

PIM Modification 12.09.2019

Nr. Crt.	Position	Object of modification	Original text	Modified text	Observation
1.	Abbreviations	Deletion of the Reimbursement claim from the list of abbreviations	RC Reimbursement Claim	-	Harmonization of used terminology
2.	Ch.2, 2.1 Pre-contracting stage	Content modification	The notification letter will also include the invitation for the LA to express their consent to enter a Subsidy Contract. The JS will verify if the LA respected and modified the application according to the recommendations.	The notification letter will also include the invitation for the LA to express their consent to accept the financing and to indicate in the specific section of eMS the user that will act as LB for the project in the electronic system (eMS). The JS will verify if the LA respected and modified the application according to the recommendations.	Procedures to be implemented in the eMS in the pre-contracting phase.
3.	Ch.2, 2.2, page 10	Content modification	Attention! <i>The starting date for the eligibility of expenditures, except for preparation costs, is the next day following the receipt by the LA of MC Decision regarding the approval of the project. This means that beneficiaries can proceed with expenditures, which are eligible from this date, provided the subsidy contract is signed with the Managing Authority.</i>	Attention! <i>The starting date for the eligibility of expenditures, except for preparation costs, is the next day following MC Decision regarding the approval of the project. This means that beneficiaries can proceed with the expenditures, when the project implementation starts, according to</i>	Clarify that the expenditure incurred outside the project implementation period is not eligible.

				<i>the project implementation period stated in the Subsidy Contract.</i>	
4.	<i>Ch.2, 2.2, page 13</i>	Discarded/deleted text	Note: <i>Please note that after signing the subsidy contract, the LB has 10 working days, starting from the signing date, in order to scan and upload the contracts with all the annexes in the electronic system, in the "Attachments" section of the Application.</i>	-	Correlation with MA Instruction no.5 modified by Instruction no.6
5.	<i>Ch.2, 2.2, page 14</i>	Content modification	Note: Please note that after signing the co-financing contracts, the LB has 10 working days, starting from the signing date, in order to scan and upload the cofinancing contracts in the electronic system, in the "" dedicated section of the Application.	Note: <i>Please note that after signing the subsidy contract, the LB has 10 working days, starting from the signing date, in order to scan and upload the contracts with all the annexes in the electronic system, in the "Attachments" section of the Application. Also, the LB has the obligation to upload all the signed co-financing contracts, in the "Attachments" section of the Application</i>	Correlation with MA Instruction no.5 modified by Instruction no.6
6.	<i>Ch.2, 2.2 and 2.4, pages 16 and 18</i>	Content modification	After the subsidy contract has been signed by both parties, the Romanian beneficiaries will be able to sign the co-financing contracts with MRDPA - please see chapter 2.3 of this Manual. For Hungarian beneficiaries	The subsidy contracts will be signed by LB with MRDPA. The co-financing contracts for Romanian beneficiaries will be signed with MRDPA – according to chapter 2.3 of this Manual. For Hungarian beneficiaries the SZPO, on behalf of the Ministry of	Administrative change at the level of NA.

			the SZPO, on behalf of the Prime Minister's Office, will sign the co-financing contracts. The process is described in chapter 2.4 of this Manual.	Foreign Affairs and Trade, will sign the co-financing contracts. The process is described in chapter 2.4 of this Manual.	
7.	Ch.2, 2.3, page 17-18		This request will be submitted in original and shall stipulate the percentage, The MA will ensure the availability of advance payments based on the financial flows drafted on the basis of the concluded co-financing contracts.	This request will be submitted in original and shall stipulate the percentage, The indicative template for the Advance Request and Financial Identification are available at this link https://interreg-rohu.eu/ro/control-de-prim-nivel/. The MA will ensure the availability of advance payments based on the financial flows drafted on the basis of the concluded co-financing contracts.	The indicative templates for advance payments were uploaded on the website of the Programme.
8.	Ch.2, 2.5, page 17-18 Table no.1. Possible modifications	Merging the Notification with approval with the Notification without approval	Notification without approval Notification with approval	Notification with approval	The two types of Notifications follow the same procedure of approving the newly generated AF in the eMS.

		Discarded/deleted text	<ul style="list-style-type: none"> - Change of the bank account of the LB-No “Modification Request” needed in eMS; - A change of format of a single activity- “Modification Request” needed in eMS; - Technical modifications of documents elaborated during the implementation of the project (feasibility study, DAIW for RO applicants and Feasibility Study/ Documentations for approval of intervention works for HU applicants)- No “Modification Request” needed in eMS; 	-	<p>The LB can modify the Supplementary Information section from the eMS which contains also the information regarding the bank accounts, without JS permission.</p> <p>The “change of format’ is not clear what it refers to. In order to be more flexible and to prevent bottlenecks.</p>
9.	Ch.2, 2.5, page 20	Discarded/deleted text	<p>In case there is an “in progress” Report currently running in the eMS, it will be automatically deleted when any Modification Request is being initiated in the system. Also, work on a new partner/ project progress report is no longer possible until the Modification Request is being approved in the system.</p> <p><i>.... If the case, you will be notified accordingly.</i></p>	-	<p>Due to the eMS update, the issue does not longer exist.</p>

