Commission Regulation (EC) No 1828/2006 of 8 December 2006 setting out rules for the implementation of Council Regulation (EC) No 1083/2006 laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund and of Regulation (EC) No 1080/2006 of the European Parliament and of the Council on the European Regional Development Fund

CHAPTER I

INTRODUCTION

Article 1 Subject matter

CHAPTER II

PROVISIONS IMPLEMENTING REGULATION (EC) No 1083/2006

Section 1

Information and publicity

Article 2	Preparation of the communication plan		
Article 3	Examination of compatibility of the communication plan		
Article 4	Implementation and monitoring of the communication plan		
Article 5	Information measures for potential beneficiaries		
Article 6	Information measures for beneficiaries		
Article 7	Responsibilities of the managing authority relating to information and publicity measures for the public		
Article 8	Responsibilities of beneficiaries relating to information and publicity measures for the public		
Article 9	Technical characteristics of information and publicity measures for the operation		
Article 10	Network and exchange of experience		
	Section 2		

Information on use of the Funds

Article 11 Indicative breakdown of use of the Funds

Section 3

Management and control systems

Article 12 Article 13 Article 14 Article 15 Article 16	Intermediate bodies Managing authority and controllers Accounting records Audit trail Audits of operations
Article 16	Audits of operations

Article 17	Sampling		
Article 18	Documents presented by the audit authority		
Article 19	Availability of documents		
Article 20	Documents submitted by the certifying authority		
Article 21	Description of management and control systems		
Article 22	Information concerning the managing authority, the certifying		
	authority and intermediate bodies		
Article 23	Information concerning the audit authority and bodies carrying		
111111111	out audits		
Article 24	Description of the management and control systems of the		
11111010 2 1	European territorial cooperation objective		
Article 25	Assessment of management and control systems		
Article 26	Derogations concerning operational programmes referred to in		
THEFE 20	Article 74 of Regulation (EC) No 1083/2006		
	Titlete 7 For regulation (De) 110 1003/2000		
	Section 4		
	Irregularities		
Article 27	Definitions		
Article 28	Initial reporting — derogations		
Article 29	Urgent cases		
Article 30	Follow-up reporting		
Article 31	Electronic transmission		
Article 32	Reimbursement of judicial costs		
Article 33	Co-operation with Member States		
Article 34	Use of information		
Article 35	Provision of information to committees		
Article 36	Irregularities under the reporting threshold		
	Section 5		
	Section 3		
	Personal data		
Article 37	Protection of personal data		
	Section 6		
	Section 0		
	Financial correction for non-respect of additionality		
Article 38	Rates of financial correction		
	Section 7		
	Section 7		
	Electronic exchange of data		
Article 39	Computer system for data exchange		
Article 40	Content of computer system for data exchange		
Article 41	Functioning of computer system for data exchange		
Article 42	Transmission of data through the computer system for data		
	exchange		

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006. (See end of Document for details)

Section 8

Financial engineering instruments

General provisions
Holding funds
Additional provisions applicable to financial engineering
instruments for enterprises
Urban development funds

CHAPTER III

PROVISIONS IMPLEMENTING REGULATION (EC) No 1080/2006

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Eligibility of expenditure on housing

Article 47 Interventions in the field of housing

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Article 48 Article 49	Rules on eligibility of expenditure Financial charges and guarantee costs
Article 50	Expenditure by public authorities relating to the implementation
	of operations
Article 51	In-kind contributions
Article 52	Overheads
Article 53	Depreciation

CHAPTER IV

FINAL PROVISIONS

Article 54 Article 55	Repeal Entry into force Signature	

ANNEX I

INSTRUCTIONS FOR CREATING THE EMBLEM AND A DEFINITION OF THE STANDARD COLOURS

SYMBOLIC DESCRIPTION

HERALDIC DESCRIPTION

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006. (See end of Document for details)

GEOMETRIC DESCRIPTION

REGULATION COLOURS

FOUR-COLOUR PROCESS

INTERNET

MONOCHROME REPRODUCTION PROCESS

REPRODUCTION ON A COLOURED BACKGROUND

ANNEX II

CATEGORISATION OF FUNDS ASSISTANCE FOR 2007-2013

Part A:

