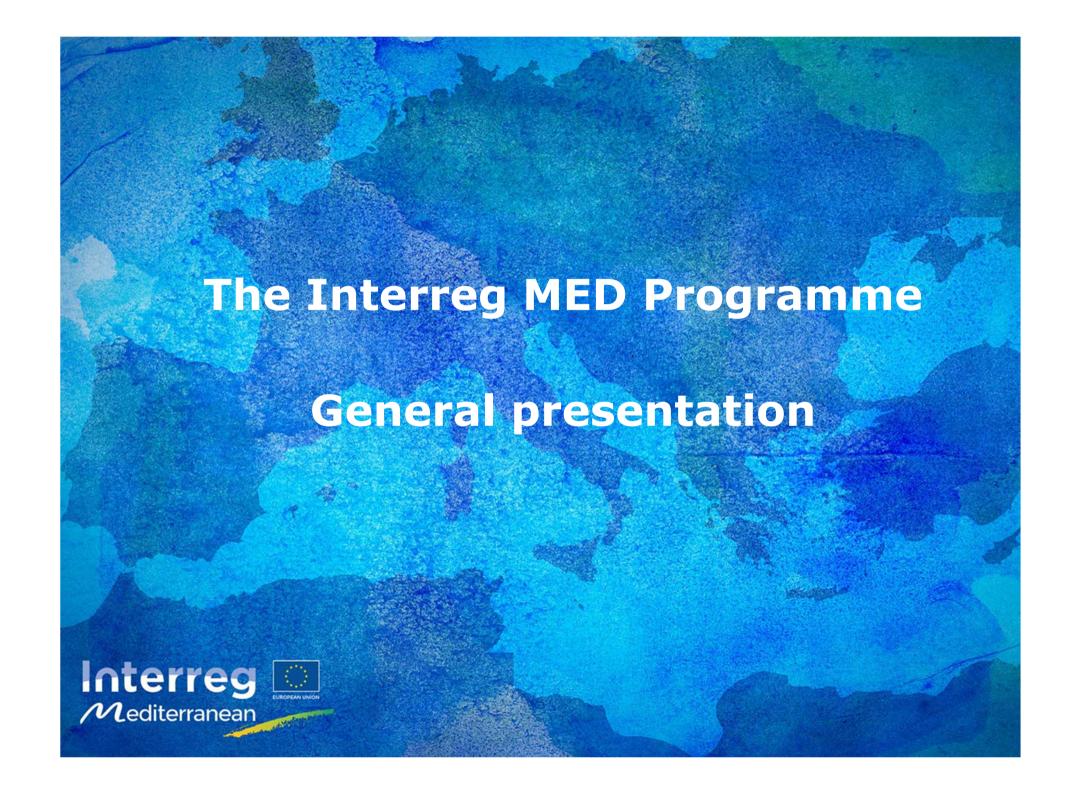




Partners and FLC Info day
Madrid, 22/06/2017



## INTERREG = EUROPEAN TERRITORIAL COOPERATION

Cross-border



Interregional

Implementation of joint actions and policy exchanges between national, regional and local actors from different Member States

TO

Promote a harmonious economic, social and territorial development of the Union as a whole





- 13 countries 57 regions in MED
- 10 EU MS + 3 IPA countries
- 122 million inhabitants
- 860 000 km² ⇒ 15 000 km coastal area

