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EUROPEAN COMMISSION

Brussels, XXX
C(2010) yyy final

Draft

COMMISSION DECISION

of [...]

**on the adoption of the 2011 annual work programme for the specific programme
"Daphne III"**

Draft

COMMISSION DECISION

of [...]

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC, Euratom) N° 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities¹, (hereafter referred to as the Financial Regulation) and, in particular, Articles 75 and 110 thereof,

Having regard to Commission Regulation (EC, Euratom) N° 2342/2002 of 23 December 2002 laying down the detailed rules for the implementation of the Financial Regulation², (hereafter referred to as the 'Implementing Rules') and, in particular, Articles 90 and 166 thereof.

Having regard to Decision N° 779/2007/EC of 20 June 2007 of the European Parliament and of the Council establishing a specific programme to prevent and combat violence against children, young people and women and to protect victims and groups at risk (Daphne III programme)³ in particular, articles 9 (2) and 9 (3) thereof,

Whereas:

- (1) Article 75(2) of the Financial Regulation imposes the adoption of a financing decision prior to any expenditure and Article 90(3) of the Implementing Rules specifies the requirements.
- (2) Grants are subject to an annual programme, published at the start of the financial year, in conformity with Article 110 of the Financial Regulation and Article 166 of the Implementing Rules.
- (3) According to Article 90(2) of Implementing Rules, for grants, the decision adopting the annual work programme referred to in Article 110 of the Financial Regulation shall be considered to be the financing decision within the meaning of Article 75 of the Financial Regulation, provided that it constitutes a sufficiently detailed framework. As regards procurement, where the implementation of the corresponding appropriations is provided for by an annual work programme constituting a sufficiently detailed framework, this work programme shall also be considered to be the financing decision for the procurement contracts involved.
- (4) Under Article 166 of the Implementing Rules, the annual work programme for grants is adopted by the Commission. It specifies the basic act, the objectives, the schedule of calls for proposals with the indicative amount and the results expected.

¹ OJ L 248 – 16.9.2002

² OJ L 357 – 31.12.2002.

³ OJ L 173 – 03.07.2007.

- (5) The Committee established by Article 10 of Decision N° 779/2007/EC has delivered a favourable opinion on [13 September 2010 *provisional date*] on the content of the 2011 annual work programme.

HAS DECIDED AS FOLLOWS:

Article 1

The Commission approves the 2011 annual work programme on grants and contracts for the Daphne III programme, described in the annex to this decision. The total amount covered by this decision is EUR 18.070.070

This Decision serves as a financing decision for 2011 for the following budget title:

18.04.07 – Fight against violence (Daphne III)

The amounts covered by this decision are provisional and subject to the adoption of the EU budget by the budgetary authority.

Article 2

Within the maximum indicative budget set out in the annex, cumulated changes not exceeding 20% of the amount provided for each category are not considered to be substantial provided they do not significantly affect the nature and objectives of the work programme. The authorising officer by delegation may adopt such changes in accordance with the principle of sound financial management.

Article 3

The appropriations may also finance the payment of default interest in accordance with Article 83 of the Financial Regulation.

Done at Brussels,

For the Commission

[...]

Member of the Commission

ANNEX

Work Programme 2011 Daphne III

The Daphne III Programme (2007-2013) to prevent and combat violence against children, young people and women and to protect victims and groups at risk.

Budget line 18.04.07

Legal base : DECISION 779/2007/EC (20 June 2007; OJ L 173/19)

1. LEGAL CONTEXT

By Decision No.779/2007/EC of 20 June 2007, the European Parliament and the Council established for the period 2007-2013 a specific programme to prevent and combat violence against children, young people and women and to protect victims and groups at risk (Daphne III programme) as part of the General Programme 'Fundamental Rights and Justice' (the "Daphne III Decision").

2. FRAMEWORK

2.1. Objectives

The **general objective** of the Daphne III Programme is to contribute to the protection of children, young people and women against all forms of violence and to attain a high level of health protection, well being and social cohesion. The programme shall contribute, especially where it concerns children, young people and women, to the development of the EU policies and more specifically to those related to public health, human rights and gender equality, as well as actions aimed at protection of children's rights, and the fight against trafficking in human beings and sexual exploitation. The particular attention is paid to the preventive measures to protect children, young people and women against all forms of violence.

The programme's **specific objective** is to contribute to the prevention of and the fight against all forms of violence occurring in the public or the private domain against children, young people and women, including sexual exploitation and trafficking in human beings, by taking preventive measures and by providing support and protection for victims and groups at risk.