					The sentence is not necessary after explaining that any modification of the subsidy contract implies modification of the co-financing contract.
10.	<i>Ch.2, 2.5, page 21 and 22 for both with and without approval</i>	Content modification	The modification should be initiated in writing via email (hard copy if necessary) by LB, which sends to the JS the Notification of modification and all supporting documents (scanned and/or originals).	The modification should be initiated by the Lead beneficiary via eMS in the Modification request overview section. The Lead beneficiary shall fill in the Modification request template, that can be found on the Programme's website and have it signed by the legal representative of the institution. The Modification request and all supporting documents shall be uploaded in the new Request for modification in the eMS and submit them to the JS for verification. An e-mail must be sent to the responsible JS monitor to signal the request for modification.	Due to the eMS update.
11.	<i>Ch.2, 2.5, page 21</i>	Content modification	The Notification of modification and all supporting documents must be submitted in maximum 5 working days from the date of the change.	-	Correlation with MA Instruction no.5 modified by Instruction no.6

12.	Ch.2, 2.5, page 21, introduced in page 24	Content modification	After notifying and contacting the JS, the LB has to operate/ask JS permission to operate the changes in eMS and upload the Notification for modification and all supporting documents in "Attachments" section of the Application Form, in maximum 3 working days.	After receiving JS permission, the LB has to operate the necessary modifications on the Application Form in the eMS system in maximum 3 working days. The necessary steps to operate modifications in the eMS system are detailed in "Reporting in eMS Manual for Lead Partners and Project Partners".	Due to the eMS update.
13.	Ch.2, 2.5, page 21	Content modification	Afterwards, the JS will allow the LB to operate the necessary modifications on the Application Form in the eMS system. The necessary steps to operate modifications in the eMS system are detailed in "Reporting in eMS Manual for Lead Partners and Project Partners".	-	Due to the eMS update and in order to avoid duplication.
14.	Ch.2, 2.5, page 21 and 24	Content modification	The modification is considered valid starting from the date the change has occurred.	Attention! All the modifications to the Application Form have to be initiated by the Lead beneficiary before the costs related to the activities affected by the changes are submitted for validation to the FLC in a partner report in the end of a reporting period.	Due to the modification request process. Correlation with MA Instruction no.5 modified by Instruction no.6
15.	Ch.2, 2.5, page 22	Content modification	The modification should be initiated in writing via email (hard copy if	-	Due to the eMS update.

			necessary) by LB, which sends to the JS the Request for modification and all supporting documents (scanned and/or originals).		
16.	Ch.2, 2.5, page 22	Content modification	The Request for modification and all supporting documents must be submitted in maximum 10 working days before they intend to produce effects	-	Correlation with MA Instruction no.5 modified by Instruction no.6
17.	Ch.2, 2.5, page 22	Content modification	The Request for modification should include a justification for the changes, an explanation on their consequences for the project implementation, the solution proposed to tackle them and avoid similar deviations in the future, where applicable, and also the date the modification is intended to produce effects. The Request for modification has to be based on the latest approved Application Form.	The Request for modification should include a justification for the changes, an explanation on their consequences for the project implementation, the solution proposed to tackle them and avoid similar deviations in the future. The Request for modification has to be based on the latest approved Application Form.	Correlation with MA Instruction no.5 modified by Instruction no.6
18.	Ch.2, 2.5, page 22	Discarded/deleted text	Attention! In case of investment projects, please be informed that it is mandatory to present/submit to the JS the Technical Documentation within 5 working days from the date when the	-	The JS has no expertise to evaluate such changes.

			<p><i>document was delivered by the designer and accepted by the beneficiary.</i></p> <p><i>The Technical Documentation shall be accompanied by a statement regarding either that there are no technical modifications compared with the documents within the approved AF (feasibility study, DAIW for RO applicants and Feasibility Study/Documentations for approval of intervention works for HU applicants), or that there are modifications which shall be presented in detail and with proper justifications.</i></p> <p>Examples of modifications that have to be specified in the beneficiary's statement:</p> <ul style="list-style-type: none"> - Modifications of the functionality of the investment or of the designed spaces/rooms within the construction, etc.; - Modification of the functional/technological/constructive solutions; - modification of the technical-economic indicators of the investments; 		
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			<ul style="list-style-type: none"> - Modification regarding measurements of the investment (for example modification of the length of the road to be modernized, modification of rooms of a building that shall be constructed, etc.). - Modification in the number of equipment to be acquired (for example, adding a new item of equipment, 4 pieces instead of 3), without changing the budget allocation under "Equipment" costs line at the partner level. - Modification of the project team by adding a new member/position, without changing the budget allocation under Staff costs and the original hourly wage rate, if the case, at the partner level. <p>.....</p> <p>In case the minimum technical characteristics are lower, compared to those mentioned within the</p>		
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			<p>approved application form, an addendum and the due justification shall be required. Attention! <i>The above list is not exhaustive and all modifications changing the initial conditions set within the preliminary design phases shall be notified as mentioned above. Also, please bear in mind that the same obligations apply for beneficiaries who submitted the Technical documents along with the initial Application form, and an update of these Technical documents has occurred during the implementation period.</i></p>		
19.	Ch.2, 2.5, page 23	Content modification	<p>In case of Budgetary reallocations within one budgetary line over the limit of 20%, without changing the total amount of that budgetary line or Budgetary reallocations between budgetary lines in the limit of 20% of each affected budgetary line, several cumulative conditions must be met as follows</p>	<p>In case of Budgetary reallocations within one budgetary line over the limit of 20%, without changing the total amount of that budgetary line or Budgetary reallocations between budgetary lines in the limit of EUR 5,000.00 or 20% of each budgetary line, whichever is greater, several cumulative conditions must be met as follows:</p>	<p>Correlation with the Table no.1. Possible modifications page 17</p>

