
delegating powers to the Education, Audiovisual and Culture Executive Agency with a view to the performance of tasks linked to implementation of the Community programmes in the fields of education, audiovisual and culture, comprising in particular implementation of appropriations entered in the Community budget

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programmes in the fields of education, audiovisual and culture, comprising in particular
implementation of appropriations entered in the Community budget

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

having regard to Council Regulation (EC) No 58/2003 of 19 December 2002 laying down the
statute for Executive Agencies to be entrusted with certain tasks in the management of
Community programmes and in particular Article 6(3) thereof,

Having regard to Commission Decision 2009/336/EC of 20 April 2009 setting up the
Education, Audiovisual and Culture Executive Agency for the management of Community
action in the fields of education, audiovisual and culture in application of Council Regulation
(EC) No 58/2003,

Having regard to the basic acts establishing the following programmes and actions:

(1) projects in the field of higher education eligible for funding under the provisions on
economic aid for certain countries of central and eastern Europe (Phare) (Council
Regulation (EEC) No 3906/89);

(2) the programme encouraging the development and distribution of European
audiovisual works (MEDIA II - Development and distribution) (1996-2000) (Council
Decision 95/563/EC);

(3) the training programme for professionals in the European audiovisual programme
industry (MEDIA II - Training) (1996-2000) (Council Decision 95/564/EC);

(4) the second phase of the Community action programme in the field of education
the Council);


projects in the field of higher education eligible for funding under the provisions on assistance for the partner States of Eastern Europe and Central Asia (2000-2006) (Council Regulation (EC, Euratom) No 99/200010);

projects in the field of higher education eligible for funding under the provisions on assistance for Albania, Bosnia-Herzegovina, Croatia, the Former Yugoslav Republic of Macedonia, Montenegro, Serbia and Kosovo (UNSCR 1244) (Council Regulation (EC) No 2666/200011);

projects in the field of higher education eligible for funding under the provisions on financial and technical measures to accompany the reform of economic and social structures in the framework of the Euro-Mediterranean partnership (MEDA) (Council Regulation (EEC) No 2698/200012);

the third phase of the trans-European cooperation scheme for higher education (Tempus III) (2000-2006) (Council Decision 1999/311/EC13);

projects eligible for funding under the provisions of the Agreement between the European Community and the United States of America renewing a programme of cooperation in the field of higher education and vocational education and training (2001-2005) (Council Decision 2001/196/EC14);

projects eligible for funding under the provisions of the Agreement between the European Community and the Government of Canada renewing a cooperation programme in the field of higher education and training (2001-2005) (Council Decision 2001/197/EC15);
(14) the programme to encourage the development of European audiovisual works (MEDIA Plus - Development, Distribution and Promotion) (2001-2006) (Council Decision 2000/821/EC\(^{16}\));


(17) the Community action programme to promote active European citizenship (civic participation) (2004-2006) (Decision 2004/100/EC of the Council\(^{19}\));

(18) the Community action programme to promote bodies active at European level in the field of youth (Decision No 790/2004/EC of the European Parliament and of the Council\(^{20}\));

(19) the Community action programme to promote bodies active at European level and support specific activities in the field of education and training (2004-2006) (Decision 791/2004/EC of the European Parliament and of the Council\(^{21}\));

(20) the Community action programme to promote bodies active at European level in the field of culture (2004-2006) (Decision 792/2004/EC of the European Parliament and of the Council\(^{22}\));

(21) the programme for the enhancement of quality in higher education and the promotion of intercultural understanding through cooperation with third countries (Erasmus Mundus) (2004-2006) (Decision 2317/2003/EC of the European Parliament and of the Council\(^{23}\));

(22) projects eligible for funding under the provisions of the Agreement between the European Community and the United States of America renewing the programme of cooperation in the field of higher education and vocational education and training (2006-2013) (Council Decision 2006/910/EC\(^{24}\));

\(^{16}\) OJ L 336, 30.12.2000, p. 82.
\(^{19}\) OJ L 30, 4.2.2004, p. 6.
projects eligible for funding under the provisions of the Agreement between the European Community and the Government of Canada establishing a cooperation framework in the fields of higher education, training and youth (2006-2013) (Council Decision 2006/964/EC\textsuperscript{25});

the ‘Lifelong Learning’ action programme (2007-2013) (Decision 1720/2006/EC of the Parliament and of the Council\textsuperscript{26});


the ‘Europe for Citizens’ programme to promote active European citizenship (2007-2013) (Decision 1904/2006/EC of the Parliament and of the Council\textsuperscript{28});


the Erasmus Mundus (II) action programme 2009-2013 for the enhancement of quality in higher education and the promotion of intercultural understanding through cooperation with third countries (Decision 1298/2008/EC of the European Parliament and of the Council\textsuperscript{31});

projects in the field of higher education eligible for funding under the provisions on aid for economic cooperation with the developing countries in Asia (Council Regulation (EEC) No 443/92\textsuperscript{32});

projects in the fields of higher education and youth eligible for funding under the provisions of the Instrument for Pre-Accession Assistance (IPA) (Council Regulation (EC) No 1085/2006\textsuperscript{33});

projects in the field of higher education eligible for funding under the provisions of the European neighbourhood and partnership instrument (Regulation (EC) No 1638/2006 of the European Parliament and of the Council\textsuperscript{34});

\textsuperscript{26} OJ L 327, 24.11.2006, p. 45.
\textsuperscript{28} OJ L 378, 27.12.2006, p. 32.
\textsuperscript{29} OJ L 327, 24.11.2006, p. 30.
\textsuperscript{32} OJ L 52, 27.2.1992, p. 1.
\textsuperscript{33} OJ L 210, 31.7.2006, p. 82.
\textsuperscript{34} OJ L 310, 9.11.2006, p. 1.
(33) projects in the field of higher education eligible for funding under the provisions of the instrument of financing for development cooperation (Regulation (EC) No 1905/2006 of the European Parliament and of the Council\(^35\));

(34) projects in the field of higher education and youth eligible for funding under the provisions of the financing instrument for cooperation with industrialised and other high-income countries and territories (Council Regulation (EC) No 1934/2006\(^36\));

(35) projects in the field of higher education eligible for funding from the European Development Fund, pursuant to the Partnership Agreement between members of the African, Caribbean and Pacific Group of States of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 (Council Decision 2003/159/EC\(^37\)), as amended by the Agreement signed in Luxembourg on 25 June 2005 (Council Decision 2005/599/EC\(^38\)).