2.2. Types of Actions

The Daphne III Programme can support the following types of actions:

- (a) specific actions taken by the Commission (through service contracts, following relevant public procurement procedures);
- (b) specific transnational projects of EU interest involving at least two Member States (through action grants following call for proposals); and
- (c) support to the activities of non-governmental organisations or other entities pursuing an aim of general European interest regarding the general objectives of the programme (through operating grants following call for proposals).

2.3. Available Budget in 2011

Budget Line	Annual Budget	Available Budget for Grants and Contracts		
		Action Grants	Operating Grants	Contracts
18 04 07	18.070.070	12.070.070	2.000.000	4.000.000

In 2011, the total annual budget available for the Daphne III Programme is EUR 18.070.070.

This amount includes the contribution from the EFTA States that are party to the EEA.

EUR 12.070.070 will be allocated to funding specific transnational projects and EUR 2.000.000 will be allocated to operating grants.

In addition, EUR 4.000.000 will be allocated to service contracts to carry out the Commission's own initiated actions.

In conformity with Article 9(2) of the Daphne III Decision, a minimum of 70% of annual expenditure will be allocated to grants.

2.4. Monitoring and evaluation

2.4.1. Monitoring

The Commission will regularly monitor the implementation of the programme through the examination of final reports submitted by the beneficiaries and, where required, by on-the-spot monitoring. Projects will be monitored throughout their life cycle.

Project supervision will be carried out at several key stages:

- (1) While projects are running: monitoring will be ensured through regular contacts with beneficiaries and through visits to the funded projects including participation in conferences and seminars or other activities.
- (2) At the end of the projects: A thorough verification of the substance and financial aspects of a project will be carried out before approving the final report and paying the balance paid to the beneficiaries.

2.4.2. Evaluation

The Commission will further ensure the regular, independent, external evaluation of the Programme.

By 31 March 2011 the Commission will submit to the European Parliament and to the Council a mid-term evaluation report, assessing the qualitative and quantitative aspects of the implementation of the programme since its adoption.

No later than 31 May 2012 the Commission will submit to the European Parliament a communication on the continuation of the Programme.

No later than 31 December 2014, the Commission will submit a final evaluation of the programme to the Council and the European Parliament.

3. ACTION GRANTS (CO-FINANCING FOR SPECIFIC PROJECTS)

3.1. Actions and priorities for 2011

A call for proposals for specific transnational projects shall, within the scope of the specific objectives of the Daphne III Programme, focus on the annual priorities described below.

Projects submitted outside these priorities will be evaluated according to the same criteria as other projects, but their assessment will take into account that they are not in conformity with the priorities in this work programme.

All projects submitted must be within the scope of the programme and will be judged against the criteria set forth in this work programme and detailed in the call for proposals.

1. **Rights of victims of violence** - Best practices on protection measures and their implementation, counselling, psychological and practical support programmes, training of professionals, creation of manuals and protocols for professionals dealing with victims of violence.
2. **Violence linked to harmful practices** (e.g. female genital mutilation, forced marriage or forced sexual relationships, honour killings) committed against women, young people and children – Activities with emphasis on direct participation of the communities, including targeted awareness raising, education, specialised training of key professionals as well as promotion of dialogue within practicing communities.
3. **Children as victims and perpetrators of violence** – in particular activities addressing the most vulnerable children such as unaccompanied minors, victims of sexual exploitation, disabled or Roma children, children as victims of violence within family (by siblings, parents, other relatives); children as perpetrators of violence (i.e. bullying, violence within family such as on siblings, on mothers, on elderly family members) and best practices of child friendly justice.
4. **Media violence, particularly violence linked to new technology and social networking tools** - Targeted educational programmes and activities designed to increase children, young people and/or women's understanding of the potentially negative impacts of new technologies and to educate them on risks and solutions with the aim to ensure their well being and safety.

Under each priority the focus should be on field work on grass roots level.

Actions that duplicate other activities in this area (i.e. Safer Internet Programme, Fundamental Rights and Citizenship Programme, Prevention and fight against crime programme, etc.) will not be retained.

3.2. Target groups

Activities co-financed by the Daphne III Programme shall benefit children, young people and women who are, or at risk of becoming, victims of violence.

The main target groups (or intermediary groups) of the activities shall be, *inter alia*, families, teachers and educational staff, social workers, police and border guards, local, national and military authorities, medical and paramedical staff, judicial staff, NGOs, trade unions and religious communities.

3.3. Participation

The action grant funding of the Daphne III Programme is open to participation by private or public organisations and institutions (local authorities at the appropriate level, university departments and research centres) working to prevent and combat violence against children,

young people and women or to protect against such violence or to provide support for victims or to implement targeted actions to promote rejection of such violence or to encourage attitude and behaviour change towards vulnerable groups and victims of violence.