Codes by dimension

Part B:

Indicative breakdown of the Community contribution by category in the operational programme

Part C:

Cumulative breakdown of allocations of the Community contribution by category in the annual and final report on implementation

ANNEX III

LIST OF DATA ON OPERATIONS TO BE COMMUNICATED ON REQUEST TO THE COMMISSION FOR THE PURPOSE OF DOCUMENTARY AND ON-THE-SPOT CHECKS PURSUANT TO ARTICLE 14

- A. Data on operations (as per approval decision, as amended)
- B. Expenditure declared on operation

ANNEX IV

TECHNICAL PARAMETERS FOR RANDOM STATISTICAL SAMPLING PURSUANT TO ARTICLE 17 (SAMPLING)

A random statistical sampling method allows conclusions to be drawn...

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006. (See end of Document for details)

ANNEX V

MODEL AUDIT STRATEGY PURSUANT TO ARTICLE 62(1)(c) OF REGULATION (EC) No 1083/2006

- 1. INTRODUCTION
- 2. LEGAL BASIS AND SCOPE
- 3. METHODOLOGY
- 4. AUDIT APPROACH AND PRIORITIES
- 5. RISK ASSESSMENT
- 6. RELIANCE ON THE WORK OF OTHERS
- 7. RESOURCES
- 8. REPORTING

ANNEX VI

MODEL ANNUAL CONTROL REPORT PURSUANT TO ARTICLE 62(1)(d)(i) OF COUNCIL REGULATION (EC) No 1083/2006 AND ARTICLE 18(2) OF THE PRESENT REGULATION

- 1. INTRODUCTION
- 2. CHANGES IN MANAGEMENT AND CONTROL SYSTEMS
- 3. CHANGES TO AUDIT STRATEGY
- 4. SYSTEMS AUDITS
- 5. AUDITS OF SAMPLES OF OPERATIONS
- 6. COORDINATION BETWEEN AUDIT BODIES AND SUPERVISORY WORK OF THE AUDIT...
- 7. FOLLOW-UP OF PREVIOUS YEARS' AUDIT ACTIVITY
- 8. OTHER INFORMATION (IF APPLICABLE)
- 9. TABLE FOR DECLARED EXPENDITURE AND SAMPLE AUDITS

ANNEX VII

MODEL ANNUAL OPINION PURSUANT TO ARTICLE 62(1)(d)(ii) OF COUNCIL REGULATION (EC) No 1083/2006 AND ARTICLE 18(2) OF THE PRESENT REGULATION

INTRODUCTION

SCOPE OF THE EXAMINATION

Either

Or

OPINION

Either

(Unqualified opinion)

Or

(Qualified opinion)

Or

(Adverse opinion)

ANNEX VIII

MODEL FINAL CONTROL REPORT AND CLOSURE DECLARATION FOR OPERATIONAL PROGRAMMES PURSUANT TO ARTICLE 62(1)(e) OF COUNCIL REGULATION (EC) No 1083/2006 AND ARTICLE 18(3) OF THE PRESENT REGULATION

Part A:

Model final control report

- 1. INTRODUCTION
- 2. CHANGES IN MANAGEMENT AND CONTROL SYSTEMS AND AUDIT STRATEGY
- 3. SUMMARY OF AUDITS CARRIED OUT PURSUANT TO ARTICLE 62(1)(a) AND...

For systems audits:

For audits of operations:

- 4. FOLLOW-UP OF AUDIT ACTIVITY
- 5. ADDITIONAL WORK UNDERTAKEN BY AUDIT AUTHORITY IN PREPARING ITS CLOSURE...
- 6. LIMITATIONS ON THE SCOPE OF THE EXAMINATION BY THE AUDIT...
- 7. REPORTED IRREGULARITIES
- 8. OTHER INFORMATION (IF APPLICABLE)
- 9. TABLE FOR DECLARED EXPENDITURE AND SAMPLE AUDITS

Part B:

Closure declaration

1. INTRODUCTION

implementation...

