



EUROPEAN COMMISSION

Brussels, 9.7.2012
C(2012) 4318 final

COMMISSION IMPLEMENTING DECISION

of 9.7.2012

on amending Decision C(2011) 6306 of 19 September 2011 on adopting the annual work programme for 2012 for the specific programme on the "Prevention of and Fight against crime" as part of the General Programme "Security and Safeguarding Liberties" serving as a financing decision

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Decision 2007/125/JHA of 12 February 2007 establishing for the period 2007 to 2013, as part of General Programme on Security and Safeguarding Liberties, the specific programme 'Prevention of and Fight against Crime'¹, and in particular Article 7(2) thereof,

Whereas:

- (1) In accordance with Article 6 of Decision N° 2007/125/JHA, Union support may take the form of grants or public procurement contracts. Union grants shall be awarded further to calls for proposals, save in duly substantiated exceptional cases of urgency or where the characteristics of the beneficiary leave no other choice for a given action, and shall be provided through operating grants and grants for actions.
- (2) In accordance with Article 7(2) of Decision N° 2007/125/JHA, the Commission shall adopt an annual work programme specifying its specific objectives, thematic priorities, a description of accompanying measures envisaged and if necessary a list of other actions.
- (3) The 2012 annual work programme for the Prevention of and Fight against Crime specific programme will provide EU co-financing in line with the priorities set out in the Commission Communication on the EU Internal Security Strategy² as well as with the actions resulting from the EU policy cycle on Organised Crime.
- (4) The 2012 annual work programme for the Prevention of and Fight against Crime specific programme should determine the arrangements for granting financial support to the eligible actions listed in Article 4 of Decision N° 2007/125/JHA.
- (5) Article 75 of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities, hereafter referred to as the Financial Regulation,³ requires that every item of

¹ OJ L 058, 24.02.2007, p.7.

² COM/2010/0673 final available at <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:52010DC0673:EN:HTML>

³ OJ L 248, 16.9.2002, p. 1.

expenditure shall be committed and that the commitment of the expenditure shall be preceded by a financing decision adopted by the institution or the authorities to which powers have been delegated by the institution.

- (6) In accordance with Article 110(1) of the Financial Regulation, grants are subject to an annual work programme, published at the start of the financial year.
- (7) In accordance with Article 90(2) of Commission Regulation (EC, Euratom) No 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of the Financial Regulation, hereafter referred to as the Implementing Rules,⁴ the decision adopting an annual work programme within the meaning of Article 110 of the Financial Regulation is considered as the financing decision within the meaning of Article 75 of the Financial Regulation, provided that it constitutes a sufficiently detailed framework.
- (8) Article 168(1)(c) of the Implementing Rules provides that grants may be awarded without a call for proposals to bodies with de jure or de facto monopoly, duly substantiated in the award decision. For certain projects, ATLAS cooperation, European Network of Forensic Science Institutes, Aquapol network, Tispol Network, Railpol network and FIU.NET are in the position of such a monopoly, because they are the only organisations with the necessary capacity and expertise.
- (9) In accordance with Article 166 of the Implementing Rules, the annual work programme specifies the basic act, the objectives and the schedule of calls for proposals with the indicative amount and the results expected.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 8 of Decision 2007/125/JHA,

HAS DECIDED AS FOLLOWS:

Article 1

The 2012 annual work programme for the specific programme “Prevention of and Fight against Crime”, described in the Annex to this decision, is hereby adopted. This decision serves as a financing decision for 2012 for the budget article 18.05.09 subject to the condition that the budget for 2012 is adopted by the budgetary authority. The total amount covered by this decision is 117.570.000 €

Article 2

Cumulated changes to the allocations to the specific actions not exceeding 20% of the maximum contribution authorised by this Decision are not considered to be substantial provided that they do not significantly affect the nature and objective of the work programme. This may include the increase of the maximum contribution authorised by this Decision up to 20%.

⁴ OJ L 357, 31.12.2002, p. 1.

The authorising officer responsible may adopt such changes in accordance with the principles of sound financial management and of proportionality.