Whereas:

(1) Article 54 of Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the financial regulation applicable to the general budget of the European Communities\(^39\) (hereinafter referred to as the ‘General Financial Regulation’) provides that the Commission may entrust tasks of public authority, and in particular budget implementation tasks, to Executive Agencies, provided that these tasks do not involve a large measure of discretion implying political choices.

(2) Under Article 55 of the General Financial Regulation, the executive agencies are legal persons under Community law created by a Commission Decision, to which powers of implementation may be delegated in whole or in part on behalf of the Commission and on its responsibility. The same provisions make the creation of the agencies subject to compliance with the statute, conditions and arrangements for the creation and operation of executive agencies defined by Regulation (EC) No 58/2003 (hereinafter referred to as the ‘Framework Regulation’).

(3) The purpose of Articles 35, 37 and 41 of Commission Regulation (EC, Euratom) No 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of the General Financial Regulation\(^40\) is to complement the provisions laid down by the General Financial Regulation and the Framework Regulation. They set, respectively, the prior scrutiny to be carried out by the Commission on the executive agencies' management procedures and systems and the manner in which the agencies are to perform the tasks entrusted by the Commission.

(4) In addition, Article 6(3) of the Framework Regulation provides that, when the Commission establishes an executive agency, it defines in an instrument of delegation


\(^{37}\) OJ L 65, 8.3.2003, p. 27.


the terms, criteria, parameters and procedures with which the Agency must comply when performing its tasks and the details of the checks to be performed by the Commission departments responsible for the Community programmes in the management of which the Agency is involved.

(5) By Decision 2009/336/EC of 20 April 2009\(^{41}\), the Commission entrusts the Education, Audiovisual and Culture Executive Agency (hereinafter referred to as the ‘Agency’) with the management of a new Community programme — the Erasmus Mundus action programme 2009-2013 for the enhancement of quality in higher education and the promotion of intercultural understanding through cooperation with third countries\(^{42}\).


(7) It should be pointed out in this regard that the basic acts establishing certain of the programmes referred to above provide for a programme committee in accordance with Council Decision, of 28 June 1999, laying down the procedures for the exercise of implementing powers conferred on the Commission (OJ L 184, 17.7.1999, p. 23). Decision as last amended by Commission Decision 2006/512/EC (OJ L 200, 22.7.2006, p. 11).

HAS ADOPTED THIS DECISION:

SECTION 1 — GENERAL PROVISIONS

Article 1 — Purpose

1. The purpose of this Decision is to define the tasks entrusted to the Education, Audiovisual and Culture Executive Agency (hereinafter referred to as the ‘Agency’) and to provide the framework for its implementation and for the relations between the Agency and the Commission.

2. The Agency shall abide by the provisions contained in this instrument of delegation.

3. The delegation shall be effective only after it has been formally accepted in writing by the Director on behalf of the Agency. On a proposal from the Director, the

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Agency's Steering Committee, in agreement with the Directors-General of the parent Directorates-General, shall set the date on which the Director will begin to implement the operational appropriations as authorising officer by delegation on the basis of this delegation.

4. The Commission may at any time suspend or terminate this delegation.

Article 2 — Regulations

In performing its tasks the Agency shall comply with the rules in force, in particular:


- Council Regulation (EC) No 58/2003 of 19 December 2002 laying down the statute for executive agencies to be entrusted with certain tasks in the management of Community programmes (hereinafter referred to as the ‘Framework Regulation’);

- the Decisions and Regulations laying down the legal bases for the programmes within the meaning of Article 2 of the Framework Regulation, which is to be managed in whole or in part by the Agency;

- for implementation of its operating budget, Commission Regulation (EC) No 1653/2004 of 21 September 2004 on a standard financial regulation for the executive agencies pursuant to Council Regulation (EC) No 58/2003 laying down the statute for executive agencies to be entrusted with certain tasks in the management of Community programmes;

- for the management of the appropriations under the European Development Fund (hereinafter referred to as the ‘EDF’), the Financial Regulation of the EDF;

- the Commission's annual decisions laying down the internal rules on the implementation of the general budget of the European Communities (hereinafter referred to as the ‘Internal Rules’);


– the work programmes counting as financing decisions and the ad hoc financing decisions adopted by the Commission, where appropriate after obtaining the opinion of the Programme Committee;

– the Conditions of Employment of Other Servants of the European Communities;

– Commission Decision C(2006) 3602 of 16 August 2006 concerning the security of information systems used by the European Commission\(^{45}\).

**SECTION 2 — DEFINITION OF DELEGATED TASKS**

**Article 3 — General framework**

1. In connection with the implementation of the parts of the programme listed in Annex I, the Agency shall be responsible for the tasks indicated in Articles 4 and 5.

2. For this purpose, it shall be responsible, as authorising officer by delegation, for implementing the part of the appropriations entered in Community budget headings and the part of the EDF appropriations which correspond to the parts of the programme delegated to the Agency:

   – The Community budget headings for 2009 corresponding to these parts of the programme are specified in Annex II.A. For subsequent years these headings shall be identified annually in the Internal Rules on the implementation of the EC general budget.

   – The EDF appropriations corresponding to the parts of the programme delegated to the Agency shall be identified in the Decision referred to in Annex II.B. Any additional appropriations allocated by the EDF to these parts of the programme shall be identified, where appropriate, in ad hoc financing decisions.

3. The director of the Agency shall exercise the powers delegated to the Agency.

**Article 4 — Management tasks**

1. Within the guidelines set by the Commission, in particular in its work programme, the Agency shall be responsible for the implementation tasks indicated in Annex III.

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2. The Commission alone may perform tasks involving a measure of discretion implying political choices. In particular it remains responsible for:

a) defining objectives, strategies and priority areas of action;

b) adopting work programmes counting as financing decisions or ad hoc financing decisions within the meaning of Article 75 of the General Financial Regulation and Article 15 of the Internal Rules;

c) representing the Commission in the committee and submitting to the committee measures to be taken, where implementation of a Community programme requires, according to its legal basis, a comitology procedure;

d) launching interservice consultation within the Commission;

e) taking enforceable recovery decisions within the meaning of Article 256 of the EC Treaty and Article 72(2) of the General Financial Regulation;

f) signing financing agreements with the beneficiary third countries in connection with actions financed in the field of external relations policy;

g) initiating strategic assessments of the programmes, also in connection with relations with third countries.

