

FP7

Legal Issues

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Definitions

- Beneficiary
- Third country
- Associated country
- International cooperation partner country, ICPC

Participation from third countries

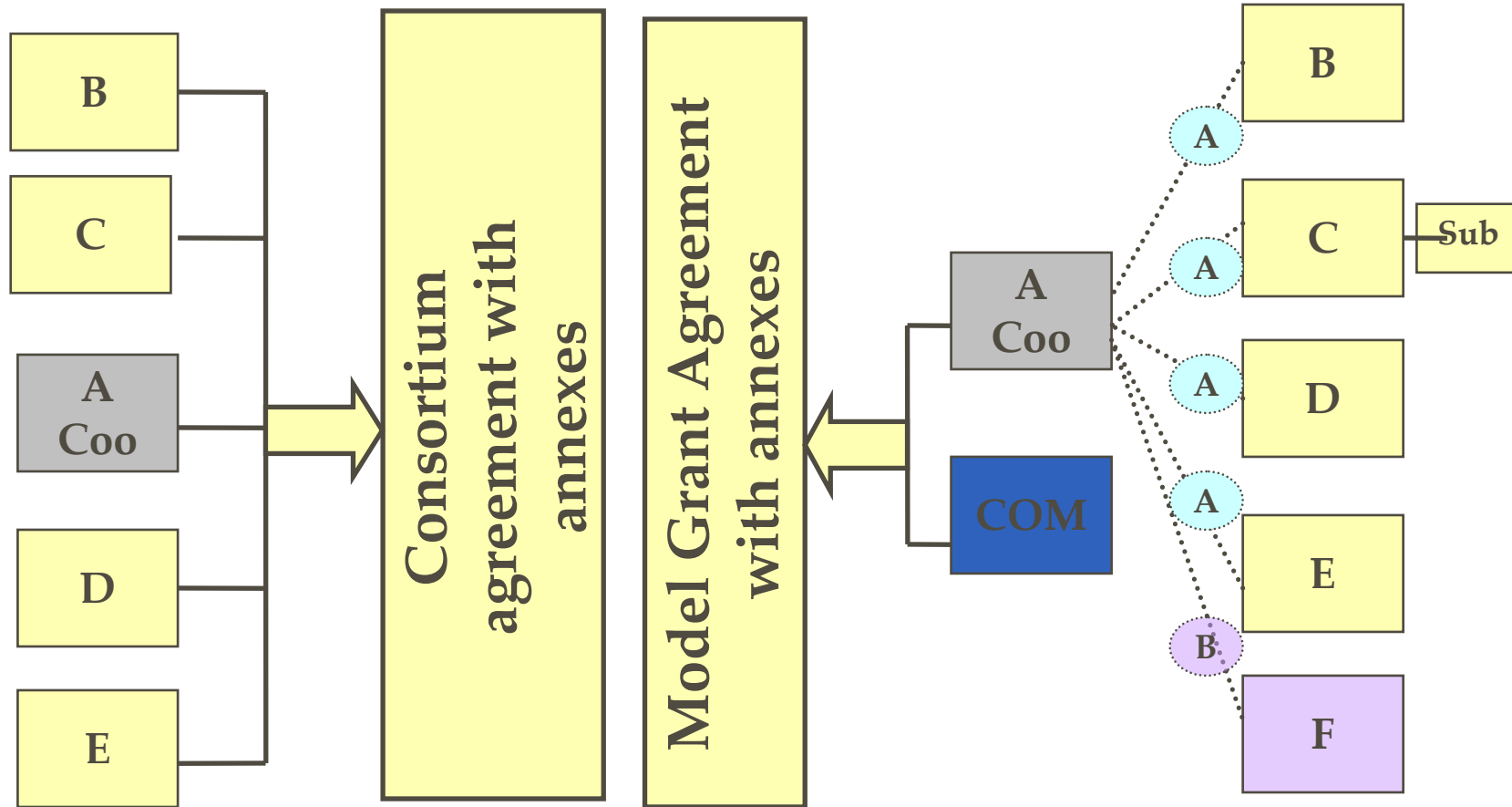
Legal entities established in third countries and international organisations may participate after minimum conditions have been met

Specific International Cooperation Actions (SICAs) for legal entities from third countries, ICPC (International co-operation partner country) in collaborative projects:

- at least 4 legal entities, of which at least 2 established in a MS or Ac and two established in ICPC