Done at Brussels, 9.7.2012

*For the Commission
Cecilia MALMSTRÖM
Member of the Commission*

ANNEX

ANNUAL WORK PROGRAMME 2012

PREVENTION OF AND FIGHT AGAINST CRIME

INTRODUCTION

This is the sixth Annual Work Programme adopted under the Council Decision No Council Decision 2007/125/JHA, establishing the Specific Programme "Prevention of and Fight against Crime" (hereafter referred to as "Programme"⁵) as part of the general programme "Security and Safeguarding Liberties". This Programme shall contribute to a high level of security for citizens by preventing and combating terrorism and crime, organised or otherwise by implementing the Communication "EU Internal Security Strategy in Action" adopted by the Commission on 22 November 2010.⁶

The Commission will ensure complementarity with other Union initiatives and avoid duplication, e.g. with the implementation of the Pericles programme, the CBRN Risk mitigation – Centres of Excellence initiative, the Global Initiative to Combat Nuclear Terrorism, the Nuclear Security Summit and the United Nations Security Council Resolution 1540, the 7th Research Framework Programme, and in particular the Security and the Socio-economic sciences and humanities themes as well as other fields related to crime prevention.

This Annual Work Programme covers the priorities in 2012 and consists of the following parts and types of actions:

Part	Types of actions	The budget envisaged
I.	Grants	€102 420 000
A	Action grants, i.e. co-financing of transnational and national projects	€86 000 000
B	Operating grants to non-governmental organisations	N/A
C	Action grants foreseen within framework partnerships	€13 070 000
D	Grants to bodies in monopoly situations	€3 350 000
II.	Other actions	€15 150 000
III.	Participation fees	N/A

⁵ Council Decision 2007/125/JHA of 12 February 2007 establishing for the period 2007 to 2013, as part of General Programme on Security and Safeguarding Liberties, the Specific Programme "Prevention of and Fight against Crime", OJ L 58, 24.2.2007, p.7, hereafter referred to as the "basic act"

⁶ COM/2010/0673 final available at <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:52010DC0673:EN:HTML>

	Total:	€117 570 000
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Actions funded under this Programme should contribute to the achievement of the following objectives:

- (a) promote and develop coordination, cooperation and mutual understanding among law enforcement agencies, other national authorities and related Union bodies in respect of the priorities based on the findings of the EU Organised Crime Threat Assessment (EU OCTA) and set out by the Council;
- (b) stimulate, promote and develop horizontal methods and tools necessary for strategically preventing and fighting crime and guaranteeing security and public order, as well as others which promote the use of new technologies by the competent judicial authorities and law enforcement authorities, such as the work carried out in the European Union Crime Prevention Network, public-private partnerships, best practices in crime prevention, comparable crime and criminal justice statistics consistent with the relevant EU Action Plan⁷, applied criminology and an enhanced approach towards young offenders;
- (c) promote and develop best practices for the protection of and support to witnesses;
- (d) promote and develop best practices for the protection of crime victims.

EXPECTED OUTCOME

The projects and other actions are expected to contribute to the achievement of the objectives of the Programme. The projects are moreover intended to contribute;

- (a) to the exchange, dissemination and use of information, knowledge, experience and best practices between Member States, including input for specific reporting/assessment mechanisms managed by the Commission;
- (b) to the development of cooperation between relevant security stakeholders and provide them with strategies, techniques and instruments to improve their performance in preventing and fighting crime;
- (c) to the development of coordination and strengthening of mutual understanding between law enforcement authorities, facilitation of the coordination of their activities, and strengthening their capacity to combat crime and terrorist activity, particularly in cases with a cross-border dimension;
- (d) to the development of new methods and techniques to support the activities of judicial authorities competent to combat crime, and of operational law enforcement and to improve training and ability to apply them, including the exploration of the use of new technologies for law enforcement purposes;

⁷

Developing a comprehensive and coherent EU strategy to measure crime and criminal justice: An EU Action Plan 2006 – 2010 [COM(2006) 437 final]

- (e) to the promotion of public private partnerships between law enforcement bodies and the private sector in taking action to prevent crime and terrorist attacks and to recover after an attack;

I. GRANTS

All grant schemes outlined below will participate to the implementation of the Internal Security Strategy and its five strategic objectives, as well as the actions developed under the Operational Action Plans resulting from the EU Policy cycle on organised crime.