Document Generated: 2023-11-27

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006. (See end of Document for details)

2. SCOPE OF THE EXAMINATION

Either

Or

3. IRREGULARITIES AND ERROR RATES

Either

Or

4. OPINION

Either

(Unqualified opinion)

Or

(Qualified opinion)

Or

(Adverse opinion)

ANNEX IX

MODEL DECLARATION FOR THE PARTIAL CLOSURE OF OPERATIONAL PROGRAMMES PURSUANT TO ARTICLE 18(5)

Opinion

ANNEX X

CERTIFICATE AND STATEMENT OF EXPENDITURE AND APPLICATION FOR INTERIM PAYMENT

ANNEX XI

ANNUAL STATEMENT ON WITHDRAWN AND RECOVERED AMOUNTS, PENDING RECOVERIES AND IRRECOVERABLE AMOUNTS (ARTICLE 20(2))

- 1. WITHDRAWALS AND RECOVERIES DEDUCTED FROM STATEMENTS OF EXPENDITURE DURING THE...
- 2. PENDING RECOVERIES AS AT 31.12.20..
- 3. IRRECOVERABLE AMOUNTS AS AT 31.12.20...

ANNEX XII

DESCRIPTION OF MANAGEMENT AND CONTROL SYSTEMS

- 1. GENERAL
 - 1.1. Information submitted by:
 - 1.2. The information provided describes the situation on : (dd/mm/yyyy)
 - 1.3. System structure (general information and flowchart showing the organisational relationship...

- 1.3.1. Managing authority (name, address and contact point in the managing...
- 1.3.2. Intermediate bodies (name, address and contact points in the intermediate...
- 1.3.3. Certifying authority (name, address and contact point in the certifying...
- 1.3.4. The audit authority and audit bodies (name, address and contact...
- 1.4. Guidance provided to the managing and certifying authorities and intermediate...

2. MANAGING AUTHORITY

- 2.1. Managing authority and its main functions
 - 2.1.1. The date and form of the formal designation authorising the...
 - 2.1.2. Specification of the functions and tasks carried out directly by...
 - 2.1.3. Functions formally delegated by the managing authority (functions, intermediate bodies,...
- 2.2. Organisation of the managing authority
 - 2.2.1. Organisation chart and specifications of the functions of the units...
 - 2.2.2. Written procedures prepared for use by staff of the managing...
 - 2.2.3. Description of procedures for selecting and approving operations and for
 - 2.2.4. Verification of operations (Article 60(b) of Council Regulation (EC) No...
 - 2.2.5. Processing of applications for reimbursement:
 - 2.2.6. Description of how information will be transmitted to the certifying...
 - 2.2.7. Eligibility rules laid down by the Member State and applicable...
- 2.3. In cases where the managing authority and the certifying authority...
- 2.4. Public procurement, State aid, equal opportunities and environment rules
 - 2.4.1. Instructions and guidance issued on the applicable rules (date and...
 - 2.4.2. Measures foreseen to ensure that applicable rules are complied with,...
- 2.5. Audit trail
 - 2.5.1. Description of how the requirements pursuant to Article 15 will...
 - 2.5.2. Instructions given on retention of supporting documents by beneficiaries (date...
- 2.6. Irregularities and recoveries
 - 2.6.1. Instructions issued on reporting and correction of irregularities and recording...
 - 2.6.2. Description of the procedure (including flowchart) to comply with the...

3. INTERMEDIATE BODIES

- 3.1. The intermediate body and its main functions
 - 3.1.1. Specification of the main functions and tasks of the intermediate...
- 3.2. Organisation of each intermediate body
 - 3.2.1. Organisation chart and specifications of the functions of the units...
 - 3.2.2. Written procedures prepared for use by staff of the intermediate...
 - 3.2.3. Description of procedures for selecting and approving operations (if
 - 3.2.4. Verification of operations (Article 60(b) of Council Regulation (EC) No...
 - 3.2.5. Description of procedures for processing of applications for reimbursement (if...

