

Agreement

between the EU Member States (hereinafter referred to as Member States)
participating in the INTERACT 2007-2013 programme and the Bratislava Self-
governing Region as Managing Authority and the Ministry of Finance of the Slovak
Republic acting as Certifying Authority and as Audit Authority, on the Implementation
of the Operational Programme
"INTERACT 2007-2013"

In accordance with

the EU regulations laying down provisions on the Structural Funds, in particular Council Regulation (EC) No. 1083/2006, Regulations (EC) No. 1080/2006, No. 1082/2006 of the European Parliament and of the Council Commission Regulations (EC) No. 1828/2006.

the EU-Member States participating in the INTERACT 2007-2013 programme,

have agreed on the Operational Programme "INTERACT 2007–2013 Good Governance of Territorial Cooperation Programmes" (hereinafter referred to as **OP**), approved by the European Commission on 20 June 2008 (CCI 2007 CB163 PO015).

Preamble

1. With reference to Article 59 (3) of Regulation (EC) No. 1083/2006 and in accordance with the OP the Member States have decided to sign an agreement with the Bratislava Self-governing Region as Managing Authority and the Ministry of Finance of the Slovak Republic acting as Certifying Authority and as Audit Authority, on the implementation of the OP and regulating especially financial control procedures, financial responsibilities and financial flows. This agreement however does not effect any ENPI funded activities and/or responsibilities.
2. Similar agreements shall be made with Non-Member Countries participating in INTERACT 2007-2013 in a step by step approach according to the provisions made by the OP chapter 5.4 and 5.5.

3. Given the specific character of the INTERACT 2007-2013 programme, the following definitions have been made in the OP:
- **beneficiaries** in the meaning of Article 2 (4) of Regulation (EC) No. 1083/2006 are the bodies/Institutions hosting an INTERACT Point and the Managing Authority setting up the INTERACT Secretariat. The Certifying Authority and the Audit Authority might become beneficiaries in the frame of Technical Assistance. In a wider sense, INTERACT target groups are all institutions and/or bodies to which the INTERACT II services are addressed and delivered as indicated in the OP section 3.1.
 - **operations** in the meaning of Article 2 (3) of Regulation (EC) No. 1083/2006 are the activities carried out in accordance with the Multi-Annual Work Programme as well as the Annual Work Plans as referred to in the OP section 5.2, 5.3.1 and 5.3.2.

§ 1. Institutional Structure

1. The Member States designate the Bratislava Self-governing Region to act as **Managing Authority** (hereinafter referred to as **MA**) within the meaning of Article 59 (1) lit a of Regulation (EC) No. 1083/2006 and in compliance with Article 60 of Regulation (EC) No. 1083/2006 and Articles 14 and 15 of Regulation (EC) No. 1080/2006.
2. The Member States designate the Ministry of Finance of the Slovak Republic to act as **Certifying Authority** (hereinafter referred to as **CA**) within the meaning of Article 59 (1) lit b of Regulation (EC) No. 1083/2006 and in compliance with Article 61 of Regulation (EC) No. 1083/2006 and Article 14 of Regulation (EC) No. 1080/2006.
3. The Member States designate the Ministry of Finance of the Slovak Republic to act as **Audit Authority** (hereinafter referred to as **AA**) within the meaning of Article 59 (1) lit c of Regulation (EC) No. 1083/2006 and in compliance with Article 58 lit b, 59 (4) and 62 of Regulation (EC) No. 1083/2006 and Article 14 (2) of Regulation (EC) No. 1080/2006.
4. The AA will be assisted by a **group of auditors** according to Article 14 of Regulation (EC) No. 1080/2006 which is composed of one representative of each Member State hosting the beneficiary (Austria, Denmark, Spain, and Finland).).