20.	Ch.2, 2.5, page 21 and 24 <i>For without and with approval</i>	Content modification	In maximum 3 working days upon receipt of approval of the Request of modification on paper, the LB has to ask JS for permission to operate the changes in eMS and upload the Notification for modification and all supporting documents in "Attachments" section of the Application Form. The necessary steps to operate the modification in the eMS are detailed in "Reporting in eMS Manual for Lead Partners and Project Partners".	-	Due to the eMS update.
21.	Ch.2, 2.5, page 24	Content modification	The JS has the right to refuse the requested modifications (or part of them) for which justification was not provided and which were not considered acceptable.	The JS may refuse the requested modifications (fully or partially) for which appropriate justification was not provided and which were not considered acceptable after two rounds of clarification requests with a deadline for response of 5 and 3 working days.	Clarification on the limit of requests for clarification acceptable.
22.	Ch.2, 2.5, page 24	Content modification	-	The beneficiaries are recommended to up-date the application in the eMS system, with the support of the Joint Secretariat, any time relevant	Speed-up measures to reduce time of processing modifications.

				modifications of the calendar/cash-flow occur during the implementation process. Specifically, activities and/or costs incurred other than initially planned are to be up-dated in the application (not conditioned by ex-ante approval of the JS).	
23.	Ch.2, 2.5, page 24	Content modification	<i>The electronic version of the Application Form from the eMS prevails the paper/pdf version of the Application Form.</i>	<i>Please note that the Application Form PDF generated by the system is a general template for all calls for proposals of the Programme and all possible call configurations and its content may differ from what you see on the screen (eMS interface). Therefore, the electronic version of the Application Form from the eMS interface prevails over the pdf version of the Application Form.</i>	Clarification on why the eMS prevails over the PDF version of the AF.
24.	Ch.2, 2.5, page 21 and 24	Content modification	Attention! Any extension of the 3 working days deadline, until the end date of the reporting period, is possible based on JS approval, when a "Modification request" in eMS is necessary and especially if there is a Partner/Project Progress Report in progress in the system and the	-	Due to the eMS update.

			<p>approved contract modifications have no impact on the respective Report.</p> <p>The JS verifies if the modification and supporting documents uploaded in the system correspond with the ones already checked on paper and, if so, it approves them in the system.</p>		
25.	Ch.2, 2.5, page 24	Content modification	<p>Attention! Any extension of this deadline (3 working days) until the end date of the reporting period is possible based on JS approval, when a "Modification request" in eMS is necessary and especially if there is a Partner/Project Progress Report in progress in the system and the approved contract modifications have no impact on the respective Report.</p>	-	Due to the eMS update.
26.	Ch.2, 2.5, page 21 and 24	Content modification	<p>Attention! <i>The approved modification is considered valid from the date in which it was approved by the JS. We strongly recommend that only one notification to be submitted during each reporting period. The notification must</i></p>	<p>Attention! <i>The modification is considered valid only after the Application Form is finally approved by the JS. We strongly recommend to limit the number of modifications requested during a reporting</i></p>	Due to the modification request process.

			<i>be previously agreed by all partners involved.</i>	<i>period. The notification must be previously agreed among all partners involved.</i>	
27.	<i>Ch.2, 2.5, page 25</i>	Content modification	The SC modification procedure should be initiated in writing via email (hard copy if necessary) by LB, which sends to the JS the Request for modification and all supporting documents (scanned and/or originals).	The modification should be initiated by the Lead beneficiary via eMS in the Modification request overview section. The Lead beneficiary shall fill in the Modification request template, that can be found on the Programme's website and have it signed by the legal representative of the institution. The Modification request and all supporting documents shall be uploaded in the new Request for modification in the eMS and submit them to the JS for verification. An e-mail must be sent to the responsible JS monitor to signal the request for modification.	Due to the eMS update.
28.	<i>Ch.2, 2.5, page 25, footnote</i>	Discarded/deleted text	12 Extension of the implementation period, changes in the partnership, and substantial changes in the content of the project are not allowed during the Concept Note implementation phase (where the case), therefore	-	MC Decision 65