- ERDF funds: ≈224 M€
- **IPA** funds: ≈ **9 M€**
- TOTAL including national

co-funding: **265 M€** 



Cooperation Programme adopted by the EC on June, 3rd 2015

## **Joint Secretariat Team**

**JS Coordination** Tarja RICHARD Coordinator

#### **Assistantes**

Pascale LAGAYE **Natalija MAHE** 

Chloé BARRANCO

#### Communication

Paulo **EMERENCIANO** 

Com. Officer

**Laura PUGIEU** Com. Officer Jr.

#### **Projects Unit**

**Curzio CERVELLI** 

Manager

Nicolas GARNIER

**Project Officer** 

Roberta LIXIA **Project Officer** 



**Sophie SCARVELIS** 

**Project Officer** 





Project and Programme **Development Officer** 

**Maria GROUEVA** 

**Project Officer** 



**Patrizia BUSOLINI** 

Project Officer - Axis 4



#### **Financial Unit**

**Ludivine LAVOINE** 

Financial Officer

**Barbara LOPEZ** VILLAMATE

> **Financial** Officer

#### **Administrative Unit**

Lyonel GÉRARD

Manager

**Grégoire MORET** 

Administrative and Financial Officer

**James LARDY** 

Administrative and **Financial Officer** 

#### **Nathalie PALENC**

Administrative and financial administrator



## **Programme priorities**

The overall objective of the MED programme is to promote sustainable growth in the Mediterranean area by fostering innovative concepts and practices (technologies, governance, innovative services...), reasonable use of resources (energy, water, maritime resources...) and supporting social integration through integrated and territorially based cooperation approach.

#### **PRIORITY AXIS**

1

Promoting
Mediterranean
innovation
capacities to
develop smart and
sustainable growth



#### **PRIORITY AXIS**

2

Fostering low
carbon strategies
and energy
efficiency in specific
MED territories:
cities, islands and
rural areas



#### **PRIORITY AXIS**

3

Protecting and promoting
Mediterranean natural and cultural resources areas



**PRIORITY AXIS 4:** 

Enhancing Mediterranean Governance





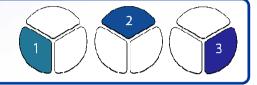
# Interreg MED Programme architecture, types of projects and project lifecycle



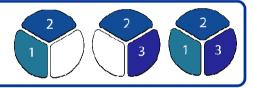
## **Types of projects**

#### **Modular Projects**

Single Module



**Combination** of Modules



Module 1 STUDYING

Module 2 TESTING

Module 3 CAPITALISING

#### **Horizontal Projects**



- 8 Specific Objectives
- 8 Thematic communities of MPs
- 8 Horizontal Projects



## **Programme tools**

SYNERGIE CTE: <a href="https://synergie-cte.asp-public.fr/">https://synergie-cte.asp-public.fr/</a>

Monitoring tool for projects application, instruction and followup:

- ✓ Individual access for all programme actors
- ✓ Project application form and modifications
- ✓ Project key documents on the system (contractual documents)
- ✓ Reporting of activities
- ✓ Financial data (expenditures, controls and corrections)
- ✓ Model of FLC certificate /progress report /payment claim



## **Programme tools**

Interreg Med webplatform: <a href="https://interreg-med.eu/">https://interreg-med.eu/</a>

- ✓ Programme key documents (templates, factsheets/Manual, guidelines, national spaces)
- ✓ Information on programme/projects/calls
- ✓ Library
- ✓ Project's websites (activities and deliverables)
- √ Follow-up of project's activities by the JS



## **Programme tools**



























Home > Toolbox > Reference documents

#### REFERENCE DOCUMENTS





COOPERATION

**EXPLORE** 

**FUND MY PROJECT** 

TOOLBOX

**NEWS & EVENTS** 

Glossary

Synergie Guides

Reference documents

Programme & project branding





## **Programme Manual**

#### PROGRAMME ARCHITECTURE

- ▲ Interreg MED strategic framework
- ▲ Interreg MED Modular project
- ▲ Interreg MED Horizontal project
- Axis 4 Platform project
- Download all factsheets

#### PROJECT MANAGEMENT

- Contracting procedures
- Project start up
- Support for project implementation
- Methodological tools for preparation and implementation
- ▲ Lead Partner role
- Reporting procedure
- Verification for multimodular projects
- Project modifications
- **≛** Download all factsheets

#### **DEVELOPING A PROJECT**

(Application procedures, eligibility criteria and assessment criteria)