5. In accordance with Article 71 (2) and (3) of Regulation (EC) No. 1083/2006 the AA assisted by a group of auditors shall assess the management and control system set up and draw a report on its conclusions and giving an opinion on their compliance with Articles 58 to 62 of Regulation (EC) No. 1083/2006 to be transmitted to the European Commission. The opinion shall be drawn up in accordance with the model set out in Annex XIII of Regulation (EC) No. 1828/2006. The AA in agreement with the group of auditors may decide to outsource abovementioned assessment to the private sector on the basis of a procedure guaranteeing the principle of independence.
6. The MA, CA and AA carry out the their tasks in compliance with the above mentioned regulations that apply to the Structural Funds, the provisions set out in the OP, the Multi-Annual Work Programme as well as the Annual Work Plans, the description of the management and control systems according to Article 71 of Regulation (EC) No. 1083/2006 and this agreement.
7. Without prejudice to these provisions, the MA, CA and AA shall carry out their tasks in full accordance with the institutional, legal and financial systems of the Slovak Republic.
8. For the administrative implementation of the programme the MA sets up, supervises and is assisted by the **INTERACT Secretariat** (hereinafter referred to as **IS**) according to Article 14 (1) of Regulation (EC) No. 1080/2006 and the stipulations of the OP. The tasks are listed in the OP section 5.3.1 and comprise technical management functions and operative functions for programme implementation.
9. Taking into account the implementation system for INTERACT 2007–2013, the MA contracts four decentralised **INTERACT Points** (hereinafter referred to as **IPs**) in order to deliver the INTERACT services to the target groups as outlined in the OP section 5.2 and 5.3.1. The IPs will be located in Valencia, Viborg, Turku and Vienna.
10. The **Monitoring Committee** (hereinafter referred to as **MC**) will, on behalf of the Member States, satisfy itself as to the effectiveness and quality of the implementation of the OP in accordance with Article 65 and 66 of Regulation (EC) No. 1083/2006. Therefore, each Member State appoints representatives to sit in the Monitoring Committee as set out in the OP in accordance with Article 14 of Regulation (EC) No. 1080/2006 and Article 63 and 64 of Regulation (EC) No. 1083/2006. Each member of

the MC appointed will serve the MA as the sole addressee for all enquires and reports except where Member States name another addressee in its sphere of jurisdiction to take over this responsibility.

11. According to the OP chapter 5.3.1 the Member States are invited to appoint a National Contact Person (hereinafter referred to as **NCP**). The NCP may be the same addressee as the one referred to above under (10)..

§ 2. Duties of the MA, CA and AA

1. As set out in Article 15 (1) of Regulation (EC) No. 1080/2006 and in Article 60 of Regulation (EC) No. 1083/2006 the **MA** is responsible for the management and implementation of the OP in accordance with the principle of sound financial management in line with Article 27 of Regulation (EC, Euratom) 1605/2002. The MAs' further responsibilities are set out in the OP section 5.3.1. The MA shall provide a description of the management and control system according to Article 71 of Regulation (EC) 1083/2006 and, following Article 21 of regulation (EC) 1828/2006, in accordance with the model set out in Annex XII of Regulation (EC) 1828/2006.
2. The **MA** designates a contact person to be responsible for information and publicity and informs the European Commission of those designated. This person shall actively participate in Community networks which might be set up according to Article 10 of Regulation (EC) 1828/2006. To support the MA the competent national and regional authorities of each Member State shall take all the appropriate administrative steps to ensure effective application of all arrangements that rest upon Regulation (EC) No. 1828/2006 Section 1 and to collaborate with the European Commission.
3. In accordance with Article 15 of Regulation (EC) 1080/2006, the **MA** shall satisfy itself that the expenditure of each beneficiary participating in an operation has been validated by the controllers referred to in Article 16 (1) of the same Regulation. The Member States concerned shall ensure that all supporting documents required for a sufficient audit trail regarding expenditure incurred and payments made are recorded, stored in computerised form and made available, control systems are set up and verifications according to Article 16 of Regulation (EC) No. 1080/2006 as well as audits on the operational programme according to Article 62 of Regulation (EC) No. 1083/2006 are carried out in accordance with the requirements of Article 90 of Regulation (EC) No. 1083/2006 and Article 19 of Regulation (EC) No. 1828/2006.

