



Digital Europe Programme (DIGITAL)

Call for proposals

GovTech Incubator (DIGITAL-2022-GOVTECH-02-FPA

> Version 1.0 15 February 2022

| HISTORY OF CHANGES | | | | | |
|--------------------|---------------------|--|------|--|--|
| Version | Publication Date | Change | Page | | |
| 1.0 | 15.02.2022 | Initial version (new MFF). | | | |
| | | | | | |
| | | | | | |
| | | | | | |



EUROPEAN COMMISSION Directorate-General for Informatics

DIGIT.D– Digital Services DIGIT.D.2 – Interoperability

CALL FOR PROPOSALS

TABLE OF CONTENTS

| 0. Introduction | ł |
|--|---|
| 1. Background5 | 5 |
| Objectives — Scope — Outcomes and deliverables — KPIs to measure outcomes and deliverables — Targeted stakeholders — Type of action — specific topic conditions | 5 |
| DIGITAL-2022-GOVTECH-02-FPA GovTech Incubator5 | 5 |
| 3. Available budget | 7 |
| 4. Timetable and deadlines | 7 |
| 5. Admissibility and documents | 3 |
| 6. Eligibility |) |
| Eligible participants (eligible countries) |) |
| Consortium composition10 |) |
| Eligible activities10 |) |
| Ethics11 | L |
| Security11 | L |
| 7. Financial and operational capacity and exclusion12 | 2 |
| Financial capacity12 | 2 |
| Operational capacity | 3 |
| Exclusion13 | } |
| 8. Evaluation and award procedure14 | ł |
| 9. Award criteria | 5 |
| 11. How to submit an application | 5 |
| 12. Help | 7 |
| 13. Important | 3 |
| Annex 121 | L |
| Annex 2 | ł |

0. Introduction

This is a call for proposals for EU framework partnerships for grants in the field of **Deployment and Best Use of Digital Capacity and Interoperability** under the **Digital Europe Programme (DIGITAL)**.

The regulatory framework for this EU Funding Programme is set out in:

- Regulation 2018/1046 (EU Financial Regulation)
- the basic act (Digital Europe Regulation 2021/694¹).

The call is launched in accordance with the 2021-2022 Work Programme² and will be managed by the **European Commission, Directorate-General for Informatics (DG DIGIT)**.

Framework partnerships (FPAs) are long-term cooperation instruments that serve as umbrella for regular or recurrent grants in the same field or area and under a common action plan (or work programme of activities). They are a prerequisite for being able to apply for these grants, but don't create any legitimate expectations or entitlement to get them. FPA beneficiaries are normally identified on the basis of a standard evaluation and award procedure and then invited to submit their proposals for grants (closed calls; addressed directly to the framework partners). Grant agreements (SGAs) can only be signed if the FPA has been signed, and before the end date of the FPA.

The call covers the following **topic**:

DIGITAL-2022-GOVTECH-02-INCUBATOR-FPA — Govtech Incubator

Each project application under the call must address the topic.

We invite you to read the **call documentation** on the Funding & Tenders Portal Topic page carefully, and in particular this Call Document, the <u>Model Framework Partnership</u> <u>Agreement</u>, the <u>EU Funding & Tenders Portal Online Manual</u> and the <u>EU Grants AGA</u> <u>Annotated Grant Agreement</u>.

These documents provide clarifications and answers to questions you may have when preparing your application:

- the <u>Call Document</u> outlines the:
 - background, objectives, scope, activities that can be funded and the expected results (sections 1 and 2)
 - timetable and available budget (sections 3 and 4)
 - admissibility and eligibility conditions (including mandatory documents; sections 5 and 6)
 - criteria for financial and operational capacity and exclusion (section 7)
 - evaluation and award procedure (section 8)

¹ Regulation (EU) 2021/694 of the European Parliament and of the Council of 29 April 2021 establishing a the Digital Europe programme and repealing Decision (EU) 2015/2240 for the period 2021-2027 (OJ L 166).

² Commission Implementing Decision C(2021)7914 of 10.11.2021 concerning the adoption of the work programme for 2021 -2022 and the financing decision for the implementation of the Digital Europe Programme.

- award criteria (section 9)
- how to submit an application (section 10)
- the <u>Online Manual</u> outlines the:
 - procedures to register and submit proposals online via the EU Funding & Tenders Portal ('Portal')
 - recommendations for the preparation of the application

1. Background

This agreement shall specify the common objectives, the nature of actions planned and the general rights and obligations of each party. The Framework Partnership Agreement will involve Member States' Public Sector Digitalisation agencies in a joint GovTech experimentation mechanism. Within the FPA, the Commission intends to award Specific Grants to support the activities foreseen in the action plan and any additional activities the Commission might consider necessary. The GovTech Incubator should provide basic activities to engage with the GovTech Community beyond the Consortium.

2. Objectives — Scope — Outcomes and deliverables — KPIs to measure outcomes and deliverables — Targeted stakeholders — Type of action — specific topic conditions

DIGITAL-2022-GOVTECH-02-FPA - GovTech Incubator

<u>Objectives</u>

The GovTech incubator Framework Partnership Agreement aims to foster cross-border collaboration between digitalisation agencies in the different Member States and countries associated to the Programme, involving also GovTech actors from the private sector and academia.

