

REA Central Validation Service

Legal validation and financial capacity
assessment

Maria Carneiro - REA D4 Florin Puiu - REA D4



REA Central Validation Service (REACVS)

- Verifies legal existence and legal statuses of entities
- Validates the appointment of Legal Entity Appointed Representatives (LEARs)
- Validates legal changes of validated entities
- Assesses universal takeovers (UTROs) of validated entities
- Encoding Bank Account requests
- Prepares the Financial Capacity Assessment
- Performs ownership control analyses for specific programmes
- Performs ex-post status verifications (e.g. **SME & MID cap status checks**)



Validation Process Overview

Registration

Verification & validation of legal data

LEAR

FCA/OCA / SME/Mid cap

Organisations have to register in the Participant Register

Based upon legal documents

Mandatory for all validated participants

Financial Capacity and SME/Mid-cap assessments - only if needed

COMMUNICATION VIA PARTICIPANT REGISTER



Registration of an organisation (at proposal stage)





Participant Register

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The participant register is now multilingual! Select your preferred language from the top right corner of the Portal.

If you want to participate in a call for proposals or in a call for tenders with eSubmission, your organisation needs to be registered and have a 9-digit Participant Identification Code (PIC). Please quote your PIC in all correspondence with the Commission.

The register contains all participants of EU programmes.



Registration of an organisation (at proposal stage)









Funding

Procurement ▼

Projects & results ▼

Work as an expert News & events ▼

Guidance & documents ▼

Search...





Is your organisation already registered? PIC search

Please check whether your organisation has already been registered. If so, no need to register it again.



Q Find a registered organisation

Register your organisation

To register your organisation or as a natural person, you need to login into the Portal or, if you are a new user, create your account.

Check what information you need to register in the Online Manual - and keep it to hand during the registration procedure. To start registration, click on the button below.

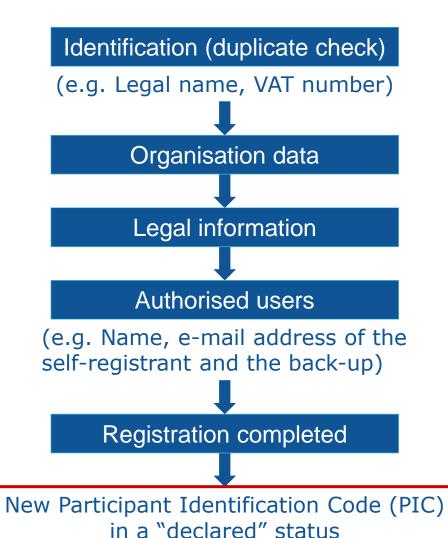
Register your organisation

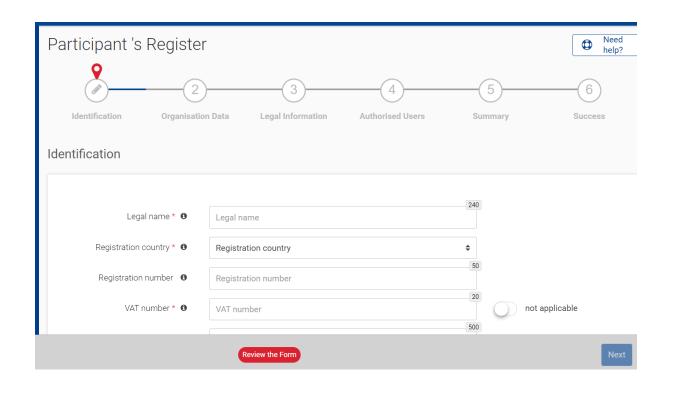
You can suspend the registration process at any time: the data entered can be saved as draft and you can continue your registration later. To return to your registration, please log in and get into My Organisation(s) in the My Area section. Incomplete, draft registrations are automatically deleted after one year.

Additionally, for actions where the SME status is an eligibility criterion (like, e.g. the EIC Accelerator) you must also carry out the SME self-assessment.

Should your project or tender be successfully evaluated, the registered data will be verified by the Central Validation Service team before the signature of the Grant Agreement or of the Framework Contract.

How to register in the Participant Register







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Legal validation

- Registration data is verified by REA Central Validation Service before the signature of the Grant Agreement or Contract
- The legal validation of a participant in the Single Electronic Data Interchange Area (SEDIA) is done once, when the entity has to sign its first Grant Agreement or Contract
- It is reused for future participations in EU grant, procurement actions and contribution agreements



Validation Rules

- Validation is always performed on the basis of supporting documents, in accordance to EU Financial Regulation and the <u>Rules on Legal Entity</u> <u>Validation, LEAR Appointment and Financial Capacity Assessment</u> for EU Grants and Tenders
- Legal Validation is required for all beneficiaries and affiliated entities (linked third parties under Horizon 2020)



Legal status

Supporting legal documents define the legal status of the applicant.

