



DECISION no. <sup>10</sup> ...  
of <sup>24th</sup> April 2018

Regarding the complaints lodged against the Monitoring Committee Decision no. 72 of 22<sup>nd</sup> of March 2018, approving the List of approved and rejected projects submitted under the third call for proposals for the Interreg V-A Romania-Bulgaria Programme - deadline 23<sup>rd</sup> of October 2017

Having regard to the following:

- Monitoring Committee Decision no. 51 of 2<sup>nd</sup> of August 2017 approving the Complaint Panel for the Eols and full applications submitted under the 3<sup>rd</sup> call for proposals, priority axes 1-3, Interreg V-A Romania-Bulgaria Programme, step 1 and 2,
- The Complaint Procedure of Interreg V-A Romania-Bulgaria,

the Complaint Panel of Interreg V-A Romania-Bulgaria Programme has adopted this:

#### DECISION

Article 1. The present document approves the complaint lodged by *Giurgiu County*, lead beneficiary of the project *Improved nodes Giurgiu - Byala for better connection to TEN-T infrastructure - code eMS 442* and registered by CBC ROC with the number 6406/02.04.2016, appealing the budgetary transfer of 8.941,66 euro (corresponding to the cost of elaborating the technical documentation phase 1 DALI) from Infrastructure and works to budgetary line External expertise and services. According to the Monitoring Committee Decision no. 72 of 22<sup>nd</sup> of March 2018, the project is approved with a transfer of 8.941,66 euro from budgetary line Infrastructure and works to budgetary line External expertise and services, as it was considered incorrectly framed within the budget.

Article 2. The reasons for approval of the complaint are:

According to the provisions of the Applicant's Guide, Annex E - List of eligible expenditure, under Infrastructure and works budgetary line, the following expenditures are mentioned as eligible:

- (iii) Design and engineering, including feasibility studies, technical projects, detailed technical plans, documentation necessary to obtain the necessary endorsements and authorizations, documentation concerning the urban planning plan, impact assessments, location studies/appraisals, including their technical verification;

Based on the provisions of the same document, preparation costs shall include costs related to the following categories of expenditure:

- c) feasibility study or equivalent technical documents, Cost Benefit Analysis, studies and costs for documentation necessary to obtain the necessary endorsements and authorizations, documentation concerning the urban planning plan, impact assessments, location studies/appraisals, including their technical verification

Furthermore, Annex E does not mention as eligible under budgetary line External expertise and services, costs related to the preparation of feasibility studies or other technical documentation related to infrastructure or works.

Based on the facts mentioned above, the Complaint Panel members approve the complaint issued by the Beneficiary.

Article 3. The amount of 8.941,66 euro should be transferred from budgetary line External expertise and services to budgetary line Infrastructure and works.

Article 4. The decision of the Complaint Panel is final, binding to all parties and not subject of any further complaint proceedings within the Programme.

Signed by

Members of the Complaint Panel

Signature



Member 1 - Managing Authority representative, Ministry of Regional Development and Public Administration, Romania

Signature

Member 2 - National Authority representative, Ministry of Regional Administration and Public Works, Bulgaria



Signature

Member 3 - External expert (from the Evaluation Unit), Ministry of Regional Development and Public Administration, Romania

