

Call documentation

3rd Call for Proposals Programme SIGMA Sub-Objective 1: Support for the Commercialisation of R&D&I+

Funding Programme for Applied Research and Innovation

Ref. No.: TACR/12-11/2023



Focus and Conditions of the 3rd Call for Proposals Under the SIGMA Programme

In Sub-Objective 1: Activities of so-called pre-application research

Measure: Support for the Commercialisation of R&D&I+

What is the focus of the call for proposals?

- The call for proposals is aimed at supporting projects with the ambition of participating in the EIC Accelerator.
- The call for proposals is focused on supporting the verification of outputs / results of applied research in terms of their practical application and on the preparation of their subsequent commercial exploitation or use for the needs of society.
- The call for proposals is focused on supporting the commercialisation of breakthrough innovative solutions (products, services, etc.) and supporting the growth and development of small and medium-sized enterprises and start-ups based in the Czech Republic.
- The call for proposals is not focused on a particular sector or field.
- The objective of each project proposal is to draw up a **feasibility study** in order to verify the technological and economic viability of a disruptive innovation.
- The product or service should have an exploitation potential not only in the Czech environment, but should be also competitive on the international market. The uniqueness, impact and implementation of the product or service will be evaluated.
- The applicant is expected to have a technology readiness level (TRL) of at least 4 at the time of submitting the project proposal. During the course of the project solution, the application is expected to shift to at least TRL level 6 to 7.
- After completion of the project, the product or service should be ready for practical use or market entry and should be ready for faster expansion to other markets (EU, global).
- Funded projects in this call for proposals will be provided with support services coaching.

Who can apply for funding?

The main applicant must be a **small or medium-sized enterprise** that carries out the project **independently** (without other participants).

Important dates

Call is open for submissions: from 30. 3. 2023 until 17. 5. 2023

Announcement of results: 30. 9. 2023

Start of project implementation: at the earliest October and at the latest December 2023

Project duration¹: 6 months

Maximum amount and rate of funding

Maximum amount of funding per project: 780 000 CZK

Maximum rate of funding per project: 70%

What documents are provided by the applicant? (TA CR will not ask for them)

- 1. Through the data box:
 - Confirmation of submission of an electronic project proposal to ISTA.
- 2. Through the attachments in the project proposal to ISTA:
 - Project proposal in English (max. 10 pages of A4);
 - Video as a presentation of the project proposal in English (max. 3 minutes long).

TA CR shall not accept project proposals for calls for proposals without the submission of the above-mentioned documents. Documents cannot be additionally submitted on the basis of a request pursuant to Article 21(9) of the Act on the Support of Research and Development.

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¹ During the project implementation, it is possible to request an extension of the project solution by a further two months based on the project change procedure (pursuant to SME-07 Project Change Procedure).

What documents are provided by the applicant? (TA CR may ask for them)

1. Through the data box:

• Sworn statement of the applicant.

2. Through attachments in the project proposal to ISTA:

 Financial statements for the years 2019, 2020 and 2021, including confirmation of sending to the registry court, if they have not yet been published (only if the publication of financial statements is required by the relevant law);

If the above-mentioned documents are not provided, then the TA CR will invite the applicant to submit them pursuant to Article 21(9) of the Act on the Support of Research and Development.

Questions about the call for proposals may be submitted via the <u>Helpdesk</u>. You can contact our regional staff at the <u>contact points</u> for personal or telephone consultations.

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Introductory Information

For this call, the call documentation is published in Czech and English. In case of divergence between the language versions, the Czech version shall prevail.

Before submitting a project proposal, the Technology Agency of the Czech Republic (hereinafter TA CR) recommends that applicants become familiar with the following important references and terms that are directly related to the call:

- General Terms and Conditions of TA CR (version 7), which lay down all the rights and obligations of beneficiaries, including the definition of important terms. Furthermore, individual cost categories are described in more detail here;
- Frascati Manual, which describes the specifics of research and development projects, defines important terms, and should also serve as a guide for classifying research activities into the right categories (industrial research and experimental development);
- Information system of the Technology Agency of the Czech Republic (hereinafter "ISTA"), which is used to submit project proposals.

The "§" icon in front of the text serves as a hyperlink to the legal framework (Chapter 8). Clicking on this icon will take you to the relevant part of the legal framework.

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1 Applicants in the Call for Proposals

The main applicant may:

- only be an **enterprise** that has its registered office, establishment, or branch in the Czech Republic;
- implement the project independently (without other participants);
- be the small or medium sized enterprise;
- submit maximum one project proposal. In case of submission of a higher number
 of project proposals than one, it decides about the order of the time of submission in the
 information system ISTA. Project proposals submitted in excess of the permitted number
 of projects will not be accepted to the call, even if the first project proposal submitted
 for the call is not accepted for the call for non-compliance with formal requirements
 or proof of eligibility.