Why is legal status important?

- programmes may have differences in terms of funding rates (e.g. non-profit entities)
- programmes/calls may establish specific eligibility criteria (e.g. SMEs, Middle-capitalisation companies)

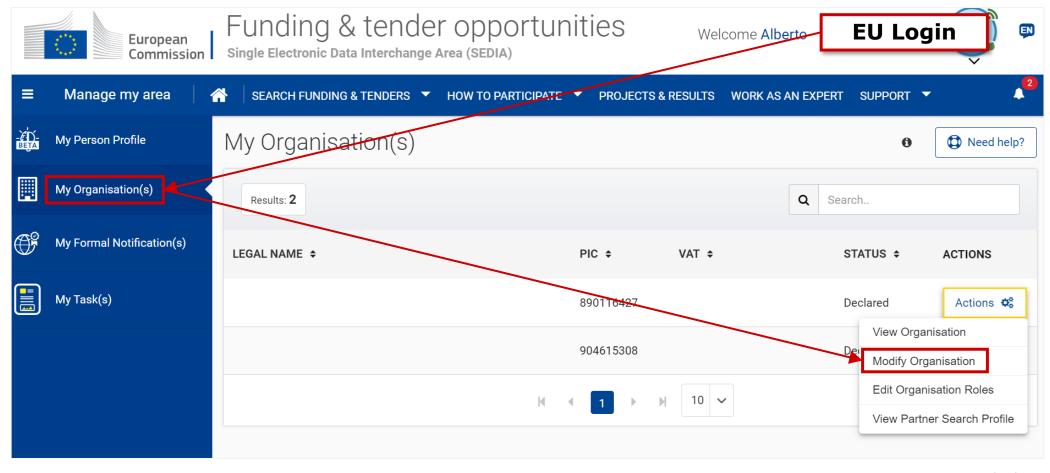


Special legal statuses

- private entity or public body
- non-profit or for-profit organisation
- small or medium sized enterprise (SME)
- middle-capitalisation enterprise (mid-cap)
- non-governmental organisation (NGO)
- civil society organisation
- international organisation (IO)
- research organisation
- > secondary or higher education establishment