Participants from ICPC funded from the Community

Trans-national co-operation among NCPs for International Cooperation



MGA, Structure

- Core Grant Agreement
- Annex I: Description of Work
- Annex II: General conditions
- Annex III: Specific provisions (related to funding scheme or activity)
- Annex IV: Form A – Accession of beneficiaries
- Annex V: Form B – Request for accession of new beneficiaries
- Annex VI: Form C – Financial statement
- Annex VII: Form D – Terms of reference for the certificate on the financial statements and Form E – Terms of reference for the certificate on the methodology

Core Agreement, art. 1-11

1. Accession to the grant agreement
2. Scope
3. Duration and start date of the project
4. Reporting periods and language of reports
5. Maximum Community financial contribution
6. Pre-financing
7. Special clauses
8. Communication
9. Applicable law and competent court
10. Application of the grant agreement provisions
11. Entry into force of the grant agreement

Annex II, General Conditions

- Definitions
- Part A – Implementation of the project
 - Section 1 – General principles
 - Section 2 – Reporting and payments
 - Section 3 – Implementation
- Part B – Financial provisions
 - Section 1 – General financial provisions
 - Section 2 – Guarantee Fund and recoveries
 - Section 3 – Controls and sanctions
- Part C – Intellectual Property Rights, Use and Dissemination
 - Section 1 – Foreground
 - Section 2 – Access Rights
- Final provisions

Role of coordinator

- Represents the consortium towards the Commission
- Intermediary for all communication between the consortium and the Commission
- Receives the Community contribution on behalf of the beneficiaries

The coordinator shall:

- Administer the Community contribution regarding its allocation between beneficiaries and activities in accordance with the GA and decisions taken by the consortium
- Payments to the other beneficiaries without unjustified delay
- Keep records and financial accounts making it possible to determine what has been paid to each beneficiary
- Inform the Commission of the distribution of the Community contribution and date of transfers
- Review reports to verify consistency with project tasks before transmitting to the Commission
- Monitor the compliance by beneficiaries with their obligations under the GA
- No subcontracting of any of the above tasks

The consortium shall:

- Provide all data requested by the Commission for the purpose of proper administration of the project
- Carry out the project jointly and severally vis-a-vis the Community
- Make appropriate internal arrangements to ensure the efficient implementation of the project
(in the form of a consortium agreement when provided for)

Reports

- **Periodic reports shall comprise:**
 - an overview, incl. a publishable summary of the progress of work, including achievements
 - differences between work expected and actually carried out
 - explanation of the use of the resources
 - financial statement from each beneficiary together with a summary financial report
- To the Commission via the coordinator by electronic means
- Within 60 days after the end of each period

cont. Reports

- Final report shall comprise:
 - a final publishable report covering results, conclusions and socioeconomic impact of the project
 - a report covering the wider societal implications of the project, incl. gender equality actions, ethical issues and the plan for the use and dissemination of foreground
- To the Commission via the coordinator by electronic means
- Within 60 days after the end of the project
- Coordinator shall submit report on the distribution of the Community financial contribution, 30 days after receipt of the final payment

Payments

- Pre-financing, then interim payments based on accepted cost claims
- Pre-financing belongs to the Community until end of project
- Pre-financing and interim payments shall not exceed 90% of max. Community contribution
- Payments made in €
- Costs shall be reported in €
- Conversion rate by the European Central Bank
 - rate on the date costs incurred, or
 - rate on first day of the month following the end of the reporting period
- The bank account shall allow the Community contribution and related interest to be identified

Reports and payments

- The Commission shall evaluate reports and deliverables and pay within 105 days of their receipt unless the time-limit, the payment or the project has been suspended
- No tacit approval of reports

Confidentiality

- During the project and for five years after its completion
- If communicated orally, its confidential character must be confirmed in writing within 15 days after disclosure
- Exceptions

Guidelines etc.

Commission adopts and publishes rules on the procedures for proposal submission, evaluation, selection of proposals and award of grants, as well as redress procedures for participants

Commission adopts and publishes rules to ensure consistent verification of the legal status and financial capacity of participants

Guidelines on consortium agreements

Financial guidelines

IPR guidelines

Reporting guidelines

Etc.

Information and assistance

- EU research: <http://ec.europa.eu/research>
- Information on research programmes: <http://cordis.europa.eu>
- RTD Info magazine: <http://ec.europa.eu/research/rtdinfo>
- Fp7 helpdesk: <http://ec.europa.eu/research/enquiries>
- IPR Helpdesk: <http://www.ipr-helpdesk.org>
- Information requests: research@ec.europa.eu