

¹ *Presidential Decree no. 445 of 28 December 2000*

Consolidated administrative law, Article 47

Statement in lieu of an affidavit

1. *The affidavit (notary's deed) attesting conditions, personal circumstances or facts of which the interested party has personal knowledge can be replaced by a statement drafted by the interested party using the means established in Article 38.*
2. *A statement made in the interests of the party making the statement can relate to conditions, personal circumstances or facts concerning other parties, provided he/she has personal knowledge of them.*
3. *Without prejudice to the exceptions expressly established by law, in relations with the public administration and concession holders for public services, all conditions, personal details and facts not expressly indicated in Article 46 must be proven by the party concerned in a statement in lieu of an affidavit.*
4. *Without prejudice to the express provision in law that making a report to the judicial police is a necessary prerequisite to commence the administrative procedure for issuing a duplicate of an identity document or, in any case, data certifying the personal details of the party concerned, loss of such documents is proven by those applying providing a statement in lieu of an affidavit.*

² *Presidential Decree no. 445 of 28 December 2000*

Consolidated administrative law, Article 76

Criminal Regulations

1. *Anyone making false statements and preparing and/or using false documentation in the instances foreseen in this consolidated administrative law shall be punished in accordance with the criminal code and any specific laws.*
2. *Presentation of a document containing data no longer corresponding to the truth is equivalent to use of a false document.*
3. *Statements made in lieu of an affidavit pursuant to Articles 46 and 47 and statements made on behalf of persons indicated in Article 4, subsection 2 shall be considered to be made to a public official.*
4. *Where the crimes indicated in subsections 1, 2 and 3 are committed to obtain appointment to public office or authorisation to practice a profession or art, the judge, in the most serious cases, may apply a temporary ban from public office, the profession or art.*

³ *Presidential Decree no. 445 of 28 December 2000*

Consolidated administrative law, Article 38

Procedures for sending and signing applications

1. *Any application or statement to be submitted to the public administration or the operator/provider of public services may also be sent by fax or using electronic means.*
2. *Any application or statement sent electronically shall be valid if signed digitally or if the party signing the document can be identified by the computer system using electronic identification.*
3. *Applications and statements in lieu of an affidavit to be submitted to public administrations or operators/providers of public services shall be signed in the presence of the delegated employee or signed and submitted to the relevant office along with an unauthenticated photocopy of an identity document of the party signing the statement/application. The relevant photocopy must be kept with the file. The applications and the photocopy of the identity document can be sent electronically; in procedures to award public contracts, such a possibility is only allowed within the limits established by the regulations pursuant to Article 15, subsection 2 of Law no. 59 of 15 March 1997.*