A. ACTION GRANTS

Priorities

Following calls for proposals, action grants may be awarded for transnational and/or national projects. The global budget envisaged for projects carried out under heading A is 86 000 000 €

Targeted calls for 2012

All the following targeted calls for proposals will be published in **2012**, with the following indicative amounts:

- **Targeted call** on measures concerning the threat posed by possible use by terrorists of **Chemical, Biological, Radiological and Nuclear materials**, as well as **Explosives**, including measures related to awareness raising, the development of standards, improving information exchange mechanisms, conducting exercises and training, detection, raising security capacity, networking and other activities in line with the **EU Action Plans on CBRN and Explosives** (5 000 000 €);
- **Targeted call on radicalisation leading to terrorism** and the protection of **victims of terrorism**. This call will consist of **2 separate groups of actions** which should **aim at** (a) countering the phenomenon of radicalisation leading to terrorism, including addressing the motivations of terrorists, strengthening civil society engagement at the grass-roots level; developing strategic communications strategies to counter extremist narratives and ideologies offering alternatives to terrorist narratives; and identifying best practices in the prevention of violent radicalisation and in enabling disengagement and rehabilitation; and (b) protecting victims of terrorism, including promoting and supporting the dissemination of terrorist victims' testimonies, providing platforms and appropriate media training for victims in order to delegitimize the violent narrative of terrorists (4 000 000 €);
- **Targeted call on trafficking in human beings**: Prevention(demand and supply reduction), protection of, support and assistance to victims, prosecution and investigation of offenders, coordination and cooperation mechanisms, establishment of partnerships, training of officials likely to come into contact with victims and the use of information and communication technologies, including social networks online in the trafficking process, operational cooperation on new forms of trafficking (5 000 000 €);
- **Targeted call on sexual exploitation of children, illegal use of Internet and cybercrime**⁸: Supporting prevention and fight sexual exploitation and abuse of children, in particular but not exclusively in the on-line environment, and promoting cooperation between law enforcement, private sector and civil society for that purpose. Supporting co-

⁸ Coordination in this field will be ensured with DG INFSO's Safer Internet Programme

operation, including training, between experts, private sector and law enforcement authorities on understanding and combating fraud (including identity fraud) and illegal trade on the internet and other types of illegal activities; actions against illegal content and other cybercrimes, which may incite violent and other serious behaviours; co-operation to develop and exchange efficient methods of detecting illegal content, such as racist and xenophobic content as well as terrorist content and combating it (5 000 000 €)

- **Targeted call on Financial and economic crime**, supporting: disruption of international crime networks through better prevention and detection of corruption, money laundering, terrorist financing, fraud, racketeering and extortion. Protection of the economy against criminal infiltration through actions against organised crime involvement in counterfeiting, fostering confiscation of criminal **assets**, transparency of legal entities and financial analysis and investigations. This targeted call will also cover specific actions which will aim at providing an input for the **EU Anti-Corruption Report**. (7 000 000 €)
- **Targeted call on law enforcement cooperation** through measures to set up Passenger Information Units in Member States for the collection, processing, analysis and exchange of Passenger Name Record (PNR) data (50 000 000 €)
- **Targeted call related to the implementation of European Safety Survey** (the Call for proposals will be carried out by Eurostat, DG HOME will subdelegate 6.000.000 € for grants awarded on the basis of the Call for proposals, additional funds will be provided by Eurostat).
- In case the budget allocated to a targeted call will not be sufficient to fund all good quality proposals, unused funds from the other targeted calls may be used, within the limits authorised by article 2 of the financing decision.

General call for 2012

In complement to the above targeted calls for proposals, a **General call** for proposals budgeted with 4 000 000 € and outstanding amounts from the above calls will cover the priorities set out in this work programme as well as the following ones:

- (1) Projects on activities to **enhance the communication with Europol** and to increase the exchange of information via the Europol's Secured Information Exchange Network Application (SIENA): this includes projects aimed at extending SIENA to Member States' competent authorities; projects aimed at a) equipping Member States with data loaders for the transmission of information to the Europol Information System (EIS) as well as b) establishing user access to this system; projects aimed at enhancing the communication between expert communities, through, for instance, the European Bomb Data System and Check-the-Web.
- (2) Projects on the **exchange of information** for law enforcement purposes, particularly on the implementation of the principle of availability through Council Decision 2008/615/JHA and 2008/616/JHA (Prüm Decision) and Council Framework Decision 2006/960/JHA (Swedish Initiative) ;
- (3) Projects on **operational Law Enforcement cooperation**, in particular in line with the Internal Security Strategy or the EU Policy cycle on organised crime/Operational

Action Plans/European Multidisciplinary Platform Against Criminal Threats projects (EMPACT projects) and Joint Investigation Teams;

- (4) Projects on cross border law enforcement cooperation in the field of drug supply reduction.

