

CORRIGENDUM
SPECIAL CONDITIONS
GUIDELINES FOR APPLICANTS
APPLICATION FORM

EuropeAid /128588/M/ACT/HR

Contract title: Business-Related Infrastructure Grant Scheme

In the Call for proposals published on the EuropeAid on 21/05/2009, in the Special conditions, Article 7 – Other specific conditions applying to the Action was inserted. In Guidelines for Applicants the last sentence of item 1.2 and the second bullet of item 2.1.1 were modified as described below. Changes of the second bullet of item 2.1.1 resulted in the necessary changes of item 2.4 of the Guidelines for Applicants as well as item VII. of the Application form. Points 7. and h. related to the submission of the additional document confirming requirement under point 2.1.1 of the GfA were inserted.

SPECIAL CONDITIONS

Following article was inserted:

Article 7 - Other specific conditions applying to the Action

7.1 The following derogations from the General Conditions shall apply:

7.1.1 By derogation from Article 14.6 and in accordance to the Financing Agreement between the government of the Republic of Croatia and the Commission of the European Communities concerning the multi-annual operational programme "Regional Competitiveness" for Community assistance from the Instrument for Pre-Accession Assistance under the "Regional Development" component in Croatia (Article 35, Eligible Expenditure, point 2), that entered into force on 11 December 2008 the following is exhaustive list of expenditure that shall not be eligible for funding:

- a.) taxes, including value added taxes;
- b.) customs and import duties, or any other charges;
- c.) purchase, rent or leasing of land and existing buildings;
- d.) fines, financial penalties and expenses of litigation;
- e.) operating costs;
- f.) second hand equipment;
- g.) bank charges, costs of guarantees and similar charges;
- h.) conversion costs, charges and exchange losses associated with any of the component specific euro accounts, as well as other purely financial expenses;
- i.) contributions in kind;
- j.) maintenance and rental costs;
- k.) depreciation costs for the infrastructure.

GUIDELINES FOR APPLICANTS

Instead of :

1.2 OBJECTIVES OF THE PROGRAMME AND PRIORITY ISSUES

The BRI GS shall three years after the project completion create at least 50 jobs in lagging behind regions and establish or expand at least 20 SMEs located within those regions, and after five years create at least 300 jobs and establish or expand at least 100 SMEs.

2.1.1 Eligibility of applicants: who may apply?

In order to be eligible for a grant, applicants must:

(.....)

be non profit making **and**

2.1.3 Eligible actions: actions for which an application may be made

Types of activity

Applicants must prove the demand for the planned investment in the form of a feasibility study or a letter of intent from tenants in case of improvement of an existing business zone.

2.2.4 Further information for the Application

(.....)

E-mail address: grants.cfcu@mfin.hr

Read :

1.2 OBJECTIVES OF THE PROGRAMME AND PRIORITY ISSUES

The operation (1st and 2nd Call for Proposals) shall three years after completion create at least 50 jobs in lagging behind regions and establish or expand at least 20 SMEs located within those regions, and after five years create at least 300 jobs and establish or expand at least 100 SMEs.

2.1.1 Eligibility of applicants: who may apply?

(1) In order to be eligible for a grant, applicants must:

(.....)

be non profit making, with the exception of public institutions/ organizations/ agencies registered as Ltd. Company (d.o.o.) whose surplus income is used for financing own activities of the institution/ organization/ agency and not distributed to the shareholders or directors as profit/ income¹ **and**

Under this point following text was inserted:

(3) Potential applicants and, if they are legal entities, persons who have powers of representation, decision-making or control over them, are informed that, should they be in one of the situations mentioned in:

- Commission decision (2008/969/EC, Euratom) of 16 December 2008 on the Early

¹ In case that the applicants and/or their partners are registered as Ltd. Company their non-profit status must be proven by their statutes or articles of association or by the decision brought by the shareholders. The decision must state that applicant's and/or partner's surplus income is used for financing their own activities and not distributed to the shareholders or directors as profit/income.

Warning System (EWS) for the use of authorising officers of the Commission and the executive agencies (OJ, L 344, 20.12.2008, p. 125),

- Commission Regulation (2008/1302/EC, Euratom) of 17 December 2008 on the central Exclusion Database – CED (OJ, L 344, 20.12.2008, p.12),

their personal details (name, given name if natural person, address, legal form and name and given name of the person with powers of representation, decision-making or control, if legal person) may be registered in the EWS and CED, and communicated to the persons and entities listed in the above-mentioned decision and regulation, in relation to the award or the execution of a procurement contract or a grant agreement or decision.

In part B section VI of the grant application form (“Declaration by the applicant”), applicants must declare that they do not fall into any of these situations.

2.1.3 Eligible actions: actions for which an application may be made

Types of activity

Applicants must prove the demand for the planned investment in the form of a feasibility study or in the form of feasibility study and a letter of intent from tenants in case of improvement of an existing business zone.

2.2.4 Further information for the Application

(.....)

E-mail address: procurement@safu.hr

Under article **2.4 SUBMISSION OF SUPPORTING DOCUMENTS FOR PROVISIONALLY SELECTED APPLICATIONS** following article was inserted:

7. In case that the applicants or their partners are registered as Ltd. Company their non profit status should be proven by the documents mentioned under point 1. of this article or if that is not evident from these documents than by the decision brought by the shareholders. The decision must state that applicant's and/or partner's surplus income is used for financing their own activities and not distributed to the shareholders or directors as profit/income.

APPLICATION FORM

Following point was inserted:

VII. ASSESSMENT GRID

h. Decision brought by the shareholders certifying that applicant's and/or partner's surplus income is used for financing their own activities and not distributed to the shareholders or directors as profit/income (if applicable).