4. CERTIFYING AUTHORITY

- 4.1. Certifying authority and its main functions
 - 4.1.1. The date and form of the formal designation authorising the...
 - 4.1.2. Specification of the functions carried out by the certifying authority...
 - 4.1.3. Functions formally delegated by the certifying authority (functions, intermediate bodies,...
- 4.2. Organisation of the certifying authority
 - 4.2.1. Organisation chart and specification of the functions of the units...
 - 4.2.2. Written procedures prepared for use by staff of the certifying...
- 4.3. Certification of statements of expenditure
 - 4.3.1. Description of the procedure by which statements of expenditure are...
 - 4.3.2. Description of the steps performed by the certifying authority to...
 - 4.3.3. Arrangements for access of the certifying authority to the detailed...
- 4.4. Accounting system
 - 4.4.1. Description of the accounting system to be set up and...
 - 4.4.2. Level of detail of the accounting system:
- 4.5. Recoveries
 - 4.5.1. Description of the system for ensuring the prompt recovery of...
 - 4.5.2. Arrangements made to maintain a debtors' ledger and to deduct...

5. AUDIT AUTHORITY AND AUDIT BODIES

- 5.1. Description of the main tasks and inter-relationships of the audit...
- 5.2. Organisation of the audit authority and audit bodies under its...
 - 5.2.1. Organisation charts (including the number of posts attributed)
 - 5.2.2. Arrangements for ensuring independence
 - 5.2.3. Required qualification or experience
 - 5.2.4. Description of procedures for monitoring the implementation of recommendations and...
 - 5.2.5. Description of the procedures (where appropriate) for the supervision of...
- 5.3. Annual control report and closure declaration
 - 5.3.1. Description of the procedures for preparation of the annual control...
- 5.4. Designation of the coordinating audit body
 - 5.4.1. Description of the role of the coordinating audit body, if...
- 6. INFORMATION SYSTEM (Article 60(c) of Council Regulation (EC) No 1083/2006)...
 - 6.1. Description of the information system including flowchart (central or common...

ANNEX XIII

MODEL OPINION ISSUED PURSUANT TO ARTICLE 71(2) OF COUNCIL REGULATION (EC) No 1083/2006 AND ARTICLE 25 OF THE PRESENT REGULATION ON THE COMPLIANCE OF MANAGEMENT AND CONTROL SYSTEMS

INTRODUCTION

SCOPE OF THE EXAMINATION

OPINION

Either

(Unqualified opinion)

Or

(Qualified opinion)

Or

(Adverse opinion)

ANNEX XIV

MODEL STATEMENT OF EXPENDITURE FOR A PARTIAL CLOSURE

ANNEX XV

FINANCIAL TABLE FOR THE NATIONAL STRATEGIC REFERENCE FRAMEWORK (NSRF) — INDICATIVE ANNUAL ALLOCATION BY FUND AND OPERATIONAL PROGRAMME (OP)

ANNEX XVI

FINANCING PLANS FOR THE OPERATIONAL PROGRAMME

- 1. FINANCING PLAN OF THE OPERATIONAL PROGRAMME GIVING THE ANNUAL COMMITMENT...
- 2. FINANCIAL PLAN OF THE OPERATIONAL PROGRAMME GIVING, FOR THE WHOLE...

ANNEX XVII

FORECASTS OF LIKELY PAYMENT APPLICATIONS

Provisional forecasts of likely payment applications by Fund and by...

ANNEX XVIII

ANNUAL AND FINAL REPORTING

- 1. IDENTIFICATION
- 2. OVERVIEW OF THE IMPLEMENTATION OF THE OPERATIONAL PROGRAMME
 - 2.1. Achievement and analysis of the progress
 - 2.1.1. Information on the physical progress of the Operational Programme
 - 2.1.2. Financial information (all financial data should be expressed in euro)...
 - 2.1.3. Information about the breakdown of use of the Funds
 - 2.1.4. Assistance by target groups
 - 2.1.5. Assistance repaid or re-used
 - 2.1.6. Qualitative analysis
 - 2.2. Information about compliance with Community law
 - 2.3. Significant problems encountered and measures taken to overcome them

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006. (See end of Document for details)