In addition to these high level objective, the GovTech Incubator action plan should also have the following objectives:

- fostering the deployment of new human-centric digital public services
- promoting innovative digital governments reusable solutions (preferably opensource) and interoperability by default
- promoting collaboration through piloting activities in a variable scale geometry
- Encourage the participation of European SMEs and startups in the elaboration of the solutions.

The funded activities will make use of the Common Services Platform where applicable.

<u>Scope</u>

The long-term cooperation between the Commission and the selected consortium will be formalised within a Framework Partnership Agreement (FPA) to provide an environment to ensure continuous support to experimentation for the Public Sector, in particular leveraging emerging digital technologies (such as Artificial Intelligence, Blockchain, etc.) and identify reusable components.

The scope of the GovTech Incubator activities should be to deliver on an action plan on basis of jointly agreed objectives, covering 4 years of work, with a possible extension to the full duration of the Digital Europe Programme. The Action plan should ensure at least to cover the following activities:

- 1. Developing horizontal incubator functions such as advice, challenge, pitching exercises, engagements with stakeholders, etc.
- Support the design, elaboration, execution of the pilots using emerging digital technologies. The pilots can involve only limited set of partners of the consortium.
- 3. Assess and identify from pilots possible reusable solutions supporting existing or new public services. Propose further activities such as Large Scale Pilots or new components to be made available later through the Common Service Platform.
- 4. Ensure continuous road mapping of the activities of the GovTech incubator and its sustainability throughout the Digital Europe programme and beyond.
- 5. Ensure coherence and active engagements with national GovTech programmes and actors in order to identify possible future activities for the GovTech Incubator.

The partnership should also develop close synergies with EU Policy and EU Programmes, wherever these are relevant for its activities, for instance other components of the Digital Europe such as Digital Innovation Hubs or the European Innovation Council (EIC) part of Horizon Europe. It may also seek synergies with other programmes and funding lines of the EU that demonstrate greater impact potential.

Within the Framework Partnership Agreement (FPA) awarded under this topic, the selected consortium will be invited to submit a proposal for Specific Grant Agreement (SGA) addressing the objectives defined in the Framework Partnership Agreement (FPA) and action plan (see also **Annex 1**).

As indicated in **section 4**, the first SGA that will be submitted after the FPA signature by the same consortium will provide financing for implementation of the Action Plan for the **first two years**, and it requests to **conduct two to four pilot projects** on Innovative Public Services encouraging the participation of start-ups. Under this SGA, the involvement of startups will be possible using Financial Support to Third Parties but the consortium could also explore the use of innovation procurement schemes if compliant the eligibility of the costs.

Outcomes and deliverables

This topic will foster the deployment of new digital services, promoting innovative digital government solutions and putting in place the right mechanism to ensure Interoperability by default. Lessons learnt from the resulting projects (i.e. solutions, training programmes and concepts developed) will be available for sharing and reuse across the EU, and may be scaled up through the Common Services Platform.

KPIs to measure outcomes and deliverables

- <u>KPIs:</u> Number of pilots/experiments/POCs established/executed: 2/year

- Number of startups involved in experimentation activities: 5 per SGA.
- Solutions proposed for the Common Services Platform: at least 1.

Targeted stakeholders

GovTech Labs, Innovation Labs from EU and associated countries, Startups and SME from the GovTech sector, CivicTech associations,

Type of action

Framework Partnerships

U For more information on Digital Europe types of action, see Annex 1.

Specific topic conditions

- For this topic, multi-beneficiary applications are mandatory and specific conditions for the consortium composition apply (see section 6)
- The following parts of the award criteria in section 9 are exceptionally NOT applicable for this topic:
 - extent to which the project would reinforce and secure the digital technology supply chain in the Union
 - extent to which the proposal can overcome financial obstacles such as the lack of market finance
 - extent to which the proposal addresses environmental sustainability and the European Green Deal goals, in terms of direct effects and/or in awareness of environmental effects

3. Available budget

The total budget earmarked for grants calls under this framework partnership call is EUR 6 Millions.

Depending on the number and quality of proposals, we expect to sign 1 framework partnership.

4. Timetable and deadlines

| Timetable and deadlines (indicative) | | | | | |
|--------------------------------------|--|--|--|--|--|
| FPA | | | | | |
| Call opening: | 22 February 2022 | | | | |
| Deadline for submission: | <u>17 May 2022 – 17:00:00 CEST</u> <u>(Brussels local time)</u> | | | | |
| Evaluation: | June - July 2022 | | | | |
| Information on evaluation results: | August 2022 | | | | |

EU Grants: Call document (DEP): V1.0 - 15.02.2022

| FPA signature: | October/November 2022 | |
|------------------------------------|--------------------------|--|
| First SGA calls | | |
| Invitations to submit proposals: | October/November 2022 | |
| Opening for submission: | October/November 2022 | |
| Deadline for submission: | December 2022 | |
| Evaluation: | December 2022 | |
| Information on evaluation results: | January 2023 | |
| GA signature: | February 2022/March 2023 | |

5. Admissibility and documents

Proposals must be submitted before the **call deadline** (see timetable section 4).