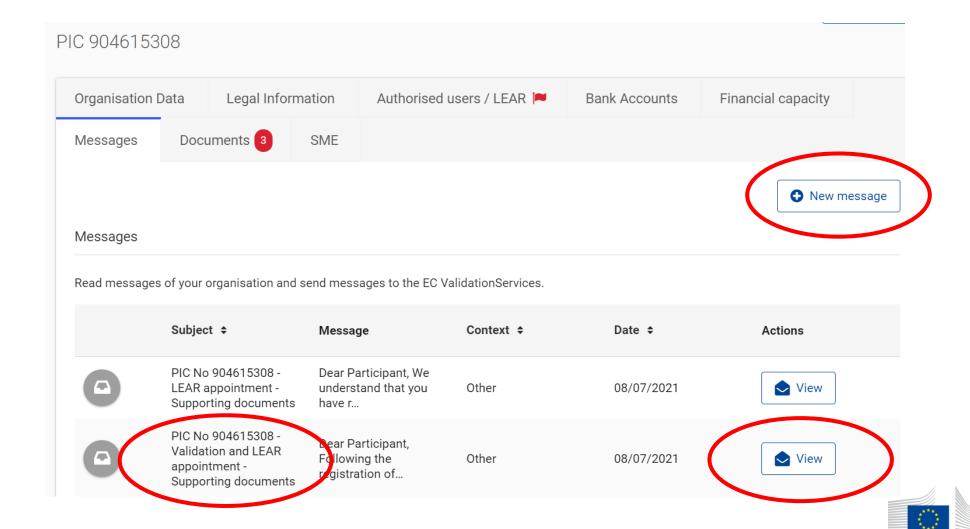


How to log in the Participant Register



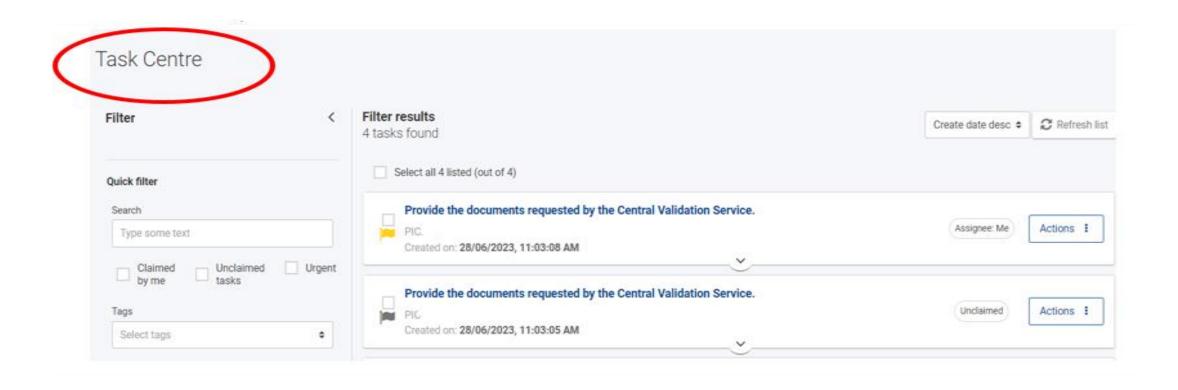


Requests in Participant Register



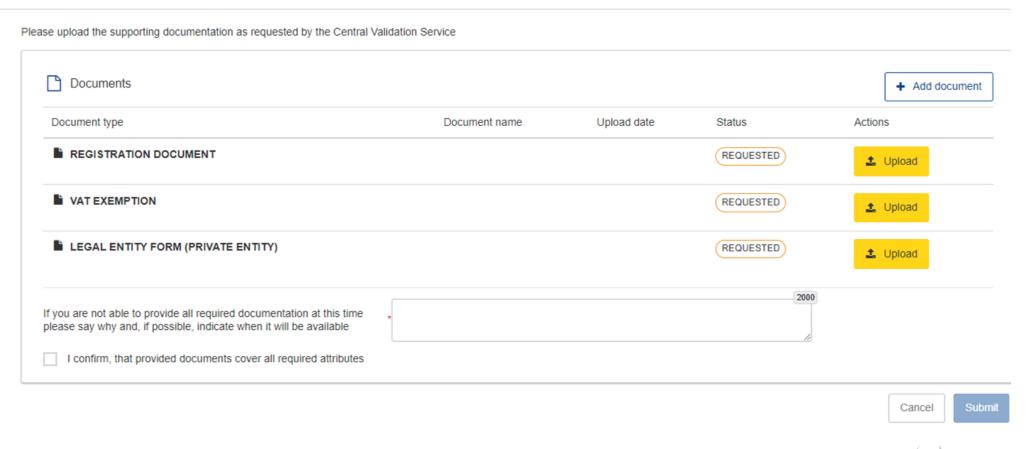
European Commission

Please use My Tasks section to provide the Legal Entity documents





Please provide the requested documents



European Commission

- ✓ Legal entity form (template to be completed, dated, stamped and signed)
- ✓ VAT extract (< 12 months)
 </p>
 - ➤ If not registered for VAT proof of VAT exemption
- ✓ Registration extract (< 12 months) for private law bodies
 </p>
- ✓ Law/decree/decision for public law bodies
- ✓ Treaty for international organisations
- ✓ Statutes for non-profit organisations



- ✓ Official: delivered by official national authorities. They can NOT be replaced by self-declarations or by sworn or solemn statements before a judicial or administrative authorities, notaries or public officers
- ✓ Uploaded by the participant (as scanned versions) via the Participant Register
- ✓ In any of the official EU languages. Free translation in English is required for non EU languages



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LEAR roles and duties

In the Single Electronic Data Interchange Area, the appointment of the Legal Entity Appointed Representative (LEAR) is mandatory.

The LEAR:

- Notifies the EU of changes in legal data/status
- Submits legal and financial documents if required
- Manages access rights of persons in the organisation (but not at the project level)
- Nominates 'Account Administrators' and individuals authorised to sign:
 - ✓ Contracts/grant agreements and their amendments (Legal signatories, i.e. LSIGN)
 - ✓ Financial statements (Financial signatories, i.e. **FSIGN**)



How to appoint a LEAR

Authorised Users

First name	Last name	Role	E-mail
Alberto	Romero	Self Registrant	
Alina	Ungureanu	Self Registrant	

LEAR

Your organisation must now nominate a Legal Entity Appointed Representative (Legal Entity Appointed Representative, LEAR). Click the 'Add LEAR' button to provide the LEAR data and generate the documents to be printed and signed. Once signed, scan them and upload them along with the rest of supporting documents (copies of IDs for the LEAR and the organisation's legal representative appointing it, and the documents substantiating the empowerment of the latter). Once all necessary documents are uploaded, you will be able to 'Send LEAR for validation'. You will need to keep the original signed documents at your premises, in case of future audits or controls.