B. OPERATING GRANTS

Not applicable in 2012.

C. ACTION GRANTS BASED ON FRAMEWORK PARTNERSHIPS

Framework partnerships will be established following a call for proposals for such partnerships according to Article 108 of the Financial Regulation and Article 163 of the Implementing Rules, to provide for **long term cooperation with partners** who share common general objectives and have a mutual interest with the Commission in undertaking the actions mentioned below.

Thereafter, an award of grants to framework partners for operational activities with a potential significant effect on cross border co-operation of framework partners in the area of prevention and fight against crime is foreseen.

The global budget envisaged under this heading is 13 070 000 €

Framework partnerships are foreseen in particular for those actions for which:

- there is a **need for flexibility and/or rapid action in urgent or crisis situations** due to the very nature of the action (for instance, often it is not possible to plan details of a criminal investigation in criminal matters in advance on a long term basis);
- there is a **need to work on a regular and stable basis with a network involving a certain number of beneficiaries**: a network of 'key' players to work alongside the Commission on a regular and stable basis may need to be set up in order to implement some of its policies effectively;
- there is a **need to award grants for recurring actions to a limited group of beneficiaries (or to those with a monopoly)**, with the main objective of streamlining the administrative procedures for awarding grants to the beneficiaries concerned.

In the area of prevention and fight against crime, these scenarios arise particularly with regard to law enforcement agencies and other public bodies.

1. TIMETABLE

The Commission will publish:

- a **call for framework partners in autumn 2011**
- a **call** for proposals with **two deadlines** in the beginning of **2012**.

All areas identified in the Programme are open for proposals. However, for 2012, the following priorities have been identified (proposals submitted outside these priorities will also

be considered, subject to quality and budget availability after funding projects matching priorities):

- (1) Projects on measures concerning the threat posed by possible use by terrorists of **Chemical, Biological, Radiological and Nuclear materials**, as well as **Explosives**, including measures related to awareness raising, the development of standards, improving information exchange mechanisms, conducting exercises and training, detection, raising security capacity, networking and other activities in line with the **EU Action Plans on CBRN and Explosives**;
- (2) Projects on **radicalisation leading to terrorism** and the protection of **victims of terrorism**. This call will consist of **2 separate groups of actions** which should **aim at** (a) countering the phenomenon of radicalisation leading to terrorism, including addressing the motivations of terrorists, strengthening civil society engagement at the grass-roots level; developing strategic communications strategies to counter extremist narratives and ideologies offering alternatives to terrorist narratives; and identifying best practices in the prevention of violent radicalisation and in enabling disengagement and rehabilitation, and (b) protecting victims of terrorism, including promoting and supporting the dissemination of terrorist victims' testimonies, providing platforms and appropriate media training for victims in order to delegitimize the violent narrative of terrorists;
- (3) Projects on **trafficking in human beings**: Prevention (including demand and supply reduction) protection of , support and assistance to victims, prosecution and investigation of offenders, coordination and cooperation mechanisms, establishment of partnerships, training of officials and the use of information and communication technologies, including social networks online in the trafficking process, operational cooperation on new forms of trafficking;
- (4) Projects on **sexual exploitation of children, illegal use of Internet and cybercrime**⁹: Supporting prevention and fight sexual exploitation and abuse of children, in particular but not exclusively in the on-line environment, and promoting cooperation between law enforcement, private sector and civil society for that purpose. Supporting co-operation between experts, private sector and law enforcement authorities on understanding and combating fraud (including identity fraud) and illegal trade on the internet and other types of illegal activities; actions against illegal content and other cybercrimes, which may incite violent and other serious behaviours; co-operation to develop and exchange efficient methods of detecting illegal content, such as racist and xenophobic content as well as terrorist content and combating it;
- (5) Projects on **Financial and economic crime**, supporting: disruption of international crime networks through better prevention and detection of corruption, money laundering, terrorist financing, fraud, racketeering and extortion. Protection of the economy against criminal infiltration through actions against organised crime involvement in counterfeiting, fostering confiscation of criminal **assets**, transparency of legal entities and financial analysis and investigations. The projects will also focus on providing specific input for the **EU Anti-Corruption Report**;

⁹ Coordination in this field will be ensured with DG INFSO's Safer Internet Programme

