

ANNEX II.b - Provisions only applicable to a Contribution Agreement resulting from a call for proposals for EU External Action¹

To be added to the Special Conditions

Article 11.4 of Annex II shall be supplemented as follows: Amendments shall not have the purpose or the effect of making such changes to the Agreement as would call into question the award decision or, where applicable, be contrary to the equal treatment of applicants.

Where the Contribution Agreement results from a call for proposals, Article 18.1 of Annex II shall be supplemented as follows: Costs related to Grants are only eligible if the Grants are provided in accordance with the requirements for financial support to third parties as set out in Annex I and the relevant guidelines for applicants.

Where the EU Contribution is also expressed as a maximum percentage in the Special Conditions, Article 20.2 of Annex II shall be supplemented as follows: c) the amount obtained by applying the percentage set out in Article 3.1 of the Special Conditions to the total eligible costs of the Action approved by the Contracting Authority.

Article 23 of Annex II shall be supplemented as follows: Non-pillar-assessed Partners shall award Procurement Contracts to the tender offering best value for money or, as appropriate, to the tender offering the lowest price. In doing so, the Partners shall avoid any conflict of interest.

The following provision shall amend Annex II

If the Action is not a Multi-Donor Action and non-pillar-assessed Partners participate, the following sentence shall complement Article 23.1 of Annex II:

Notwithstanding the foregoing, for Procurement Contracts to be signed by non-pillar-assessed Partners, the origin of the goods and the nationality of the organisations, companies and experts selected for carrying out activities in the Action shall be determined in accordance with the applicable regulatory provisions of the European Union.



¹ or, where applicable, a direct award by a Contracting Authority from a partner country if non-assessed Partners or affiliated entities participate in the implementation of the Action. EU External Action refers to actions financed under EDF, DCI, ENI, IPA II, INSC, IcSP, PI, EIDHR, their predecessors and successor(s). All other actions - except CFSP and humanitarian aid - are Internal Policies.