			only those described at paragraphs c) and d) are possible.		
29.	Ch.2, 2.5, page 27 Steps to be followed in cases of Partnership amendment and verification process	Content modification	<p>Steps to be followed in cases of Partnership amendment and verification process:</p> <p>In the first stage, the Lead Beneficiary will submit a Request for amendment through the eMS supported at least by the following documents. In the first stage, the Lead Beneficiary will submit a Request for partnership amendment, and at least the following documents should accompany the request, in 2 originals / 2 copies marked "according to original "(where the case- e.g. legal documents):</p> <ul style="list-style-type: none"> - Note containing information supporting the reasons for requesting the amendment; - Legal documents of newly proposed partner; - Financial situation, situation regarding the technical, administrative and human resources capacity (in accordance with the above mentioned) of newly proposed partner; 	<p>Clarifications and additional documents, if necessary, may be requested by JS during the eligibility verification process. Following the JS analysis if the new Partner is eligible based on the provisions from GfA, the JS will allow the LB to update the Application Form. JS will draft a report that will be submitted to the MA together with all relevant supporting documents After the MA consent, the JS will submit the request for partnership amendment to the MC. After MC rejection of the Request for partnership amendment, JS will notify the Lead Beneficiary accordingly.</p> <p>If the Request for partnership amendment will be approved by MC, the JS will draft the addendum and send it for signing to the MA.</p>	<p>To correlate PIM with the eMS. To restructure the info, to make it clearer.</p>

			<ul style="list-style-type: none"> - Revised financing application form, at least the following sections: <ul style="list-style-type: none"> • Applicant information, only for the proposed partner and including VAT recoverability, type of partner (local/public authority), legal status, relevance of the beneficiary for the field addressed by the project and relevant previous financing history of the beneficiary – according to the format and requirements of the Application Form and Applicant Guide applicable for the respective project; • Revised Project activities - division of tasks within the new partnership (without altering the initial approved activity/ies and its/their main goal/outputs) – according to the format and requirements of the Application Form and Applicant Guide applicable for the respective project; • Revised Project activities - Description of the main equipment and services purchased - division of tasks within the new partnership (without altering the initially approved list and Description of main 		
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			<p>equipment and services purchased, with the exception of reducing the list in case the new partner declared that it already owns the necessary equipment/expertise and will use them for the project);</p> <ul style="list-style-type: none"> • Revised Budget of the operation - according to the format and requirements of the Application Form and Applicant Guide applicable for the respective project; • Other revised sections of the application form, if affected by the change; - Signed decision of the partner/partners on the project withdrawal; - Partnership Declaration in accordance with the proposed revised partnership. (it should be issued a declaration by each partner involved in the proposed partnership reflecting the competence of the partnership, as proposed); Criminal record of the legal representative of newly proposed partner; - Declaration of Eligibility; 		
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			<ul style="list-style-type: none"> - Declaration of Commitment in accordance with the proposed revised partnership (only by the new partners and by the partners with proposed increase of the budget); - Decision for appointing the representatives in the project management team for the proposed partner (if the case); - Other relevant documents requested by the JS; <p>Attention! The drafts for addendum to the subsidy will not be submitted in first stage! If submitted, they will not be considered.</p> <p>Clarifications and additional documents, if necessary, may be requested by JS during the eligibility verification process. Following the JS analysis if the new Partner is eligible based on the provisions from GfA, the JS will allow the LB to update the Application Form.</p> <p>JS will draft a report that will be submitted to the MA together with all relevant supporting documents. After the MA consent, the JS will submit the</p>		
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			<p>request for partnership amendment to the MC.</p> <p>After MC approval/ rejection of the Request for partnership amendment, JS will notify the Lead Beneficiary accordingly.</p> <p>If the Request for partnership amendment will be approved by MC, then, after the JS notification letter, there will be proceeded to the second stage of verification. will draft the addendum and send it for signing to the MA.</p> <p>The second stage of verification is represented by formalizing the approved Request for partnership amendment into an addendum. Lead Beneficiary will submit a Request for addendum to JS, including the drafts for addendum to the subsidy contract, in 2 originals, in 2 originals), and partnership agreement (in 1 original), Decision regarding the availability of own resources and ensuring the temporary</p>		
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			availability of funds until they are reimbursed by the Programme. For the new approved partner(s), within the addendums, there will be set new decommitment targets, with distinct deadlines, calculated according to methodology indicated at chapter 17. Starting with the date last party signed the addendum to the subsidy contract, the partnership amendment will be enforced. Afterwards, a Modification request in eMS will be submitted, in order to operate in the system the approved addendum related to partnership amendment.		
30.	Ch.2, 2.5, page 28	Content modification	Attention! The drafts for addendum to the subsidy will not be submitted in first stage! If submitted, they will not be considered.	-	The text is no longer relevant, as the paper version is eliminated.
31.	Ch.2, 2.5, page 30	Content modification	e) extension of the implementation period: The LB can submit only Addenda to extend the implementation period, case in which the approval of the	e) extension of the implementation period: The LB can submit only Addenda to extend the implementation period, case in which the approval of the MA/MC is	In order to be more flexible and to accelerate the signatures of the addenda.