Start-ups, research organisations or other legal forms can also apply as a **small or medium-sized enterprise**, as long as they meet the conditions of size.

2 Dates and Deadlines

Dates and deadlines related to the submission of project proposals and to the proof of the applicant's eligibility

Call opening time (from this time onwards, project proposals may be filled in and submitted in ISTA)	30. 3. 2023 v 9:00	
Call closing time (deadline for the submission of project proposals through ISTA)	17. 5. 2023 v 16:29:59	
Deadline for sending a confirmation of submission of an electronic project proposal from the data box of the main applicant to the TA CR data box	47.5.202222.50.50	
Deadline for the receipt of proof of eligibility documents (except for documents that constitute a part of the project proposal) in the TA CR data box	17. 5. 2023 v 23:59:59	

TA CR shall **publish the results of the call at the latest on 30. 9. 2023** on the website www.tacr.cz. Subsequently, TA CR shall send the **decision on the result of the call** to the main applicant through their data box.

Dates and deadlines related to the project implementation

Start of the project	October 2023 – December 2023
Project duration ²	6 months
Deadline for completion of the project	July 2024

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² During the project implementation, it is possible to request an extension of the project solution by a further two months based on the project change procedure (pursuant to SME-07 Project Change Procedure).

3 Project Proposal

The project proposal is an application for funding, which applicants submit through ISTA. Applicants must include in the project proposal all the information that is necessary for its evaluation (directly in the fields provided in ISTA or in the annexes to the project proposal). If TA CR decides to support the project proposal and a project contract³ is signed, then the project proposal becomes a project.

The project proposal shall be submitted in English. All information provided in the project proposal must correspond to the facts as of the date of the proposal submission.

3.1 Focus of the Call for Proposals

The call is focused on supporting the commercialization of breakthrough innovative solutions (products, technologies, services, etc.) that will contribute to the expansion, growth and development of enterprises. The call is not focused on a particular sector or field.

The objective of each project proposal is to draw up a feasibility study (in English) in order to verify the technological and economic viability of an innovation. The objective of the project proposal is not to develop technical and scientific knowledge, but to verify and confirm the hypothesis in terms of potential consumer interest in the innovation and the readiness of the product, technology or service for commercial exploitation. Increased emphasis is placed on the groundbreaking nature of the solution and the experience or skills of key people in the research team.

The product, technology or service should have commercial potential not only in the Czech environment, but it is expected to have a potential to expand and compete also on the international market.

At the time of submitting the project proposal, the product, technology, or service should:

- be ready for practical use or entry to markets;
- have a clearly specified target group, final customer or marketing channel;
- be at a Technology Readiness Level (TRL) of at least 4 technology validated in lab⁴

The technology is expected to shift from TRL 4 - TRL 5 to TRL 6 - TRL 7 during the course of the project. An applicant who is at TRL 4 must shift to at least TRL 6. An applicant who is at TRL 5 must shift to at least TRL 6.

These **extra support services** will TA ČR provide via cooperation with the Enterprise Europe network representatives. In order to select a coach, the project proposal can be shared with the Enterprise Europe Network (with the written agreement of the beneficiary).

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³ Where the call documentation refers to a project contract this also includes a decision on the provision of funding, which the TA CR issues only if the applicant is an organisational unit of the state, or an organisational unit of a Ministry engaged in research and development.

⁴ The significance of TRL levels is described by the European Commission in Annex G, Horizon 2020, Work programme 2018-2020.

Beneficiaries will be offered the possibility of a special screening of their successful projects for suitability for participation in the EIC Accelerator call of the European Innovation Council through the so-called plug-in mechanism, which allows skipping the Short Stage Proposal stage. This screening will be conducted based on the assessment of projects by experts focused on business and innovation with knowledge of the EIC Accelerator tool. The experts will either recommend or not recommend the project for the 2nd round (so-called Full Stage Proposal) of the EIC Accelerator. Projects that will be recommended will be able to apply for funding in the EIC Accelerator by submitting an application for the 2nd round by one of the upcoming EIC Accelerator cut-off dates, but no later than 2 years after the screening.

3.2 Application of Outputs and Results

Applicants must attach a Project Proposal in English (Annex 1 of the Call Documentation) and include a working hyperlink to a video in English that will characterise the project proposal.

Project proposal

Annex No. 1 to the Call documentation is called "Project proposal" and contains a binding template for this mandatory annex. The main applicant **must follow the structure**, including the numbering and naming of chapters. The final document **must not be longer than ten pages of the A4 format** (including the introductory page). If the maximum number of pages is exceeded, the evaluators will take into account the first ten pages. This is the technical part of the project proposal, which must be enclosed in pdf format.

Without this annex, the project proposal will not be admitted to the call and will be excluded during the formal check (Project proposal will not be possible to supplement subsequently).