4. According to Article 60 lit g of Regulation (EC) No. 1083/2006 the **MA** shall ensure that the CA receives all the necessary information on the procedures and verifications carried out in relation to expenditure for the purpose of certification so that the sufficiency of the control systems and the audit trail can always be taken into account before a statement of expenditure is presented to the European Commission.
5. In relation to the implementation of the Multi-Annual Work Programme and the Annual Work Plans approved by the MC, the **MA** can decide on changes in as much as the purpose and the other basic features of the operations are not altered. It can also decide on changes which do not have consequences upon the eligibility or the results of the activities. In particular the MA can decide on
 - a. an extension of the duration of activities to implement the operation within reasonable time-limits,
 - b. a reasonable extension of the date by which progress reports have to be presented by the beneficiaries,
 - c. a shift between budget lines up to 25 per cent of total eligible expenditure.

The MC decides in all other cases.

6. The function of the **CA** will be carried out in compliance with Article 61 of Regulation (EC) No. 1083/2006. The CAs' responsibilities are set out in the OP section 5.3.1.
7. For the purpose of certification, the **CA** shall ensure that it has received adequate information from the MA on the procedures and verifications carried out in relation to expenditure and that it takes account of the results of all audits carried out by or under the responsibility of the AA.
8. The functions of the **AA** will be carried out in compliance with Article 62 of Regulation (EC) No. 1083/2006 and Article 16 to 18 of Regulation (EC) No. 1828/2006. The AAs' responsibilities are set out in the OP section 5.3.1. The AA and the group of auditors will be assisted by the IS to carry out their duties.

§ 3. National and ERDF Funding Appropriations

1. The Member States appoint the CA to administer both the national contributions and the ERDF funding in its own name and for the account of the Member States. According to Article 17 of Regulation (EC) No. 1080/2006 ERDF payments will be made to a separate account of the Certifying Authority. The currency shall be Euro. For transparency reasons a second account is being set up for the ex ante national contributions. The CA shall bear overall responsibility for the above mentioned trust funds credited on the cited trust account. Interest is regulated in Article 83 of Regulation (EC) 1083/2006. Any interest income earned on the national co-funding must be spent on the operations in accordance with the decisions of the MC in the same way as it applies to the ERDF funding.
2. The Member States shall transfer the payment of their national contribution after having received an official request by the MA within 60 days after the budget approval by the MC. With their first payment Member States will be able to choose to transfer their national contribution either annually for the respective year or at once for the entire programme period 2007-2013 or at once for several years on the basis of the financial plan agreed among the EU-Member States (see *Annex 3* for the annual allocation of payments per Member State). When receiving the first request for payment the Member States are required to communicate to the MA the payment modalities chosen for the following years. If the Member State does not settle its national contribution within a period to be negotiated after the budget approval by the MC, the MA may bring this to the attention of the MC..
3. In case that it shows – at the end of the programme implementation period – that the EU-Member States have transferred more funds than have actually been used the CA will repay the unused funds.

§ 4. Grant Contract between MA and Beneficiaries

1. The decision on the use of the available EU and related national Funds is taken by the MC. Based on the decision of the MC on the Multi-Annual Work Programme the MA concludes a corresponding grant contract in its own name with the beneficiaries. To ensure a sound and efficient implementation of the operations the grant contract may only be concluded after the MA has received the confirmation that adequate

control systems according to Article 16 of Regulation (EC) No. 1080/2006 have been set up in the respective Member States as set out in § 5(2) and after the ultimate financial liability according to Article 17 of Regulation (EC) No. 1080/2006 has been confirmed for the beneficiary by the respective Member State.