- One-phase application procedure
- Partnership architecture, requirement and relevance
- Partners co-financing and location of project activities
- Apparaisal of project proposal (eligibility and assessment criteria)
- Sound project budget
- Types of activities and deliverables
- Download all factsheets

#### **KEY PRINCIPLES AND STANDARDS**

- Quality expectations and criteria
- Standards for activities and production
- Risk of fraud and conflict of interest
- Greening and Social inclusion
- **★** Download all factsheets

**M**editerranean

## **Programme Manual**

#### PROJECT COMMUNICATION

- Project branding, project information and publicity rules
- Designing your external communication strategy
- Internal communication and community building
- ★ The interreg MED webplatform
- **▶** Download all factsheets

#### **RESOLUTION OF COMPLAINTS**

**.★.** Download factsheet

#### **FINANCIAL ISSUES**

- **≛** Eligibility of expenditures
- ★ State Aid
- ▲ Public Procurement
- , ▼ Control, audits and verifications
- De-commitment
   De-commitment
- ★ Net revenues
- List of staff (template)
- Job description declaration (template)
- Equipment exclusive use (template)
- **★** Download all factsheets



## **WEBSITE:** interreg-med.eu

































Set up by each Member State up in coherence with their administrative system, the National Contact Points (NCPs) can be individuals or administrative bodies. Their role is to ensure the transnationality of the programme and help mainstreaming of projects.

They are in direct contact with national stakeholders and provide information on the programme, on the calls for projects and on administrative requirements for the submission of applications, NCPs are coordinated by their National Authorities. Decentralised structures of the programme might also be set up to support the programme implementation.

**FIND YOUR NCP** 







## Some previous clarification....

Main abbreviations usually used in our guidelines:

- AA = Audit Authority
- CA = Certifying Authority
- MA = Managing authority
- JS = Joint secretariat
- PO = Project Officer
- FLC = First level control
- FLCer = First level controller
- LP = Lead Partner
- PP = Project partner
- PR = Progress report report of activities
- AF = Application form



## **Project lifecycle**

Validation of call for proposals by the Programme Committee

Submission of proposals

Evaluation and selection

Contracting phase

Project start

**Project implementation** 

Certification of expenditures/ Reimbursement



Project closure

## Reporting timing

LP must submit a payment claim to the JS maximum 3 months after the end of the implementation period, according to the following timetable:

#### Article 5 of the Subsidy Contract

Implementation Period	Submission date
01/07/2016-31/12/2016	31/03/2017
01/01/2017-30/06/2017	30/09/2017
01/07/2017-31/12/2017	31/03/2018
01/01/2018-30/06/2018	30/09/2018
01/07/2018-31/12/2018	31/03/2019
01/01/2019-30/06/2019	30/09/2019
01/07/2019-31/12/2019	31/03/2020

- NO delays (in or out)
- NOT needed for the 1<sup>st</sup> implementation period
   (expenditure to be included in the 2<sup>nd</sup> one)
- Last period ends with the project; documents to be submitted 3 months after the end of the project, together with a Final Report



## Reporting procedure

Each partner

• enters activities (PP Progress report) and expenditures on SYNERGIE CTE

Lead Partner

• checks partner's progress report

• validates the other partners' expenses on SYNERGIE CTE

First Level Control

• Checks partner expenditures and activities;

• validates the partner expenditures and fill-in the FLC checklist in SYNERGIE CTE

validates in SYNERGIE CTE the FLC certificate

National Level\*

• in some Participating States, the expenditures certified by FLC must be validated at national level before their inclusion in a project payment claim.