			MA/MC is needed. The MA's approval is needed for extending the project implementation period with up to 3 months , while periods exceeding 3 months or exceeding the maximum eligible implementation period (as set by the relevant Guide for Applicants) need the MC's approval.	needed. The MA's approval is needed for extending the project implementation period, until the limit set up by the relevant Guide for Applicants while exceeding the maximum eligible implementation period (as set by the relevant Guide for Applicants) need the MC's approval.	
32.	Ch.2, 2.5, page 30	Discarded/deleted text	<p>f) <i>modification of the positions included in the project management team:</i></p> <ul style="list-style-type: none"> • In case the positions in the project management team are part of the annexes to the SC; • Modification of the responsibilities for the project management team where these are stated in the annexes of the SC. <p>In all cases, the beneficiaries shall justify the necessity and opportunity of the staff positions/workload changes for the project implementation.</p>	-	Modifications to the management team are part of modifications with approval.

33.	Ch.2, 2.5, page 31	Content modification	<p>In maximum 3 working days upon receipt of approval of the Request of modification in writing from MA/MC, the LB has to ask JS permission to operate the changes in eMS . After receiving and signing the Addendum, the LB will upload it to the eMS - "Attachments" section in maximum 3 working days. The two copies of the addendum are to be distributed as follows:</p> <ul style="list-style-type: none"> a. one for the Lead Beneficiary; b. one (with internal MRDPA visas) for the MA; <p>Attention! <i>Any extension of this deadline (3 working days) until the end date of the reporting period is possible based on JS approval, when a "Modification request" in eMS is necessary and especially if there is a Partner/Project Progress Report in progress in the system and the approved contract modifications have no impact on the respective Report.</i> After the approval of the MA, the JS will allow the LB to operate the necessary modifications on the AF in the eMS. The changes should be</p>	<p>After receiving and signing the Addendum, the LB will upload it to the eMS - "Attachments" section and the JS will finalize the modification in the eMS. The two copies of the addendum are to be distributed as follows:</p> <ul style="list-style-type: none"> a. one for the Lead Beneficiary; b. one (with internal MRDPA visas) for the MA; <p>The JS verifies if the modification and supporting documents uploaded in the system correspond with the ones already checked on paper and, if so, it approves them in the system.</p>	To correlate PIM with the eMS.
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			operated in maximum 3 working days . The necessary steps to operate modification in the eMS are detailed in "Reporting in eMS Manual for Lead Partners and Project Partners". The JS verifies if the modification and supporting documents uploaded in the system correspond with the ones already checked on paper and, if so, it approves them in the system.		
34.	<i>Ch.3, 3.1, page 37</i>	Text insertion	-	The provisions of the Guide for applicants that refer to the implementation of the projects can be modified by a Decision of the Monitoring Committee.	The Guide for Applicants can be modified through MC Decision.
35.	<i>Ch.3, 3.1, page 38</i>	Information update	- is recommended to be requested for reimbursement as early as possible after signing of the subsidy contract, only in the first reimbursement claim within Project Progress Report 0.1, dedicated exclusively to preparations costs, no later than the end date of the first reporting period	- is recommended to be requested for reimbursement as early as possible after signing of the subsidy contract, only in the first Project Progress Report 0.1, dedicated exclusively to preparations costs, no later than the end date of the first reporting period	Harmonization of used terminology.

36.	Ch.3, 3.1, page 40	Discarded/deleted text	<p>> For expenditures <i>above</i> EUR 2,500 (excluding VAT):</p> <ul style="list-style-type: none"> a. The beneficiaries must comply with the relevant national legislation as presented below (for RO and HU beneficiaries). b. The value and the complexity of the service should be reflected in the specification and breakdown of the terms of reference, as well as in the respective offer. c. Any procurement above EUR 2,500 net, but below the national public procurement threshold (in case of HU beneficiaries) and for RO beneficiaries (private beneficiaries that are not contracting authority) will be based on a market price justification (<i>at least 3 comparable bids, in written form, with the same objects</i>) and will be 	-	Simplification measures.
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			<p>widely publicized, through at least the following channels: the Programme's website. The announcement will be published prior to launching the procurement process. As an exception, this rule is not mandatory for HU beneficiaries (Public Authorities/ Institutions) and for RO beneficiaries acting as Public Authorities/ Institutions (for whom the provisions of Law 98/2016 apply). Therefore, only the <u>Private beneficiaries from HU and RO- the beneficiaries that are not contracting authorities according to legal provisions, shall comply with this rule.</u></p>		
37.	Ch.3, 3.2, page 41	Content modification	<i>If the beneficiaries will purchase directly supplies, services and works outside SICAP under conditions of art. 43, paragraph (3) of GD 395/2016, they</i>	If the beneficiaries will purchase supplies, services and works outside SICAP, through direct award, under the conditions of art. 43, paragraph (3) of GD 395/2016, they must perform and	Simplification measures.