2. If the MA finds these requirements not being fulfilled, it shall without delay inform the MC.
3. Any financial support will be granted to the beneficiary exclusively for the activities to implement the operation as described in the Multi-Annual Work Programme and/or the Annual Work Plans approved by the MC, which are an integral part of the grant contract.
4. A model grant contract to be concluded between MA and beneficiaries will be presented to the MC for information by the MA.
5. Pursuant to Article 79 of Regulation (EC) No. 1083/2006 the cumulative total of pre-financing and interim payments will not exceed 95 percent of the contribution from the total funds to the Operational Programme.. Payment of the full amount will depend on the availability of funds taking into account the provision laid down in Article 80 as well as Article 89 of Regulation (EC) No. 1083/2006.
Payments to the beneficiaries will be guaranteed up to 95% of the approved ERDF funding."
6. Funds will be disbursed in Euro (€) to the bank account named by the beneficiary and indicated in the subsidy contract. The rate of exchange risk is borne by the beneficiary.
7. Without prejudice to the list of ineligible expenditure in Article 7 of Regulation (EC) 1080/2006, the rules of Article 49 to 53 of Regulation (EC) 1828/2006 shall apply in accordance with Article 13 of Regulation (EC) 1080/2006 to the determination of the eligibility of expenditure under operations in the meaning of Article 2 (3) of Regulation (EC) No. 1083/2006.

§ 5. Financial control of beneficiaries

("1st level control")

1. Concerning the regularity of operations and expenditure in relation to national and Community rules, the MA shall satisfy itself - with reference to Article 15 of Regulation (EC) No. 1080/2006 - that the expenditure of each beneficiary has been validated by a controller designated by each Member State hosting a beneficiary (AT, DK, ES, FI). Therefore, each of these Member States listed shall set up a control system in accordance with Article 16 of Regulation (EC) No. 1080/2006 and Section 3 of Regulation (EC) No. 1828/2006 to ensure that the MA is able to fulfil the sound implementation of the programme. Each Member States affected shall adequately provide information to the MA on the structures and procedures of its control system. The Managing Authority will also ensure that adequate procedures are set in place as far as the Technical Assistance expenditure is concerned as well as expenditure for the responsibilities of the INTERACT Secretariat beyond Technical Assistance.
2. The MA has to satisfy itself that these control systems ensure that all supporting documents required for an adequate audit trail regarding expenditure incurred and payments made are recorded, stored in computerised form and made available in accordance with the requirements of Article 90 of Regulation (EC) No. 1083/2006 and Article 19 of Regulation (EC) No. 1828/2006 and that verifications according to Article 16 of Regulation (EC) No. 1080/2006 as well as on-the-spot checks of operations according to Article 62 1 b) of Regulation (EC) No. 1083/2006 are carried out. The MA shall also satisfy itself that a record is maintained of the identity and location of the bodies holding these documents. In the standard case and according to the subsidy contract the beneficiary has the liability of keeping the documents ready. According to Article 60 lit f of Regulation (EC) No. 1083/2006 the MA has to ensure that a sufficient audit trail at all levels for the entire programme period is maintained fulfilling the criteria as set out in Article 15 of Regulation (EC) No. 1828/2006.
3. These control systems shall provide for "certifications of expenditure" confirming the legality and regularity of the expenditure declared by the beneficiary. The confirmation derives from a competent controller independent from the implementation of the operation that has been designated according to Article 16 of Regulation (EC) No. 1080/2006 by each of the Member State concerned (see *Annex 1* of the present Agreement). The designation of a controller will be a precondition to the MA for signing the subsidy contract. In this sense, the afore-mentioned Member States assume the final financial responsibility for the funds allocated to the beneficiary in its respective national territory (see § 4 (1) above).

4. In case the MA has doubts on the well-functioning of the respective control system or if there is evidence from system audits convened, it will address itself to the Member State concerned and try to find a solution.
5. The MA ensures that all outstanding questions will be fully followed-up before any payment claim is accepted. No payment claims will be accepted and no payment will be transferred to a beneficiary until full and satisfactory information has been provided on the control system.
6. The MA and the CA in cooperation with the Member States hosting a beneficiary shall ensure that an adequate and reliable accounting system is being maintained.