In ISTA, this annex can be downloaded in an editable format. Insert the project proposal in chapter 3. PROJECT PRESENTATION / Definition of the project or 8. PROJECT ANNEXES

Video introducing the unique project proposal

Each project proposal must include a link to the maximum length of 3 minutes (in English) in the required Full HD resolution ($1920 \times 1080 \text{ px}$, 30-60 fps) that you place on YouTube or other suitable platform (without a password or having to request access permission).

Please describe in the video:

- What is your product or service and in what respect it is **unique**.
- What is your **motivation**.
- What is the **target group** and how the product or service has the potential to appeal to it.
- Who are you and how many people are in your **research team**.
- How do you plan to bring the **product to the market**.

Without a functioning link, the project proposal will not be admitted to the call and will be excluded during the formal check (the video will not be possible to supplement subsequently). If the video exceeds the maximum length of 3 minutes, then the project proposal will not be accepted to the call for proposals. There is no minimum length of the video.

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Insert the link to the video in ISTA into tab 3. PROJECT PRESENTATION into box Project video presentation.

3.3 Differentiation from Similar Projects

The Technology Agency of the Czech Republic only supports project proposals, whose contents or part(s) thereof have not been or are not currently being addressed in another of their own projects⁵. Dual funding is not permitted.

Applicants (particularly in cases where key persons in the project team are the same and the project proposals have a similar focus) are required to state their own:

- **completed projects**, if the planned outputs/results of the project proposal are connected to them, and to describe this connection;
- **related ongoing projects** and describe the differences between these projects with the project proposal submitted to this call for proposals;
- project proposals submitted both to this and another call for proposals, where simultaneous funding would not result in dual funding. In which case, it is necessary to describe the differences between these projects;
- project proposals submitted both to this and another call for proposals, where simultaneous funding **would** result in dual funding. In which case, it is necessary to state that only one project contract will be concluded and that this commitment must be respected.

In case of non-compliance with the conditions described above, the project proposal **will not be funded** due to non-compliance with the conditions of the tender documentation.

If there are no such projects to which the obligation of delimitation applies, then please **explicitly state this fact**.

A description of the current state of knowledge in the given research area, a description of the novelty of the developed solution in the sense of gaining new knowledge, and a list of projects with which the project proposal may be duplicated and the limitations to these possible duplications should be given in Annex 1 - Project Proposal.

In order to verify the completeness of the list of related projects and demonstrate the novelty of the proposed solution, TA CR recommends using the <u>STARFOS</u> tool for searching for funded, or the Research, Experimental Development and Innovation Information System (<u>R&D IS</u>).

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⁵ **Own projects** are any projects of any provider of state aid, in which an entity with the same ID number participates, regardless of whether it is the main applicant or other participant..

3.4 Thematic Classification of Project Proposals

The classification of a project proposal into the correct category serves for statistical and analytical purposes and for the evaluation of public spending in the area of science, research, and innovation. Classification is a mandatory step in the proposal submission process. The correct classification of the project proposal also has an impact on the correctness of the evaluation process. The objectives and fields that may be selected for the classification (defined based on the focus of the programme) are listed in the references provided below or in the help system of ISTA.

All of the following details are entered in ISTA in Chapter 3. PROJECT PRESENTATION, in the **Project Classification tab**:

- Objectives of the National Priorities of Oriented Research, Experimental Development and Innovation (**RDI priorities**) an overview of the objectives is given in the ISTA;
- Fields of study according to the Central Project Registry (**CEP**), the Fields of Research and Development (**FORD**), and the <u>TA CR list of fields</u>. The chosen fields of CEP, FORD, and TA CR should be in accordance with each other;
- Domains of research and innovation specialisations of the National Research and Innovation Strategy for Intelligent Specialisation of the Czech Republic 2021-2027 (RIS III strategy), Annex 1 – Cards of thematic areas.

3.5 Outputs and Results

In this call for proposals, TA CR is only able to support project proposals where it is assumed that the **outputs/results will be put into practice**.

For each project proposal, applicants must select at least one main output/result of the type "O-other result" in the form of a feasibility study. This output/result has to be submitted in English.

The main outputs/results are generated into binding parameters and are thereby part of the project contract. According to the General Terms and Conditions, all the main outputs/results must be achieved by the end date of the project solution.

Other types of outputs/results defined in <u>Annex 4</u> of Methodology 2017+ for Evaluating Research Organisations and Research, Development and Innovation (hereinafter referred to as the "<u>Methodology</u>") may be inserted **only among other outputs/results**.

TA CR has specified its requirements for individual outputs/results in MET-12 Specification of the Requirements of the Provider for R&D Results (hereafter referred to as "MET-12"), which applicants are required to comply with. All the achieved outputs/results must meet the conditions and parameters set by both Methodology 2017+ specified by MET-12.