			<p><i>must perform and document the execution of adequate market searches: proper justification of the estimated cost, the terms of references, at least 3 valid, comparable, independent offers with the same object, indicating the exact prices and the documented summary, including the justification of the selection of the winning bid.</i></p>	<p>document the execution of adequate market searches, in the situations identified by the before mentioned legal provision. In any case, proper justification of the estimated cost, terms of references (if the case), and the relevant number of bids provided by law (if applicable, in accordance with the thresholds stipulated under art. 43, paragraph (3) of GD 395/2016) should be presented. If the legal requirements stipulate the necessity of presenting more comparable and independent offers, these should indicate the exact prices and the documented summary/object of the direct award, and should be accompanied by the official/ documented justification of the selection of the winning bid.</p>	
38.	Ch.3, 3.2, page 41	Discarded/deleted text	<p>If the conditions are not met, they will use the terms and definitions regulated below, taking also into consideration the provisions of subchapter 7.2.2 of this Manual.</p>	-	Clarification
39.	Ch. 3, 3.3.2, page 41	Content modification	<p>Public institutions acting as contracting authorities according to national law, will apply the provision</p>	<p>Public institutions acting as contracting authorities according to national law, will</p>	<p>In order to be in line with the RO national law.</p>

			<p>of Law 98/2016 on public procurement.</p> <p>If the beneficiaries will purchase directly supplies, services and works outside SICAP under conditions of art. 43, paragraph (3) of GD 395/2016, they must perform and document the execution of adequate market searches: proper justification of the estimated cost, the terms of references, at least 3 valid, comparable, independent offers with the same object, indicating the exact prices and the documented summary, including the justification of the selection of the winning bid.</p> <p>-> Private beneficiaries that purchase services or works, will apply the provision of Law 98/2016 on public procurement, hereinafter named law, if the conditions foreseen</p>	<p>apply the provision of Law 98/2016 on public procurement.</p> <p>Private beneficiaries that purchase supplies, services or works, will apply the provision of Procedure for Romanian private beneficiaries regarding the assignment of supplies, services and works contracts financed within Interreg V-A Romania-Hungary Programme (annex 4), taking also into consideration the provisions of subchapter 7.2.2 of this Manual.</p>	<p>Annex 4 was introduced concerning procurement procedures for private RO beneficiaries that replaces</p>
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			at art. 6 of law are fulfilled cumulatively.		the entire sub-chapter 3.3.2.
40.	Ch. 3, 3.3.3 , page 43	Sub-title modification	3.3.3 Specific rules in case of Hungarian beneficiaries/ private applicants/ beneficiaries	3.3.3 Specific rules in case of Hungarian beneficiaries	Simplification/clarification measure
41.	Ch.3, 3.5, page 55	Content modification	Note: <i>All your duties referring to reporting are mentioned in the SC, art 6, paragraph 10.</i>	Note: <i>All your duties referring to reporting are mentioned in the SC, art. 5 and art. 6.</i>	To be in line with the new format of Subsidy contract.
42.	Ch. 3, 3.4 , page 53	Content modification	The PBs shall request beforehand the approval of the JS (RO beneficiaries) or IP (HU beneficiaries) on all information and communication materials developed under the project, in line with the Visual Identity Manual.	The Project Beneficiaries are strongly advised to request ex-ante approval of the JS / IPs on all information and communication materials developed under the project. In case the ex-ante approval of information materials has not been received, the beneficiary, on his own risk, shall ask for such endorsement before the related expenditure is validated by the FLC. The approval is conditioned by the compliance of the materials with the Programme relevant rules	According to https://interreg-rohu.eu/en/new-acceleration-and-simplification-actions-for-projects/ point 4., ex-post approval is also possible, conditioned by the compliance with the VIM;

43.	Ch. 3, 3.4 , page 53	Content modification	The request for approval/ endorsement, containing the templates of the materials shall be sent at least 15 working days prior to their release or use.	The request for approval/ endorsement, containing the templates of the materials is recommended to be sent at least 15 working days prior to their release or use.	<p>According to https://interreg-rohu.eu/en/new-acceleration-and-simplification-actions-for-projects/ point 4., ex-post approval is also possible, conditioned by the compliance with the VIM; therefore, we should change the obligation in the PIM and make it a recommendation instead.</p> <p>In order to implement a more flexible approach, and reduce the administrative burden on the Beneficiaries (thus supporting faster implementation), it is recommended to give Beneficiaries multiple options (eMS AND e-mail) to request approval on communication materials.</p>
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44.	Ch.3, 3.2, page 53	Content modification	Beneficiaries shall forward templates/ visual plans of press releases, leaflets, booklets, billboards, etc., via eMS e-mail section.	Beneficiaries shall forward templates/ visual plans of press releases, leaflets, booklets, billboards, etc., via email or eMS e-mail section	Simplification measures. MC Decision 49
45.	Ch. 3, 3.4 , page 54	Content modification	During the clarification process, the approval period will be interrupted/discontinued until the revised version of the materials will be resent by the beneficiary to JS/IP, via eMS e-mail. In exceptional cases (e.g., the eMS is not operational, the system cannot be accessed over a longer period of time, etc.) the request for ex-ante approval of information and communication materials can be performed outside of the eMS. In this case, information and communication materials can be approved by email, with respect to the same time limits as described above.	-	
46.	Ch. 3, 3.4 , page 54	Content modification	Beneficiaries shall upload basic information about upcoming project	Beneficiaries are encouraged to upload basic information about upcoming	According to https://interreg-rohu.eu/en/new-