§ 6. Irregularities and Financial Liability

1. Given the specific nature of the INTERACT programme, financial liability, be it for individual or systemic irregularities, only affects Member States hosting a beneficiary.
2. With reference to Article 70 (1) lit b and Article 98 (1) of Regulation (EC) No. 1083/2006 each MS hosting a beneficiary is responsible for preventing, detecting and correcting irregularities and recovering amounts unduly paid together with interests in late from the beneficiaries. In case amounts unduly paid to a beneficiary cannot be recovered, each Member State hosting a beneficiary shall be responsible for reimbursement when it is established that the loss, be it in individual or systemic irregularities, has been incurred as a result of fault or negligence in national control system set up according to Article 16 of Regulation (EC) No. 1080/2006 and § 5 above.
3. According to Article 28 (4) of Regulation (EC) No. 1828/2006 each Member State hosting a beneficiary is responsible for reporting irregularities detected in compliance with Article 28, 29, 31 and 36 of Regulation (EC) No. 1828/2006 to the European Commission and at the same time to the MA, CA and AA as well as reporting of procedures instituted with respect to all irregularities previously notified and of important changes resulting from them in compliance with Article 30 and 31 of Regulation (EC) No. 1828/2006.
4. In case of irregularities discovered the respective control systems according to Article 16 of Regulation (EC) No. 1080/2006 set up in each Member State hosting a

beneficiary have to ensure that – prior to certifying expenditures – any financial corrections required will be secured (compare § 5 above). Resources from the EU and related national Funds released may be used by the Member State concerned within the tasks assigned to the respective beneficiary in the framework of the Multi-Annual Programme and the Annual Work Plan and in line with the provisions of Article 98 (2) and (3) of Regulation (EC) No. 1083/2006. The affected Member States shall report irregularities detected as set out in § 6 (2) above, including also those irregularities effecting an amount which is below the threshold of 10.000 EUR (ERDF). These reports shall be directly addressed to OLAF by the respective Member State affected while at the same time informing the MA, CA and AA accordingly.

5. If control procedures set up in the Member States hosting a beneficiary establish facts which require either a re-calculation of already disbursed ERDF-interim payments or a recovery of already fully accounted for and disbursed ERDF payments, the duties as set out in § 6 (2) and (3) above do apply immediately.
6. In case the MA or CA discover irregularities e.g. during the day-to-day-management of an operation or in case the MA is notified of such irregularities as well as in case of breach of contract or infringement of provisions it is based on, the CA in close cooperation with the MA shall, in consultation with the respective Member State concerned and the MC, demand repayment of subsidy in whole or in part if the funds have already been paid out in accordance with Article 17 (2) of Regulation (EC) No. 1080/2006. The repayment amount can be calculated against the next payment to the beneficiary or, where applicable, remaining payments can be suspended. Amounts received from the recourse of subsidy will be credited to the special account of the Certifying Authority for the INTERACT programme.
7. In case the CA in close cooperation with the MA is not able to ensure the recovery of unjustified funding by above means from the beneficiary, the Member State hosting the respective beneficiary bears the financial consequences of irregularities committed by the beneficiary located on its national territory in accordance with Article 17 (3) of Regulation (EC) No. 1080/2006 and has to repay the CA in compliance with Article 17 (3) of Regulation (EC) No. 1080/2006. If necessary, the MA shall, in consultation with the MC, exercise its right to withdraw from the subsidy contract.

8. The MA shall on request provide the Member State hosting a beneficiary with all the information they require in order to take up their responsibilities and liability towards the programme. This includes draft contracts, financial and progress reports and related assessments concerning the beneficiary located on their territory.
9. Should expenses for legal advice or legal charges arise for the MA in the scope of a right of recourse, then these are to be reimbursed to the MA by the Member State hosting a beneficiary which would be effected by a right of recourse.
10. After recovery, the CA repays the irregular payments recovered, together with interest received on account of late payment, by deducting the amounts concerned from its next statement of expenditure and request for payment to the European Commission, or if this is insufficient, by effecting a refund to the Community.
11. Following the rules set out above, in case the MA or CA is responsible for an irregularity, be it individual or systemic, the liability vis-à-vis the European Commission as well as the MC is with the Slovak Republic.
12. In case of interruption of the payment deadline according to Article 91 of Regulation (EC) No. 1083/2006, suspension of payments according to Article 92 of Regulation (EC) No. 1083/2006 or automatic decommitment according to Article 93 of Regulation (EC) No. 1083/2006, financial liability is borne by that Member States causing the decommitment applying the rules as set out above.