Proposals must be submitted **electronically** via the Funding & Tenders Portal Electronic Submission System (accessible via the Topic page in the <u>Search Funding &</u> <u>Tenders</u> section). Paper submissions are NOT possible.

Proposals (including annexes and supporting documents) must be submitted using the forms provided *inside* the Submission System (1 NOT the documents available on the Topic page — they are only for information).

Proposals must be **complete** and contain all the requested information and all required annexes and supporting documents:

- Application Form Part A contains administrative information about the participants (future coordinator, beneficiaries and affiliated entities) and the summarised budget for the project (to be filled in directly online)
- Application Form Part B contains the technical description of the project (to be downloaded from the Portal Submission System, completed and then assembled and re-uploaded)
- mandatory annexes and supporting documents (to be uploaded):
 - detailed budget table: not applicable
 - CVs of core project team: not applicable
 - activity reports of last year: not applicable
 - list of previous projects: not applicable
 - security issues table: applicable
 - ethics issues table: applicable
 - ownership control declaration: not applicable

At proposal submission, you will have to confirm that you have the **mandate to act** for all applicants. Moreover you will have to confirm that the information in the application is correct and complete and that the participants comply with the conditions for receiving EU funding (especially eligibility, financial and operational

capacity, exclusion, etc). Before signing the framework partnership, each beneficiary and affiliated entity will have to confirm this again by signing a declaration of honour (DoH). Proposals without full support will be rejected.

Your application must be **readable**, **accessible and printable**.

Proposals are limited to maximum **70 pages** (Part B). Evaluators will not consider any additional pages.

You may be asked at a later stage for further documents (for legal entity validation, financial capacity check, bank account validation, etc).

For more information about the submission process (including IT aspects), consult the <u>Online Manual</u>.

6. Eligibility

Eligible participants (eligible countries)

In order to be eligible, the applicants (beneficiaries and affiliated entities) must:

- be legal entities (public or private bodies)
- be established in one of the eligible countries, i.e.:
 - EU Member States (including overseas countries and territories (OCTs))
 - non-EU countries:
 - listed EEA countries and countries associated to the Digital Europe Programme (<u>associated countries</u>) or countries which are in ongoing negotiations for an association agreement and where the agreement enters into force before grant signature

Beneficiaries and affiliated entities must register in the <u>Participant Register</u> — before submitting the proposal — and will have to be validated by the Central Validation Service (REA Validation). For the validation, they will be requested to upload documents showing legal status and origin.

Other entities may participate in other consortium roles, such as associated partners, subcontractors, third parties giving in-kind contributions, etc (see section 13).

Specific cases

Natural persons — Natural persons are NOT eligible (with the exception of selfemployed persons, i.e. sole traders, where the company does not have legal personality separate from that of the natural person)

International organisations — International organisations are not eligible, unless they are International organisations of European Interest within the meaning of Article 2 of the Digital Europe Regulation (i.e. international organisations the majority of whose members are Member States or whose headquarters are in a Member State).

Entities without legal personality — Entities which do not have legal personality under their national law may exceptionally participate, provided that their representatives have the capacity to undertake legal obligations on their behalf, and offer guarantees for the protection of the EU financial interests equivalent to that offered by legal persons³.

³ See Article 197(2)(c) EU Financial Regulation <u>2018/1046.</u>

EU bodies — EU bodies (with the exception of the European Commission Joint Research Centre) can NOT be part of the consortium.

Associations and interest groupings — Entities composed of members may participate as 'sole beneficiaries' or 'beneficiaries without legal personality'⁴. Please note that if the action will be implemented by the members, they should also participate (either as beneficiaries or as affiliated entities, otherwise their costs will NOT be eligible).

Countries currently negotiating association agreements — Beneficiaries from countries with ongoing negotiations *(see above)* may participate in the call and can sign grants if the negotiations are concluded before grant signature (with retroactive effect, if provided in the agreement).

EU restrictive measures — Special rules apply for certain entities (e.g. entities subject to <u>EU restrictive measures</u> under Article 29 of the Treaty on the European Union (TEU) and Article 215 of the Treaty on the Functioning of the EU (TFEU)⁵ and entities covered by Commission Guidelines No <u>2013/C 205/05</u>⁶). Such entities are not eligible to participate in any capacity, including as beneficiaries, affiliated entities, associated partners, subcontractors or recipients of financial support to third parties (if any).

For more information, *see <u>Rules for Legal Entity Validation</u>, LEAR Appointment and <u>Financial Capacity Assessment</u>.*

Consortium composition

Proposals must be submitted by:

- a consortium of at least 3 applicants (beneficiaries; not affiliated entities) and which complies with the following conditions:
 - Minimum 3 entities from 3 different eligible countries
 - At least 3 entities operating at national level experimentation and supporting innovation activities on digital public services (GovTech Labs, Digital Labs,...) being either public or private entities.

Eligible activities

Eligible activities are the ones set out in section 2 above.

Projects should take into account the results of projects supported by other EU funding programmes. The complementarities must be described in the project proposals (Part B of the Application Form).

Projects must comply with EU policy interests and priorities (such as environment, social, security, industrial and trade policy, etc).

Financial support to third parties may be allowed for SGAs if provided for in the related call document.

⁴ For the definitions, see Articles 187(2) and 197(2)(c) EU Financial Regulation <u>2018/1046</u>.

