ANNEX XXI

MAJOR PROJECT
REQUEST FOR CONFIRMATION OF ASSISTANCE UNDER ARTICLES 39 TO 41 OF REGULATION (EC) NO 1083/2006

EUROPEAN REGIONAL DEVELOPMENT FUND / COHESION FUND

INFRASTRUCTURE INVESTMENT[1]

[Project title]

CCI No [.....]

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1 This form shall be used for those projects for a grant to a public infrastructure, and not those mentioned under Article 55 (6) of Council Regulation (EC) No 1083/2006 that are subject to state aid rules within the meaning of Article 87 of the Treaty.

A. ADDRESSES AND REFERENCES

A.1. Authority responsible for the application (i.e., managing authority or intermediate body)

A.1.1. Name: *TEXT*

A.1.2. Address: *TEXT*

A.1.3. Contact: *TEXT*

A.1.4. Telephone: *TEXT*

A.1.5. Telex/Fax: *TEXT*

A.1.6. E-mail: *TEXT*

A.2. Organisation responsible for project implementation (beneficiary)

A.2.1. Name: *TEXT*

A.2.2. Address: *TEXT*

A.2.3. Contact: *TEXT*

A.2.4. Telephone: *TEXT*

A.2.5. Telex/Fax: *TEXT*

A.2.6. E-mail: *TEXT*

B. PROJECT DETAILS

B.1.1. Title of project / project phase:

TEXT BOX

B.2. Categorisation of project activity[2]

B.2.1. Code for the priority theme dimension *Code* *Percentage*
Code *Percentage*

B.2.2. Code for the form of finance dimension *Code*

B.2.3. Code for the territorial dimension *Code*

B.2.4. Code for the economic activity dimension[3] *Code* *Percentage*
Code *Percentage*

B.2.4.1. NACE Code[4] Code

B.2.5. Code for the location dimension (NUTS/LAU)[5] *Code*

2 Annex II to Commission Regulation …/…., unless otherwise specified..

3 Where a project involves more than one economic activity, multiple codes may be indicated. In that case the percentage share for each code should be indicated with the total not exceeding 100%.

4 NACE-Rev.1, 4 digit code : http://europa.eu.int/comm/competition/mergers/cases/index/nace_all.html

B.3. Compatibility and coherence with the Operational Programme

B.3.1. Title of the related Operational Programme:

TEXT BOX

B.3.2. Common Code for Identification (CCI) No of Operational Programme

TEXT BOX

B.3.3. Commission decision (no and date):

TEXT BOX

B.3.4. Fund

ERDF ☐ Cohesion Fund ☐

B.3.5. Title of the priority axis

TEXT BOX

B.4. Project description

B.4.1. Project (or project phase) description:

a) Provide a description of the project (or project phase).

TEXT BOX

b) Where the project is a phase of an overall project, provide a description of the proposed stages of implementation (explaining whether they are technically and financially independent).

TEXT BOX

c) What criteria have been used to determine the division of the project into phases?

TEXT BOX

B.4.2. Technical description of the investment in infrastructure

a) Describe the proposed infrastructure and the work for which assistance is being proposed specifying its main characteristics and component elements.

TEXT BOX

b) In respect of the work involved, identify and quantify the key output indicators to be used:

TEXT BOX

c) Main beneficiaries of the infrastructure (i.e. target population served, quantified where possible):

TEXT BOX

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5 NUTS codes: http://europa.eu.int/comm/eurostat/ramon/nuts/home_regions_en.html. Please use the most detailed and relevant NUTS code. Where a project affects multiple individual NUTS / LAU 2 level areas, consider encoding the NUTS / LAU1 or higher codes.

d) Is the construction of the infrastructure to be delivered through a public-private partnership (PPP)?

Yes ☐ No ☐

If yes, describe the form of the PPP (i.e., selection process for private partner, structure of PPP, infrastructure ownership arrangements, risk allocation arrangements, etc.):

TEXT BOX

Give details of how the infrastructure is to be managed after the project is completed (i.e., public management, concession, other form of PPP)

TEXT BOX

e) Does the project part of a cross-border measure involve two or more Member States?