Article 5 — Budget implementation tasks

1. The Agency shall be responsible for adopting budget implementation tasks covering revenue and expenditure within the meaning of the General Financial Regulation. In this connection, it shall, on the basis of powers delegated by the Commission and as programmed by the Commission, carry out all operations necessary for implementing the parts of the Community programmes entrusted to it.

For this it shall:

a) award grants and manage the relating agreements and decisions. To this end, the Agency shall be tasked by the Commission to carry out some or all of the operations required to launch and conclude grant procedures, details of which are indicated in Annex III;

b) conclude public procurement procedures and manage the ensuing contracts. To this end, the Agency shall carry out some or all of the operations required to launch and conclude public procurement procedures, details of which are indicated in Annex III.
SECTION 3 — CONDITIONS OF PERFORMANCE OF TASKS

Article 6 — Duty of performance

1. The Agency shall perform the tasks entrusted to it under this Decision in accordance with the principle of sound financial management within the meaning of Article 27 of the General Financial Regulation. It shall carry out the necessary checks in accordance with the conditions and arrangements laid down in the relevant rules.

The Agency's annual work programme must comply with the relevant rules and budgetary decisions. Before it is adopted, it must be submitted by the Steering Committee to the Commission for approval.

2. In performing its tasks, the Agency shall apply the instructions contained in the operational manuals approved by the Commission and the instructions of the departments responsible. The Agency shall also use the Commission's standard documents, with possible adjustments to its specific needs as agreed by the parent Directorate-General. It shall in particular apply the internal control standards put in place for Commission departments.

3. The management and internal control systems set up by the Director of the Agency in accordance with Article 11(7) of the Framework Regulation shall cover the implementation of both operational appropriations and operating appropriations in the Agency's budget.

4. The charters of tasks and responsibilities for authorising officers by delegation and by subdelegation adopted by the Commission shall apply to the Agency. The charter of tasks and responsibilities for authorising officers by delegation shall be signed by the Director of the Agency, who shall assume liability in connection with this function. The authorising officers by subdelegation shall sign the charter of tasks and responsibilities for authorising officers by subdelegation and shall assume liability in connection with this function.

5. The Agency shall draw up a system of human resources management which guarantees the proper performance of the tasks entrusted to it.

6. The Director shall set up an audit capability to assist in dealing with the risks connected with his activities.

Article 7 — Contracts and contractors database

As regards grants and public contracts, whether these are associated with operational appropriations managed by the Agency or the implementation of its operating budget, the

Agency shall have access to the Commission’s early warning system and shall request that the relevant information be entered on its behalf.

**Article 8 — Visibility of Community action**

1. In order to ensure the visibility of Community action in the acts it adopts, the Agency shall always specify in its contracts, agreements, documents and relations with third parties that it is acting under powers delegated by the Commission. The Agency shall follow the Commission's guidelines on information and visibility of programmes, in particular with regard to the use of the graphic image defined by the Commission.

2. However, acts concluded by the Agency in connection with the tasks assigned to it shall be concluded legally in its name.

**Article 9 — Confidentiality**

1. The Agency undertakes to preserve the confidentiality of information supplied to it by the Commission, in accordance with the Commission's instructions, and not to disclose anything which could harm the Commission, the European institutions or third parties. This obligation shall be without prejudice to Article 16 of this Decision.

2. The confidentiality obligation shall apply to the members of the Steering Committee, all the Agency’s staff, whatever their status, and to any outside service providers used by the Agency. An appropriate confidentiality clause shall be included in contractual documents governing their relations with the Agency.

**Article 10 — Protection of the financial interests of the Community**

The Agency shall take the measures and steps required to avoid harming the Community institutions, and measures and steps to ensure the effective protection of the Community's financial interests. In the decision which the Agency adopts pursuant to Article 20(4) of the Framework Regulation to facilitate internal investigations by OLAF, there shall be provision for obligations to cooperate and provide information not only for officials and agents but also for members of staff who are not subject to the staff regulations or conditions of employment of other servants. The contracts with these members of staff shall refer explicitly to the obligations stemming from the internal decision.

**Article 11 — Conflict of interests**

The Agency shall take every precaution to prevent any risk of conflict of interests within the meaning of Article 52(2) of the General Financial Regulation and shall inform without delay the Directorates-General for Education and Culture, Information Society and Media and the EuropeAid Cooperation Office of any situation which may constitute a conflict of interests or
may give rise to one, including those relating to persons who may have been asked to be involved in processing and awarding grants and contracts.

SECTION 4 — INFORMATION AND IMPLEMENTATION REPORTS

Article 12 — Duty of information

1. The Agency shall immediately inform the Commission, by providing it with all relevant details, of any events, including financial irregularities, which may:

a) harm the Agency, the Commission or the European institutions;

b) delay or jeopardise performance of the tasks assigned to it by this Decision.

2. The Agency shall inform OLAF and the relevant parent Directorate-General, in accordance with the specific rules applicable, of any information concerning possible fraud or corruption or any other illegal activity which might come to its attention and of any situation which may give rise to such cases.

Article 13 — Annual activity report

1. The Director of the Agency shall prepare each year, by 1 March at the latest, the activity report referred to in Article 9(7) of the Framework Regulation and comprising two separate parts:

a) the first part shall cover the activities linked to implementation of the programmes the management of which in full or in part has been entrusted to the Agency and the related operational appropriations for which the Agency is the authorising officer by delegation from the Commission;

b) the second part shall cover the operation of the Agency itself, and implementation of its operating budget.

2. The content of this report shall comply with the standards laid down by the Commission and shall refer to the objectives and performance indicators laid down in the Agency's annual work programme. The Directors-General for Education and Culture, Information Society and Media and the EuropeAid Cooperation Office shall attach this report to their own annual activity reports.

Article 14 — Other reports

1. The Agency shall regularly submit to the Directors-General of the Directorates-General for Education and Culture, Information Society and Media and the EuropeAid Cooperation Office reports on the implementation of the tasks entrusted to it, containing the data and information indicated in Annex IV. The frequency and exact content of these reports shall be determined by the parent Directorates-General
and by the Agency, in particular in the cooperation, reporting and supervision arrangements adopted by the Steering Committee.

2. The Agency shall introduce a reporting system allowing the parent Directorates-General to establish the link between operating expenditure and the different programmes managed by the Agency by means of distribution keys, an analytical accounting system or any other appropriate method. This reporting system, as well as any changes to it, shall be approved by the Agency's Steering Committee and the parent Directorates-General.