 ⁵ Please note that the EU Official Journal contains the official list and, in case of conflict, its content prevails over that of the <u>EU Sanctions Map</u>.
 ⁶ Commission guidelines No 2013/C 205/05 on the eligibility of Israeli entities and their activities in the

⁶ Commission guidelines No 2013/C 205/05 on the eligibility of Israeli entities and their activities in the territories occupied by Israel since June 1967 for grants, prizes and financial instruments funded by the EU from 2014 onwards (OJEU C 205 of 19.07.2013, pp. 9-11).

<u>Ethics</u>

Projects must comply with:

- highest ethical standards and
- applicable EU, international and national law (including the <u>General Data</u> <u>Protection Regulation 2016/679</u>)

Proposals under this call for proposals will have to undergo an ethics review to authorise funding and may be made subject to specific ethics rules (which become part of the Grant Agreement in the form of ethics deliverables, *e.g. ethics committee opinions/notifications/authorisations required under national or EU law*).

For proposals involving development, testing, deployment, use or distribution of AI systems, the ethics review will in particular check compliance with the principles of human agency and oversight, diversity/fairness, transparency and responsible social impact, while the experts performing the technical evaluation will assess the robustness of the AI systems (i.e. their reliability not to cause unintentional harm).

For framework partnerships, both the framework partnership applications and the grant applications may have to undergo an ethics review, if needed.

<u>Security</u>

Projects involving EU classified information must undergo security scrutiny to authorise funding and may be made subject to specific security rules (detailed in a security aspects letter (SAL) which is annexed to the Grant Agreement).

These rules (governed by Decision $2015/444^7$ and its implementing rules and/or national rules) provide for instance that:

- projects involving information classified TRES SECRET UE/EU TOP SECRET (or equivalent) can NOT be funded
- classified information must be marked in accordance with the applicable security instructions in the SAL
- information with classification levels CONFIDENTIEL UE/EU CONFIDENTIAL or above (and RESTREINT UE/ EU RESTRICTED, if required by national rules) may be:
 - created or accessed only on premises with facility security clearing (FSC) from the competent national security authority (NSA), in accordance with the national rules
 - handled only in a secured area accredited by the competent NSA
 - accessed and handled only by persons with valid personnel security clearance (PSC) and a need-to-know
- at the end of the grant, the classified information must either be returned or continued to be protected in accordance with the applicable rules
- action tasks involving EU classified information (EUCI) may be subcontracted only with prior written approval from the granting authority and only to

⁷ See Commission Decision 2015/544/EU, Euratom of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53.

entities established in an EU Member State or in a non-EU country with a security of information agreement with the EU (or an administrative arrangement with the Commission)

 disclosure of EUCI to third parties is subject to prior written approval from the granting authority.

Please note that, depending on the type of activity, facility security clearing may have to be provided before grant signature. The granting authority will assess the need for clearing in each case and will establish their delivery date during grant preparation. Please note that in no circumstances can we sign any grant agreement until at least one of the beneficiaries in a consortium has facility security clearing.

Further security recommendations may be added to the Grant Agreement in the form of security deliverables (*e.g. create security advisory group, limit level of detail, use fake scenario, exclude use of classified information, etc*).

Beneficiaries must ensure that their projects are not subject to national/third-country security requirements that could affect implementation or put into question the award of the grant (*e.g. technology restrictions, national security classification, etc*). The granting authority must be notified immediately of any potential security issues.

For framework partnerships, both the framework partnership applications and the grant applications may have to undergo a security scrutiny, if needed.

7. Financial and operational capacity and exclusion

Financial capacity

Applicants must have **stable and sufficient resources** to successfully implement the projects and contribute their share. Organisations participating in several projects must have sufficient capacity to implement all these projects.

The financial capacity check will be carried out on the basis of the documents you will be requested to upload in the <u>Participant Register</u> during grant preparation (*e.g. profit and loss account and balance sheet, business plan, audit report produced by an approved external auditor, certifying the accounts for the last closed financial year, etc).* The analysis will be based on neutral financial indicators, but will also take into account other aspects, such as dependency on EU funding and deficit and revenue in previous years.

The check will normally be done for all beneficiaries, except:

- public bodies (entities established as public body under national law, including local, regional or national authorities) or international organisations
- if the individual requested grant amount is not more than EUR 60 000.

If needed, it may also be done for affiliated entities.

If we consider that your financial capacity is not satisfactory, we may require:

- further information
- an enhanced financial responsibility regime, i.e. joint and several responsibility for all beneficiaries or joint and several liability of affiliated entities (see below, section 10)
- prefinancing paid in instalments
- (one or more) prefinancing guarantees (see below, section 10)

or

- propose no prefinancing
- request that you are replaced or, if needed, reject the entire proposal.

For framework partnerships, the financial capacity check will be done only once at FPA-level, for all applicants (since no budget threshold because no budget).

For more information, see <u>Rules for Legal Entity Validation, LEAR Appointment and</u> <u>Financial Capacity Assessment</u>.

Operational capacity

Applicants must have the **know-how**, **qualifications** and **resources** to successfully implement the projects and contribute their share (including sufficient experience in projects of comparable size and nature).

