsible for CEF Implementation in a separate document.

### §6 Termination

In case Stefan Batory Foundation and PKP Polskie Linie Kolejowe S.A. have differences of opinion concerning the development of the Integrity Pact Programme they undertake to resolve them through dialogue and discussion. At this stage of preparation, there is no commitment made on either side and either can withdraw without notice.

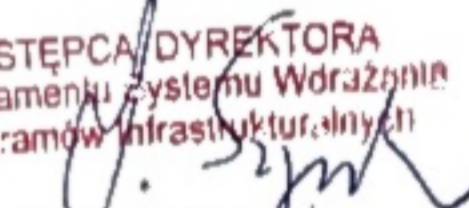
### Place, Date

**Warsaw, of November 2015**

**For & on behalf of PKP Polskie Linie Kolejowe S.A.**  
**CZŁONEK ZARZĄDU**

  
Tomasz Kruk

Tomasz Kruk – Member of the Board

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Departamentu Systemu Wdrażania  
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Marcin Szymanski

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**For & on behalf of Stefan Batory Foundation**

**D Y R E K T O R**  
Fundacji im. Stefana Batorego

  
Ewa Kulińska / Executive Director

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