- (6) Projects on **illegal trafficking in firearms**, including prevention, prosecution and investigation of offenders, coordination and cooperation actions and mechanisms, awareness raising, training, analysis, assistance and networking in line - among other - with the EU Action Plan to combat illegal trafficking in so called "heavy" firearms which could be used or are used in criminal activities;
- (7) Projects on the **exchange of information for law enforcement purposes**, particularly on the implementation of the principle of availability through Council Decision 2008/615/JHA and 2008/616/JHA (Prüm Decision) and Council Framework Decision 2006/960/JHA (Swedish Initiative) ;
- (8) Projects on **operational Law Enforcement cooperation**, in particular in line with the Internal Security Strategy or the EU Policy cycle on organised crime/Operational Action Plans/European Multidisciplinary Platform Against Criminal Threats projects (EMPACT projects) and Joint Investigation Teams;;
- (9) Projects to enhance co-operation between national agencies and authorities responsible for oversight or control of non-profit organisations to reduce the risk of an abuse for terrorist financing purposes;
- (10) Projects analysing the possibilities for use of **privately held information** for law enforcement purposes, including in the field of telecommunication data, especially focusing on the aspects of achieving higher security without compromising human rights and privacy. Projects analyzing the possibilities for use of modern technologies to detect new forms of crime, such as transnational cybercrime, identity theft, fraud. And projects identifying and implementing privacy protection measures for consumers (privacy enhancing technologies), protecting citizens against cybercrime vulnerability, identity theft, fraud, etc.;
- (11) **Training** of and other exchanges among law enforcement officers. Actions should be related to the development of the European Training Scheme and/or should concern the joint development, by law enforcement training bodies or in cooperation with the private sector and universities, of common curricula and courses with a cross-border, regional and/or EU-wide scope as well as, workshops, seminars, and exchanges among law enforcement officers and trainers aimed at sharing knowledge, experience and best practice in various areas of law enforcement activity;
- (12) Prevention of **general crime**, including promotion of crime prevention measures in local urban context including transborder organised crime dimension. The initiatives should contribute among others to the implementation of administrative approach, organisation of mass events and development of local safety audits. A special attention should be paid to a cooperation of public and private bodies with local authorities.
- (13) Projects on activities to **enhance the communication with Europol** and to increase the exchange of information via the Europol's Secured Information Exchange Network Application (SIENA): this includes projects aimed at extending SIENA to Member States' competent authorities; projects aimed at a) equipping Member States with data loaders for the transmission of information to the Europol Information System (EIS) as well as b) establishing user access to this system; projects aimed at

enhancing the communication between expert communities, through, for instance, the European Bomb Data System and Check-the-Web.

- (14) Promoting **integration of victims** including horizontal tools and sharing of best practices on protection of victims and support and protection of witnesses. A special attention should be granted to the development of a cooperation, especially on restorative justice, between police, other public authorities and civil society.
- (15) In the field of **crime statistics** projects for mapping the existing national classification schemes to the proposed framework of an International Crime classification developed by the UNECE/UNODC Task Force on Crime Classification in collaboration with DG HOME. Projects for direct piloting of proposed International Crime Classification.)
- (16) Projects on cross border law enforcement cooperation in the field of drug supply reduction.

CONDITIONS AND MODALITIES

Eligible organisations

The framework partnerships will be concluded with **public bodies or organisations** with legal personality established in the Member States.

The future partners must have **responsibilities on a national/country level**.

Natural persons, international organisations, EU agencies or private-sector bodies are not eligible to become framework partners.

Funding Conditions

The expected duration of the framework partnership agreements is 3 years. The maximum rate of co-financing for the individual projects is 95% of the total eligible costs.

Selection of partners

The applicants must have the **operational capacity** to carry out at least three projects in the area of *Prevention of and fight against crime and terrorism including cross-border cooperation in law enforcement, training and other exchanges among law enforcement officers and prevention of general crime* during the three years 2012-2014. Responsible Ministries (such as Ministries of Justice and/or the Interior) and law enforcement authorities are particularly invited to apply.

The applicants must prove that they have the operational capacity to conduct proposed activities on the basis of relevant professional training and/or experience for their staff. Applicants must also demonstrate that they have the operational means and resources to complete the project and show, if applicable, references relating to participation in other actions financed by the European Commission. The assessment will be based on the *curricula vitae* of their staff, the annual activity reports of the Applicant and other documents submitted by the latter. In the case of government or law enforcement organisations, evidence that the project falls within their statutory area of responsibility may be submitted to establish their operational and technical competence.