This capacity will be assessed together with the 'Implementation' award criterion, on the basis of the competence and experience of the applicants and their project teams, including operational resources (human, technical and other) or, exceptionally, the measures proposed to obtain it by the time the task implementation starts.

If the evaluation of the award criterion is positive, the applicants are considered to have sufficient operational capacity.

Applicants will have to show their operational capacity via the following information:

- general profiles (qualifications and experiences) of the staff responsible for managing and implementing the project
- description of the consortium participants

Additional supporting documents may be requested, if needed to confirm the operational capacity of any applicant.

For framework partnerships, the operational capacity check will be done generally at FPA-level and then again for each grant application in the grants calls).

Exclusion

Applicants which are subject to an **EU exclusion decision** or in one of the following **exclusion situations** that bar them from receiving EU funding can NOT participate⁸:

- bankruptcy, winding up, affairs administered by the courts, arrangement with creditors, suspended business activities or other similar procedures (including procedures for persons with unlimited liability for the applicant's debts)
- in breach of social security or tax obligations (including if done by persons with unlimited liability for the applicant's debts)
- guilty of grave professional misconduct⁹ (including if done by persons having powers of representation, decision-making or control, beneficial owners or persons who are essential for the award/implementation of the framework partnership)

⁸ See Articles 136 and 141 of EU Financial Regulation <u>2018/1046</u>.

⁹ Professional misconduct includes: violation of ethical standards of the profession, wrongful conduct with impact on professional credibility, false declarations/misrepresentation of information, participation in a cartel or other agreement distorting competition, violation of IPR, attempting to influence decision-making processes or obtain confidential information from public authorities to gain advantage.

- committed fraud, corruption, links to a criminal organisation, money laundering, terrorism-related crimes (including terrorism financing), child labour or human trafficking (including if done by persons having powers of representation, decision-making or control, beneficial owners or persons who are essential for the award/implementation of the framework partnership)
- shown significant deficiencies in complying with main obligations under an EU procurement contract, grant agreement, prize, expert contract, or similar (including if done by persons having powers of representation, decision-making or control, beneficial owners or persons who are essential for the award/implementation of the framework partnership)
- guilty of irregularities within the meaning of Article 1(2) of Regulation No 2988/95 (including if done by persons having powers of representation, decision-making or control, beneficial owners or persons who are essential for the award/implementation of the framework partnership)
- created under a different jurisdiction with the intent to circumvent fiscal, social or other legal obligations in the country of origin or created another entity with this purpose (including if done by persons having powers of representation, decision-making or control, beneficial owners or persons who are essential for the award/implementation of the framework partnership).

Applicants will also be refused if it turns out that¹⁰:

- during the award procedure they misrepresented information required as a condition for participating or failed to supply that information
- they were previously involved in the preparation of the call and this entails a distortion of competition that cannot be remedied otherwise (conflict of interest).

For framework partnerships, exclusion will be checked before FPA signature and then again before signature of each grant).

8. Evaluation and award procedure

The proposals will have to follow the **standard submission and evaluation procedure** (one-stage submission + one-step evaluation).

An **evaluation committee** (assisted by independent outside experts) will assess all applications. Proposals will first be checked for formal requirements (admissibility, and eligibility, *see sections 5 and 6*). Proposals found admissible and eligible will be evaluated against the operational capacity and award criteria (*see sections 7 and 9*) and then ranked according to their scores.

For proposals with the same score (within a topic or budget envelope) a **priority order** will be determined according to the following approach:

Successively for every group of *ex aequo* proposals, starting with the highest scored group, and continuing in descending order:

- 1) Proposals focusing on a theme that is not otherwise covered by higher ranked proposals will be considered to have the highest priority.
- 2) The ex aequo proposals within the same topic will be prioritised according to the scores they have been awarded for the award criterion 'Relevance'. When

¹⁰ See Article 141 EU Financial Regulation <u>2018/1046</u>.

these scores are equal, priority will be based on their scores for the criterion 'Impact'. When these scores are equal, priority will be based on their scores for the criterion 'Implementation'.

- 3) If this does not allow to determine the priority, a further prioritisation can be done by considering the overall proposal portfolio and the creation of positive synergies between proposals, or other factors related to the objectives of the call. These factors will be documented in the panel report.
- 4) After that, the remainder of the available call budget will be used to fund projects across the different topics in order to ensure a balanced spread of the geographical and thematic coverage and while respecting to the maximum possible extent the order of merit based on the evaluation of the award criteria.

All proposals will be informed about the evaluation result (**evaluation result letter**). Successful proposals will be invited for grant preparation; the other ones will be put on the reserve list or rejected.

No commitment for funding — Invitation to grant preparation does NOT constitute a formal commitment for funding. We will still need to make various legal checks before grant award: *legal entity validation, financial capacity, exclusion check, etc*.

Framework Partnership preparation will involve a dialogue in order to fine-tune technical or financial aspects of the project and may require extra information from your side. It may also include adjustments to the proposal to address recommendations of the evaluation committee or other concerns. Compliance will be a pre-condition for signing the framework partnership.