3. The Directors-General of the parent Directorates-General may ask the Agency for any other report referred to in Article 11(5) of the Framework Regulation which they consider necessary for the implementation of the entrusted tasks.

SECTION 5 — COMMISSION SCRUTINY OF THE AGENCY

Article 15 — Scrutiny of the Agency's systems and procedures

1. The Directorates-General for Education and Culture, Information Society and Media and the EuropeAid Cooperation Office shall be the Agency's parent Directorates-General. In this capacity they shall be responsible for monitoring and supervising the Agency. They shall handle relations between the Agency and the Commission.

2. The Directors-General of the parent Directorates-General shall ensure, before the Agency begins performing its tasks, that it has put in place in accordance with the rules of sound financial management:

   a) internal control systems and procedures;

   b) where appropriate, local accounting systems;

   c) procedures, particularly with regard to subsidies and markets.

3. The Directors-General of the parent Directorates-General shall review the situation whenever there is any substantial change in procedures or systems and shall indicate whether they agree to these changes. To do this, the Agency shall provide them with the necessary information, and the reason for the change, 30 days before the adoption of any substantial change in procedures or systems.

4. The Directors-General of the parent Directorates-General shall be entitled to conduct documentary and on-the-spot checks at the Agency to ensure that:

   a) management and internal control systems exist and operate properly in such a way as to ensure total compliance with the principle of sound financial management;
b) the acts performed by the Agency are lawful and comply with the rules.

5. The Directors-General of the parent Directorates-General may conduct ex-ante and ex-post documentary and on-the-spot checks on the Agency's operations, including checks on beneficiaries of grants and contracts. The agreements and contracts signed by the Agency shall state expressly that the beneficiaries undertake to accept these checks and those of the Commission's internal auditor, the Court of Auditors and OLAF.

Article 16 — Access to documents


3. Complaints may be made to the Ombudsman or proceedings instituted before the Court of Justice as laid down in Articles 195 and 230 respectively of the EC Treaty in respect of decisions taken by the Agency in accordance with Article 8 of Regulation (EC) No 1049/2001.

SECTION 6 — FINANCIAL RESOURCES MADE AVAILABLE TO THE AGENCY FOR THE PERFORMANCE OF ITS TASKS

Article 17 — Subsidies paid to the Agency

1. To ensure its operation the Agency shall receive a subsidy entered in the general budget of the European Communities (hereinafter referred to as the ‘Community subsidy’), as well as a subsidy taken from the resources of the EDF (hereinafter referred to as the ‘EDF subsidy’).

2. The amount of the Community subsidy shall be entered each year in the Commission's budget. The amount of the EDF subsidy is covered by specific financing decisions.

3. The authorising officer by delegation for implementation of the appropriations relating to the Community subsidy and the authorising officer for implementation of the appropriations relating to the EDF subsidy shall inform the Agency of the respective amounts of the Community subsidy and the EDF subsidy, as soon as these amounts have been adopted by the budgetary authority.

\(^{47}\) OJ L 145, 31.5.2001, p. 43.
Article 18 — Bank account and payment of operating subsidies

1. Subject to paragraph 2, the Commission shall pay the Community subsidy to the Agency annually in at least three instalments, with due allowance for the Agency's actual requirements.

2. Contributions from the Community subsidy of less than € 500 000 per Directorate-General and the EDF subsidy shall be paid annually to the Agency by the Commission during the last quarter of the financial year in question, with due allowance for the Agency's actual requirements.

3. The Agency shall open a specific interest-bearing bank account, to which the Commission shall pay the amounts corresponding to the Community subsidy and the EDF subsidy for the operation of the Agency. The amounts paid in this way shall count as pre-financing and shall therefore remain the property of the European Communities (in the case of the Community subsidy) and the EDF (in the case of the EDF subsidy) respectively. The Agency shall inform the Commission each year when the accounts are closed of the interest earned, for which a recovery order shall be issued by the Commission.

4. The Commission shall issue a recovery order in respect of the positive balance of the account when the Agency's accounts are closed each year.

Article 19 — Repeal


Article 20 — Addressees

This Decision is addressed to the Education, Audiovisual and Culture Executive Agency.

Done at Brussels,

For the Commission
Jan Figel'
Member of the Commission
Annex I: Parts of programmes delegated to the Agency

The Agency shall be involved in the implementation and management of the following actions and projects:

1. With regard to the actions referred to in the Annex to the Decision on the programme encouraging the development and distribution of European audiovisual works (Media II — Development and distribution) (Council Decision 95/563/EC⁴⁸):
   - 1.1: Actions in the development sector: closure of projects selected by the Commission for the period 1996-2000⁴⁹;
   - 1.2: Actions in the distribution and dissemination sector: closure of projects selected by the Commission for the period 1996-2000⁵⁰;

2. With regard to the actions referred to in the Annex to the Decision on the training programme for professionals in the European audiovisual programme industry (Media II — Training) (Council Decision 95/564/EC⁵¹):
   - 1.1: Training in economic and commercial management: closure of projects selected by the Commission for the period 1996-2000⁵²;
   - 1.2: Training in new technologies: closure of projects selected by the Commission for the period 1996-2000⁵³;

   - Action 1: ‘Comenius’: school education;
     - Action 1.2: Initial and continuing training of staff involved in school education: multilateral cooperation projects [points 2 d), e), f) and g)];
     - Action 1.3: Networks related to school partnerships and the training of staff involved in education;

⁴⁹ The tasks delegated to the Agency in connection with these actions are listed in points 10 to 12 of Annex III.A to this Decision and, in particular, recovery orders.
⁵⁰ The tasks delegated to the Agency in connection with these actions are listed in points 10 to 12 of Annex III.A to this Decision and, in particular, recovery orders.
⁵² The tasks delegated to the Agency in connection with these actions are listed in points 10 to 12 of Annex III.A to this Decision and, in particular, recovery orders.
⁵³ The tasks delegated to the Agency in connection with these actions are listed in points 10 to 12 of Annex III.A to this Decision and, in particular, recovery orders.