The call for proposals for framework partnerships will further specify the eligibility, exclusion and selection criteria on the basis of which the partners will be selected in accordance with the procedures laid down in Title VI of the Financial Regulation.

The applicants meeting the eligibility criteria and possessing operational capacity to conduct proposed activities will be offered framework partnership agreements with the Commission.

Award procedure for the individual grants

Individual grants will be awarded to framework partners on the basis of **a call for proposals restricted** to partners for whom the type of the planned action is contained in the action plan annexed to the framework partnership agreement.

D. ACTION GRANTS TO BODIES IN A MONOPOLY SITUATION

In accordance with Article 110(1) 2nd subparagraph of the Financial Regulation, Article 168(1)(c) of the Implementing Rules, action grants may be awarded for the following actions without a call for proposals to bodies with a *de jure* or *de facto* monopoly, as substantiated below. The maximum budget envisaged for grants awarded without a call for proposals is €3 350 000. The bodies listed below are monopoly organisations since they are the only networks of the Member States in Europe in their relevant areas.

- (1) Development of the **ATLAS cooperation structure** (cooperation structure between special intervention units in the EU) with a view to enhancing its operational effectiveness and preparedness, providing the ATLAS cooperation structure with the appropriate management structures and tools to support its functioning in crisis situations, providing the ATLAS cooperation structure with monitoring and training tools to adjust its operational structures where required and increase their resilience, acquisition and sharing of tactical equipment to support special operations. (€1 200 000).
- (2) **European Network of Forensic Science Institutes (ENFSI)** promotes the recognition of forensic data, including electronic and computer data, generated by national forensic institutes and of knowledge (expert opinions), advances the exchange of best practice, as well as the increase of the quality of forensic analysis and stimulates forensic research across the EU to support the work of police and criminal proceedings. In addition, it may take on emerging tasks resulting from the Council Conclusions on the Vision for European Forensic Science 2020 in particular as regards the envisaged development and implementation of an action plan (650.000 €).
- (3) **Aquapol**: support the cooperation projects of Water Police Forces (maritime- as well as river police) and Inland Navigation Inspectorates within the Aquapol network to improve the security of inland navigation on Europe's *inland navigation corridors* and security of maritime shipping and (sea)ports, by preventing and fighting crime, inter alia by further development of a dedicated security certification system, and promotion law enforcement access to transport information. (€500 000).
- (4) **Tispol**: support the cooperation of Traffic Police Forces of the EU Member States in the context of the Tispol Network, to prevent and fight crime using cross-European transport, in particular by further development a dedicated security certification system, and promoting law enforcement access to transport information (€500 000).

- (5) **Railpol:** support the cooperation of EU Member States' police organizations responsible for law enforcement tasks in the field of rail transport (European network of railway police forces) in the context of the Railpol network in view of the off setting security risks of increasing internationalization of rail transport in Europe, in particular by further development of a dedicated security certification system and promoting law enforcement access to transport information. (€500 000).

CONDITIONS AND MODALITIES (FOR ALL GRANTS EXCEPT FOR THE CALL FOR FRAMEWORK PARTNERS)

In line with the Financial Regulation and the basic act, the following conditions and modalities will apply¹⁰:

1. Financial provisions

- The maximum rate of co-financing by the Commission is 90% of the total eligible costs of the project in case of action grants (part A)
- As an exception, the maximum rate of co-financing for the individual projects awarded within framework partnerships (part C), may rise to a maximum of 95% of the total eligible costs.
- The maximum rate of co-financing by the Commission for projects submitted by bodies in a monopoly situation (part D) is 95% of the total eligible costs of the project;
- Projects must be strictly non-profit making following Art. 109 (2) of the Financial Regulation;
- Grants awarded by this Programme shall be covered by a written agreement, including the modalities for the reimbursement of a specified proportion of the eligible costs actually incurred;
- As a general rule, the co-funding is provided in two instalments: a pre-financing payment corresponding to 80% of the Commission subvention on signature of the grant agreement, and the balance on receipt and approval by the Commission of the final report and final financial statement.

2. Exclusion

Candidates shall be excluded from participating in the calls for proposals if they are in one or more of the situations listed in Articles 93(1) and 94 of the Financial Regulation.