If you believe that the evaluation procedure was flawed, you can submit a **complaint** (following the deadlines and procedures set out in the evaluation result letter). Please note that notifications which have not been opened within 10 days after sending are considered to have been accessed and that deadlines will be counted from opening/access (*see also <u>Funding & Tenders Portal Terms and Conditions</u>). Please also be aware that for complaints submitted electronically, there may be character limitations.*

9. Award criteria

The **award criteria** for this call are as follows:

- Relevance
 - Alignment with the objectives and activities as described in section 2
 - Contribution to long-term policy objectives, relevant policies and strategies, and synergies with activities at European and national level
 - Extent to which the project would reinforce and secure the digital technology supply chain in the EU*
 - Extent to which the project can overcome financial obstacles such as the lack of market finance*

- Implementation

- Maturity of the project
- Soundness of the implementation plan and efficient use of resources

 Capacity of the applicants, and when applicable the consortium as a whole, to carry out the proposed work

- Impact

- Extent to which the project will achieve the expected outcomes and deliverables referred to in the call for proposals and, where relevant, the plans to disseminate and communicate project achievements
- Extent to which the project will strengthen competitiveness and bring important benefits for society
- Extent to which the project addresses environmental sustainability and the European Green Deal goals, in terms of direct effects and/or in awareness of environmental effects *

*May not be applicable to all topics (see specific topic conditions in section 2).

| Award criteria | Minimum pass score | Maximum score |
|-----------------------|-----------------------|------------------|
| Relevance | 3 | 5 |
| Implementation | 3 | 5 |
| Impact | 3 | 5 |
| Overall (pass) scores | 10 | 15 |

Maximum points: 15 points.

Individual thresholds per criterion: 3/5, 3/5 and 3/5 points.

Overall threshold: 10 points.

Proposals that pass the individual thresholds AND the overall threshold will be considered for funding — within the limits of the available call budget. Other proposals will be rejected.

10. How to submit an application

All proposals must be submitted directly online via the Funding & Tenders Portal Electronic Submission System. Paper applications are NOT accepted.

Submission is a 2-step process:

a) create a user account and register your organisation

To use the Submission System (the only way to apply), all participants need to <u>create</u> <u>an EULogin user account</u>.

Once you have an EULogin account, you can <u>register your organisation</u> in the Participant Register. When your registration is finalised, you will receive a 9-digit participant identification code (PIC).

b) submit the proposal

Access the Electronic Submission System via the Topic page in the <u>Search Funding &</u> <u>Tenders</u> section (or, for calls sent by invitation to submit a proposal, through the link provided in the invitation letter).

Submit your proposal in 3 parts, as follows:

- Part A includes administrative information about the applicant organisations (future coordinator, beneficiaries, affiliated entities and associated partners) and the summarised budget for the proposal. Fill it in directly online
- Part B (description of the action) covers the technical content of the proposal.
 Download the mandatory word template from the Submission System, fill it in and upload it as a PDF file
- Annexes (see section 5). Upload them as PDF file (single or multiple depending on the slots; the budget table can be uploaded as Excel file).

The proposal must keep to the **page limits** (see section 5); excess pages will be disregarded.

Documents must be uploaded to the **right category** in the Submission System otherwise the proposal might be considered incomplete and thus inadmissible.

The proposal must be submitted **before the call deadline** (*see section 4*). After this deadline, the system is closed and proposals can no longer be submitted.

Once the proposal is submitted, you will receive a **confirmation e-mail** (with date and time of your application). If you do not receive this confirmation e-mail, it means your proposal has NOT been submitted. If you believe this is due to a fault in the Submission System, you should immediately file a complaint via the <u>IT Helpdesk</u> <u>webform</u>, explaining the circumstances and attaching a copy of the proposal (and, if possible, screenshots to show what happened).

Details on processes and procedures are described in the <u>Online Manual</u>. The Online Manual also contains the links to FAQs and detailed instructions regarding the Portal Electronic Exchange System.

11. Help

As far as possible, *please try to find the answers you need yourself*, in this and the other documentation (we have limited resources for handling direct enquiries):

- Online Manual
- FAQs on the Topic page (for call-specific questions in open calls; not applicable for actions by invitation)
- <u>Portal FAQ</u> (for general questions).

Please also consult the Topic page regularly, since we will use it to publish call updates. (For invitations, we will contact you directly in case of a call update).

Contact

For individual questions on the Portal Submission System, please contact the \underline{IT} <u>Helpdesk</u>.

Non-IT related questions should be sent to the following email address: DIGIT-GOVTECH@ec.europa.eu

Please indicate clearly the reference of the call and topic to which your question relates (see cover page).

12. Important

1 IMPORTANT

- **Don't wait until the end** Complete your application sufficiently in advance of the deadline to avoid any last minute **technical problems**. Problems due to last minute submissions (*e.g. congestion, etc*) will be entirely at your risk. Call deadlines can NOT be extended.
- **Consult** the Portal Topic page regularly. We will use it to publish updates and additional information on the call (call and topic updates).
- Funding & Tenders Portal Electronic Exchange System By submitting the application, all participants accept to use the electronic exchange system in accordance with the Portal Terms & Conditions.
- **Registration** Before submitting the application, all beneficiaries, affiliated entities and associated partners must be registered in the <u>Participant Register</u>. The participant identification code (PIC) (one per participant) is mandatory for the Application Form.
- **Consortium roles** When setting up your consortium, you should think of organisations that help you reach objectives and solve problems.