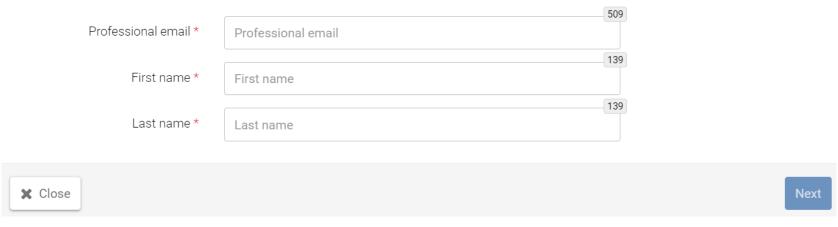


LEAR key information

LEAR EU login



The values to be entered must correspond to the LEAR's EU Login. An automatic check will be made to verify if the LEAR has an EU Login based on the declared values. If the EU Login is not recognised, you will be unable to enter the remaining LEAR data. However, the LEAR will be invited to create his/her account upon your confirmation. If the EU Login exists, you will be able to enter the remaining data required. Please enter the first name and last name exactly as written in the identification document you will provide for validation.



✓ Name and email shall match name and email of the linked EU Login account New LEAR or new email = new EU Login account

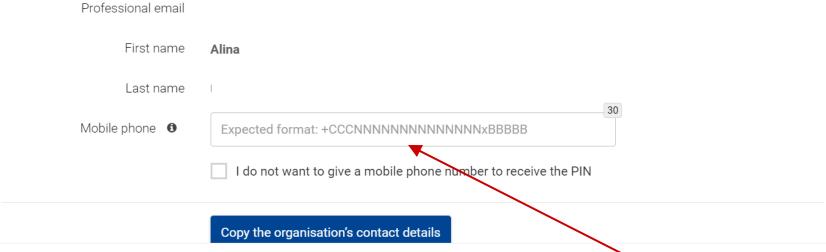


LEAR data

LEAR Data



In order to reduce the chance of error and speed the validation process, the LEAR appointment documents will be created using the data input. The activation of the LEAR account requires a PIN code that will be sent to the LEAR upon completion of the validation process. If you provide the LEAR's mobile phone number this PIN code will be sent by SMS, avoiding delays and other problems of postal delivery. It is therefore recommended to provide a mobile phone number, which will be used exclusively for this purpose.



Mobile phone number to receive PIN code



Legal representative data

Legal Representative data



The LEAR must be appointed by the legal representative of the organisation (this could be, for example, the CEO of the company, the [vice]rector of the university..., always in accordance with the statutes of your organisation). Below you can enter his/her name and role and in the documents section (next step) you will be asked to also upload the documents confirming their identity and legal empowerment. Please enter the first name and last name **exactly** as written in the identification document you will provide for validation.

Legal Representative same as the LEAR	Yes No
Title	Title 40
First name *	Alina 134
Last name *	130
	120



LEAR appointment documents

- LEAR appointment letter and Roles and Duties of LEARs (duly signed by both the legal representative and the LEAR)
- 2. Declaration of Consent to the EU Funding & Tenders Portal Terms and Conditions (duly signed by legal representative)
- 3. Official proof of identity (ID-card/passport with photo and signature) of the legal representative and the LEAR
- 4. Proof of empowerment of the legal representative

Scanned version of these documents shall be uploaded in the Participant Register. Originals of 1 and 2 must be kept in the entity's premises.