Yes ☐ No ☐

If so, specify which measure:

TEXT BOX

f) Does the project form part of a Trans-European Network agreed at Community level?

Yes ☐ No ☐

TEXT BOX

B.5. Project objectives

B.5.1. Current infrastructure endowment and impact of the project

Indicate the extent to which the region(s) is/are at present endowed with the type of infrastructure covered by this application; compare it with the level of infrastructure endowment aimed for by target year 20…….(i.e., according to the relevant strategy or national/regional plans, where applicable). Indicate the foreseeable contribution of the project to the strategy/plan objectives. Specify potential bottlenecks or other problems to be resolved.

TEXT BOX

B.5.2. Socio-economic objectives

Indicate the project's socio-economic objectives and targets.

TEXT BOX

B.5.3. Contribution to the achievement of the Operational Programme

Describe how the project contributes to the achievement of the priorities of the Operational Programme (provided quantified indicators where possible)

TEXT BOX

C. **RESULTS OF FEASIBILITY STUDIES**

C.1. Demand analysis

Provide a summary of the demand analysis, including the predicted utilisation rate on completion and the demand growth rate.

TEXT BOX

C.2. Options considered

Outline the alternative options considered in the feasibility studies.

TEXT BOX

C.3. Provide a summary of the main conclusions of the feasibility studies conducted

TEXT BOX

Give precise references if ERDF, Cohesion Fund, ISPA or other Community assistance is/was involved in the financing of the feasibility studies.

TEXT BOX

D. TIMETABLE

D.1. Project timetable

Give below the timetable for the development of the overall project.

Foresee a separate entry in the table for each contract or phase, where relevant. Where the application concerns a project stage, clearly indicate in the table the elements of the overall project for which assistance is being sought by this application:

	Start date (A)	**Completion date (B)**
1. Feasibility studies:	dd/mm/yyyy	dd/mm/yyyy
2. Cost-benefit analysis (including financial analysis):	dd/mm/yyyy	dd/mm/yyyy
3. Environmental impact assessment:	dd/mm/yyyy	dd/mm/yyyy
4. Design studies:	dd/mm/yyyy	dd/mm/yyyy
5. Preparation of Tender documentation:	dd/mm/yyyy	dd/mm/yyyy
6. Expected launch of tender procedure(s)	dd/mm/yyyy	
7. Land acquisition:	dd/mm/yyyy	dd/mm/yyyy
8. Construction phase / contract:	dd/mm/yyyy	dd/mm/yyyy
9. Operational phase:	dd/mm/yyyy	

Please attach a summary schedule of the main categories of works (i.e., a Gantt chart, where available).

D.2. Project maturity

Describe the project timetable (D.1) in terms of the technical and financial progress and current maturity of the project under the following headings:

D.2.1. Technical (feasibility studies, etc.):

TEXT BOX

D.2.2. Administrative (authorisations, EIA, land purchase, invitations to tender, etc.):

TEXT BOX

D.2.3. Financial (commitment decisions in respect of national public expenditure, loans requested or granted, etc. - give references):

TEXT BOX

D.2.4. If the project has already started, indicate the current state of works:

TEXT BOX

E. COST-BENEFIT ANALYSIS

This section should be based on the Guidelines on the methodology for carrying out the cost-benefit-analysis of major projects. In addition to the summary elements to be provided, the full cost-benefit analysis document shall be provided in support of this application as Annex II.

E.1. Financial analysis

The key elements from the financial analysis of the CBA should be summarised below.

E.1.1. Short description of methodology and specific assumptions made

TEXT BOX

E.1.2. Main elements and parameters used for financial analysis

	Main elements and parameters		Value Not discounted	Value Discounted (Net Present Value)
1	Reference period (years)			
2	Financial discount rate (%)[6]			
3	Total investment cost (in euro, not discounted)			
4	Total investment cost (in euro, discounted)			
5	Residual value (in euro, not discounted)			
6	Residual value (in euro, discounted)			
7	Revenues (in euro, discounted)			
8	Operating costs (in euro, discounted)			
9	Net revenue = revenues – operating costs + residual value (in euro, discounted) = (7) – (8) + (6)			
10	Eligible expenditure (Article 55 (2)) = investment cost – net revenue (in euro, discounted) = (4) – (9)			
11	Funding gap rate (%) = (10) / (4)			

[The costs and revenues should be based on figures excluding VAT]

E.1.3. Main results of the financial analysis

6 Specify if the rate is real or nominal. If the financial analysis is conducted in constant prices, a financial discount rate expressed in real terms shall be used. If the analysis is conducted in current prices, a discount rate in nominal terms shall be used.