Lead Partner

- gathers all the certificates and produce a payment claim + project progress report on SYNERGIE CTE
- submits to the JS within the <u>deadlines</u> mentioned in the Subsidy Contract

Joint Secretariat

- verifies the project's payment claim, address the LP in case of doubts
- prepares the MA certificate

Managing Authority

- performs an additional control and ensures the precision of the payment claim,
- validates the MA certificate
- transfers the MA certificate to the Certifying Authority

Certifying Authority

- performs an additional control
- draws up payment order <u>directly to each beneficiary</u>



Synergie guidelines exist for each step of the reporting procedure

## **Project Partner**

- Fill -in the partner activity report (for FLC and LP, not checked by the JS)
- Fill-in the list of expenditure on SYNERGIE CTE
- Ask the LP to validate expenditures
- Send the complete documentation to your FLC as soon as expenditures as been received by him



Do not wait the end of the reporting period for filling-in SYNERGIE-CTE

Contact your LP for validating expenditure

Fixe a planning with your LP and your FLC

Be reactive!



### **Lead Partner**

- First step of the declaration process
- "Expenditure in validation process" by the Lead partner
- Not an eligibility check, but a verification of the conformity of the expenditure against the activities foreseen in the application form
- Once the Lead partner has validated the partner's expenditure, it will appear in SYNERGIE CTE as "expenditures submitted to the FLC for certification"
- The First Level Controller will then be able to accept the expenditure >> "expenditures in certification process" and certify them







## **First Level Controller**

- Accept partner expenditure on SYNERGIE CTE
- Ask for eventual clarifications from the PP
- Certify or reject partner expenditure based on :
  - Programme Manual (Factsheets)
  - Delegated regulation EC 481/2013
  - Subsidy Contract and Partnership Agreement
  - Project <u>last approved Application Form</u>
  - Programme guide for the use of Synergie CTE



- ✓ Same deadlines for all the projects of the same call for proposals!!!
- ✓ Fix a strict timeframe for control with your partner







## **First Level Controller**

- Include expenditure in an FLC certificate
- Fill in and Validate in Synergie CTE the FLC certificate
  - Official commitment
  - FLC Checklist
  - List of expenditure
  - Financial tables
- Print, sign and stamp the FLC certificate in order to be included in the partner audit trail.





## **Lead Partner**

 Gather all partner's certificate (+ eventual national validation) signed and stamped



- Fill in the project progress report through SYNERGIE CTE
- Fill in the Payment claim through SYNERGIE CTE
- Gather all partner's material

- ✓ Fix internal deadlines for your partners
- ✓ Avoid a partner per partner approach on your RoA
- ✓ Be reactive!
- Submit the progress report and the payment claim to the JS through SYNERGIE CTE
- Upload all deliverables on the project website via the Web Platform



## Reporting procedure

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Joint Secretariat

• verifies the project's payment claim, address the LP in case of doubts

• prepares the MA certificate

Managing Authority

• performs an additional control and ensures the precision of the payment claim,

• validates the MA certificate

• transfers the MA certificate to the Certifying Authority

Certifying Authority

performs an additional control

• draws up payment order directly to each beneficiary



## MA/JS administrative verifications

Completeness check

Report content and financial check

Additional JS verification

MA certificate

- JS requests clarifications to the partnerships <u>through the LP</u> → Q&A document
- Partners and FLC answer to JS request
- JS includes conclusions to each item
- Final Q&A document is uploaded in Synergie CTE

- Be reactive when JS requests clarifications
- In case of doubt contact the JS (Project officer)
- Check JS/MA conclusions in Synergie CTE





## Reporting timing – summary

Certification of expenditures by FLC &
Progress Report by LP

Confirmation reimbursement by partner

Approval of projects: 27/09/2016 or 01/12/2016

Payment claim submission deadline: 30/09/2017

Payment to the partner (1 month)











End of the 2nd implementation period: 30/06/2017

Expenditures paid out from 27/09/2016 or 01/12/2017 to 30/06/2017

FLC selection & approval

Establishment audit trail

Validation of the MA

Treatment by JS & Answer to requests of clarifications







# Main novelties on eligibility of expenditure in MED Programme

- The use of simplified costs options:
  - Overheads = flat rate
  - Preparation costs = lump sum
- Direct application of Commission Delegated Regulation (EU) No 481/2014
  - 5 Budget Lines: Staff costs; Office and administrative expenditure; Travel and accommodation costs; External expertise and services costs; Equipment expenditure.
  - Exhaustive list of eligible expenditures for each Budget Line
  - Sub-Budget Lines not to be created
  - New general principles for the justification of Staff costs