The roles should be attributed according to the level of participation in the project. Main participants should participate as **beneficiaries** or **affiliated entities**; other entities can participate as associated partners, subcontractors, third parties giving in-kind contributions. **Associated partners** and third parties giving in-kind contributions should bear their own costs (they will not become formal recipients of EU funding). **Subcontracting** should normally constitute a limited part and must be performed by third parties (not by one of the beneficiaries/affiliated entities). Subcontracting going beyond 30% of the total eligible costs must be justified in the application.

For EU framework partnerships, the consortium must be formed at FPA level. Only entities which are part of the FPA can become beneficiaries in the grants awarded under the framework partnership

- **Coordinator** In multi-beneficiary grants, the beneficiaries participate as consortium (group of beneficiaries). They will have to choose a coordinator, who will take care of the project management and coordination and will represent the consortium towards the granting authority. In mono-beneficiary grants, the single beneficiary will automatically be coordinator.
- Affiliated entities Applicants may participate with affiliated entities (i.e. entities linked to a beneficiary which participate in the action with similar rights and obligations as the beneficiaries, but do not sign the grant and therefore do not become beneficiaries themselves). They will get a part of the grant money and must therefore comply with all the call conditions and be validated (just like beneficiaries); but they do not count towards the minimum eligibility criteria for consortium composition (if any).
- **Associated partners** Applicants may participate with associated partners (i.e. partner organisations which participate in the action but without the right to get grant money). They participate without funding and therefore do not need to be validated.
- **Consortium agreement** For practical and legal reasons it is recommended to set up internal arrangements that allow you to deal with exceptional or unforeseen circumstances (in all cases, even if not mandatory under the Grant Agreement). The consortium agreement also gives you the possibility to redistribute the grant money according to your own consortium-internal principles and parameters (for instance, one beneficiary can reattribute its grant money to another beneficiary). The consortium agreement thus allows you to customise the EU grant to the needs inside your consortium and can also help to protect you in case of disputes.

- **Completed/ongoing projects** Proposals for projects that have already been completed will be rejected; proposals for projects that have already started will be assessed on a case-by-case basis (in this case, no costs can be reimbursed for activities that took place before the project starting date/proposal submission).
- **Multiple proposals** Applicants may submit more than one proposal for *different* projects under the same call (and be awarded a funding for them).

Organisations may participate in several proposals.

BUT: if there are several proposals for *very similar* projects, only one application will be accepted and evaluated; the applicants will be asked to withdraw one of them (or it will be rejected).

- **Resubmission** Proposals may be changed and re-submitted until the deadline for submission.
- **Rejection** By submitting the application, all applicants accept the call conditions set out in this this Call Document (and the documents it refers to). Proposals that do not comply with all the call conditions will be **rejected**. This applies also to applicants: All applicants need to fulfil the criteria; if any one of them doesn't, they must be replaced or the entire proposal will be rejected.
- **Cancellation** There may be circumstances which may require the cancellation of the call. In this case, you will be informed via a call or topic update. Please note that cancellations are without entitlement to compensation.
- **Language** You can submit your proposal in any official EU language (project abstract/summary should however always be in English). For reasons of efficiency, we strongly advise you to use English for the entire application. If you need the call documentation in another official EU language, please submit a request within 10 days after call publication (for the contact information, *see section 12*).

- Transparency In accordance with Article 38 of the <u>EU Financial Regulation</u>, information about EU grants awarded is published each year on the <u>Europa website</u>. This includes:
 - o beneficiary names
 - beneficiary addresses
 - the purpose for which the grant was awarded
 - the maximum amount awarded.

The publication can exceptionally be waived (on reasoned and duly substantiated request), if there is a risk that the disclosure could jeopardise your rights and freedoms under the EU Charter of Fundamental Rights or harm your commercial interests.

• **Data protection** — The submission of a proposal under this call involves the collection, use and processing of personal data. This data will be processed in accordance with the applicable legal framework. It will be processed solely for the purpose of evaluating your proposal, subsequent management of your grant and, if needed, programme monitoring, evaluation and communication. Details are explained in the <u>Funding & Tenders Portal Privacy Statement</u>.

Annex 1

Digital Europe types of action

The Digital Europe Programme will use the following actions to implement grants:

<u>Simple Grants</u>

Description: The Simple Grants are a flexible type of action used by a large variety of topics and can cover most activities. The consortium will mostly use personnel costs to implement action tasks, activities with third parties (subcontracting, financial support, purchase) are possible but should be limited.

Funding rate: 50%

Payment model: Prefinancing – (x) interim payment(s) – final payment

SME Support Actions

Description: Type of action primarily consisting of activities directly aiming to support SMEs involved in building up and the deployment of the digital capacities. This type of action can also be used if SMEs need to be in the consortium and make investments to access the digital capacities.

Funding rate: 50% except for SMEs where a rate of 75% applies;

Payment model: Prefinancing – (x) interim payment(s) – final payment

Coordination and Support Actions (CSAs)

Description: Small type of action (a typical amount of 1-2 Mio) with the primary goal to support EU policies. Activities can include coordination between different actors for accompanying measures such as standardisation, dissemination, awareness-raising and communication, networking, coordination or support services, policy dialogues and mutual learning exercises and studies, including design studies for new infrastructure and may also include complementary activities of strategic planning, networking and coordination between programmes in different countries.