3. Eligibility

To be eligible, grant applications must meet the following criteria:

- Proposals for action grants must be submitted by bodies and organisations established in the Member States with legal personality¹¹. Applications from natural persons are not eligible. Bodies and organisations which are profit oriented may submit projects only in conjunction with non-profit oriented or state organisations.
- Proposals must match one or more objectives of the Programme;
- Transnational projects must involve partners in at least two Member States, or at least one Member State and a candidate country. In a transnational project, the Applicant

¹⁰ The exhaustive list of exclusion, eligibility and selection criteria will be published in each call for proposals.

¹¹ Bodies in a monopoly situation listed in the section D should not necessarily have a legal personality.

organisation/coordinator must have at least one Co-beneficiary (that will receive funding from the Commission) from another EU Member State. Organisations in third countries, Union Agencies and international organizations may participate as associate partners on a non-cost basis ('partners' not receiving funding from the Commission), but are not permitted to submit projects.

- National projects are eligible as starter and/or complementary measures to transnational projects, or as a contribution to developing innovative methods and/or technologies with a potential for transferability at Union level, or as a development of such methods and technologies with the view to transfer them to other Member States;
- Proposals seeking EU co-funding of less than **€100 000** will not be eligible to receive a grant;
- Subcontracting of a limited part of the action may be eligible up to 30 % of the total eligible costs of the project. As an exception, the maximum rate of subcontracting for the individual projects awarded within framework partnerships (part C) or for bodies in a monopoly situation (part D) or for the targeted Call for Proposals on PNR, may be higher than 30% of the total eligible costs;
- Projects cannot be already completed and should be scheduled to start not before the signature of the grant agreement. An earlier start of the project may be accepted only where the applicant can demonstrate the need to start the action before the grant agreement is signed. In such cases, expenditure eligible for financing may not have been incurred prior to the date of submission of the grant application;
- Projects' initial duration can be maximum two years.

4. Selection criteria

In accordance with Article 116(1) of the Financial Regulation and Article 176 of the Implementing Rules, proposals for action shall be evaluated on the basis of the following selection criteria:

- the Applicant's operational and professional competencies and qualifications in the specified area required to complete the project including relevant professional training and/or experience for the project staff concerned. Applicants must also demonstrate that they have the operational means and resources to complete the project and show, if applicable, references relating to participation in other actions financed by the European Commission. The assessment will be based on the curricula vitae of the persons involved in the project, the annual activity reports of the Applicant and other documents submitted by the latter. In the case of government or law enforcement organisations, evidence that the project falls within their statutory area of responsibility may be submitted to establish their operational and technical competence.
- the applicant's financial capability, i.e. stable and sufficient sources of funding to maintain its activity throughout the period during which the action is being carried out/the annual work programme is implemented and to participate in its funding, based on the submitted documents (such as the balance sheets showing the annual incomes and expenditures, cash flow, debts and the amount of cash available);

5. *Award criteria*

Proposals that are eligible and meet the exclusion and selection criteria will be assessed by the evaluation committee and they will be ranked on the basis of the following award criteria:

- **Conformity.** Projects will be assessed on the extent to which they match priority areas identified in previous sections and in the relevant EU strategic documents and/or action plans. Projects should demonstrate that their objectives reflect a clearly identified need for action according to the EU's policy priorities in the field of Prevention of and Fight against Crime;
- **Quality** of the proposed action regarding its conception, organisation, presentation, methodology, expertise, expected results and strategy for their dissemination. In particular, the ability of the project to attain the desired objective(s) will be assessed;
- **Value for money.** Amount requested for financial support and its appropriateness as to expected results will be assessed in terms of: consistency between the work programme and the budget; adequacy of budgetary resources (personnel, equipment, travel, etc.) for carrying out the action; demonstration of overall cost effectiveness and value for money. Larger projects, in terms of scope of the planned activities, number of participants, economies of scale and cost effectiveness will be favoured..
- **Impact** of the expected results on the general objectives of the Programme and on measures taken in the different domains as specified in Articles 7 (4) (d) of the basic act;
- **European added value.** European added-value includes geographical coverage of a project but, most of all, analysis and experimentation that lead to recommendations for common models, protocols, guidelines, structures, mechanisms, policies and processes. In practice, it implies that - in addition to running the project in a number of Member States and building multinational partnerships - applicants must look beyond the framework of the project to find the broader European relevance of the issues, the actions and the output of the project. Every project should end, if possible, with a clear indication of how the project can be further developed at EU level, and with a statement of its potential for European debate and action;