## **SCOs in Interreg MED Programme**

- Flat rates for « office and administrative costs »:
   15% of eligible staff costs (no method needed according to EU regulations)
- Lump sums for « preparation costs »: EUR 30 000

   → The amount of EUR 30 000 established by the
   Interreg MED Monitoring Committee following the analysis of
   the preparation costs declared by the projects during the
   2007/2013 programming period.
- Standard scale of unit cost for « staff costs » :
   1720 hours/year



latest documented annual gross employment costs

Hourly staff cost =

# Flat rate for Office and administrative expenditure (BL 2)

- Line automatically generated/calculated by Synergie CTE
- Represents 15 % of eligible staff costs
- It covers all the operating and administrative expenses of the structure (e.g. rent, utilities, maintenance, equipment for general office use, phone, bank charges, etc...)
- No need to provide supporting documents
- No calculation method required

Direct costs falling under this budget line are <u>not</u> <u>eligible</u>



Legal basis: Article 68 (1) (b) Regulation (EU) No 1303/2013

## **Lump sum for preparation costs**

- Lump sum 30.000€ (i.e 25.500€ ERDF) to cover preparation cost
- Not automatic: breakdown per partners to be included in the application form (Not applicable for TA)

Only ERDF partners are entitled to budget and claim preparation costs.

- Co-financing rate to be applied per partner
- No possibility for projects to opt for real costs
- No need to report on activities and/or to produce further documentation; the output is the signed Subsidy Contract



Legal basis: Article 67 (1) (c) regulation (EU) No 1303/2013

## Hierarchy of rules on eligibility

EU rules

Programme rules

**COMPULSORY** 

National (and internal) eligibility rules

- When foreseen by Programme rule
- Matters not covered by EU and Programme rules



Legal basis: Article 18 (2) (3) Regulation (EU) No 1299/2013

## **Programme rules...**

Eligibility principles BL description Eligible cost items Programme Factsheet "Eligibility of Manuel expenditure" BL general principles Audit trail Compulsory templates



## **Expenditure eligibility period**

#### **Implementation cost:**

incurred invoiced and paid between the day of approval of the project by Programme committee and the project ending date

In case implementation costs cannot be paid out within the date of project closure: 2 additional months <u>for payment</u>

**Closure cost: engaged and paid out** within two months after the official ending date of the project

Factsheet "Eligibility of expenditure"



#### **BL 1. Staff costs**

- Costs of staff employed by the beneficiary for implementing the project; already employed by the beneficiary or contracted specifically for the project
- It includes salary payments + any other costs directly linked to salary payments supported by the beneficiary
- Calculated based on real costs using compulsorily one of the 4 methods established by the Programme:
  - Method A: Full-time in the project
  - Method B: Part-time in the project fixed % of time
  - Method C: Part-time in the project flexible number hours
  - Method D: Contracted on an hourly basis



## **BL 2: Office and administrative expenditure**

 Flat rate automatically calculated by the system based on the staff costs entered



Direct costs falling under this budget line are **not eligible** 



Legal basis: Article 68 (1) (b) Regulation (EU) No 1303/2013

### **BL 3. Travel and accommodation costs**

- Expenditure on travel and accommodation of the <u>staff</u> of the beneficiary for missions (e.g. participation in project meetings, project site visits, meetings with the programme bodies, seminars, conferences, etc.).
- Participation in events organised by the MED Programme, National Authorities, Horizontal Projects, other projects working on the same subjects, etc.
- In the case of travels outside of the MED area:
  - indicated in the approved Application Form
  - authorised by the MA/JS prior to the travel



## **BL 4. External expertise and services costs**

- Costs of external expertise and services provided by a body outside of the beneficiary organisation (e.g. studies and surveys, translation, promotion and communication, services related to meetings and events, audits, travel of experts).
  - ➤ Sub-contracted entities/experts
  - ➤ In-house companies
- Full respect of EU, Programme and national (including stricter institutional) public procurement rules and compliance with the principles of transparency, non-discrimination and equal treatment.