- 2.4. Changes in the context of the operational programme implementation (if...
- 2.5. Substantial modification pursuant to Article 57 of Regulation (EC) No...
- 2.6. Complementarity with other instruments
- Monitoring and evaluation 2.7.
- National performance reserve (where applicable and only for the annual... 2.8
- 3. IMPLEMENTATION BY PRIORITY
 - 3.1. Priority 1
 - 3.1.1. Achievement of targets and analysis of the progress
 - Significant problems encountered and measures taken to overcome 3.1.2. them
 - 3.2. Priority 2
 - 3.3. Priority 3
- ESF PROGRAMMES: COHERENCE AND CONCENTRATION 4.
- 5. ERDF/CF PROGRAMMES: MAJOR PROJECTS (IF APPLICABLE)
- 5a. ERDF/CF PROGRAMMES: ENVIRONMENTAL PROJECTS WITH TOTAL INVESTMENT COSTS EQUAL TO ...
- 6. TECHNICAL ASSISTANCE
- 7. INFORMATION AND PUBLICITY

ANNEX XIX

VERIFICATION OF ADDITIONALITY FOR 2007 to 2013 CONVERGENCE OBJECTIVE – EX ANTE VERIFICATION

ANNEX XX

ANNEX XXI

ANNEX XXII

ANNEX XXIII

DATA ON PARTICIPANTS IN ESF OPERATIONS BY PRIORITY

NUMBER OF PARTICIPANTS PER YEAR (people entering, those leaving, carry-over from one year to the... BREAKDOWN OF PARTICIPANTS BY GENDER BREAKDOWN OF PARTICIPANTS ACCORDING TO STATUS IN THE LABOUR MARKET... Employed (total number of employed, including self-employed) Self-employed Unemployed (total...

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006. (See end of Document for details)

BREAKDOWN OF PARTICIPANTS BY AGE
Young people (15-24 years) Older workers (55-64 years)
BREAKDOWN OF PARTICIPANTS BY VULNERABLE
GROUPS, IN ACCORDANCE WITH NATIONAL...
Minorities Migrants Disabled Other disadvantaged people
BREAKDOWN OF PARTICIPANTS BY EDUCATIONAL
ATTAINMENT
Primary or lower secondary education (ISCED 1 and 2) Upper...

- (1) [X1OJ L 210, 31.7.2006, p. 25.]
- (2) [X1OJ L 210, 31.7.2006, p. 1.]
- (3) [XIOJ L 161, 26.6.1999, p. 1. Regulation as last amended by Regulation (EC) No 173/2005 (OJ L 29, 2.2.2005, p. 3).]
- (4) [X1OJ L 213, 13.8.1999, p. 1.]
- (5) [XIOJ L 178, 12.7.1994, p. 43. Regulation as amended by Regulation (EC) No 2035/2005 (OJ L 328, 15.12.2005, p. 8).]
- (6) [XIOJ L 191, 27.7.1994, p. 9. Regulation as amended by Regulation (EC) No 2168/2005 (OJ L 345, 28.12.2005, p. 15).]
- (7) [XIOJ L 281, 23.11.1995, p. 31. Directive as amended by Regulation (EC) No 1882/2003 (OJ L 284, 31.10.2003, p. 1).]
- (**8**) [X1OJ L 8, 12.1.2001, p. 1.]
- (9) [X1OJ L 13, 19.1.2000, p. 12.]
- (**10**) [X1OJ C 194, 18.8.2006, p. 2.]
- (11) $[^{X1}OJ L 130, 31.5.2000, p. 30.]$
- (12) [XIOJ L 193, 29.7.2000, p. 39. Regulation as last amended by Regulation (EC) No 448/2004 (OJ L 72, 11.3.2004, p. 66).]
- (13) [X1OJ L 63, 3.3.2001, p. 21. Regulation as amended by Regulation (EC) No 2355/2002 (OJ L 351, 28.12.2002, p. 42).]
- (14) $[^{X1}OJ L 64, 6.3.2001, p. 13.]$
- (15) [X1OJ L 201, 31.7.2002, p. 5.]
- (16) [X1OJ L 2, 7.1.2003, p. 7.]
- (17) | X1 OJ L 98, 2.4.2004, p. 22.]

Editorial Information

X1 Substituted by Corrigendum to Commission Regulation (EC) No 1828/2006 of 8 December 2006 setting out rules for the implementation of Council Regulation (EC) No 1083/2006 laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund and of Regulation (EC) No 1080/2006 of the European Parliament and of the Council on the European Regional Development Fund (Official Journal of the European Union L 371 of 27 December 2006).

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EC) No 1828/2006.