The output/result of the type **Vsouhrn - Summary Research Report** and **V - Research Report** with **Classified Content**, cannot be listed as Other Outputs/Results.

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4 Financial Rules

Expected amount allocated to the call for proposals	10 million CZK
Maximum amount of funding per project	780 000 CZK
Maximum funding rate per project	70%

Beneficiaries shall cover a mandatory co-funding at a minimum rate of 30% from other sources.

There is no legal entitlement to the funding.

Beneficiaries shall include the planned costs for 2023 in the costs for 2024.

4.1 Funding Rate



Two types of funding rate must be observed in the project proposal:

- Maximum funding rate per project (the rate must always be observed for the entire project proposal and in the sum of all applicants listed in the project proposal);
- **Funding rate per applicant** (for individual applicants in the project proposal).

Maximum funding rate per project

Applicants must comply with the maximum funding rate for the project. This funding rate is calculated as a share of the required funding and all costs of the project proposal for all applicants in the project proposal. The maximum funding rate for the project needs to be observed for the entire duration of the project as a whole (it is not mandatory to observe it every single year of the project implementation).

Due to compliance with the funding rate for the entire project proposal, it may not be possible for all applicants to reach the maximum funding rate according to the type of applicant. This depends on the distribution of costs between individual applicants and the representation of the type of applicants in the project proposal.

4.1.1 Funding Rate Per Applicant

The funding rate for individual applicants is determined according to the type of applicant, the fulfilment of the conditions of effective collaboration, and with regard to the nature of the activities planned in a given year (ratio of industrial research and experimental development -IR/ED). The funding rate for individual applicants must be observed in each year of the project implementation, according to the amount of actually planned costs in a given year.

The amount of permitted funding per individual applicant is calculated in ISTA in Chapter 6 Financial Plan in the Resources table in the Maximum Amount of Funding based on the Completed IR/ED ratio and the Amount of Costs.

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The maximum permitted funding rate for individual types of applicants must be observed in each year of the project implementation, according to the amount of costs actually incurred in the given year. The maximum funding rate is shown in the following table:

Types of applicant/	Maximum funding rate	
Categories of activities	Industrial research (IR)	Experimental development (ED)
Small enterprise	70%	45%
Medium-sized enterprise	60%	35%

4.2 Eligible Cost Categories

All cost categories are listed and detailed in Article 18 of the General Terms and Conditions.

In this call, eligible cost categories include:

- **personnel costs** including scholarships[⁶;
- costs of subcontracting;
- other direct costs: and
- **indirect costs** may be reported using the following methods:
 - "flat rate" of up to 25% of the sum of the personnel costs and other direct costs actually reported by the applicant in the given year.

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⁶ TA CR wishes to draw the applicants' attention to the fact that in the case of reporting of personnel costs in the form of scholarships, the licence conditions between the student and the university need to be arranged. The opinion of TA CR on this type of cost may be found HERE.

5 Proof of Eligibility and Project **Proposal Submission**

5.1 Proof of Eligibility and Other Requirements Stipulated by TA CR

Each applicant (main applicant as well as other partners in the project proposal) shall demonstrate its eligibility to implement the project separately on the prescribed form "Sworn Statement of the Applicant".

The sworn statement:

- must be sent by each applicant from its data box (each applicant for itself) to the TA CR data box (data box ID: afth9xp)
- does not need to be physically signed (the signature is replaced by it being sent from the appropriate data box);
- in the details of the message, state the "3rd of the Call for Proposals SIGMA, Sub-Objective 1: Support for the Commercialisation of R&D&I+ - Proof of Eligibility".

If the other participant does not have a data box, then it may send the sworn statement in writing the same as a foreign other participant.

Financial statements:

• Applicants must comply with the obligation established by the Accounting Act to **publish** financial statements for the years 2019, 2020 and 2021, from which TA CR will check whether the applicant is not an undertaking in difficulty or the correct applicant type.

In the event that applicant has submitted its financial statements to the registry court, and they have not yet been published before the submission of the project proposal, the applicant shall attach the financial statements as an attachment to the project proposal, including a confirmation of submission to the relevant registry court.

In the event that the relevant income tax administrator (e.g., tax office) has submitted the financial statements to the registry court on behalf of the applicant, and they have not yet been published before the submission of the project proposal, the applicant shall attach the financial statements as an attachment to the project proposal, including a confirmation of submission to the income tax administrator.