LEAR appointment documents

Documents

Document Type	Document generated	Description	Scanned and uploaded documents	Status
LEAR Appointment Documents	B	Official "LEAR appointment letter" to be signed by Legal Representative and "Roles and Duties of LEARs" to be signed by both Legal Representative and LEAR.		1
Declaration of consent to the terms of use of the F&T EES	L	Declaration of consent to the terms of use of the Participant Portal electronic exchange system, signed by the legal representative.		
Legal Representative authorisation		Document(s) proving that the legal representative(s) appointing the LEAR is/are empowered as such, which must clearly indicate the role/function within the organisation as legal representative(s) and identify and appoint a specific person (by indicating his/her personal data) as the person covering that specific role/function		1
LEAR identity document		Official valid proof of identity (ID-card, Passport) carrying a photo and signature of the proposed LEAR		



LEAR data

- ✓ Urgent request for PIN code:
 - send an email to EC-FUNDING-TENDER-SERVICE-DESK@ec.europa.eu

OR

provide mobile phone number (used only for PIN code)



Bank accounts (BAs)

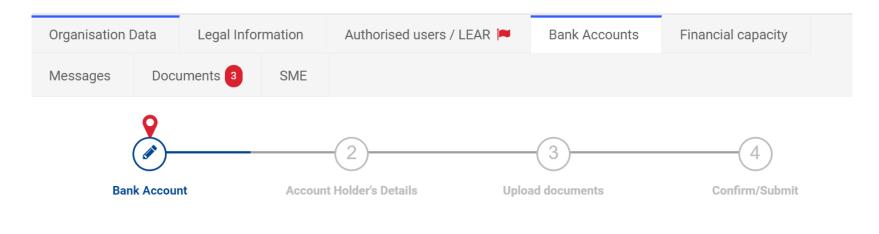
- If needed, during the Grant Agreement Preparation, participants can search for available bank account(s) in the Funding & Tenders Portal's Grant Management Service System
- If no account exists, the system displays an explanatory message on how to request the validation of a BA
- Participants should start the BA work-flow by uploading the requested documents via the Participant Register



REA CVS will launch BA validation and will inform the LEAR once validated



Bank accounts



Bank Account

Account number (IBAN or national account number), account name and bank name **must** clearly appear on the supporting document you will provide later in the process and **must** correspond. Please note that you should **always** use the IBAN if this is available.



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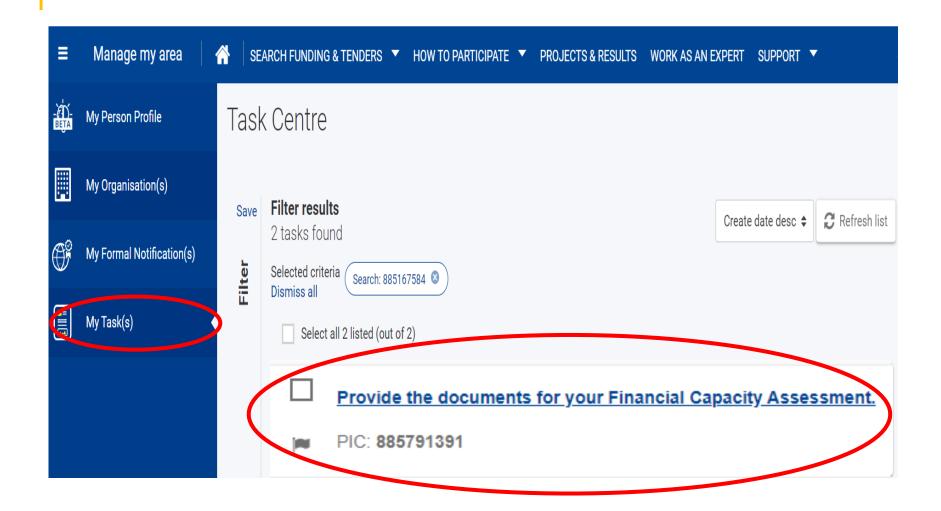


Financial Capacity Assessment (FCA)

- Legal basis:
- 1. Financial Regulation (2018/1046) arts. 196 and 198.
- 2. Rules on Legal Entity Validation, LEAR Appointment and Financial Capacity Assessment for EU Grants and Tenders.
- 3. Regulation (EU) 2021/697 establishing EDF, Art.14, and the respective call document (point 7 Financial and operational capacity and exclusion)
- FCA will be done for all beneficiaries except for:
 - i. public bodies (entities established as public body under national law, including local, regional or national authorities) or international organisations
 - ii. if the individual requested grant amount is not more than 60.000 EUR.
- → If FCA must be checked, you will be contacted by the Central Validation Service via the Participant Register in the F&T Portal.