- Measure 2: Pilot projects:
  - Thematic actions (procedure C);
- Measure 5: Support for actions to establish, update and disseminate reference material (procedure C);
- Measure 6: Joint actions;


- Action 1: Youth for Europe:
  - Action 1.1: Intra-Community exchanges of young people;
  - Action 1.2: Youth exchanges with third countries;
- Action 2: European Voluntary Service;

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– Action 2.1: Intra-Community European Voluntary Service;

– Action 2.2: European Voluntary Service with third countries;

– Action 4: Joint actions: closure of projects selected by the Commission for 2002, 2003 and 2004\(^57\);

– Action 5: Support measures:

  – Action 5.1: Training and cooperation of youth policy players;


  – 1.1: Specific, innovative and/or experimental actions;

  – 1.2: Integrated actions covered by structured, multiannual transnational cultural cooperation agreements;

7. Projects covered by the ‘Erasmus Mundus – External Cooperation Window’ and financed under the provisions on assistance for the partner States of Eastern Europe and Central Asia (Council Regulation (EC) No 99/2000\(^59\));

8. Projects in the field of higher education (Erasmus Mundus) financed under the provisions on assistance for Albania, Bosnia and Herzegovina, Croatia, the Former Yugoslav Republic of Macedonia, Montenegro, Serbia and Kosovo (UNSCR 1244) (Council Regulation (EC) No 2666/2000\(^60\));

9. With regard to the actions referred to in the Annex to the Decision adopting the third phase of the trans-European cooperation scheme for higher education (Tempus III) (Council Decision 1999/311/EC\(^61\)):

  – Joint European projects;

  – Structural and/or complementary measures;

  – Individual grants;

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\(^{57}\) The tasks delegated to the Agency under this action are those listed in points 10 to 14 of Annex III.A to this Decision.

\(^{58}\) OJ L 63, 10.3.2000, p. 1.


\(^{61}\) OJ L 120, 8.5.1999, p. 30.
– In connection with the ‘Support Actions’: support for the National Tempus Offices;

10. With regard to the actions referred to in Article 5 and in the Annex to the Agreement between the European Community and the United States of America renewing a programme of cooperation in the field of higher education and vocational education and training (Council Decision 2001/196/EC\(^62\));

– Action 1: Joint European Community/United States consortia projects;

– Action 2: Fulbright/European Union programme;

– Action 3: Complementary activities;

11. With regard to the actions referred to in Article 5 and in the Annex to the Agreement between the European Community and the Government of Canada renewing a programme of cooperation in the field of higher education and training (Council Decision 2001/197/EC\(^63\));

– Action 1: Joint EC/Canada consortia projects;

– Action 2: Complementary activities;

12. With regard to the actions referred to in Articles 3 and 4 and in the Annex to the Decision on the programme to encourage the development of European audiovisual works (MEDIA Plus – Development, Distribution and Promotion) (Council Decision 2000/821/EC\(^64\));

– 1.1: Actions concerning the development of audiovisual works;

– 1.2: Actions in the distribution and dissemination sector;

– 1.3: Actions in the promotion sector;

– 1.4: Actions in connection with pilot projects;

– Participation in the management of projects as part of the ‘i2i audiovisual’ initiative;

13. With regard to the actions referred to in the Annex to the Decision on the training programme for professionals in the European audiovisual programme industry


\(^{63}\) OJ L 71, 13.3.2001, p. 15.

\(^{64}\) OJ L 336, 30.12.2000, p. 82.
(MEDIA-Training) (Decision 163/2001/EC of the European Parliament and of the Council\textsuperscript{65})

– 1.1: Training in new technologies;
– 1.2: Training in economic, financial and commercial management;
– 1.3: Script-writing techniques;
– 1.4: Networks of training courses;
– 1.5: Initial vocational training activities;

14. With regard to the actions referred to in Article 3 and in the Annex to the Decision on the multiannual programme for the effective integration of information and communication technologies (ICT) in education and training systems in Europe (e-Learning) (Decision 2318/2003/EC of the European Parliament and of the Council\textsuperscript{66}):

– Action line 1: Promotion of digital literacy;
– Action line 2: European Virtual Campuses;
– Action line 4: Transversal actions and monitoring of the e-Learning Action Plan;
– Participation in the management of the closure of projects as part of the e-Learning preparatory action;

15. With regard to the activities referred to in the Annex (points 2.1.2 and 2.1.3) to the Community action programme to promote active European citizenship (civic participation) (Council Decision 2004/100/EC\textsuperscript{67}):

– Part 2: permanent work programme of a body pursuing an aim of general European interest in the field of active European citizenship or an objective forming part of European Union policy in this area;

– Part 3:

a) actions in the field of active European citizenship, conducted in particular by non-governmental organisations, associations and federations of European interest or cross-industry trade unions;

\textsuperscript{67} OJ L 30, 4.2.2004, p. 6.
b) actions to promote town twinning instigated by municipalities, local and regional communities and bodies, local and regional authorities and organisations thereof;

16. With regard to the actions referred to in Article 1 and in the Annex to the Decision on the Community action programme to promote bodies active at European level in the field of youth (Decision 790/2004/EC of the European Parliament and of the Council⁶⁸):

- Part 2: Support for the permanent activities of bodies pursuing an aim of general European interest in the field of youth or an objective forming part of European Union policy in this area;

17. With regard to the actions referred to in Article 1(2) and in the Annex to the Decision on the programme to promote bodies active at European level and support for specific actions in the field of education and training (Decision 791/2004/EC of the European Parliament and of the Council⁶⁹):

- Action 2: support for European associations active in the field of education or training;

- Action 3A: Support for activities in the field of higher education concerning European integration, including Jean Monnet chairs;

18. With regard to the actions referred to in Annex I (points 2.2 and 2.3) to the Decision on the programme to promote bodies active at European level in the field of culture (Decision 792/2004/EC of the European Parliament and of the Council⁷⁰):

- Part 2: permanent activities of other bodies pursuing an aim of general European interest in the field of culture or an objective forming part of European Union policy in this area;

- Part 3: Actions for the preservation and commemoration of the main sites and archives associated with the deportations, symbolised by the memorials which have been raised on the sites of the former camps and other places of mass-civilian martyrdom and extermination, and for keeping alive the memory of the victims at these sites;

19. With regard to the actions referred to in Article 4 and in the Annex to the Decision on the programme for the enhancement of quality in higher education and the promotion of intercultural understanding through cooperation with third countries

(Erasmus Mundus) (Decision 2317/2003/EC of the European Parliament and of the Council\(^71\)):

- Action 1: Erasmus Mundus masters courses;
- Action 2: Scholarships;
- Action 3: Partnerships with third country higher education institutions;
- Action 4: Enhancing the attractiveness of European higher education;