Undertaking in difficulty:

Funding will not be provided to an applicant (main applicant, other participant) who meets the definition of an undertaking in difficulty. The Office for the Protection

- of Competition (ÚOHS) has defined individual criteria according to Article 2(18) of the Regulation, which are available HERE.
- The evaluation of undertakings in difficulty applies in particular to limited liability companies, joint stock companies, cooperatives, European companies, European cooperative companies, public companies, limited partnerships, and others.
- The evaluation of undertakings in difficulty is performed according to the assessment criteria both for individual entities and at the level of the entire group of interconnected entities between which control relationships exist. For this reason, for subjects that belong to a group of companies, the criteria of an undertaking in difficulty must be monitored not only at the level of an individual subject, but also at the level of the entire group. Therefore, data for parent, subsidiary, and sister companies, including foreign entities, are included in the assessment.
- TA CR shall check this condition during a formal inspection. If the applicant is identified as an undertaking in difficulty, the TA CR will not accept the project proposal with the given applicant for public competition.

In the event that ISTA identifies the applicant as an undertaking in difficulty, but there is an objective and publicly demonstrable explanation why you are not actually an undertaking in difficulty (e.g., a company being divided), then state the relevant arguments in the ISTA comment in Chapter 2 Applicants/Financial Indicators below the table. You can also attach the financial statements for the year 2021 together with the confirmation of delivery to the registry court.

Also, if you are part of a group of companies that function as an economic unit, and within the assessment of the whole group you are not an undertaking in difficulty, please state this fact in a comment. Provide consolidated financial statements for the entire group or for individual members of the group as annexes to the project proposal.

Records of beneficial owners:

Applicants that legally fall under this obligation must be registered in the register
of beneficial owners. If the applicant is not registered in the register of beneficial owners
by the end of the period for the submission of proposals, i.e., by 17. 5. 2023, then TA CR
will not accept the project proposal for the call for proposals.

In the event that the applicant's organisation is not in this register, it shall submit a proposal for entry of data into the register of beneficial owners to the relevant registry court or a request for registration with a notary (including a certificate of registration). Please note that the applicant must be registered in the register of beneficial owners by the end of the period for the submission of proposals. More information may be found here.

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Requirements for which compliance is documented through ISTA:

- Professional qualifications to implement the project to be filled in for key persons in the research team in the "Professional CV" section. Each main applicant must have at least one person in the role of a researcher in the project proposal and each potential other partner must have at least one person in the role of other researcher.
- Authorisations to perform the activities planned in the project proposal a copy is submitted with the project proposal (e.g., authorisation to perform biological testing, authorisation to perform research on human embryonic stem cells);
- Ownership structure of each applicant each applicant must indicate all ultimate owners - natural persons with a share of at least 10% (if it follows from the legal form of an applicant that it does not have an ownership structure, this obligation shall not apply to it).

5.2 Project Proposal Submission

A project proposal must be submitted to the call in an electronic form through ISTA. No other form of project proposal submission shall be permitted.

After submitting the project proposal through ISTA, the owner⁷ of the project proposal shall generate a document entitled "Confirmation of Submission of an Electronic Project Proposal in ISTA". This document contains clear identifiers, which must be identical to the electronically submitted project proposal.

Confirmation of submission of an electronic project proposal in ISTA:

- must be sent from the data box of the main applicant to the TA CR data box (data box ID: afth9xp);
- in the details of the message, state the "3rd of the Call for Proposals SIGMA, Sub-Objective 1: Support for the Commercialisation of R&D&I+ - Confirmation of Submission".

The project proposal may be withdrawn (e.g., in the case of a need to modify or supplement an already submitted project proposal) by the owner of the project proposal in ISTA. After submitting the project proposal, the owner of the project proposal will see the "Withdraw the Project Proposal" button in the PROJECT DRAFT SUMMARY tab. This step cancels the submission of the project proposal. For proper submission, it is necessary to send the project proposal again in ISTA, then generate a confirmation of the submission of the project proposal and send it to the TA CR data box.

Once the call for proposals is closed, it will no longer be possible to modify the proposal.

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⁷ **Owner** is a role in ISTA. It is the person who initiated the project proposal and is the only one with the right to submit the project proposal to a call in ISTA and to subsequently generate the "Confirmation" of submission of an electronic project proposal in ISTA". The owner of the project proposal may assign and modify authorisations to revise the project proposal to all persons.

5.3 Notification of Changes After the Submission of Project Proposals

As applicants, you are obliged to inform TA CR in writing about any and all **changes** that may take place **in the period from the submission of the project proposal until the possible conclusion of the project contract** and which concern your legal status or the details required to demonstrate eligibility (e.g., change in size, registered office, statutory representative, merger, or division of the enterprise), or which may affect the decision making of TA CR.

You must do so within **seven calendar days** of becoming aware of such a change. If you do not do so within the set deadline, the project proposal will be excluded from the call.

6 Evaluation

The evaluation will take place between 18. 5. 2023 do 30. 9. 2023. Immediately after the closing of the call for proposals, a formal check will begin to verify the basic requirements. Afterwards, TA CR will publish on its website the project proposals that will be further evaluated and those that will not be admitted to the call.

Details concerning individual evaluation steps, a list of the evaluation criteria together with the aspects that will be evaluated under individual criteria are provided in the following Annex to the Call Documentation: Annex No. 2 - Evaluation Process.