§ 7. Audits

1. The AA together with the group of auditors referred to in Article 14 (2) of Regulation (EC) No. 1080/2006 ensure that audits are carried out in compliance with Article 62 lit a (system audit) and lit b (audit on operations) of Regulation (EC) No. 1083/2006 and Article 16 to 18 of Regulation (EC) No. 1828/2006. The group of auditors will be chaired by the AA and shall comprise – as stated under §1 point 4 - a representative of each MS hosting a beneficiary on its territory (AT, DK, ES, FI). The representatives have to be entitled to participate in decision-making within the group of auditors on behalf of their MS and be independent from a unit of the Monitoring Committee member, the controllers designated according to Article 16 of Regulation (EC) No. 1080/2006 and any INTERACT Point's activities and finances. The contact details of

the respective representative of the group of auditors will be listed in Annex 2 of the present Agreement.

2. The AA assisted by the group of auditors will jointly agree on the approach to audit implementation and will jointly decide on the audit strategy and methodology in accordance with the requirements set out in Article 62 (1) lit c of Regulation (EC) No. 1083/2006 and sticking to the model in Annex V of Regulation (EC) No. 1828/2006. They shall update and annually review the audit strategy.
3. The AA in agreement with the group of auditors may decide to contract an external audit firm for the implementation of the audits according to Article 62 1 a) and b) of Regulation (EC) No. 1083/2006 (on the basis of a procedure guaranteeing the principle of independence). Appropriate funding will be foreseen within the programmes' Technical Assistance budget.
4. The audits shall establish whether any problems encountered are of a systemic character. If so suggestions on financial corrections or amendments to the management and control system in general shall be made
5. In compliance with Regulation (EC) No. 1083/2006 Article 62 (1) lit e and Article 18 (3) of Regulation (EC) No. 1828/2006 the AA submits a closure declaration supported by a final control report in accordance with the model set out in Annex VII of Regulation (EC) No. 1828/2006. The same share of responsibilities among the AA and the participants of the group of auditors apply as set out above.
6. Following Regulation (EC) No. 1083/2006 Article 73 the AA supported by the group of auditors shall cooperate with the Commission to coordinate their audit plans and audit methods and to immediately exchange the results of the audits carried out.

§ 8. Applications for Payments to the EC

1. The CA shall send a provisional forecast of the likely applications for payment for the current and the subsequent financial year to the European Commission, no later than 30 April of each year as stated in Article 76 (3) of Regulation (EC) No. 1083/2006.

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2. From Article 61 lit a of Regulation (EC) No. 1083/2006 follows that the CA shall prepare the certified statements of expenditure in accordance with the requirements set out in Article 78 of Regulation (EC) No. 1083/2006 and based on the certifications of expenditure received from the controllers designated for each MS hosting a beneficiary as described in § 5 above and shall transmit applications for payment to the European Commission. The certified statements of interim and final expenditure and the payment applications shall be drawn up in the format prescribed in Annex X of Regulation (EC) No. 1828/2006.
 3. According to Article 20 (2) of Regulation (EC) No. 1828/2006 the CA shall send a statement to the European Commission identifying the paid certified eligible expenses, or returned financial amounts for each priority axis in the format as described in Annex XI of Regulation (EC) No. 1828/2006.

§ 9. Reporting Duties

1. The MA shall submit the annual report and final report on implementation to the European Commission in accordance with the requirements set out in Article 67 of Regulation (EC) No. 1083/2006. Before doing so, the MA shall transmit the reports to the MC for consideration and approval as set out in Article 65 lit d of Regulation (EC) No. 1083/2006.
2. In compliance with Article 68 of Council Regulation (EC) No. 1083/2006 the European Commission and the MA shall annually examine the programme implementation taking into consideration the results achieved in the previous year. The members of the MC can take part in these review meetings. Should the European Commission make comments, the MC will be informed about it and decisions shall be taken on how to respond to those comments. The Commission will be informed about any response taken by the MA.
3. The MA shall inform the MC about the annual control report as set out in Article 65 lit e of Regulation (EC) No. 1083/2006.