			<p>events (trainings, conferences, festivals, etc.) to the designated project events calendar and information regarding launched public procurements to the project public procurement section, both available on the Programme website.</p>	<p>project events (trainings, conferences, festivals, etc.) to the designated project events calendar on the Programme website. Information regarding launched procurements shall also be uploaded by private institutions to the project public procurement section on the Programme website, as stipulated in Chapters 3.3.2 (RO beneficiaries) of the present Manual, Annex 4.</p>	<p>acceleration-and-simplification-actions-for-projects/ point 4., ex-post approval is also possible, conditioned by the compliance with the VIM; therefore, we should change the obligation in the PIM and make it a recommendation instead.</p> <p>In order to implement a more flexible approach, and reduce the administrative burden on the Beneficiaries (thus supporting faster implementation), it is recommended to give Beneficiaries multiple options (eMS AND e-mail) to request approval on communication materials.</p>
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47.	Ch. 3, 3.4 , page 54	Content modification	Furthermore, information regarding the upcoming project events or major project	Furthermore, information regarding the upcoming project events or major project meetings have to be communicated towards the JS/ IP, through invitations sent out to the relevant monitoring officer or to joint.secretariat@brecoradea.ro email address.	In order to implement a more flexible approach, and reduce the administrative burden on the Beneficiaries (thus supporting faster implementation), it is recommended to give Beneficiaries multiple options to request approval on communication materials.
48.	Ch. 3, 3.4 , page 54	Content modification	-	In case the cost of an event is submitted for approval to first level control, it is compulsory to attach photographs taken at the event, showing the compulsory elements described in the Visual Identity Manual.	Improvement of the FLC verification of visibility materials and events.
49.	Ch. 3, 3.5.3, page 57	Content modification	In case the Partner Report doesn't contain expenditures, the report will be submitted directly to the LB.	In case the Partner Report doesn't contain expenditures, the report will be submitted directly to the LB by all Project Partners, including the Lead Beneficiary, in maximum 15 calendar days from the end date of reporting period.	In order clarify the reporting process.

50.	Ch. 3, 3.5.3, page 59	Content modification	-	In case of the Concept Notes, JS will notify MA about the completion/implementation of a Concept Note (first phase of FSP projects within the Restricted Calls) after the selection of its Full Application (second phase of FSP projects within the Restricted Calls). Also, the final payment, for the last project report submitted within Concept Note phase will be carried out only after this Notification.	In order to speed up the reporting process.
51.	Ch.3, 3.5, page 67	Content modification	-	The Partner Reports that contain no expenditure shall be submitted to the LB in maximum 15 calendar days from the end date of the reporting period. In case also the LB has not incurred expenditure within the reporting period, it shall also create a report and submit it to itself within the same deadline.	To clarify the reporting process.
52.	Ch.3, 3.5.4, page 52		MA verifies the claim for reimbursement included in the Project Progress Report submitted by the JS in maximum 30 days from official registration at the MA (this deadline may be suspended in case	MA verifies the Project Progress/Financial Report submitted by the JS in maximum 30 days from official registration at the MA (this deadline may be suspended in case additional clarifications/documents are needed).	Correction. There is no reimbursement claim.

			additional clarifications/documents are needed).		
53.	<i>Ch.4, 4.2, page 66</i>	Content modification	The controllers verify, based on own procedures and Common FLC Manual ¹ , 100% of the expenditures incurred and paid within the reporting period, on the basis of invoices, payrolls, other supporting documents with equivalent probative value, in order to reach a conclusion...	The controllers verify, based on own procedures and Common FLC Manual ² , 100% of the expenditures included by the beneficiaries in the partner reports ³ , on the basis of invoices, payrolls, other supporting documents with equivalent probative value, in order to reach a conclusion...	Simplification measures.
54.	<i>Ch.4, 4.2, page 67</i>	Content modification	-	<i>During the validation process, the total amount of the budget line shall prevail and not the estimated amounts for each reporting period!;</i> <i>The controllers will take into account the total amount of the budget line and the unitary prices/values mentioned in the budget description, and not the estimated amounts for each reporting period!</i>	Uniform approach for all bodies involved in validation/reimbursement process of the expenditure.

¹ Common FLC Manual is available at www.interreg-rohu.eu.

² Common FLC Manual is available at www.interreg-rohu.eu.

³ The expenditures have to respect all the eligibility rules described at chapter 3.1.

55.	Ch.4, 4.2, page 74	Content modification	Note: The FLC Controllers can choose NOT to verify an expenditure item (e.g. needs further clarification). Any item that is NOT ticked 'Verified by FLC', is NOT included in the current FLC Report and Certificate. By not ticking the checkbox 'Verified by FLC', FLC controllers generate an item that is neither accepted nor rejected and waits in the system to be verified ('Sitting Duck') and decided upon in later reports.	Note: The FLC Controllers may opt to suspend the validation of certain expenditure, by using the "sitting-duck" option (e.g. needs further clarification). Any item that is NOT ticked 'Verified by FLC', is NOT included in the current FLC Report and Certificate. By not ticking the checkbox 'Verified by FLC', FLC controllers generate an item that is neither accepted nor rejected and waits in the system to be verified ('Sitting Duck') and decided upon in later reports. Note: The "sitting duck" option will be used also in case of an irregularity / fraud suspicion is subject to MA, OLAF or other institution's verification.	Clarification in case of fraud suspicion
56.	Ch.5, 5.4, page 102	Content modification	However, the need to respect State aid legislation in the overall implementation of the Programme and its projects, make State aid an aspect to be taken into consideration in the reporting and monitoring of all projects.	However, the need to respect State aid legislation in the overall implementation of the Programme and its projects, make State aid an aspect to be taken into consideration in the reporting of awarded state aid/de minimis aid and monitoring of all projects selected under	Introduction of elements regarding state-aid.

