



To whom it may concern

Reggio Emilia, May 26, 2025

MEMORANDUM N. 37/2025

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Insight

Subject: Legality rating - Enhancement tool and benefits for enterprises

Dear,

this is to provide an in-depth look at the legality rating, an institution introduced into the Italian legal system in 2012 and managed by the Italian Competition and Market Authority (AGCM), as a rewarding tool for companies that operate according to principles of legality, transparency and social responsibility.

1. Purpose and benefits of rating

Possession of the rating represents an important indicator of reliability, capable of generating advantages in relations with both the banking system and the Public Administration.

Real reward mechanisms are envisaged for those with the legality rating and in particular in relations with:

- the banking system: the rating positively influences access to credit, so much so that the institution that does not take it into account for the purposes of granting a loan will have to justify its reasons in a report to be sent to the Bank of Italy;
- the P.A.: among the benefits recognized to companies holding the legality rating is the facilitation of access to tenders in public contracts. The rating may constitute an eligible element for the purpose of obtaining a higher score, a preference in the ranking list, a reserve of a share of the allocated financial resources.

2. Requirements for obtaining

Enterprises that jointly meet the following requirements are eligible to apply for the rating:

- operational headquarters in Italy;
- Registered with the Register of Companies for at least two years;
- turnover of 2 million euros or more (in the fiscal year preceding the application);
- absence of precautionary, preventive or prohibitory measures (ex Legislative Decree 159/2011);
- compliance with the criteria indicated in Article 2 of the AGCM Implementing Regulations, including:

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- absence of convictions/other measures against senior figures (even if terminated in the previous year);
- no convictions for tax offenses or for corruption, violation of labor safety or antitrust regulations;
- no receivership or anti-mafia measures.

3. Method of scoring

The rating is expressed in **starlets**, from a minimum of **one** ★ to a maximum of **three** ★★ ★:

- ★ Base score: granted if the above minimum requirements are met;
- ★★ or ★★ ★ Incremental scores: achievable through virtuous behaviors and patterns, including:
 - adoption of an organizational model pursuant to Legislative Decree 231/2001;
 - presence of an audit function or control bodies;
 - use of traceable payment instruments, including those below the threshold;
 - enrollment in prefectural white lists;
 - adherence to legality protocols;
 - activation of corporate social responsibility (CSR) processes;
 - adoption of codes of ethics and self-discipline practices;
 - systems for preventing and combating corruption.

4. Application procedure

The application must be submitted **online** through the platform available on the AGCM website (www.agcm.it) by filling out the **appropriate** form.

Possession of the requirements is subject to self-certification and subsequent verification by the Authority, including through inspection bodies.

The **validity of the rating is two years** and it is the responsibility of the company to communicate any changes that may affect the declared requirements

5. The Firm's support

The SGB & Partners Firm is available to interested firms to:

- the **preliminary requirements analysis**;
- the **setting up** of the rating application;
- the **preparation** and **updating** of corporate documentation (e.g., 231 models, codes of ethics, protocols);
- **assistance in structuring internal controls** and non-financial reporting systems.

The Firm remains available for any clarifications.

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