§ 10. Organisation of Programme Closure

The AA assisted by the group of auditors is shall lay down adequate modalities and procedures for signing the closure declaration according to Article 62 lit e of Regulation (EC) No. 1083/2006.

§ 11. Final Regulations

1. This Agreement shall be governed in accordance with the laws of the Slovak Republic. In case of differences that are not ruled by this agreement, the parties agree to find an amicable and mutually acceptable solution. Should the Partners fail to do so, all disputes arising in connection with this agreement shall be settled by the Slovak jurisdiction in Bratislava in the first instance.
2. The Member States and especially the Member States hosting a beneficiary shall undertake their utmost to support the MA, CA, AA, IS and IPs in their efforts to best implement the INTERACT programme and to comply with the tasks pursuant to this agreement. This includes the support of the MA and the other beneficiaries in best implementing the Communication Strategy and, according to Article 24 of Regulation (EC) No. 1828/2006, providing the MA, CA and AA access to all the information which they require to discharge their responsibilities and transmit their national contributions as set out in § 3 above without delay.
3. If any provision of this agreement should be or become wholly or partly ineffective, all other provisions remain valid. The parties to this agreement will undertake all necessary steps and actions to replace the ineffective provision by an effective provision which comes as close as possible to the purpose of the ineffective provision.
4. Amendments to this agreement, including the waiving of the written form, require written approval.
5. Written communication between the MA, CA, AA, IS, IPs and the Member States is carried out in English.
6. This agreement shall be open for acceptance by the Non-Member Countries Norway and Switzerland as well as by Non-Member State Partners in IPA programmes.

7. This agreement for the execution of the INTERACT 2007-2013 programmes shall be signed by representatives of all Member States, the Bratislava Self-governing Region as Managing Authority and the Ministry of Finance of the Slovak Republic . It becomes effective on the date on which the last signature is given and shall apply for the duration of the implementation of the OP including the preparation of the final report according to Article 67 of Regulation No. 1083/2006 and the closure of the whole programme. It will be signed separately by each Member State in two originals.

The Managing Authority, represented by

The Bratislava Self-Governing Region

Place, Date: 21 DEC. 2012

Name and function of the person entitled to
represent the Managing Authority:

Mr. Pavol Freso

President

Signature: _____

The Certifying Authority, represented by

The Ministry of Finance of the Slovak Republic

Place, Date: BRATISLAVA ; 29. 11. 2012

Name and function of the person entitled to
represent the Certifying Authority:

Mrs Marcela Zubriczka

Director General

Signature: _____

The Audit Authority, represented by

The Ministry of Finance of the Slovak Republic,

Place, Date: BRATISLAVA ; 29. 11. 2012

Name and function of the person entitled to
represent the Audit Authority:

Mr Marek Vanko

Director General

Signature: _____

The United Kingdom of Great Britain and Northern Ireland

Represented by
(name and address)

Place, Date: _____

signed by (Name)
(function)

tel. 030

fax.

e-mail: Sam

Signature: _____

Annex 1

Name and contact details of the body responsible for financial controls according to Article 16 Regulation (EC) 1080/2006 from Member States hosting a beneficiary:

Austria

Amt der Wiener Landesregierung
Magistratsdirektion, Bauten und Technik,
Dezernat 1
Rathaus
A-1010 Wien

Finland

Ministry of Employment and the Economy
P.O.Box 32 (Mikonkatu 4)
00023 Government
Helsinki, Finland

Denmark

KPMG C Jespersen
Statautoriseret Revisionspartnerselskab
Værkmestergade 25
Postboks 330
DK-8100 Århus C
Denmark
Phone: +45 8676 4721
Fax: +45 7229 4721
E-mail: chamberpedersen@kpmg.dk

Spain

FIRST LEVEL CONTROL UNIT- Unidad de Verificación
Conselleria de Economía, Hacienda y Empleo
Calle Palau, 14 E-46003
Valencia, Spain