	Without Community assistance (FRR/C) A		With Community assistance (FRR/K) B	
1. Financial rate of return (%)		FRR/C		FRR/K
2. Net present value (euro)		FNPV/C		FNPV/K

E.1.4. Revenues generated over its lifetime

If the project is expected to generate revenues through tariffs or charges borne by users, please give details of charges (types and level of charges, principle on the basis of which the charges have been established).

a) Do the charges cover the operational costs and depreciation of the project?

TEXT BOX

b) Do the charges differ between the various users of the infrastructure?

TEXT BOX

c) Are the charges proportional

i. To the use of the project/real consumption?

TEXT BOX

ii. To the pollution generated by users?

TEXT BOX

If no tariffs or charges are proposed, how will operating and maintenance costs be covered?

TEXT BOX

E.2. Socio-economic analysis

E.2.1. Provide a short description of methodology (key assumptions made in valuing costs and benefits) and the main findings of the socio-economic analysis:

TEXT BOX

E.2.2. Give details of main economic costs and benefits identified in the analysis together with values assigned to them:

Benefit	**Unit value (where applicable)**	**Total value (in euro, discounted)**	**% of total benefits**
…	…	…	…
Cost	**Unit value**	**Total value**	**% of total**

	(where applicable)	(in euro, discounted)	costs
…	…	…	…

E.2.3. Main indicators of the economic analysis

Main parameters and indicators	Values
1. Social discount rate (%)	
2. Economic rate of return (%)	
3. Economic net present value (in euro)	
4. Benefit-cost ratio	

E.2.4. Employment effects of project

Provide an indication of the number of jobs to be created (expressed in terms of full-time equivalents (FTE))

Number of jobs directly created:	No (FTE) (A)	Average duration of these jobs (months) (B)
1. During implementation phase		
2. During operational phase		

[NB: indirect jobs created or lost are not sought for public infrastructure investments].

E.2.5. Identify the main non-quantifiable / non valuable benefits and costs:

TEXT BOX

E.3. Risk and sensitivity analysis

E.3.1 Short description of methodology and summary results

TEXT BOX

E.3.2 Sensitivity analysis

State the percentage change applied to the variables tested: …….

Present the estimated effect on results of financial and economic performance indexes.

Variable tested	Financial Rate of Return variation	Financial Net Present Value variation	Economic Rate of Return variation	Economic Net Present Value variation

Which variables were identified as critical variables? State which criterion is applied.

TEXT BOX

Which are the switching values of the critical variables?

TEXT BOX

E.3.3 Risk analysis

Describe the probability distribution estimate of the project's financial and economic performance indexes. Provide relevant statistical information (expected values, standard deviation)

TEXT BOX

F. ANALYSIS OF THE ENVIRONMENTAL IMPACT

F.1. How does the project:

a) contribute to the objective of environmental sustainability (European climate change policy, halting loss of biodiversity, other …)

b) respect the principles of preventive action and that environmental damage should as a priority be rectified at source

c) respect the "polluter pays" principle

TEXT BOX

F.2. Consultation of environmental authorities

Have the environmental authorities likely to be concerned by the project been consulted by reason of their specific responsibilities?

Yes ☐ No ☐

If yes, please give name(s) and address(es) and explain that authority's responsibility:

TEXT BOX

If no, please give reasons:

TEXT BOX

F.3. Environmental Impact Assessment

F.3.1. DEVELOPMENT CONSENT[7]

F.3.1.1. Has development consent already been given to this project?