3.4. Financial provisions

The total amount foreseen for action grants is EUR 12.070.070.

3.4.1. Financial provisions for grants

Project financing will be based on the principle of co-financing. If the amount awarded by the Commission is less than the amount requested by the applicant, it is up to the latter to find the additional funds or to reduce the total cost of the project without reducing its objectives or content.

Should the project be selected for support, a grant agreement will be signed between the selected beneficiaries and the European Commission. This agreement is a standard agreement, and its terms and conditions may not be altered or be subject to negotiation.

3.4.2. Amount and duration of grants

In view of favouring projects with a maximum impact on the program objective and to ensure a cost efficient project management, the Commission will finance projects of up to 24 months duration. The Commission's contribution towards a single project must be between EUR 75.000 and EUR 600.000, which may constitute a maximum of 80% of total eligible project costs. Each applicant will therefore need to secure complementary funding from other sources to cover the balance of the project's costs.

3.5. Expected results for action grants

The available budget for grants will allow the co-financing of approximately 40-60 projects (depending on the individual grant amounts).

Action grant projects are expected to contribute to the achievement of the general and specific objectives of the Programme.

3.6. Project Selection

The Commission will take all the necessary measures to publicise the conditions and deadlines for submission of proposals.

Proposals will be assessed and evaluated by an evaluation committee made up of Commission officials, possibly assisted by independent experts, on the basis of the criteria set forth in the next chapter and the more detailed criteria published in the call for proposals. The Commission will inform each applicant of the final decision taken.

3.7. Assessment Criteria

The assessment criteria, most notably the award criteria, will be detailed further in the call for proposals.

3.7.1. Exclusion criteria

Applicants will be excluded from participation in a call for proposals in line with Article 114(3) of Council Regulation (EC, Euratom) No 1605/2002 on the Financial Regulation to the

general budget of the EU⁴, if they are in one of the situations referred to in Articles 93(1), 94 and 96(2) (a) of the same Regulation.

3.7.2 Eligibility criteria

- (a) Proposals must be submitted by the deadline set for the call using only the online application tool and must be presented on the standard forms, accompanied by all compulsory documents and annexes;
- (b) Proposals must be submitted by organisations which are legally established (excluding natural persons) in one of the 27 EU Member States or the EFTA States that are parties to the EEA Agreement (Iceland, Liechtenstein and Norway)⁵ and they must involve at least two of these;
- (c) Projects must have a duration of maximum 24 months;
- (d) The European Union grant applied for must be lower or equal to 80% of the total eligible cost of the project and be between EUR 75.000 and 600.000;

3.7.3. Selection criteria

In accordance with Article 116(1) of the Financial Regulation and Article 176 of the Implementing Rules, proposals will be evaluated according to the following selection criteria:

- (a) The applicant's sufficient operational and professional capacities to carry out the project;
- (b) The applicant's sufficient financial capacity to carry out the project.

3.7.4. Award criteria

The award criteria aim to ensure the selection of actions with high inherent quality, which contribute as much as possible to the Programme objectives and priorities in a cost-effective manner. All projects submitted must be within the scope of the Programme and will be assessed against the criteria set forth in this work programme and detailed in the call for proposals.

The proposals will be evaluated against the following criteria:

- (a) Consistency with the objectives of the Daphne Programme and the Annual Work Programme and impact of the expected results on the general and specific objectives of the Daphne Programme
- (b) Quality of the proposed action regarding its conception, organisation and presentation
- (c) Quality of the proposed action regarding its expected results
- (d) European dimension and added value
- (e) Innovation
- (f) Cost-effectiveness

⁴ OJ L 248, 16.9.2002

⁵ Organisations from candidate countries, accession countries and the Western Balkan countries can only participate if they meet the specific conditions laid down in their respective European Agreements and/or Framework Agreements with the European Union for their participation in EU programmes. Currently, none of these countries has fulfilled these conditions.

3.8. Timetable

The following provisional schedule is foreseen for the call proposals for the action grants:

Publication of the call on the Commission website:	Q1 2011
Deadline for submission of proposals:	Q2 2011
Opinion of the Programme Committee:	Q3 2011
Commission Decision:	Q4 2011

4. OPERATING GRANTS (CO-FINANCING OF THE ANNUAL WORK PROGRAMME OF NON-GOVERNMENTAL ORGANISATIONS OR OTHER ENTITIES PURSUING AN AIM OF GENERAL EUROPEAN INTEREST)

4.1. Actions and priorities

Grants awarded under this heading are not intended to co-finance the implementation of a specific project, but to support the activities included in the annual work programme of eligible organisations.