			<p><i>For projects approved as having State aid incidence (including projects approved under the De minimis scheme):</i></p>	<p>Calls that implied the State aid assessment step.</p> <p>The monitoring of projects approved without State aid incidence will be performed by the Programme at the end of implementation and in the sustainability period (5 years after the financial closure of the project), in order to assess the preservation of the initial conditions/compliance with SA assessors' recommendations.</p> <p>Projects approved as having State aid incidence (including projects approved under the De minimis scheme):</p>	
57.	Ch.5, 5.5, page 104	Content modification	<p>The respect of the State aid legislation is subject to the FLC, which will ensure a sound verification on State aid, based on specific checklists.</p>	<p>Observing the State aid legislation during the implementation period of the project is subject to the FLC, which will ensure a sound verification on State aid related cost, based on Declarations on own responsibility, relevant for each Ip under State aid incidence. When submitting the partner report, each Beneficiary will have</p>	<p>Introduction of elements regarding state-aid.</p>

				<p>to fill in the relevant Declaration for the Ip under which the project has been selected. Templates of such Declarations will be uploaded to the Programme's site in the FLC packages (annex 2 and annex 3).</p> <p>In case of Romanian Beneficiaries FLC Package includes the declaration templates for IP 6/c, 7/c, 8/b and 9/a. Based on the declaration, the relevant section of the FLC checklist will be filled-in during verification of expenditures.</p> <p>In case of Hungarian Beneficiaries FLC package includes the declaration templates for IP 6/c, 7/c and 8/b Based on the declaration, the relevant section of the FLC checklist will be filled-in during verification of expenditures.</p>	
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58.	Ch.5, 5.5, page 104	Content modification	-	<ul style="list-style-type: none"> If necessary, the recovery of unlawful/misused direct or indirect state aid will be based on procedures⁴ agreed between the 2 Member States. 	Introduction of elements regarding state-aid.
59.	Ch.7, 7.7.2, page 113	Content modification	A. For procurements below the national legal threshold, but above EUR 2,500 euro net	A. For procurements below the national legal threshold	Simplification measures
60.	Ch.7, 7.7.2, page 113	Content modification of the footnote	¹ Direct procurements are acquisitions of services, goods or works with values that are below the national thresholds, as regulated by the specific legislation. The Programme demands for procurements above EUR 2,500 net, to be based on a "3 similar offers" procedure (see also chapter 3.3 <i>Public procurement</i> of this Manual).	¹ Direct procurements are acquisitions of services, goods or works with values that are below the national thresholds, as regulated by the specific legislation.	Simplification measures
61.	Ch.7, 7.7.2, page 114	Content modification	Table no. 2. Procurements below the national legal threshold, but above EUR 2,500 euro net	Table no. 2. Procurements below the national legal threshold	Simplification measures

⁴ E.g. Memorandum of Implementation

62.	<i>Ch.7, 7.7.2, page 116</i>	Discarded/deleted text	<p>The beneficiary shall make public the information on its website and on the Programme site, if the beneficiary does not have one:</p> <ul style="list-style-type: none"> • The information shall be posted in 10 days from the contract signing on the beneficiary site. • The request for publishing the information on Programme site (together with the relevant information) is submitted to JS in 8 days from the contract signing. 	-	The provisions are not correlated with any requirement set at Chapter 3.3.
63.	<i>Ch.7, 7.7.2, page 127</i>	Discarded/deleted text	<p>The beneficiary shall publish all the contract information that is not publically sensitive (according to national provisions). The beneficiary shall made public the information on its website or on the Programme site, if the beneficiary does not have one:</p> <ul style="list-style-type: none"> • The information shall be posted in 10 days from the contract signing on the beneficiary site. • The request for publishing the information on Programme site (together with the relevant 	-	The provisions are not correlated with any requirement set at Chapter 3.3.

			information) is submitted to JS in 8 days from the contract signing.		
64.	10. ANNEXES <i>List, page</i> 160.	Change annexes of	10. ANNEXES Annex.1 - De minimis Declaration Annex.2 - GBER Declaration	Annex. 1.A - De minimis Declaration Template Annex. 1.B - GBER Declaration Template Annex 4 - Procedure for Romanian private beneficiaries regarding the assignment of supplies, services and works contracts financed within Interreg V-A Romania-Hungary Programme	Clarification related to the declarations. Introduction of Annex 4 related to the procedures for RO private beneficiaries.