20. With regard to the actions referred to in Article 5 and in the Annex to the Agreement between the European Community and the United States of America renewing the programme of cooperation in the field of higher education and vocational education and training (Council Decision 2006/910/EC\(^72\));

- Action 1: Joint European Community–United States consortia projects;
- Action 2: Excellence (follow-up) mobility projects;
- Action 3: Policy-oriented measures;

21. With regard to the actions referred to in Article 5 and in the Annex to the Agreement between the European Community and the Government of Canada establishing a framework of cooperation in the field of higher education, training and youth (Council Decision 2006/964/EC\(^73\));

- 1: Action concerning higher education and training;
- 2: Action concerning youth;
- 3: Complementary actions
  - 3.1: complementary activities;
  - 3.2: financial support to policy-oriented measures involving organisations active in higher education, training and youth;
  - 3.3: Mobility of professionals;

With regard to the actions referred to in the action programme in the field of lifelong learning (Decision 1720/2006/EC of the Parliament and of the Council\textsuperscript{74});

- ‘Comenius’ programme (Article 18(1)):
  - c) multilateral projects;
  - d) multilateral networks
  - e) accompanying measures;

- ‘Erasmus’ programme (Article 22(1)):
  - Management and monitoring of Erasmus University Charters;
  - b) multilateral projects;
  - c) Erasmus thematic networks;
  - d) accompanying measures

- ‘Leonardo da Vinci’ programme (Article 26(1)):
  - d) multilateral projects aimed at improving training systems by focusing on the development of innovation and good practice;
  - e) thematic networks of experts and organisations;
  - f) accompanying measures;

- ‘Grundtvig’ programme (Article 30(1)):
  - c) multilateral projects aimed at improving adult education systems through the development and transfer of innovation and good practice;
  - d) Grundtvig networks;
  - e) accompanying measures;

- Transversal programme (Article 33):
  - 1. Policy cooperation and innovation:

\textsuperscript{74} OJ L 327, 24.11.2006, p. 45.
2. Language learning:
   a) multilateral projects;
   b) multilateral networks;
   c) accompanying measures;

3. ITC:
   a) multilateral projects;

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75 The tasks delegated to the Agency in connection with this action are, on the one hand, the management of the operating subsidies granted in accordance with Article 16 and Annex VIII of Decision 2241/2004/EC to the national Europass centres referred to in Article 11 of this Decision and, on the other hand, the monitoring of the European network of centres referred to in the same article, in accordance with the provisions of Annex III.C.4 to this Decision.
– b) multilateral networks;
– c) other actions aimed at improving policy and practices in the field of lifelong learning;

4. Dissemination and exploitation of results:

– b) multilateral projects;

‘Jean Monnet’ programme (Article 36):

– 1. the ‘Jean Monnet’ action:

– a) unilateral and national projects:

– i) Jean Monnet Chairs, centres of excellence and teaching modules;
– ii) associations of lecturers, teachers and researchers;
– iii) support for young researchers specialising in European integration studies;
– iv) Community information and research activities;
– b) multilateral projects and networks;

– 3. operating subsidies for European associations and establishments active in the field of education and training;

– Annex B.2: in addition to the networks and centres mentioned above (NARIC, Eurydice, Euroguidance and the national Europass centres), the eTwinning national support services;


– Strand 1: support for cultural actions:

– 1.1: multi-annual cooperation projects,
– 1.2: cooperation measures,

– in connection with part 1.3 ‘special actions’: cooperation programmes with third countries;

– Part 2: support for bodies active at European level in the field of culture;

– Part 3: Support for the work of analysing, collecting and disseminating information and of maximising the impact of projects in the field of cultural cooperation;


– Action 1: Active citizens for Europe:
  
  – 1.1: Town twinning, apart from the direct structural support granted for 2007, 2008 and 2009 to the Council of European Municipalities and Regions (CCRE);
  
  – 1.2: Citizens’ projects and support measures;

– Action 2: Active civil society in Europe:
  
  – 2.1: structural support for European public policy research organisations (think tanks), apart from the direct structural support granted for 2007, 2008 and 2009 to the association Groupement d'études et de recherches Notre Europe and to the Institut für Europäische Politik;
  
  – 2.2: structural support for civil society organisations at European level, apart from the direct structural support granted for 2007, 2008 and 2009 to the Platform of European Social NGOs, the European Movement and the European Council on Refugees and Exiles;
  
  – 2.3: support for projects initiated by civil society organisations;

– Action 3: Together for Europe:
  
  – 3.2: studies;
  
  – 3.3: information and dissemination tools;

– Action 4: Active European remembrance;

25. With regard to the actions referred to in Article 4 and in the Annex to the Decision on the ‘Youth in Action’ programme (Decision 1719/2006/EC of the European Parliament and of the Council\(^{78}\)):

- Action 1: Youth for Europe:
  - 1.1: youth exchanges;
  - 1.3: participative democracy projects;
  - in connection with the ‘structuring measures for Action 1’\(^{79}\): pilot projects on thematic approach and networking;

- Action 2: European Voluntary Service;

- Action 3: Youth in the World:
  - 3.1: cooperation with the neighbouring countries of the Union;
  - 3.2: cooperation with other countries;

- Action 4: Youth support systems:
  - 4.1: support for bodies active at European level in the field of youth;
  - 4.3: training and networking of those active in youth work and youth organisations;
  - 4.4: projects to encourage innovation and quality;
  - 4.5: information activities for young people and those active in youth work and youth organisations;
  - 4.6: partnerships;
  - 4.7: support for the following structures of the programme: EURODESK network, Euro-Mediterranean Youth Platform and associations of young European volunteers;

- Action 5: Support for European cooperation in the field of youth:


– 5.1: meetings of young people and those responsible for youth policy;
– 5.2: support for activities to bring about better understanding and knowledge of the field of youth;

26. With regard to the actions referred to in Articles 3 to 7 and in Annex I to the Decision on the programme of support for the European audiovisual sector (MEDIA 2007) (Decision 1718/2006/EC of the European Parliament and of the Council\textsuperscript{80}):
– 1: Actions for the acquisition and improvement of skills in the audiovisual sector;
– 2: Actions in the development sector;
– 3: Actions in the distribution and dissemination sector;
– 4: Actions in the promotion sector;
– 5: Actions on pilot projects;