Annex 2

Name and contact details of entitled representatives in the INTERACT Group of Auditors according to Article 14 (2) of Regulation (EC) 1080/2006 from Member States hosting a beneficiary on its territory:

Austria

Federal Chancellery
Division IV/3
ERDF Financial Control
Ballhausplatz 2
1014 Vienna
Austria

Contact person: Susanna Rafalzik
Phone: +43 1 53115 204134
Fax: +43 1 53115 204120
E-mail: susanna.rafalzik@bka.gv.at

Finland

Ministry of Finance of the Finland
Government Financial Controller's Function
Financial Counsellor
Snellmaninkatu 1 A
Helsinki
P. O. Box 28
00023 Government
Finland

Contact person: Financial Counsellor Mr.
Jan Holmberg (Deputy: Audit Expert Mr.
Toni Tiala)
Phone: +358 9 160 32567 (Mr. Holmberg),
+358 9 160 34923 (Mr. Tiala)
E-mail: jan.holmberg@vm.fi; toni.tiala@vm.fi

Denmark

Danish Business Authority
Ministry of Economy and Business Affairs
EU Controller Unit
Langelinie Alle, 17
2100 Copenhagen
Denmark

Contact person: Ole Folkmann
Phone: +45 3546 6327
Fax: +45 35 46 6001
E-mail: olf@ebst.dk

Spain

Intervención General de la Administración
del Estado
Ministerio de Economía y Hacienda
C/ Castelló, 117
28006 Madrid
Spain

Phone: +349 1536 7007
E-mail: SFondoscomunitarios@igae.meh.es

Contact person: Carmen Serrano de la Hoz
Jefe de División de Control Financiero de
Fondos Comunitarios
Oficina Nacional de Auditoría

Annex 3

Table: INTERACT budget (ERDF allocation and national contributions)

INTERACT budget revised without DE				INTERACT budget original all MS					
ERDF allocation for INTERACT (revised)	National contribution INTERACT 2007-2013 total		INTERACT budget (revised)	ERDF allocation for INTERACT (original)	% cbc+IPA+tn	National contribution INTERACT 2007-2013 total		INTERACT budget (original)	
	total	average p.a.				total	average p.a.		
BE		156.398	22.343		2,60%	156.398	22.343		
CZ		313.178	44.740		5,21%	313.178	44.740		
DK		83.246	11.892		1,39%	83.246	11.892		
DE		0	0		11,40%	684.571	97.796		
EE		34.625	4.946		0,58%	34.625	4.946		
EL		162.226	23.175		2,70%	162.226	23.175		
ES		360.609	51.516		6,00%	360.609	51.516		
FR		691.447	98.778		11,51%	691.447	98.778		
IE		68.345	9.764		1,14%	68.345	9.764		
IT		631.669	90.238		10,52%	631.669	90.238		
CY		21.865	3.124		0,36%	21.865	3.124		
LV		49.412	7.059		0,82%	49.412	7.059		
LT		68.696	9.814		1,14%	68.696	9.814		
LU		11.906	1.701		0,20%	11.906	1.701		
HU		292.199	41.743		4,87%	292.199	41.743		
MT		11.630	1.661		0,19%	11.630	1.661		
NL		198.729	28.390		3,31%	198.729	28.390		
AT		206.596	29.514		3,44%	206.596	29.514		
PL		449.376	64.197		7,48%	449.376	64.197		
PT		79.084	11.298		1,32%	79.084	11.298		
SI		83.931	11.990		1,40%	83.931	11.990		
SK		176.308	25.187		2,94%	176.308	25.187		
FI		65.014	9.288		1,08%	65.014	9.288		
SE		206.207	29.458		3,43%	206.207	29.458		
UK		452.842	64.692		7,54%	452.842	64.692		
BG		141.428	20.204		2,35%	141.428	20.204		
RO		304.379	43.483		5,07%	304.379	43.483		
total	30.154.277	5.321.343	857.988	35.475.620	34.033.512	100,00%	6.005.914	760.195	40.039.426
co-funding rate EU : national				co-funding rate EU : national					
85%				85%					
15%				15%					