No sub-contracting between project partners or associated partners is allowed.





## **BL 5. Equipment expenditure**

- Equipment purchased, rented or leased by a beneficiary which are essential for the implementation of the project.
- Full respect of EU, Programme and national (including stricter institutional) public procurement rules and compliance with the principles of transparency, non-discrimination and equal treatment.
- Need to be specified in the Application Form or approved by the JS



**Equipment for general office use** not used exclusively for the project covered by the budget line OFFICE AND ADMINISTRATIVE EXPENDITURE = cost not eligible under equipment budget line



Different rules for each sub-budget line.



# Eligibility focus: Staff costs



### Staff costs

Simplification needed to avoid miscalculation & to ensure equity among partners

- A goal for the EC → Regulation; SCO
- A principle for MED → Programme Manual
- Role of NA and FLCers necessary





## 4 methods for the calculation of staff costs

- No other tasks
- No timesheet
- Full salary

Method A: Full-time in the project

Method B: Part-time in the project – fixed % of time

- No timesheet
- % for all implementation period
- May be updated every semester



- Hourly rate cost established by contract
- Timesheet needed

Method D: Contracted on an hourly basis Method C:
Part-time in
the project –
flexible
number hours

- Timesheet needed
- Hourly rate calculation based on : salary / 1,720 hours
- Hourly rate updated every semester
- At least 12 months in the organisation





## **General principles**

- One method for each staff member
- The adequacy of the staff costs must be ensured
- Taxable benefits, only if foreseen by contract or national/internal regulation
- Un-paid voluntary work, non eligible
- Overtime eligible, only if paid additionally to the salary

#### GOOD PRACTICES

- Use the same method for staff members participating in several MED projects
- Use the same method for staff participating in several Interreg projects (as far as possible)



### **Audit trail**

- For Method A & B: full time or % can appear in this document
- For Method D: Hourly rate must appear in the contract

For all methods and all staff members

\* COMPULSORY templates made available by the Programme

For Method A & B full time or % must appear at least in this document

Only for Methods C & D





List of project staff \*



100% Time registration





Payslip



Proof of payment

Job description

Declaration \*



Document justifying the calculation of hourly rate

Only for Method C



## **Monthly timesheet requirements**

- No programme template
- Should cover 100% of the actual working time of the employee, including holidays, sick leaves, time working in other EU projects or tasks.
- Should be filled in separately for each employee involved in the project
- Should indicate the number of monthly hours worked for the project
- Be <u>signed</u> by the employee and his/her supervisor



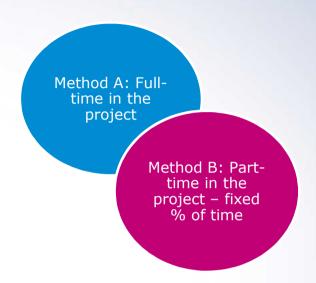
#### METHODS A & B FULL-TIME / FIXED %

#### Situation:

✓ Regular involvement

#### Calculation:

- √ Full mensual salary
- ✓ Employment cost \* %



#### Points of attention:

- √ % adjusted if necessary (e.g. at the end of the implementation period)
- ✓ <u>Method B: no recalculation against real involvement</u>
- ✓ No changes of fixed % in the middle of a implementation period (except cases of force majeur)



#### **METHOD C FLEXIBLE HOURS - 1720H METHOD**

#### Calculation:

- ✓ Hourly rate: Latest annual employment cost / 1720h (regardless any other data)
- ✓ The added value of this methodology is that the 1720 hours cannot be questioned (Guide on SCO)
- √ Hourly rate \* real hours worked in project