27. With regard to the actions referred to in Article 4(1) and in the Annex to the Decision on the Erasmus Mundus action programme 2009-2013 for the enhancement of quality in higher education and the promotion of intercultural understanding (Decision 1298/2008/EC of the European Parliament and of the Council\textsuperscript{81}):
– Action 1: Erasmus Mundus joint programmes;
– Action 3: promotion of European higher education, with the exception of the Erasmus Mundus Students and Alumni Association;

28. Projects in the field of higher education (Erasmus Mundus) financed under the provisions on aid for economic cooperation with the developing countries in Asia (Council Regulation (EEC) No 443/92\textsuperscript{82});

29. Projects in the fields of higher education (Erasmus Mundus and Erasmus Mundus 2009-2013) and youth financed under the provisions of the Instrument for Pre-Accession Assistance (IPA) (Council Regulation (EC) No 1085/2006\textsuperscript{83});

30. Projects in the field of higher education (Erasmus Mundus) financed by resources from the EDF;

\textsuperscript{80} OJ L 327, 24.11.2006, p. 12.
\textsuperscript{82} OJ L 52, 27.2.1992, p. 1.
\textsuperscript{83} OJ L 210, 31.7.2006, p. 82.
31. Projects in the field of youth funded under the provisions of the financing instrument for cooperation with industrialised and other high-income countries and territories (Council Regulation (EC) No 1934/2006\(^ {84}\));

32. Joint consortia projects covered by cooperation in the field of education funded by the financing instrument for cooperation with industrialised and other high-income countries and territories (Council Regulation (EC) No 1934/2006\(^ {85}\));

   - Joint projects;
   - Structural projects;
   - Accompanying measures, including support for the National Tempus Offices;


\(^{86}\) OJ L 210, 31.7.2006, p. 82.
\(^{89}\) OJ L 210, 31.7.2006, p. 82.
\(^{92}\) OJ L 210, 31.7.2006, p. 82.
\(^{94}\) OJ L 210, 31.7.2006, p. 82.
(Regulation (EC) No 1905/2006 of the European Parliament and of the Council\textsuperscript{95}), the financing instrument for cooperation with industrialised and other high-income countries and territories (Council Regulation (EC) No 1934/2006\textsuperscript{96}) and resources from the European Development Fund in accordance with the Partnership Agreement between the African Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 (Council Decision 2003/159/EC\textsuperscript{97}), as amended by the agreement signed in Luxembourg on 25 June 2005 (Council Decision 2005/599/EC\textsuperscript{98}).

\textsuperscript{95} OJ L 378, 27.12.2006, p. 41.
\textsuperscript{97} OJ L 65, 8.3.2003, p. 27.
Annex II: Budget headings for 2009 of which the part of the appropriations corresponding to the tasks entrusted to the Executive Agency will be delegated to the Agency

A. Headings of the budget of the European Communities

– 09 06 01 01: Media 2007: Support programme for the European audiovisual sector;
– 09 06 02: Completion of previous MEDIA programmes;
– 09 06 04: Growth and the audiovisual sector: i2i audiovisual initiative;
– 15 02 02 05: Erasmus Mundus;
– 15 02 03: Cooperation with non-member countries on education and vocational training;
– 15 02 09: Completion of previous programmes in the field of education and training;
– 15 02 22: Lifelong Learning Programme;
– 15 04 09: Completion of previous programmes/actions in the field of culture and languages;
– 15 04 44: Culture 2007;
– 15 05 09: Completion of previous programmes/actions in the field of youth;
– 15 05 55: Youth in Action;
– 15 06 09: Completion of previous programmes/actions in the field of civic participation;
– 15 06 66: Europe for Citizens;
– 19 05 01: Cooperation with industrialised third countries;
– 19 08 01 01: European Neighbourhood and Partnership financial cooperation with Mediterranean countries;
– 19 08 01 03: European Neighbourhood and Partnership financial cooperation with Eastern Europe;
– 19 09 01: Cooperation with developing countries in Latin America;
– 19 10 01: Cooperation with developing countries in Asia;
– 19 10 02: Cooperation with developing countries in Central Asia;
– 19 10 03: Cooperation with Iraq, Iran and Yemen;
– 21 06 02: Relations with South Africa;
– 22 02 05 01: Completion of PHARE pre-accession assistance;
– 22 02 05 02: Completion of CARDS assistance;
– 22 02 07 01: Regional and horizontal programmes.

B. EDF allocations


Annex III: Tasks delegated to the Agency

A. Tasks in connection with projects under the parts of the programme delegated to the Agency and, in particular, the operations required to launch and conclude grant procedures

1. preparation of draft calls for proposals on the basis of the Commission work programme or an ad hoc financing decision by the Commission;

2. publication of calls for proposals after their approval by the Commission in conformity with the appropriate rules of comitology;

3. preparation of information documents for potential beneficiaries;

4. preparation of assessment of proposals and, where appropriate, pre-proposals, including the management of experts involved in the assessment;

5. selection of projects or, where the legal basis of the programme provides for the Commission to select the projects, preparation of a proposal for selection to be made by the Commission in conformity with comitology procedures;

6. notification to beneficiaries of individual decisions on the award of grants;

7. consideration of requests to review grant award decisions;

8. preparation of agreements, on the basis of the standard models drawn up by the Commission, adapted to specific requirements;

9. signature of grant agreements;

10. budgetary measures resulting from the signature and the implementation of agreements (budgetary commitments, payments, estimates of accounts receivable and recoveries). However, enforceable recovery decisions within the meaning of Article 256 of the EC Treaty and Article 72 (2) of the General Financial Regulation shall be prepared by the Agency and adopted by the Director-General of the parent Directorate-General on the basis of the delegation received from the Commission [Commission SEC(2005) 1473 of 15 November 2005 on delegation with a view to the adoption of enforceable decisions];

11. individual monitoring of agreements and projects;

- assessment of interim project reports;

- assessment of final project reports;
– site visits;

12. financial audit of the projects managed by the Agency (this task may be subcontracted);

13. ex-post publicity;

14. the application of sanctions within the meaning of Article 114(3) of the General Financial Regulation, in agreement with the parent Directorate-General.

The involvement of the Agency in the case of projects in the field of higher education financed by the budget headings of the policy field External Relations (Title 19 of the budget) and the policy field Enlargement (Title 22 of the budget) shall comply with the conditions of implementation of projects and division of tasks laid down by the inter-service agreement adopted by the Commission services in the field of External Relations in July 2001.

