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5.2 PARTNERSHIP STATEMENT

Joint Action title and acronym:	Securing Transit Containers (SETRACON)
Name of the legal entity applying for funding as partner or IPA Financial Lead Beneficiary ¹ :	Port of Varna JSC
Country and region of Registration:	Bulgaria, Severoiztochen Region

A partnership is a relationship of substance between two or more organisations involving shared responsibilities in undertaking the joint Action contracted by the Romanian Ministry of Regional Development and Tourism (Joint Managing Authority). To ensure that the joint Action runs smoothly, the Joint Managing Authority requires all partners to acknowledge this by agreeing to the principles of good partnership practice set out below.

By signing this Partnership Statement, the above named legal entity applying for funding from the Joint Operational Programme "Black Sea Basin 2007-2013" as partner or IPA Financial Lead Beneficiary² (hereafter referred to as "organisation") hereby declares:

The legal status of our organisation falls within the following category³ (please choose only one category a-e)⁴:

d. public undertaking⁵ operating in the water, energy and transport services sectors, undertakings over which the legal entities defined under paragraphs a-c may exercise directly or indirectly a dominant influence by virtue of their ownership of it, their financial participation therein, or the rules which govern it; a dominant influence on the part of the entities defined under paragraphs a-c shall be presumed when these entities, directly or indirectly, in relation to an undertaking:

- i. hold the majority of the undertaking's subscribed capital or
- ii. control the majority of the votes attaching to shares issued by the undertaking or
- iii. can appoint more than half of the undertaking's administrative, management or supervisory body.

- Our organisation has read the Grant Application Form and understood what our role in the joint Action is before the proposal is submitted to the Joint Managing Authority.
- Our organisation got acquainted with the joint operational programme, has read the Guidelines for Grant Applicants and the Standard Grant Contract and we understand and accept what our obligations under the Standard Grant Contract will be if the grant is

¹ If it is the case.

² If it is the case.

³ As described in the Guidelines for Grant Applicants, section 2.1.1.

⁴ Either keep the correct category and delete the others or mark the correct category.

⁵ Public undertaking as defined in Article 2(1)b of Directive 2004/17/EC of the European Parliament and of the Council of 31 March 2004 coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors

(<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2004:134:0001:0113:EN:PDF>).





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awarded. We authorise the Applicant⁶ to sign the Grant Contract with the Joint Managing Authority and represent us in all dealings with the Joint Managing Authority in the context of the joint Action's implementation.

- Our organisation has sufficient human, financial and administrative capacity to implement the joint Action activities which were assumed by our organisation. Our organisation will be able to maintain sufficient financial liquidity to implement the respective joint Action activities.
- The activities that our organisation will carry out in the joint Action are in line with the Union and national legislation and policies and with the rules of the Programme, in particular, on requirements for public procurement, environmental impact and sustainable development, equal opportunities, and non-discrimination.
- Our organisation is not in any of the situations excluding them from participating in contracts which are listed in Section 2.3.3 of the Practical Guide to contract procedures for EU external actions (available from the following Internet address: <http://ec.europa.eu/europeaid/work/procedures/implementation/index.en.htm>). Furthermore, it is recognised and accepted that if we participate in spite of being in any of these situations, we may be excluded from other procedures in accordance with Section 2.3.4 of the Practical Guide;
- We are aware of our obligation to sign a Partnership Agreement with the Applicant as a prior condition for the signature of the Grant Contract between the Applicant and the JMA, and we will sign the above agreement, which specifies our obligations in the joint Action, with the Applicant in due time.
- We are aware of the Applicant/Beneficiary's obligation to consult our organisation and other partners regularly and keep us fully informed of the progress of the joint Action.
- We have agreed with the Applicant/Beneficiary that it is obliged to send us and the other partners the copies of the reports - narrative and financial - made to the Joint Managing Authority.
- We are aware that the proposals for substantial changes to the joint Action (for example activities, partners, etc.) should be agreed by the partners before being submitted to the Joint Managing Authority. Where no such agreement can be reached, the Applicant/Beneficiary must clearly indicate this when submitting changes for approval to the Joint Managing Authority.
- Our organisation will inform the public about Union assistance received from the Programme to implement the joint Action in compliance with External Aid Visibility Guidelines and the Black Sea Basin Visual Identity Manual.
- Our organisation has not received or will receive either in whole or in part, any other Union funding for any of the activities scheduled in the proposal.

⁶ According with ENPI Implementing Regulation, the body which signs a grant contract with the Joint Managing Authority and which assumes full legal and financial responsibility for project implementation vis-à-vis that authority is called 'Beneficiary'. Until the grant contract is signed, any body that submits a proposal is called 'Applicant'.





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- Our organisation will assume responsibility in the event of any irregularity in the expenditure which our organisation has declared, and will repay the Joint Managing Authority any amount unduly paid.
- Our organisation will keep available all documents related to the joint Action in accordance with the programme requirements on the availability of documents.
- The total ENPI/IPA budget of our organisation within the joint Action amounts to **EUR 70.000,00**. In the event of approval of the joint Action applying for assistance from the Joint Operational Programme "Black Sea Basin 2007-2013", we hereby commit to participate in the joint Action and provide as a partner **EUR 7.000,00** as a co-financing to the budget of the joint Action.

Please choose:

a) Our organisation is **not** entitled to recover any paid VAT (Value Added Tax) by whatever means, and therefore all Action related expenditure to be reported will include VAT.

b) Our organisation is entitled to recover any paid VAT (Value Added Tax), and therefore all Action related expenditure to be reported will not include VAT.

c) Our organisation is entitled to partially recover the paid VAT (Value Added Tax), and therefore the respective Action related expenditure to be reported will not include VAT. For the partially non-recoverable paid VAT (Value Added Tax) by whatever means, the respective Action related expenditure to be reported will include VAT.

I have read and approved the contents of the Grant Application Form submitted to the Joint Managing Authority. I undertake to comply with the principles of good partnership practice.

Signed on behalf of the Partner (legal representative of the organization):

Name	Bozhidar Kostadinov Chaparov
Signature and stamp	
Position	Executive Director
Date	09.12.2013