#### Points of attention

- ✓ Payslip documenting <u>annual</u> salary costs
- ✓ Person recently employed → wait until 12 months
- ✓ Update for each reporting period
- √ Timesheet requirements



Method C: Parttime in the project – flexible number hours

Legal basis: Article 68 (2) Regulation (EU) No 1303/2013

## METHOD D. CONTRACTED ON AN HOURLY BASIS

#### Calculation:

- ✓ Hourly rate indicated in <u>contract</u> per number of hours worked on the project
- ✓ Hourly rate \* real hours worked in project

#### Points of attention

- ✓ Employment contract or equivalent document shall justify the working relationship + hourly rate
- ✓ Payslip documenting **monthly** salary costs
- ✓ Timesheet requirements
- ✓ In some countries not possible

Method D: Contracted on an hourly basis



## Is the change of calculation method possible?

## YES but ONLY EXCEPTIONAL situations allow methods changes:

- Changes in the staff working in the project
- Changes in the employment documents
- Changes in the level of involvements of the partner (module passage)
- Changes in the participation of the partner (project change)
- Changes in the tasks and responsibilities of the employee

## nonetheless ... some changes not allowed:

Part-time: impossible to pass from fixed % (B) to variable number of hours (C), and vice versa



## Eligibility focus: Equipment



## **BL 5. Equipment expenditure**

- Equipment purchased, rented or leased by a beneficiary which are essential for the implementation of the project.
- Full respect of EU, Programme and national (including stricter institutional) public procurement rules and compliance with the principles of transparency, non-discrimination and equal treatment.
- Need to be specified in the Application Form or approved by the JS



**Equipment for general office use** not used exclusively for the project covered by the budget line OFFICE AND ADMINISTRATIVE EXPENDITURE = cost not eligible under equipment budget line



Different rules for each sub-budget line of the A.Form

## Specific issues



## Non-eligible expenditure

- In-kind contributions
- Shared costs
- Gadgets and gifts (> EUR 50)
- VAT if recoverable by whatever means
- Fines, financial penalties, expenditure on legal disputes and litigation, exchange rate fluctuation and interests on debt
- Expenditure already supported by other subsidies



#### VAT

FLC is asked to verify the VAT status declared by the partner in the Application Form based on the application of national VAT legislation

- ⇒ YES: Partner CAN recover the VAT; in consequence, <u>VAT is</u> not eligible.
- ⇒ **PARTIALLY:** Partner can recover the VAT partially; in consequence, the part of the VAT that is recoverable is not eligible and the part of the VAT that cannot be recovered is eligible.
- NO: Partner CANNOT recover the VAT; in consequence, VAT is eligible. Partner is entitled to claim expenditures with VAT.



Legal basis: Article 69 (3) Regulation (EU) No 1303/2013

## To be validated in advance by the JS

... when not foreseen in the Application Form ....

- Travels outside of the MED area (always when outside of the EU)
- Organisation of events outside of the MED area (only possible for ERDF partners)
- External expertise and services of over EUR 30,000
- Equipment purchase



The proof of the validation MUST be kept by the LP and the partner as part of the project audit trail

## Information and publicity requirements

To comply with Programme **AND** EU branding you need to use on all communication materials:

#### **Project logo + ERDF ref (when necessary)**

Programme + Interreg logos





Ref to the EU

Project name







Project co-financed by the European Regional Development Fund

Factsheet "Project branding, project information and publicity rules"



Legal basis: Annex XII Regulation (EU) No 1303/2013

## **Double funding**

WHAT

Mechanism in place to avoid that same expenditures are reimbursed by different public funding (EU, national, regional). No method established by Programme.

**WHO** 

Both partners and FLCers

WHERE TO REPORT

Checklist of FLC certificate
Compulsory to provide a brief and clear explanation of
the method adopted no matter the answer provided

MAIN MISTAKES

- Declaring that the same expenditures won't be charged on more than 1 co-financed project. Any additional information provided.
- Check on double funding only on some cost categories (staff,...).



