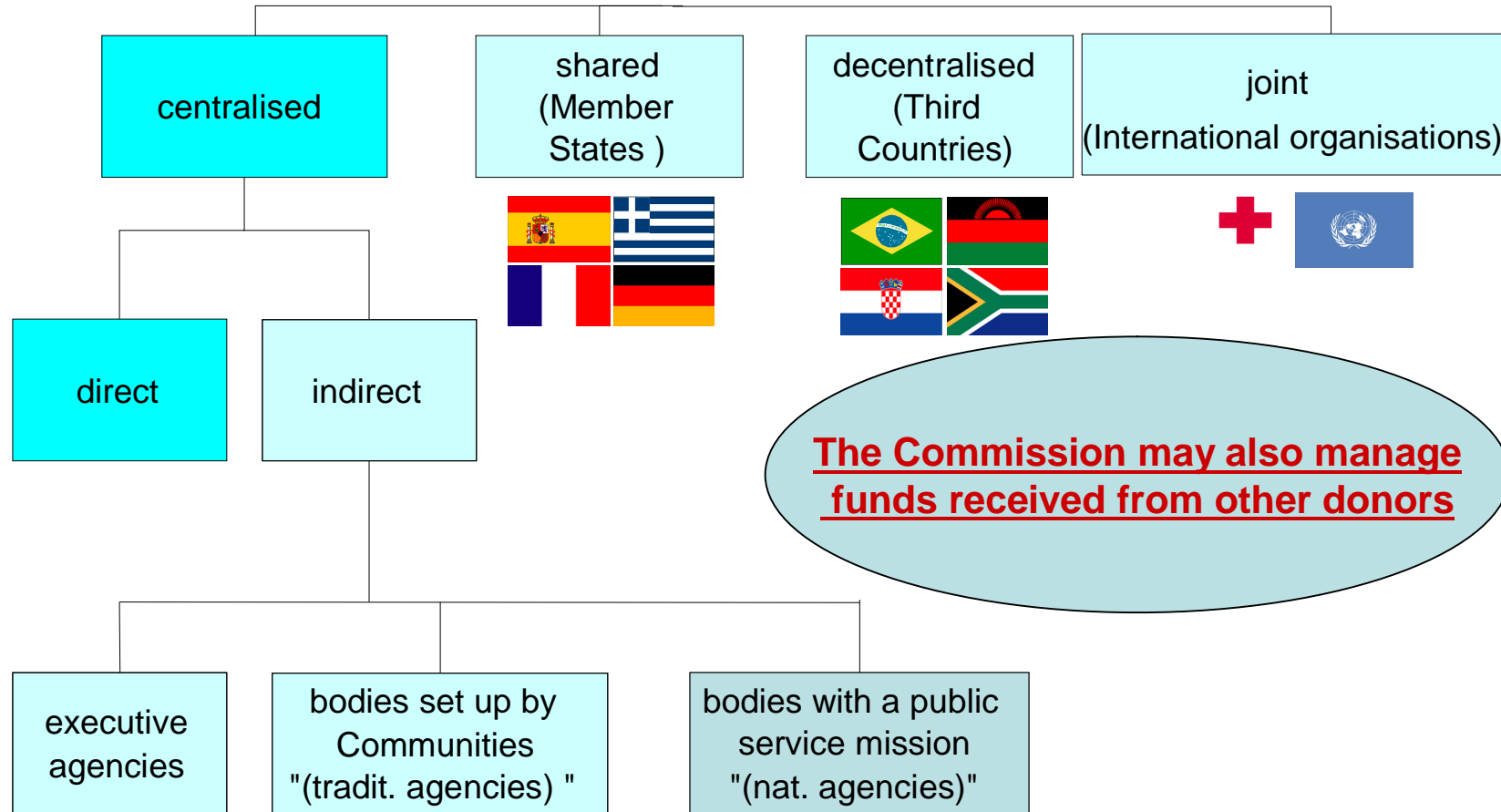


Delegated Cooperation in Practice

Thematic Group on Division of Labour and
Modes of Delivery
Brussels, 17th March 2009



Methods of implementation



Delegation to a national body: Indirect centralised management

- Who is concerned? Articles 54(2)(c) FR General Budget and 25(3)(b) FR of 10th EDF: national public-sector bodies or bodies governed by private law with a public-service mission providing adequate financial guarantees.
- Choice: if complies with the principles of economy, effectiveness, sound financial management and efficiency and its is chosen in an objective, transparent and non discriminatory manner.

Delegation to a national body: Indirect centralised management

- An Institutional Assessment would determine the possibility for the national body to use its own procedures or those of the Commission (grants: difference between EDF and Budget).
- The agreement to be used is the **Delegation Agreement**:
 - ∅ Special Conditions,
 - ∅ Description of the Action and Delegated Tasks (Annex I),
 - ∅ Eligibility Rules (Annex II),
 - ∅ Budget (Annex III),
 - ∅ General Conditions (Annex IV)
 - ∅ Model for Request of Payment (Annex V).

There may be other documents: **MoU** amongst donors

Differences in implementation:

Service Contract



Grant Contract



Delegation Agreement

Indirect centralised management Residual tasks

- The Commission can also delegate its residual tasks (i.e. the tasks which remain centralised in a decentralised context) to national agencies
- Documents to be signed =
 - ∅ **Financing Agreement** with the beneficiary country (given that this is made in the context of decentralised management) +
 - ∅ **Delegation agreement** with the delegated body (for the residual tasks)

Co financed funds managed by the Commission: Transfer Agreement

- The EC may manage ad hoc financial contributions of the Member States, International organisations or third countries.
- These contributions would be incorporated in budget after signature of a **Transfer Agreement**.
 - One or several instalments
 - Visibility, reporting, control
- The normal EC procedures will be followed to implement these funds: financing decision approved by the competent Committee and by the College, use of the appropriate procedures and legal documents.

Sum up

Entity	Management mode	Legal instruments	Procedures
Public or private body with a public service mission	indirect centralised management	Delegation agreement	choice between the EC rules or that of the delegated body
Beneficiary country	decentralised management	Financing agreement	choice between the EC rules, that of the beneficiary country or that of other donor
European Commission	N/A	Transfer agreement	Commission's rules