Funding rate: 100%

Payment model: Prefinancing – (x) interim payment(s) – final payment

Grants for Procurement

Description: Type of action for which the main goal of the action and thus the majority of the costs consist of buying goods or services and/or subcontracting tasks. Contrary to the PAC Grants for Procurement *(see below)* there are no specific procurement rules (i.e. usual rules for purchase apply), nor is there a limit to 'contracting authorities/entities'. Personnel costs should be limited in this type of action; they are in general used to manage the grant, coordination between the beneficiaries, preparation of the procurements.

Funding rate: 50%

Payment model: Prefinancing - second prefinancing (to provide the necessary cashflow to finance the procurements) – payment of the balance

PAC Grants for Procurement

Description: Specific type of action for procurement in grant agreements by 'contracting authorities/entities' as defined in the EU Public Procurement Directives

(Directives 2014/24/EU , 2014/25/EU and 2009/81/EC) aiming at innovative digital goods and services (i.e. novel technologies on the way to commercialisation but not yet broadly available).

Funding rate: 50%

Payment model: Prefinancing - second prefinancing (to provide the necessary cashflow to finance the procurements) – payment of the balance

Grants for Financial Support

Description: Type of action with a particular focus on cascading grants. The majority of the grant will be distributed via financial support to third parties with special provisions in the grant agreement, maximum amounts to third parties, multiple pre-financing and reporting obligations.

Annex 5 of the model grant agreements foresees specific rules for this type of action regarding conflict of interest, the principles of transparency, non-discrimination and sound financial management as well as the selection procedure and criteria.

In order to assure the co-financing obligation in the programme, the support to third parties should only cover 50% of third party costs.

Funding rate: 100% for the consortium, co-financing of 50% by the supported third party

Payment model: Prefinancing - second prefinancing (to provide the necessary cash-flow to finance sub-grants) – payment of the balance

Framework Partnerships (FPAs) and Specific Grants (SGAs)

FPAs

Description: An FPA establishes a long-term cooperation mechanism between the granting authority and the beneficiaries of grants. The FPA specifies the common objectives (action plan) and the procedure for awarding specific grants. The specific grants are awarded via identified beneficiary actions (with or without competition).

Funding rate: no funding for FPA

SGAs

Description: The SGAs are linked to an FPA and implement the action plan (or part of it). They are awarded via an invitation to submit a proposal (identified beneficiary action). The coordinator of the FPA has to be the coordinator of each SGA signed under the FPA and will always take to role of single contact point for the granting authority. All the other partners of the FPA can participate in any SGA. There is no limit to the amount of SGAs signed under one FPA.

Funding rate: 50%

Payment model: Prefinancing – (x) interim payment(s) – final payment

<u>Lump Sum Grant</u>

Description: Lump Sum Grants reimburse a general lump sum for the entire project and the consortium as a whole. The lump sum is fixed ex-ante (at the latest at grant signature). The granting authority defines a methodology for calculating the amount of the lump sum. There is an overall amount, i.e. the lump sum will cover the beneficiaries' direct and indirect eligible costs. The beneficiaries do not need to report

actual costs, they just need to claim the lump sum once the work is done. If the action is not properly implemented only part of the lump sum will be paid.

Funding rate: 50%

Payment model: Prefinancing – second (third) prefinancing (as there is no cost reporting) – final payment

Annex 2

Eligibility restrictions under Articles 12(5) and (6) and 18(4) of the Digital Europe Regulation

Security restrictions Article 12(5) and (6)

If indicated in the Digital Europe Work Programme, and if justified for security reasons, topics can exclude the participation of legal entities *established* in a third country or associated country, or established in the EU territory but *controlled* by a third country or third country legal entities (including associated countries)¹¹.

This restriction is applicable for SO1 (High Performance Computing), SO2 (Artificial Intelligence) and SO3 (Cybersecurity), but at different levels.

- In the case of SO3, the provision is implemented in the strictest way. When activated, only entities established in the EU and controlled from EU MS or EU legal entities will be able to participate — with no exceptions.
- In SO1 and SO2, entities controlled by third countries or third country legal entities may be able to participate if they comply with certain conditions set up in the Work Programme. To that end, additional rules will be imposed on those legal entities, which need to be followed if they want to participate.

The activation of this article will be make a number of specific provisions in the Grant Agreement applicable, such as country restrictions for eligible costs, country restrictions for subcontracting, and special rules for implementation, exploitation of results and transfers and exclusive licensing of results.

Strategic autonomy restrictions Article 18(4)

If indicated in the Digital Europe Work Programme, calls can limit the participation to entities *established* in the EU, and/or entities established in third countries associated to the programme for EU strategic autonomy reasons¹².

The application of this article will make a number of specific provisions in the Grant Agreement applicable, such as country restrictions for eligible costs, country restrictions for subcontracting, and special rules for implementation, exploitation of results and transfers and exclusive licensing of results.

• For more information, see the Guidance on ownership control restrictions in EU grants.

¹¹ See Article 12(5) and (6) of the Digital Europe Regulation 2021/694

¹² See Article 18(4) of the Digital Europe Regulation 2021/694.