Timetable

The following schedule is envisaged:

Action grants - Targeted Calls (Heading A)	Action grants general call (Heading A)	Call for framework partners (Heading C)	Call for proposals restricted to framework partners (Heading C)
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Publication of a call	2Q 2012 ¹²	4Q 2012 (together with grants falling under the 2013 budget)	4Q 2011	2Q 2012
Deadline for submission of proposals	3Q 2012	1Q 2013 (together with grants falling under the 2013 budget)	1Q 2012	4Q 2012
Opinion of the Programme Committee	1Q2013	3Q 2013	2Q2012	2Q 2013
Commitments and grant	From 1Q 2013 onwards	From 3Q 2013 onwards	From 2Q 2012 onwards	From 2Q 2013 onwards

II. OTHER ACTIONS

The Commission intends to undertake actions through contracts following public procurement or administrative arrangements. The total budget envisaged for contracts and administrative agreements is €15 150 000.

With a view to evaluating, monitoring and developing legal, operational and political instruments, it is intended to place contracts for **studies, evaluations and impact assessments** in the areas specified by the basic act. They will include issues on law enforcement co-operation, general crime prevention, statistics, cybercrime, illicit trafficking in human beings and weapons, financial and economic crime, and counter-terrorism. In particular, the following topics are envisaged.

A. Public procurements

Preparation of studies, websites, reports, experts meetings, and the provision of training in relation to the following priority objectives in 2012:

- (1) Asset recovery and confiscation
- (2) Fight against money laundering
- (3) Fight against corruption (including support for the implementation of the EU Anti-Corruption Report and reinforced cooperation with the Council of Europe Group of States against Corruption – GRECO)
- (4) Counterfeiting

¹² The targeted call under section I.A.6 shall be published in the third quarter of 2012

- (5) Crime prevention
- (6) Cyber crime/child pornography
- (7) Crime statistics
- (8) Drugs (sub-delegation to DG JUST)
- (9) Illicit trafficking in weapons
- (10) Trafficking in human beings
- (11) Exchange of data and police cooperation
- (12) Studies/Actions in the area of CBRN, Explosives and detection following the respective EU Action Plans
- (13) Terrorism.
- (14) Preventing radicalisation leading to terrorism : Creation of an EU radicalisation awareness network, supported by an online forum, to enhance awareness of radicalisation and communication techniques for challenging terrorist narratives
- (15) Crisis management¹³,
- (16) Threat and risk analysis, assessment and management
- (17) Other meetings/ workshops/ conferences

B. Actions using a framework contract of DG COMM

- A Euro-Barometer survey on corruption.
- A Euro-Barometer survey on crime prevention and expectations of citizens towards EU.
- A Euro-Barometer survey on expectations of citizens as regards EU policy on fighting against terrorism, including among minority groups.
- Publication, dissemination and communication of the EU Anti-Corruption Report.
- Acquisition of security specific information products and services

C. Actions to be carried out with the JRC

- These actions will be the subject of administrative arrangements concluded according to Article 116(7) of the Implementing Rules.
- Development of a hands-on and virtual reality based training capability for border security on detection and response. This action is specifically related to training on the detection of radiological/nuclear materials. This is an area where the JRC has

¹³ This includes Operation of the Information and Crisis management capability established in the DG Home Affairs' Secure Zone.

developed unique expertise, since it is one of the few organisations where such training can take place using real materials. The virtual reality based training facility will build on and enhance this very specific expertise of the JRC.

- Development of a reference material of biological agents for both clinical and environmental samples (according to internationally accepted standards) in order to achieve quality assurance in detection. The JRC's Institute for Reference Materials and Measurements (IRMM) is a unique EU facility for developing such reference materials for biological agents - no other organisation could participate in the development of such standards in line with the EU CBRN Action Plan, where the JRC is explicitly mentioned as the organisation to take this work forward.

Accompanying measures

According to Article 6(3) of the basic act, the Commission may finance administrative and technical assistance activities regarding the management of this Programme through public procurement.

In particular, this may include the payment of external experts, activities regarding the exploitation and dissemination of project results, production of information material and the organisation of meetings. The execution of these activities is subject to the available resources on budget line 18 01 04 17.