6.1 Evaluation Process

Each project proposal admitted to the call, i.e., that successfully passed the formal check, will be gradually evaluated by:

- experts;
- the rapporteur;
- expert advisory body.

The TA CR Board will subsequently issue a final decision on the support or non-support of project proposals.

6.2 Binary Criteria

If a binary criterion is not met, the project proposal cannot be recommended for funding regardless of the number of points it receives in the evaluation.

List of binary criteria

Compliance with the programme and the sub-objective 1.

6.3 Scored Criteria

If 0 points are awarded for a scored criterion, then the project proposal will not be recommended for funding.

Scored criterion	Point scale
1. Excellence	0; 1; 2; 3; 4; 5 points
2. Impact	0; 1; 2; 3; 4; 5 points
3. Implementation	0; 1; 2; 3; 4; 5 points

6.4 Independence of the Evaluation Process

Independence and equal treatment are the basic principles applied by TA CR in the evaluation process. Therefore, none of the applicants or their authorised persons may contact the persons evaluating the project proposals with the intention of influencing them. Complaints concerning suspicions of corrupt practices or other unfair activities may be sent to the e-mail address protikorupci@tacr.cz.

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7 Signature of the Project Contract and Project Implementation

A project contract will be concluded with the main applicants of successful project proposals. The project proposal may be changed before signing the project contract only if it is a change of an administrative nature or a change not caused by the applicant, which is worthy of special consideration.

A project contract will not be concluded with the main applicant if the main applicant include:

- an enterprise in which the beneficial owner is be a public official pursuant to Article 2(1)(c) of Act 159/2006 Coll., on Conflicts of Interest; or
- a public official or a person controlled by him or her owning a share representing at least 25% of the shareholder's participation will be among the main applicant (Article 4(c) of Act 159/2006 Coll., on Conflicts of Interest), or
- the beneficial owner of the applicant will be listed among the persons on whom a sanction is imposed pursuant to Act 69/2006 Coll., on the Implementation of International Sanctions.

Before signing the project contract, you shall be obliged to document all the facts set out in the decision on the result of the call for proposals. In this decision, TA CR will state everything it requires of the applicants and within what timeframe.

The project contract is generated in ISTA by **the owner** of the project proposal. The **project** contract can be generated before the documents specified in the decision on the result of the call are provided. An Agreement on the Participation in Project must first be signed by and between the main applicant and the other participants, and only then the Project **Contract** shall be signed by and between the main applicant and TA CR.

7.1 Provision of Funding

TA CR will provide the **funding** as a **lump sum** to the account of the main beneficiary in the amount specified in the binding parameters of the project solution. TA CR shall pay the funding within 60 calendar days from the day the Project Contract becomes effective.

7.2 Implementation

When planning the start of project implementation, applicants do not have to take into account when the project contract will be signed. The project implementation may start before the signing of the project contract, but not before the date chosen by the applicants for the start of the project implementation.

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In accordance with the above, approved costs incurred before signature of the project contract will be eligible, provided the agreement is subsequently signed.

During the implementation of the project, TA CR shall check the progress of the project in several ways. You will not need to submit an interim report. You will submit the final report on the project solution after the completion of the project. Other possibilities include a public administration inspection, a monitoring visit, or an ongoing expert review. After the completion of the project, the final expert review will take place.

If the original project proposal changes during the project implementation, you must always inform us about such a change. The types of changes requiring supporting documents and the method of their notification may be found in guideline SME-07 Procedures for Changes in Projects. Furthermore, throughout the project implementation, all beneficiaries must comply with the obligation to publish their annual financial statements throughout the entire project implementation period.

The main beneficiary will submit the "Data Management Plan" to TA CR together with the final report, including information on the availability of dissemination of the research and the research data.

The Data Management Plan must include the following information:

- What research data the beneficiaries create, process, or collect during the project;
- What methods and principles of their management will be used with regard to the FAIR principles (findability, accessibility, interoperability, and reusability);
- Whether and how the data will be shared and published; and
- How the data were stored during the project solution and kept after the end of the project.

More information can be found in the document Research Data and Open Access to Outputs/Results and in the specific conditions of the Project Contract.

Each beneficiary and other participant participating in the implementation of a project funded by TA CR are obliged, in accordance with the General Terms and Conditions, to disclose that the project was implemented with the financial participation of TA CR, i.e., in all promotional materials and in all types of media that relate to the project or its results and outputs. The rules for mandatory publicity can be found on the TA CR website.

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8 Legal Framework of the Call for Proposals

The programme SIGMA was approved by Government Resolution No. 414 of 18th May 2022. TA CR is the programme provider. The programme text, call documentation, and other documents related to the call for proposals are published on the website www.tacr.cz. It is a one-stage call for proposals announced pursuant to the Act on the Support of Research and Development and in accordance with the Framework, Regulation, and Budgetary rules.

