

TRANSFER AGREEMENT

MZ/NDICI AFRICA/ACT-62107

The European Union, represented by the European Commission (hereinafter referred to as "the Commission"), **of the one part**,

and

Agència Catalana de Cooperació al Desenvolupament (ACCD), with its head office at Via Laietana, 14, 4a, 08003 Barcelona (hereinafter referred to as "the Donor"), **of the other part**,

(hereinafter referred to, individually, as a "Party" and, collectively, as the "Parties"), have agreed as follows:

SPECIAL CONDITIONS

Article 1 – Purpose and nature of the action

1.1 The purpose of this Transfer Agreement is a contribution (hereinafter referred to as the "Contribution") by the Donor to the Commission. The Commission shall manage the Contribution on behalf of the Donor with the purpose of co-financing the action named 'Tolêrancia Zero! à violência baseada no gênero' (hereinafter referred to as the "Action") as described in Annex I.

The Action is not co-financed by other Donors than the Commission (hereinafter referred to as the "Donors").

1.2 The Donor shall transfer the Contribution set out in Article 1.1 following the terms and conditions set out in this Transfer Agreement.

1.3 The Commission shall be entrusted with the responsibility of managing the Contribution in the framework of the Action in accordance with the procedures applicable to the expenditure of the European Union, in particular,

Regulations (EU, Euratom) 2018/1046¹ and (EU) 2021/947 (hereinafter referred to as the 'NDICI-GE Regulation')² of the European Parliament and of the Council.

¹ Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).

² Regulation (EU) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument – Global Europe, amending and repealing Decision No 466/2014/EU and repealing Regulation (EU) 2017/1601 and Council Regulation (EC, Euratom) No 480/2009 (OJ L 209, 14.6.2021, p. 1)

The Commission shall apply the rules on nationality and origin as stipulated under paragraphs 1 to 5 and 7 to 12 of Article 28 of the NDICI-GE Regulation.

1.4 The Commission shall co-finance this Action under the following basic act:

NDICI-GE Regulation

Article 2 – Entry into force

2.1 This Transfer Agreement shall enter into force at the date of the entry into force of the Financing Agreement covering the same Action.

The Commission shall notify the Donor of the day of entry into force of this Transfer Agreement.

2.2 The implementation period of this Transfer Agreement, as laid down in Annex I, is 72 months.

2.3 The execution period of this Transfer Agreement shall end at the latest 18 months after the end of the implementation period of the Action as stipulated in Article 2.2.

Article 3 - Financing the Action

3.1 The Contribution of the Donor is of 1.500.000 EUR, as set out in Annex III.

3.2 Pursuant to Article 4 of Annex II, 250.000 EUR is allocated to the Commission as a lump sum in order to cover administrative costs and it shall be deducted from the first instalment of the Donor.

This amount has been calculated in accordance with Article 4.2 of Annex II (General Conditions).

Article 4 – Transfer of the Contribution by the Donor

The Contribution set out in Article 3 shall be transferred to the Commission in several annual instalments pursuant to Article 5 of Annex II (General Conditions). The indicative timeframe of the instalments is the following 750.000 EUR in 2024 and 750.000 in 2025. The lump sum for administrative costs shall be deducted from the first instalment.

Article 5 – Contact addresses

Any communication relating to this Transfer Agreement, and correspondence of any other nature, shall be in writing, and shall use the following addresses

For the Commission

European Commission

Directorate-General for International Partnerships – EuropeAid

For the attention of Unit:

Mr. Javier Raya Aguado

Head of Unit INTPA DG 01 – General Coordination and Inter-Institutional Relations

Javier.RAYA-AGUADO@ec.europa.eu

EU Delegation in Mozambique

For the attention of Section

Head of Cooperation

Mrs. Paula Vazquez Horyaans

Paula.VAZQUEZ-HORYAANS@eeas.europa.eu

Copies of any documentation of financial nature shall also be sent to:

European Commission

Directorate-General for International Partnerships – EuropeAid

For the attention of the Unit:

Mr Laurent Sarazin

Head of Unit - Finances, Contrats et Audit pour les pays de l'Afrique subsaharienne

Laurent.Sarazin@ec.europa.eu

EU Delegation in Mozambique

For the attention of Section:

Head of Finance, Contracts and Audit Section

delegation-mozambique-fcs@eeas.europa.eu

For the Donor:

For the attention of:

Vicenç Margalef Parellada

ACCD Director

vicenc.margalef@gencat.cat / direccioaccd@gencat.cat

Article 6 – Annexes

6.1 This Transfer Agreement consists of these Special Conditions and of the following annexes:

Annex I: Description of the Action

Annex II: General Conditions

Annex III: Budget of the Action

6.2 In the event of a conflict between the provisions of these Special Conditions and any Annex thereto, the provisions of the Special Conditions shall take precedence. In the

event of a conflict between the provisions of Annex II and those of the other annexes, the provisions of Annex II shall take precedence.

Article 7: Other specific conditions applying to the Action

7.1 The following shall supplement the General Conditions:

7.1.1 The Commission shall submit to the Donor every year one copy of the financial and narrative report,

Done in Maputo in three originals in the English language, two for the Commission and one for the Donor.

For the Donor

Name Vicenç Margalef Parellada

Function ACCD Director

Signature

Date

For the Commission

Name Hans Stausboll

Function Acting Director INTPA A

Signature

Date Qualified electronic signature by:
HANS CHRISTIAN STAUSBOELL

Date: 2023-12-11 13:52:19 +01:00

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