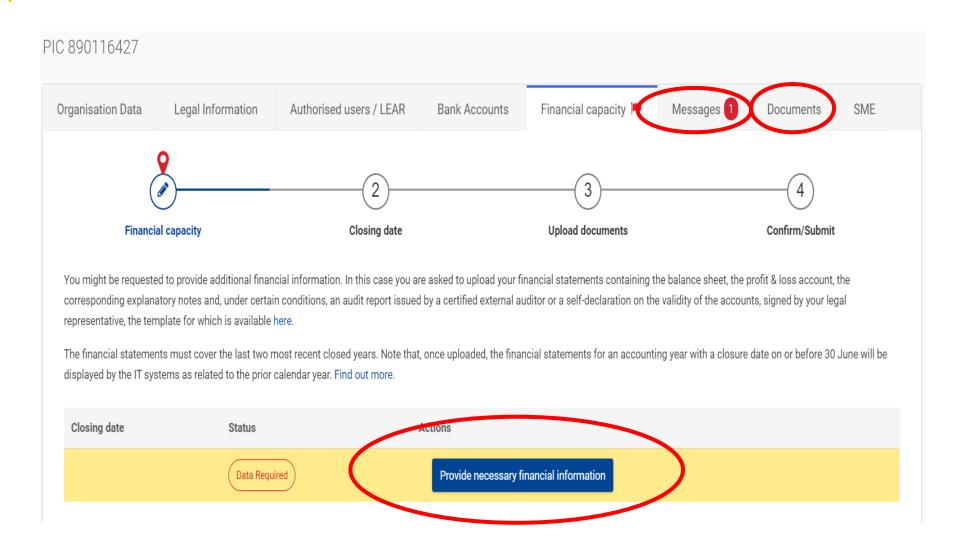


Financial Capacity Assessment (FCA)



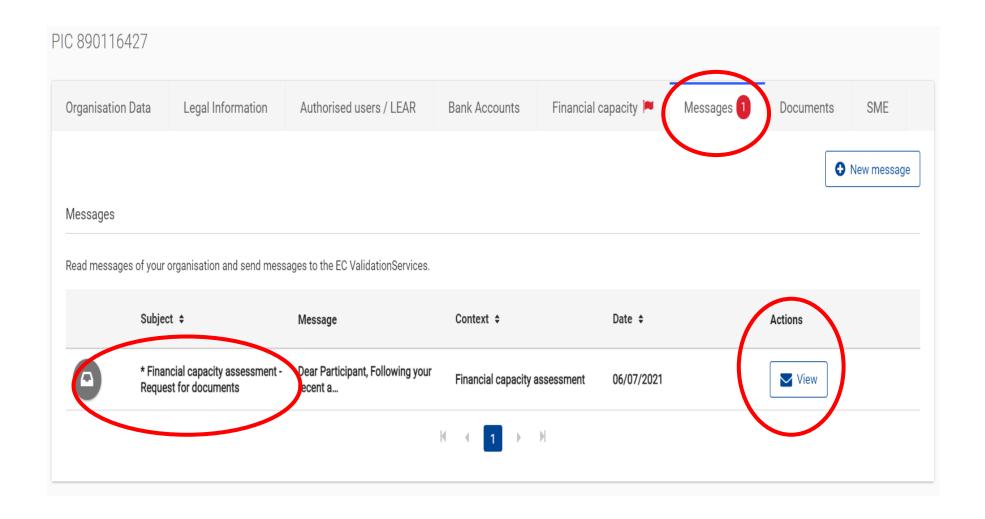


Financial Capacity Assessment (FCA) Requests in Participant Register





Financial Capacity Assessment (FCA) Requests in Participant Register





FCA supporting documents

(via Participant Register)

- √ Balance sheet
- ✓ Profit and loss account

For the 2 most recent closed and approved financial years (in official language)

- ✓ New established entities: Business Plan.
- ✓ External audit report (or signed self-declaration) if requested EU-contribution exceeds € 750.000 (art. 196 FR).
- ✓ Explanatory notes and/or annexes that form part of the above financial statements (if available).

Once completed, the assessment is valid for 18 months from the closing date



Guidance documents

- Rules on Legal validation, LEAR appointment and financial capacity assessment:
 https://ec.europa.eu/info/funding-tenders/opportunities/docs/2021-2027/common/guidance/rules-lev-lear-fca_en.pdf
- How to register in the Participant Register:
 https://webgate.ec.europa.eu/funding-tenders-opportunities/display/OM/Online+Manual
- Online Manual, IT How to, IT and RES Helpdesk and specific FAQs on the Funding and Tenders Portal:
 <a href="https://ec.europa.eu/info/funding-tenders/opportunities/portal/screen/support/su
- Legal notice on the Funding and Tenders Portal (terms and conditions, data protection):
 - https://ec.europa.eu/info/funding-tenders/opportunities/portal/screen/support/legalnotice



Thank you for your attention Questions?

