



Ministry of Development, Public Works and Administration

INSTRUCTION No. 2

Having regard to the provisions of art. 1.11 of the grant contract, related to the right of the Managing Authority to issue mandatory instructions,

Having regard to the provisions of the *Framework Agreement for the delegated tasks and funding of the Joint Secretariat* - Interreg NEXT Romania-Ukraine Programme - article 20.9, related to the right of the Managing Authority to issue mandatory instructions,

Having regard to the provisions of art 91(3) of Common Provision Regulation no. 1060/2021, laying down that: "*Payment applications shall be submitted to the Commission in accordance with the template set out in Annex XXIII and include, for each priority and, where applicable, by category of region: (....)*

(c)the total amount of public contribution made or to be made linked to specific objectives(...)

Considering the need to provide accurate information for the forthcoming payment applications to be submitted to the EC regarding the amount of public contribution¹ made or to be made in implementing operations,

the Managing Authority issues the following:

INSTRUCTION TO BENEFICIARIES OF PROJECTS FINANCED UNDER THE INTERREG NEXT ROUA PROGRAMME AND TO THE JOINT SECRETARIAT

Article 1

All partners of the projects selected in precontracting/contracting/implementing stages will have to submit *Declarations of the legal representatives of the Lead Partner and each partner* that they will ensure co-financing during the implementation period of the Project, as well as any ineligible costs or other costs related to the project, according to the attached model, in 10 days from the date of receiving this instruction.

¹ According to art 2(28) of Common Provision Regulation no. 1060/2021, public contribution means any contribution to the financing of operations the source of which is the budget of national, regional or local public authorities or of any European grouping of territorial cooperation (EGTC) established in accordance with Regulation (EC) No 1082/2006 of the European Parliament and of the Council(39), the budget of the Union made available to the Funds, the budget of public law bodies or the budget of associations of public authorities or of public law bodies (...);



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The declarations will include details regarding legal status and public contribution/private contribution, according to art. 3 below.

Article 2

Based on the information provided in the Declarations and in case inconsistencies with the information regarding the legal status and/or co-financing sources provided in Jems in the approved application regarding the co-financing provided from the state budget are identified, the Joint Secretariat (JS) will request the Lead Partner to revise the information in Jems, by submitting a Notification reflecting the changes. The Lead Partner/ Partners shall operate the modifications mentioned above as soon as a new modification request is opened in JeMS by the JS.

Article 3

Where private beneficiaries are financially supported from state budget, fully or partially, this co-financing should be reflected as public, proportionally to the percentage as laid down in the national legislation and private, proportionally to the percentage covered from own resources. The co-financing of public beneficiaries will always be public.

“Automatic public” contribution option, from the drop-down menu in Jems shall not be selected as not applicable for Interreg NEXT ROUA Programme.

Article 4

This instruction will be communicated by the Joint Secretariat to the Lead partners and partners via electronic mail.

Article 5

This instruction entries into force at the date of its signature.

Iulia HERTZOG

**Head of the Managing Authority for
Interreg NEXT ROUA Programme**