The call for proposals is implemented in accordance with the updated National Research, Development and Innovation Policy of the Czech Republic for 2021+ as approved by the Resolution of the Government of the Czech Republic of 20 July 2020 No. 759, i.e., the National Research, Development and Innovation Policy of the Czech Republic 2021+, National Priorities of Oriented Research, Experimental Development and Innovation as adopted by Government Resolution No. 552 of 19 July 2012, and national and ministerial strategies.

Relevant provisions in the following internal regulations valid and effective on the day of announcement of the call for proposals and published on the website www.tacr.cz are binding for TA CR and the applicants.

Guidelines and statutes provide the binding procedures of TA CR resulting from legislation and other regulations. The versions applicable to this call for proposals are given in the third column of the table below.

Code	Name of the directives or statutes	Version
<u>SME - 06</u>	Admission of project proposals to a call for proposals	v9
<u>SME - 08</u>	Complaints within calls for proposals	v5
<u>SME - 10</u>	Cancellation of a call for proposals	v4
<u>SME - 11</u>	Call preparation and announcement	v10
<u>SME - 13</u>	Conclusion of a project contract/issuance of a decision on the provision of funding	v4
<u>SME - 17</u>	Helpdesk for applicants and beneficiaries	v4
<u>SME - 23</u>	Preparation of evaluation reports, opinions and expert assessments	v8
<u>SME - 34</u>	Evaluation of project proposals submitted to a call for proposals	v6

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RAD - 01	Statutes and rules of procedure of the Committee for the admission of project proposals	v3
<u>RAD - 02</u>	Statutes and rules of procedure of an expert advisory body	v9
<u>MET-12</u>	Specification of the requirements of the provider for R&D results	v1

8.1 Legal Definition of Applicants

Enterprises⁸ – legal persons or natural persons engaged in business activities pursuant to Act 455/1991 Coll., on Small Business Activities or performing economic activities within the meaning of Article 1 of Annex I to the Regulation.

8.2 Insufficient Differentiation and Duplication

If TA CR finds that a project proposal or part(s) thereof duplicates another project proposal and the applicants have not explained how their project proposal differs from that other project proposal, then the project proposal will not be funded on the grounds of a failure to meet the conditions of the call documentation, or the project contract will not be concluded with the applicants. This shall also apply to similar project proposals submitted to this or another ongoing call for proposals, which have not been disclosed in the relevant part of the ISTA system.

An applicant must immediately withdraw from the call for proposals if it concludes a project contract for identical project (in terms of the whole content or part(s) thereof) under another call for proposals/public tender in the Czech Republic or abroad.

8.3 Funding

The highest funding rate provided to an enterprise-type applicant may not exceed the highest funding rate permitted for individual types of enterprises as laid down in the Regulation.

The applicant must ensure that:

- unauthorised indirect state aid is avoided (in accordance with provisions 2.1 and 2.2 of the Framework);
- the distribution of rights and access to outputs/results in the project proposal are in accordance with point 29 under provision 2.2.2. of the Framework;
- overlap with other state aid for the same eligible expenditure (double funding) is avoided.

Applicants are not entitled to reimbursement of the costs associated with their participation in the call for proposals.

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⁸ The <u>User Guide</u> to the SME definition from the European Commission can serve as a **guide for determining the size of the enterprise**. In light of the current jurisprudence of the Court of Justice of the European Union, we point out that the recommendations given in this manual are not legally binding, and the provisions of the Regulation, which are legally binding, must always be followed as a priority.

Eligible costs are listed and broken down into individual categories in Article 18 of the General Terms and Conditions. The project contract stipulates the method in which the TA CR funding is provided. The specific terms of the project contract (Article 4) stipulate the particulars set out in the General Terms and Conditions.

8.4 Proof of the Applicant's Eligibility

Only applicants meeting the eligibility conditions laid down in Article 18 (2) (b) to (i) of the Act on the Support of Research and Development and given by the Regulation may receive funding. Each applicant shall demonstrate its eligibility separately pursuant to Article 18 of the Act on the Support of Research and Development.

Failure to meet the eligibility requirements or the obligation to demonstrate eligibility shall be grounds for not admitting a project proposal to the call for proposals.

Furthermore, applicants) must fulfil the obligations set forth in Article 21a et seq. of Act 563/1991 Coll., on Accounting, i.e., in particular, to publish financial statements, if required by law. In the event of non-compliance, the applicant for support will not be admitted to the call for proposals, as the legal obligation of the applicant would not be fulfilled.

The applicant must not be an undertaking in difficulty as defined in Article 2(18) of Commission Regulation (EU) No. 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty.