Yes ☐ No ☐

F.3.1.2. If yes, on which date

DD/MM/YYYY

F.3.1.3. If no, when was the formal request for the development consent introduced:

DD/MM/YYYY

F.3.1.4. By which date is the final decision expected?

DD/MM/YYYY

F.3.1.5. Specify the competent authority or authorities, which has given or will give the development consent

TEXT BOX

7 'development consent' means the decision of the competent (national) authority or authorities which entitles the developer to proceed with the project.

F.3.2. APPLICATION OF COUNCIL DIRECTIVE 85/337/EEC ON ENVIRONMENTAL IMPACT ASSESSMENT (EIA)[8]

F.3.2.1. Is the project a class of development covered by:

- ☐ Annex I of the Directive (go to question F3.2.2)
- ☐ Annex II of the Directive (go to question F.3.2.3)
- ☐ Neither of the two annexes (go to question F.3.3)

F.3.2.2. When covered by Annex I of the Directive, include the following documents:

a) the information referred to in Article 9 (1) of the Directive
b) the non-technical summary[9] of the Environmental Impact Study carried out for the project;
c) information on consultations with environmental authorities, the public concerned and, if applicable, with other Member States.

F.3.2.3. When covered by Annex II of the Directive, has an Environmental Impact Assessment been carried out for this project?

- ☐ Yes
  (in which case, include the necessary documents listed under point F3.2.2)
- ☐ No
  (in which case, explain the reasons and give the thresholds, criteria or case by case examination carried out to reach the conclusion that the project has no significant environmental effects):

TEXT BOX

F.3.3. APPLICATION OF THE STRATEGIC ENVIRONMENTAL ASSESSMENT DIRECTIVE 2001/42/EC[10] *(SEA-Directive)*

F.3.3.1. Does the project result from a plan or programme falling within the scope of the SEA Directive?

- ☐ NO - in which case please provide a short explanation:

TEXT BOX

- ☐ YES - in which case, in order to appreciate if wider potential cumulative effects of the project have been addressed, please provide either an internet link to or an electronic copy of the non-

8 on the assessment of the effects of certain public and private projects on the environment (the "EIA Directive"), OJ L 175, 5.7.1985, as last amended by Directive 2003/35/EC, OJ L 156, 25.6.2003.
9 Prepared under Article 5 (3) of Directive 85/337/EEC, as amended.
10 Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment, OJ L 197 of 21.7.2001.

technical summary[11] of the Environmental Report carried out for the plan or programme.

F.4. ASSESSMENT OF EFFECTS ON NATURA 2000 SITES

F.4.1. Is the project likely to have significant negative effects on sites included or intended to be included in the NATURA 2000 network?

☐ Yes, in which case

(1) Please provide a summary of the conclusions of the appropriate assessment carried out according to Article 6 (3) of Directive 92/43/EEC[12]

TEXT BOX

(2) In case, compensation measures were deemed necessary according to Article 6 (4), please provide a copy of the form "Information on projects likely to have significant negative effect on NATURA 2000 sites, as notified to the Commission (DG Environment) under Directive 92/43/EEC[13]".

☐ No, in which case attach a completed Annex I declaration filled in by the relevant authority.

F.5. Additional environmental integration measures

Does the project envisage, apart from Environmental Impact Assessment, any additional environmental integration measures (e.g. environmental audit, environmental management, specific environmental monitoring) ?

Yes ☐ No ☐

If yes, specify

TEXT BOX

F.6. Cost of measures taken for correcting negative environmental impacts

If included in total cost, estimate proportion of cost of measures taken to reduce and/or to compensate for negative environmental impacts

% ☐

Explain briefly:

TEXT BOX

F.7. In case of projects in the areas of water, waste water and solid waste:

Explain whether the project is consistent with a sectoral/integrated plan and programme associated with the implementation of Community policy or legislation in those areas:

11 Prepared under Annex I (j) of Directive 2001/42/EC.
12 OJ L 206 of 22.07.92.
13 Document 99/7 rev.2 adopted by the Habitats Committee (Member States representatives established under Directive 92/43/EEC) at its meeting on 04.10.99.