B. Tasks in connection with the award of public contracts

1. ex-ante and ex-post advertising;

2. preparation of call for tender documents, such as specifications and specimen contracts, prepared on the basis of the standard models drawn up by the Commission and adapted to specific requirements;

3. assessment of applications to participate and tenders;

4. individual decisions on the award of contracts or, where the legal basis of the programme provides for the Commission to select the tenders, preparation of a proposal for selection to be made by the Commission in conformity with comitology procedures, in accordance with the conditions of this Decision;

5. signing contracts;

6. monitoring the implementation of contracts;

7. budgetary measures resulting from the signature and the implementation of contracts (budgetary commitments, payments, estimates of accounts receivable and recoveries, apart from the adoption of enforceable recovery decisions within the meaning of Article 256 of the EC Treaty and Article 72(2) of the General Financial Regulation);

8. application of sanctions within the meaning of Article 96 of the General Financial Regulation, in agreement with the parent Directorate-General.
C. Other tasks delegated to the Agency

1. collecting, processing and disseminating data and, in particular, compiling, analysing and transmitting to the Commission all information required to guide implementation of the Community programmes and to promote coordination and synergy with other programmes of the Communities, the Member States or international organisations. When the information is of a statistical nature, the Agency shall use the data and methods existing at Community level and shall cooperate with Eurostat as a Community authority within the meaning of Article 2 of Council Regulation (EC) No 322/97 of 17 February 1997 on Community Statistics, except in the case of statistics concerning the MEDIA Plus, MEDIA Training and MEDIA 2007 programmes;

2. informing and communicating with the beneficiaries of the parts of the programme delegated to the Agency – including preparing information documents for participation in programmes (instructions and guides for applicants, forms, overview of projects), arranging training and organising meetings, conferences and events (on-line and off-line) – in conformity with the cooperation arrangements adopted by the Steering Committee in agreement with the parent Directorates-General;

3. utilising the results of the projects stemming from the parts of the programme delegated to the Agency by suitable measures and means of exploitation and dissemination, in conformity with the cooperation arrangements adopted by the Steering Committee in agreement with the parent Directorates-General;

4. in the case of the networks and bodies under the parts of the programmes delegated to the Agency (NARIC, Euroguidance, Europass, EURODESK, etc.): managing the grants given to the national units of these networks and bodies and the monitoring of the networks and bodies (attending coordination meetings, conducting monitoring visits, etc.), in conformity with the cooperation arrangements adopted by the Steering Committee in agreement with the parent Directorates-General;

5. conducting studies by means of public contracts, in conformity with the cooperation arrangements adopted by the Steering Committee in agreement with the parent Directorates-General;

6. organising meetings of experts;

7. contributing to the work of assessment, in particular in the form of support which the Agency can provide with regard to the data at its disposal by virtue of its mandate (data input, statistical processing);

8. preparing recommendations for the Commission on implementation of the Community programmes and their future development;

9. producing overall control and supervision data.

10. participating in preparatory work on financing decisions;

11. participating in the management of the Symmetry system and the development of specific IT tools for the Agency's own requirements;

12. providing the operational support structure for the European Voluntary Service in connection with the ‘Youth’ and ‘Youth in Action’ programmes;

13. maintaining and using mailing lists;

D. Specific tasks in connection with the management of the European unit of the Eurydice network

In the case of the European unit of the Eurydice network, the Agency shall also be responsible for the following tasks:

1. collecting, processing, updating and disseminating information and data on education systems and policies in Europe;

2. coordinating, producing and disseminating studies on the education systems in Europe: articles, summaries, information sheets, bibliographies, monographs, glossaries, thesauri, etc.;

3. developing and disseminating indicators and statistics in the field of education;

4. designing, developing and managing databases, IT tools (programs, software) and IT sites (Internet, intranet and extranet), including arranging discussion forums;

5. arranging and coordinating the network, including devising procedures and support for the national units of the network;

6. promoting and utilising the network and its work, in particular:
   - conducting press campaigns;
   - conducting surveys aimed at identifying the needs of the target groups of the network and/or improving the products of the network;
   - coordinating and supporting national measures for utilising the network and its work;
   - improving the dissemination of the work of the network;
7. responding to requests for information from the Commission, from the national units of the network and from outside (by mail, fax, e-mail or telephone);

8. preparing the documents required for the work of the network and its European unit (vade mecum, guides, user manuals, questionnaires, forms) and the dissemination of these documents to the relevant people;

9. cooperating with national, European and international bodies in the fields of education and statistics (services of the Member States and third countries, Organisation for Economic Cooperation and Development, Council of Europe, European Centre for the Development of Vocational Training, European Training Foundation, Eurostat, Centre for Research on Lifelong Learning, Eurolib, European Schoolnet, etc.) and participating in the work of these bodies;
Annex IV: Performance reports

The Agency shall be required to produce reports on a monthly, quarterly, half-yearly and annual basis. Depending on the frequency, these reports, in conformity with the cooperation, reporting and supervision arrangements adopted by the Steering Committee, shall contain the following points:

1. Implementation of the Agency's annual work programme referred to in Article 9(2) of the Framework Regulation, including:
   - published calls for proposals and calls for tenders;
   - grants provided following calls for proposals and contracts awarded following calls for tenders;
   - the number and amount of ad hoc grants\(^{100}\) and negotiated procedures;
   - performance of the tasks entrusted to the Agency and, in particular, the number of projects in progress, state of play, monitoring of deadlines and requests for review of Agency decisions to award grants;
   - other information required to assess the implementation of the work programme and the financing decisions and the results obtained;

2. the budget implementation of operational appropriations and, in particular, time limits for concluding contracts and for payments, unexpended balances, recovery orders, decommitments and other information required by accrual accounting (in particular, pre-financing and invoices);

3. implementation of the Agency's operating budget, including the use of human resources, infrastructure, Service Level Agreements and contracts;

4. general information on the management of the Agency, namely:
   - operation of and any changes to the internal control and financial circuits of the Agency;
   - the number and results of the audit operations performed by the Agency and the measures taken to remedy any problems encountered;
   - list of exception reports;

\(^{100}\) Within the meaning of Article 110(1) of the General Financial Regulation and Article 168 of the Implementing Rules.
– list of alleged irregularities or fraud, OLAF investigations, cases with the Ombudsman, court cases, requests for access to documents and parliamentary questions about the Agency;

– any sanctions imposed by the Agency and entries requested by the Agency in the Early Warning System.