The definition and calculation established for the identification of an undertaking in difficulty is not based on a subjective evaluation of the management of the undertaking. In the currently effective regulations, the European Commission has defined an undertaking in difficulty in the interest of greater objectivity using so-called "hard" criteria, which should not allow subjective assessment), but are based on Commission Regulation (EU) No. 651/2014, known as the General Block Exception Regulation (GBER).

Moreover, applicants must comply with the condition set out in Article 8 of Act 37/2021 Coll., on the Registration of Beneficial Owners, i.e., be registered in the register of beneficial owners. In the event of non-compliance, the applicant for support will not be admitted to the call for proposals, as the legal obligation of the applicant would not be fulfilled. The entities listed in Article 7 of Act 37/2021 Coll., on the Registration of Beneficial Owners, do not have a beneficial owner, so this obligation does not apply to the listed types of entities.

In the event that the Confirmation of Submission of the Electronic Project Proposal is not sent properly and on time, then the project proposal will not be considered as being submitted properly and on time and will not be checked as part of the formal control for other requirements (e.g., proof of the eligibility of applicants).

A project proposal may not contain classified information pursuant to Act 412/2005 Coll., on the Protection of Classified Information and on Security Clearance, as amended.

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8.5 Evaluation and Submission of Documents

The evaluation of project proposals is governed by SME-34 Guidelines for the evaluation of project proposals submitted to a call for proposals. Activities of the board of experts are governed by RAD-02 Statutes and Rules of Procedure of an Expert Advisory Body. The Programme Council is an expert advisory body pursuant to Act 130/2002 Coll.

No information related to a particular project proposal or to interim evaluation results shall be provided during the course of the evaluations.

Before signing the project contract, applicants are obliged to demonstrate their continuing eligibility in a manner laid down in Article 18(5) to (7) of the Act on the Support of Research and Development, or other facts laid down in the decision on the result of the call for proposals. In their decision, TA CR will state everything that needs to be documented by the applicants.

8.6 Reserved Rights of TA CR

In accordance with Article 24 of the Act on the Support of Research and Development, the provider reserves the right to:

- cancel an announced call for proposals and not support the project proposals submitted under that call for proposals, in accordance with SME-10 Guidelines for the Cancellation of a Call for Proposals; and/or
- restrict the number of project proposals to be funded.

The decision to cancel a call for proposals or to restrict the number of project proposals to be funded will be made based in particular on the total amount of funding allocated to TA CR for the support of applied research, experimental development and innovations from the state budget of the Czech Republic.

In justified cases, the provider reserves the right to include in the decision on the result of the call for proposals additional conditions established on the basis of facts determined during the evaluation of the project proposal, with the provision that a project contract will be signed with the main beneficiary, or a decision on the provision of funding for the implementation of this project will be issued in its favour only after these conditions have been met. In case of doubt, TA CR may also request relevant documents to be submitted (for example, documents proving that the funding granted by the decision of a R&D provider was not used due to its withdrawal from the agreement).

In cases where among the applicants for the project proposal (the main applicant, other participants) there will be an enterprise in which a public official pursuant to Article 2(1)(c) or a person controlled by it owns a share representing at least 25% of the partner's participation in the enterprise (Article 4c of Act 159/2006 Coll., on Conflicts of Interest), the provider reserves the right to not conclude a project contract with the main applicant.

Pursuant to Article 17(3) of the Act on the Support of Research and Development, the provider stipulates the condition that no beneficial owner of the applicant (main applicant, other participant) within the meaning of Act 37/2021 Coll., on the Registration of Beneficial Owners, shall be a public official pursuant to Article 2(1)(c) of Act 159/2006 Coll., on Conflicts of Interest,

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or that no such beneficial owner shall be listed among the persons on whom a sanction applicable under Act 69/2006 Coll., on the Implementation of International Sanctions has been imposed.

If the applicant does not have a beneficial owner, then the related parts shall not be relevant for the applicant.

In accordance with Article 32 of the Act on the Support of Research and Development, TA CR will publish project details through the Information System of Research, Development and Innovation (RDI IS). After signing the project contract, the provider reserves the right to publish the information published through the RDI IS, and to keep it and provide access to it in the DAFOS system, in particular in its public component, the TA CR STARFOS search engine available at www.starfos.tacr.cz.

When announcing the results of compliance with the conditions of the call for proposals and the results of proposal evaluations, TA CR will publish the following information from the project proposals: code of the project proposal, name of the project proposal, the main applicant, and other partners. TA CR will not publish confidential information.

Information on project proposals that TA CR decides will not be funded is not published, except for the information published when announcing the results concerning compliance with conditions of the call for proposals and the results of proposal evaluations.

8.7 Appeal

The main applicant may file an appeal against the TA CR procedure to check compliance with conditions of the call for proposals or the procedure to evaluate and select project proposals in the call for proposals. It may do so in accordance with the guideline SME-08 Guidelines for Complaints within Calls for Proposals.