4.2. Participation

Operating grants under the Daphne III Programme can be awarded to non-governmental organizations (NGOs) or other entities pursuing an aim of general European interest and established on the basis of the law of one of the EU or EFTA States (members of the EEA agreement).

4.3. Financial provisions for operating grants

The budget available for operating grants is EUR 2.000.000. This amount is indicative. The following provisions will apply:

- (a) The maximum rate of co-financing by the Commission is 80% of the total eligible costs the applicant expects to incur in carrying out its activities during 2012.
- (b) The Commission's contribution cannot exceed EUR 300.000. The remaining funding of the organisation's budget must come from other sources.
- (c) Eligible costs are those necessary to enable the organisation to implement its annual work programme. The rules on eligible and ineligible costs are described in the standard grant agreement.
- (d) The operating costs of an organisation co-funded under this framework cannot be financed by any other instrument from the budget of the European Union.
- (e) If an organisation realizes a surplus balance on the operating budget, it may have to repay part of the grant paid to it by the Commission.

- (f) In accordance with the Financial Regulation of the EC, when operating grants are renewed from one year to another, they shall be gradually decreased.

4.4. Expected results

The available budget should allow approximately 10 organisations to be selected. The organisations selected shall enable progress to be made in the attainment of the general and specific objectives of the programme, mentioned above.

4.5. Selection procedure

Organisations to be co-financed under the programme will be selected following a call for proposals. Proposals will be evaluated by an evaluation committee made up of Commission officials, possibly assisted by independent experts, on the basis of the assessment criteria described below.

4.6. Assessment criteria applicable for operating grant selection

4.6.1. Exclusion criteria

See Point 3.7.1.

4.6.2. Eligibility Criteria

- (1) The grant application must concern an operating grant (i.e., a grant to support activities included in the applicant's 2012 annual work programme);
- (2) Applicants must be non-governmental organisations (NGOs) or other entities pursuing an aim of general European interest duly constituted on the basis of the law of one of the EU or EFTA/EEA States;
- (3) Applicant organisations must carry out activities with a European dimension;
- (4) Only applications submitted on the standard request forms, within the deadline mentioned in the call for proposals, will be taken into account. Any alterations made to the form or missing compulsory documents or annexes will disqualify the application;
- (5) The European Union grant applied for must be lower or equal to 80% of the total eligible costs and cannot exceed EUR 300.000.

4.6.3. Selection Criteria

Proposals which meet the eligibility criteria will be evaluated on the basis of the following selection criteria:

- (a) The applicant demonstrates sufficient operational and professional capacities;
- (b) The applicant demonstrates sufficient financial capacity;

4.6.4. Award Criteria

The proposals will be evaluated on the basis of the following criteria:

- (a) Consistency with the programme objectives
- (b) Quality of the planned activities
- (c) Likely multiplier effect on the public of the planned activities
- (d) Geographic impact of the activities carried out

- (e) Citizen involvement in the organisation of the bodies concerned
- (f) Cost effectiveness ratio of the activity proposed

These award criteria will be outlined in more detail in the call for proposals.

4.7. Approximate timetable

For 2010, the following provisional schedule for the call for proposals for operating grants is foreseen:

Publication of the call for proposals on the Commission website:	Q3 2011
Deadline for submission of proposals:	Q4 2011
Opinion of the Programme Committee:	Q1 2012
Commission Decision:	Q1 2012

5. CALLS FOR TENDERS (CONTRACTS) AND OTHER COMMISSION INITIATIVES

5.1. Amount allocated to specific actions taken by the Commission

The indicative total amount allocated to specific actions by the Commission is EUR 4.000.000.

5.2. Indicative number, type and object of actions and procedure retained

In 2011, the Commission intends to carry out the actions set out below. The budgetary breakdown is indicative and reallocation between the different actions is possible according to need. Any unused funds for contracts will be allocated to action grants. Moreover, any unforeseen action which becomes necessary after the adoption of this work programme may also be financed from unused funds or in the event of allocation of additional funds.

Action	Indicative Amount in euro	Tender procedure/ framework contracts/other to be used	Indicative time frame for launch of relevant tender procedures
EU-funded event on violence against women in co-operation with the relevant Council presidency	250.000	Framework contract	Q2
Meeting(s) of expert group on violence with a view to exchanging information and good practices in the field.	150.000	Framework contract	Q1-Q4
Communication activities to accompany the Commission's Communication on violence against women and awareness raising events for combating violence against women	3.000.000	Call for tenders/ framework contracts	Q1-Q4

Maintenance and the update the contents of the Daphne Toolkit website	100.000	Framework contract	Q2
Study on prevalence of violence against women in the EU and the establishment of a common methodology for data collection	500.000	Call for tender	Q3
TOTAL	4.000.000		