TEXT BOX

G. JUSTIFICATION FOR THE PUBLIC CONTRIBUTION

The socio economic analysis set out above provides information on the internal rate of return of the project. The financial analysis demonstrates the financing gap and the impact of the Community assistance on the financial viability of the project. Please complete this information with the elements set out below.

G.1. Competition

Does this project involve State Aids?

Yes ☐ No ☐

If yes, please give in the table below the amount of aid, and, for approved aid the state aid number and the reference of the approval letter, for block-exempted aid the respective registry number, and for pending notified aid the state aid number[14].

Sources of aid (local, regional, national and Community):	Amount of aid euro	State Aid number/ registry number for block-exempted aid	Reference of approval letter
Approved aid schemes, approved ad hoc aid, or aid falling under a block exemption regulation : ▪ …….. ▪ ……..			
Aid foreseen under pending notifications (ad hoc aid or schemes) : ▪ …….. ▪ ……..			
Aid for which a notification is outstanding (ad hoc aid or schemes) ▪ …….. ▪ ……..			
Total aid granted:			
Total cost of the investment project			

G.2. Impact of Community assistance on project implementation

For each affirmative answer, give details:

Will Community assistance:

a) accelerate implementation of the project?

Yes ☐ No ☐

b) be essential to implementation of the project?

14 This application does not replace notification to the Commission under Article 88 (3) of the Treaty. A positive decision by the Commission on the major project under Regulation (EC) No 1083/2006 does not constitute state aid approval.

Yes ☐ No ☐

TEXT BOX

H. FINANCING PLAN

The decision amount and other financial information in this section must be coherent with the basis (total or public cost) for the co-financing rate of the priority axis. Where private expenditure is not eligible for financing under the priority axis it shall be excluded from the eligible costs; where private expenditure is eligible it may be included.

H.1. Cost breakdown

Euro	TOTAL PROJECT COSTS (A)	INELIGIBLE COSTS[15] (B)	ELIGIBLE COSTS (C)=(A)-(B)
1. Planning/design fees			
2. Land purchase			
3. Building and construction			
4. Plant and machinery			
5. Contingencies[16]			
6. Price adjustment (if applicable)[17]			
7. Technical assistance			
8. Publicity			
9. Supervision during construction implementation			
10. Sub-TOTAL			
11. (VAT[18])			
12. TOTAL			

H.2. Total planned resources and planned contribution from the Funds

The funding gap rate was already presented under Section E.1.2. This should be applied to the eligible cost to calculate the "amount to which the co-financing rate for the priority axis

15 Ineligible costs comprise (i) expenditure outside the eligibility period, (ii) expenditure ineligible under national rules (Article 56 (4) of Council Regulation 1083/2006), (iii) other expenditure not presented for co-financing.
NB: The eligibility date for expenditure is the date of receipt of the relevant operational programme or single programming document application by the Commission or 1 January 2007, whichever is the earlier.

16 Contingencies should not exceed 10% of total investment cost net of contingencies. These contingencies may be included in the total eligible costs used to calculate the planned contribution of the funds – Section H2.

17 A price adjustment may be included, where relevant, to cover expected inflation where the eligible cost values are in constant prices.

18 Where VAT is considered as eligible, give reasons.

applies" (Article 41 (2) of Council Regulation (EC) No 1083/2006). This is then multiplied by the co-financing rate of the priority axis to determine the Community contribution.

H.2.1. Community contribution calculation

		Value
1.	Eligible cost (in euro, not discounted) (Section H.1.12(C))	
2.	Funding gap rate (%) = (E.1.2.11)	
3.	Decision amount, i.e. the "amount to which the co-financing rate for the priority axis applies" (Article 41 (2)) = (1)*(2) (respecting the maximum public contribution according to state aid rules)	
4.	Co-financing rate of the priority axis (%)	
5.	Community contribution (in euro) = (3)*(4)	

H.2.2. Sources of co-financing

In the light of the results of the financing gap calculation (where relevant) the total investment costs of the project shall be met from the following sources:

Source of total investment costs (€)					**Of which (for Information)**
Total investment cost [H.1.12.(A)]	Community assistance [H.2.1.5]	National public (or equivalent)	National private	Other sources (specify)	EIB/EIF loans:
a)= b)+c)+d)+e)	**b)**	**c)**	**d)**	**e)**	**f)**

The details of the decision(s) on national public financing, loans, etc., should be provided in Section D.2.3 above.