### **Exchange rate**

- All financial reporting and project follow-up in Euros
- Reg (EU) No 1299/2013 Article 28: expenditure incurred in non-Euro currency by the partner organisation to be converted in Euros
- EC Exchange rate applicable in the month the partner reports are submitted for verification to the FLC → automatically calculated by Synergie CTE when accepting expenditure to control
  - •

Costs related to the fluctuation of foreign exchange rates are not eligible.



### Location of the activities

"What are those 20%?"

Foreseen in the Application Form or approved by the JS

#### **ERDF** partners:

Partners inside Programme area organizing an event outside Programme area :

- Organisation event: outside
- Travel and accommodation: inside

Partners outside Programme area: All budget outside (regardless location of the activity)

#### **IPA** partners:

→ All activities in IPA territories

#### FLCer is asked to:

- Verify that the location of the expenditure is coherent with Programme rules
- Ask the partner any correction
- Verify the approval of the travel/activity



Legal basis: Article 20 (3)
Regulation (EU) No 1299/2013
+ Article 5 (5) (6) (7) (8)
Deleg. Regl. 481/2014

## How to archive and for how long?

- How?
- ➤ Supporting documents have to be kept either in originals or certified true copies or in electronic versions.
- How long?
- ► Until 31/12/2028 (Subsidy Contract article 16.1; Partnership Agreement article 3.3.d).

Possibly longer archiving periods (e.g. national laws) have to be taken into account!!



Legal basis: Article 140
Regulation (EU) No 1303/2013
+ Programme rule

# Complying and controlling public procurement rules



## **Public procurement**

Levels of rules to be applied:

- EU rules
- National rules
- Internal rules of the partner organisation
- Interreg MED Programme recommendation



The **strictest rule** must

always be applied.

For contracting amounts above **EUR 5.000,00** (excl. VAT) → kindly ask for **at least three offers** from three different providers

>>>> All partners, public and private



### **Private partners**

- Private bodies (non-profit & profit, governed by private law)
  - Must comply with public procurement principles: transparency, non-discrimination, equal treatment and effective competition
  - Should respect national rules and internal partner rules (if they exist), in some countries direct application
  - Should be able to demonstrate good use of public funds
  - To avoid misunderstanding, in Synergie CTE PUBLIC PROCUREMENT = OUTSOURCING CONTRACT



### **Procurement and reporting**

- PUBLIC PROCUREMENT = OUTSOURCING CONTRACT
- Partner lists all contracts over EUR 500 in Synergie
   CTE, and links related expenditure
- FLC checks compliance with public procurement rules by certifying related expenditure
- List of outsourcing contracts linked to certified expenditure reported in FLC certificate

Synergie guide "How to enter an outsourcing contract"



### **Project modifications**

Non-substantial modification

Managed by the LP in cooperation with its partnership, validated by the project steering committee.

- Adjustment on activities and deliverables
- Budget deviation: 20% flexibility rule
- Final budget adjustment within the 10% flexibility rule

NO Modification of the Application Form

Substantial modification

## Requesting <u>official approval</u> by Programme bodies.

- Partnership composition
- Budget
- Work plan, activities, deliverables and project outputs
- Extension of the project duration

Modification of the Application Form



Factsheet "Project modifications'

### Non-substantial modification

- LP keeps an overview on all the budget changes → problems may occur if budget flexibility not monitored closely
- Project steering committee decision
- Reporting to the JS via the progress report
- Partner budget cannot be exceeded!!!
- Modification of the Application Form not needed



## 20% flexibility rule

Each partner, in the limit of its total budget, has the possibility to shift funds between budget lines and work packages up to 20% of its total eligible budget. This means that overconsumption at budget line and work package level cannot exceed the 20% of the partner total eligible budget and that the total eligible budget of the partner has to remain unchanged.

- FLCer check is needed only regarding certified expenditure
- JS check focuses on project level





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