Loan financing, where it is used, is attributed to the body liable to repay the loan, national public or national private. Only in the case of EIB/EIF loans is it requested to identify the sum of loan financing for information purposes.

H.3. Annual financing plan of Community contribution

The Community contribution (H.2.1.5) shall be presented below in terms of the share of annual programme commitment.

(in Euro)	2007	2008	2009	2010	2011	2012	2013
[CF/ ERDF - specify]							

I. COMPATIBILITY WITH COMMUNITY POLICIES AND LAW

Article 9 (5) of Regulation (EC) No 1083/2006 states that "operations financed by the Funds shall comply with the provisions of the Treaty and of acts adopted under it."

In addition to the elements already set out above please provide the following information:

I.1. Other Community financing sources

I.1.1. Has an application been made for assistance from any other Community source (including ERDF, ESF, Cohesion Fund, TEN-T Budget, LIFE+, …) for this project?

Yes ☐ No ☐

If yes, please give details (financial instrument concerned, reference Nos, dates, amounts requested, amounts granted, etc.):

TEXT BOX

I.1.2. Is this project complementary to any project already financed or to be financed by the ERDF, ESF, Cohesion Fund, TEN-T Budget, other source of Community finance?

Yes ☐ No ☐

If yes, give details (provide precise details, reference Nos, dates, amounts requested, amounts granted, etc.):

TEXT BOX

I.1.3. Has an application been made for loan or equity support from EIB / EIF for this project?

Yes ☐ No ☐

If yes, please give details (financial instrument concerned, reference Nos, dates, amounts requested, amounts granted, etc.):

TEXT BOX

I.1.4. Has an application been made for assistance from any other Community source (including ERDF, ESF, Cohesion Fund, EIB, EIF …) for an earlier phase of this project (including feasibility and preparatory phases)?

Yes ☐ No ☐

If yes, please give details (financial instrument concerned, reference Nos, dates, amounts requested, amounts granted, etc.):

TEXT BOX

I.2. Is the project subject to a legal procedure for compliance with Community legislation?

Yes ☐ No ☐

If yes, please give details:

TEXT BOX

I.3. Publicity measures

Give details of the proposed measures to publicise Community assistance (i.e., type of measure, brief description, estimated costs, duration, etc.):

TEXT BOX

I.4. Involvement of JASPERS in project preparation

I.4.1. Has JASPERS technical assistance contributed to any part of the preparation of this project? M

Yes ☐ No ☐

I.4.2. Describe the elements of the project where JASPERS had an input (e.g. environmental compliance, procurement, review of technical description).

TEXT BOX

I.4.3. What were the principal conclusions and recommendations of the JASPERS contribution and were these taken into account in the finalisation of the project?

TEXT BOX

I.5. Public procurement

In cases where contracts have been advertised in the Official Journal of the European Communities, give reference.

Contract	Date	Reference
…	…	…

J. ENDORSEMENT OF COMPETENT NATIONAL AUTHORITY

I confirm that the information presented in this form is accurate and correct.

NAME:

SIGNATURE:

ORGANISATION:

(MANAGING AUTHORITY)

DATE:

ANNEX I

DECLARATION BY AUTHORITY RESPONSIBLE FOR MONITORING NATURA 2000 SITES

Responsible Authority _____

Having examined the project application _____

Which is to be located at _____

Declares that the project is not likely to have significant effects on a *NATURA 2000* site on the following grounds:

text box

Therefore an appropriate assessment required by Article 6 (3) was not deemed necessary.

A map at scale of 1:100.000 (or the nearest possible scale) is attached, indicating the location of the project as well as the *NATURA 2000* sites concerned, if any.

Date (dd/mm/yyyy): _____

Signed: _____

Name: _____

Position: _____

Organisation: _____
(Authority responsible for monitoring *NATURA 2000* sites)

Official Seal: