

Interreg



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Slovakia – Austria

**RULES OF PROCEDURE
of the
MONITORING COMMITTEE
of the
CROSS-BORDER COOPERATION PROGRAMME
INTERREG SLOVAKIA–AUSTRIA 2021-2027**

Version: 2.0
Valid as of: 29.03.2023

Slovakia – Austria

Preamble

The Member States (MS) of the European Union, Austria and the Slovak Republic

on the basis of

- Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy (hereinafter referred to as Common Provisions Regulation);
- Regulation (EU) 2021/1058 of the European Parliament and of the Council of 24 June 2021 on the European Regional Development Fund and on the Cohesion Fund (hereinafter referred to as the ERDF Regulation);
- Regulation (EU) 2021/1059 of the European Parliament and of the Council of 24 June 2021 on specific provisions for the European territorial cooperation goal (Interreg) supported by the European Regional Development Fund and external financing instruments (hereinafter referred to as the Interreg Regulation);
- Commission Delegated Regulation (EU) No 240/2014 of 7 January 2014 on the European code of conduct on partnership in the framework of the European Structural and Investment Funds;

and with regard to

- The Cross-border cooperation programme Interreg Slovakia – Austria 2021-2027 (further referred to as “CP”), approved by the European Commission (EC) on 5.12.2022 (with the CCI No 2021TC16RFCB003);
- The Agreement between the Slovak and Austrian institutions involved in programme management and implementation and the Ministry of Investments, Regional Development and Informatization of the Slovak Republic as Managing Authority (further referred to as “MA”) of the programme;
- The description of the management and control system according to Article 72 of the Common Provision Regulation;

decide to establish a Monitoring Committee (further referred to as “MC”) for the implementation of the CP Slovakia-Austria 2021-2027.

Slovakia – Austria

General provisions

The MC of the Cross-border cooperation programme Interreg Slovakia – Austria 2021-2027 is a permanently acting body established in accordance with Article 28 of the Interreg Regulation.

Based on the authorisation of the MC 2014-2020 the MC for 2021-2027 acts in matters for the programme 2014-2020.

These Rules of Procedure are drawn up by the MC within the institutional, legal and financial framework of the Partner Countries and in compliance with the MC mandate set out by the Commission in accordance with Article 28 of the Interreg Regulation. They are unanimously adopted by the MC.

§ 1

Tasks and competences

1. In accordance with Article 38 of the Common Provisions Regulation, the MC shall satisfy itself as to the effectiveness and quality of the implementation of the programme and shall be responsible for selecting operations according to Article 22 of the Interreg Regulation.
2. The MC shall fulfil its tasks in accordance with the following provisions:

Monitoring of Implementation, Performance Review

- a) in accordance with Article 38, par. 3 of the Common Provisions Regulation the monitoring committee shall meet at least once a year and shall review implementation of the programme and progress made towards achieving its objectives;
- b) in accordance with Article 40 par. 1 of the Common Provisions Regulation, the MC shall examine (a) the progress in programme implementation and in achieving the milestones and targets; (b) any issues that affect the performance of the programme and the measures taken to address those issues; (c) the contribution of the programme to tackling the challenges identified in the country-specific recommendations that are linked to the implementation of the programme; (d) the elements of the ex ante assessment listed in Article 58(3) and the strategy document referred to in Article 59(1); (e) the progress made in carrying out evaluations, syntheses of evaluations and any follow-up given to findings; (f) the implementation of communication and visibility actions; (g) the progress in implementing operations of strategic importance, where relevant; (h) the fulfilment of enabling conditions and their application throughout the programming period; (i) the progress in administrative capacity building for public institutions, partners and beneficiaries, where relevant; (j) information regarding the implementation of the contribution of the programme to the InvestEU Programme in accordance with Article 14 or of the resources transferred in accordance with Article 26, where applicable.

Slovakia – Austria

- c) in accordance with Article 40 par. 2 of the Common Provisions Regulation, the MC shall approve (a) the methodology and criteria used for the selection of operations, including any changes thereto, without prejudice to points (b), (c) and (d) of Article 33(3); at the request of the Commission, the methodology and criteria used for the selection of operations, including any changes thereto, shall be submitted to the Commission at least 15 working days prior to their submission to the monitoring committee; (b) the final performance report for programmes supported by the ERDF, (c) the evaluation plan and any amendment thereto; (d) any proposal by the managing authority for the amendment of a programme including for transfers in accordance with Article 24(5) and Article 26;
- d) in accordance with Article 40, par. 3 of the Common Provisions Regulation the MC may make recommendations to the managing authority, including on measures to reduce the administrative burden for beneficiaries;
- e) the MC shall – in case that serious problems have been identified by the Audit Authority in accordance with Article 77 of the Common Provision Regulation - support the MA in taking appropriate corrective measures.

Programme Management

- a) in accordance with Article 37, par. 2 of the Interreg Regulation, the MC shall only establish additional rules on eligibility of expenditure for the Interreg programme on categories of expenditure not covered by those provisions (those additional rules shall cover the Interreg programme as a whole);
- b) the MC shall adopt the Manuals for Applicants and Beneficiaries and the Application Package including the Application Form and further guidance documents;
- c) in accordance with Article 40, par. 1 lit. f) of the Common Provisions Regulation the MC shall examine the implementation of communication and visibility actions;
- d) the MC shall be informed on an annual basis about the implementation of the Technical Assistance for the CP.

Evaluation and Reporting

- a) in accordance with Article 40, par. 2 lit. c) of the Common Provisions Regulation the MC shall approve the evaluation plan for the programme and any amendment of the evaluation plan;
- b) in accordance with Article 40, par. 2 lit b) of the Common Provisions Regulation the MC shall approve the annual and final performance reports;
- c) in accordance with Article 22, par. 2 for the selection of operations, the MC or, where applicable, the Steering committee shall establish and apply criteria and procedures which are non-discriminatory and transparent, ensure accessibility to persons with disabilities, gender equality and take account of the Charter of Fundamental Rights of the European Union and the principle of sustainable development and of the Union policy on the environment in accordance with Article 11 and Article 191(1) TFEU;

Slovakia – Austria

- d) the MC shall be informed about the annual control report, or of the part of the report referring to the programme concerned, and of any relevant comments the Commission may make after examining that report or relating to that part of the report.

Selection of projects/operations

- a) in accordance with Article 40, par. 2, lit. a) of the Common Provisions Regulation the MC shall approve the methodology and criteria used for selection of operations, included any changes thereto, without prejudice to points (b), (c) and (d) of Article 33(3);
- b) in accordance with Article 22, par. 1 of the Interreg Regulation the MC shall select operations for co-financing according to the approved criteria for selecting the operations taking into account the recommendations prepared by the Joint Secretariat (JS, SpS, GS). The MC can decide whether project should be approved, approved with conditions, put on hold or rejected. The MC decides on the projects submitted in each Investment Priority based on ranking list as result of qualitative assessment performed by the JS;
- c) the MC shall ensure that reasons for acceptance or rejection of applications are clearly set out in the MC decision;
- d) the MC shall approve major changes in approved operations;
- e) the MC shall approve measures affecting the operations in order to minimise/reduce de-commitment risk;
- f) the MC shall be informed about the fulfilment of conditions set by the MC; the information shall be provided by the JS in subsequent meetings.

Competence to create subcommittees, working groups and similar bodies

- a) The MC may set up one or, in particular in the case of sub-programmes, more steering committees which act under its responsibility for the selection of operations. Steering committees shall apply the partnership principle as set out in Article 8 of the Common Provisions Regulation the MC has the competence to create subcommittees, working groups and similar bodies; it shall define the procedures and decide about competences of such subcommittees, working groups and similar bodies if needed.
- b) The Task Force (TF) shall be established for the following purposes and objectives: to support the programme implementation in all aspects, to discuss and to elaborate templates and documents respectively all necessary amendments to the documents, which are relevant for the programme implementation. Focus shall be put on the discussion and the eventual adjustment of programme procedures if needed. The TF shall be also entitled to guide the programme evaluation and act as a steering group for each evaluation to advise on the terms of reference, to support the evaluation work and take part in assessing the quality of evaluation. The TF shall also support the post 2027 programming in all aspects. The TF members are nominated by MC and consist of the representatives of MA, representative of member states, representatives of the regions, FLC

Slovakia – Austria

and JS. The members of MC have the possibility to propose the topics of the TF. The working principles are defined in the RoP of the TF (Annex 4).

**§ 2
Composition**

1. The MC shall aim at a limited number of representatives from both national and regional authorities from the cross-border programme area (Slovak Republic and Austria) to ensure efficiency and broad representation. The representatives of the MC shall be nominated by the national and regional authorities explicitly for functions referred to in § 1 and their appointment shall be reported to the MA. The MC shall aim at a balanced representation of men and women.
2. In accordance with Article 72(1)(c) of the Common Provisions Regulation, the Managing Authority shall support the work of the MC and provide it with the information it requires to carry out its tasks.
3. The members of the MC are specified in Annex 1 to this document. Representatives of the JS shall participate at MC meetings with a supportive function. Audit Authority (AA) acts as an observer at MC meetings.
4. The partners have the right to substitute their nominated representatives by written appointment of deputies for the meetings. In general, the nominated representative shall attend the MC meetings, the substitute shall only participate in the absence of the nominated representative. Substitutes have voting rights only in the absence of the representatives. Substitutes shall be kept informed of the work of the MC. They receive all the documents sent to the MC.
5. If required by the agenda, the chairperson of the MC (further referred to as "MC Chair") shall have the right to involve other thematic experts or to invite guests to the MC meetings. If the MC Chair so decides, he/she shall inform the MC members at the latest 7 calendar days before the meeting.
6. Subject to prior notification and to the approval of the MC Chair, members of the MC can be accompanied by an expert. Ad-hoc experts have no voting right but may be involved in discussion upon invitation by the chair and may give advice to the MC in specific questions.
7. The MC chair may, after consultation with the respective institution, propose the resignation of a representative, which has not participated at three consecutive MC meetings neither in person nor represented by a nominated substitute. In this case, the MC chair will ask the institution to nominate a new representative.
8. Membership at the MC can be cancelled by informing in written the MC Chair. In this case, the institution will nominate a new representative.

**§ 3
Chairpersonship and Meetings**

1. The MC Chair shall be given to the MA.

Slovakia – Austria

2. The MC Chair shall:
 - a) convene the MC at least once a year or at the written and substantial request of one or more of its members;
 - b) draw up a provisional agenda, which shall be sent together with the invitation and the necessary documents in electronic form to the members of the MC at least 10 calendar days before the date of the meeting;
 - c) perform MC Chair duties during the meetings e.g. declare the opening and closing of each meeting, direct the discussion, accord the right to speak, put questions to the vote, announce the decisions, rule on points of order, and pursuant to these rules of procedure, have control of the proceedings;
 - d) be responsible for the proper functioning of the MC.
3. Any request to change the proposed date or the proposed agenda must be communicated in a written form (via E-mail) to the MA at least 7 calendar days before the date of the meeting.
4. In preparing the meetings, the MC Chair shall co-operate closely with the JS.
5. On behalf of the MC Chair, the JS shall send the resulting minutes, drafted in consultation with the MC Chair to the members of the MC for comments not later than 14 calendar days after a meeting. If no objections are raised within 14 calendar days after the minutes were sent, they are considered as adopted. If objections are raised, the JS shall revise the minutes accordingly in cooperation with those MC members who had remarks, and the MC chair shall decide on the final version and send it to the members of the MC, thus the minutes are considered adopted.
6. Upon agreement in the MC the periods set out in points 2 to 5 might be reduced or prolonged.
7. The meetings of the MC are confidential in nature. The main decisions taken by the MC have to be published on the programme website.

§ 4**Decision-Making**

1. The MC is considered regularly established if not fewer than half of the voting members are present at the opening of the meeting. The decision of the MC has validity if at least one voting member from Austrian national delegation and one voting member from Slovak national delegation are present at the time of taking the decision.
2. In case that the MC meets the quorum for decision-making, decisions shall be taken by consensus among both national delegations, which means reaching a generally accepted opinion. The principle of reaching consensus between the national delegations of the member states is the guiding principle during decision-making.
3. The following procedure shall apply:
 - a) Each national delegation shall declare to be “in favour” or “against” a

Slovakia – Austria

- proposal; abstention of national delegation is not permitted;
- b) Each national delegation shall nominate one person in order to deliver the opinion of the national delegation;
 - c) The proposal shall be considered approved if it is supported by both national delegations, meaning both national delegations are “in favour”;
 - d) The proposal shall be considered rejected in case it is not supported by either of the national delegations, meaning at least one of the national delegations is “against”;
 - e) The opinion of the Slovak national delegation is expressed by simple majority of votes of its members with the right to vote. Each voting member shall vote “in favour”, “against” or abstain from vote. If the number of votes is equal or if all members of the national delegation abstain from vote, the opinion of the national delegation is considered as “against”;
 - f) The opinion of the Austrian national delegation is expressed by consensus among its members with the right to vote. In case the consensus is not reached, the opinion of the national delegation is considered as “against”.
4. The MC duly considers and discusses the objectives, contents and the partnership of each project. In case that all three elements are considered as deficient by the Members, the MC should decide to reject the project. In case the intent of the project is considered as being of interest and the elements are only partially deficient the MC may explicitly recommend the resubmission of the revised project for one of the forthcoming MC meetings.
 5. In case of a project change request, the (Austrian) region, which is affected by financial consequences resulting from the change, has the right to veto against the decision of the other MC members.
 6. If a decision needs to be taken before the next MC meeting the MC Chair can initiate a decision-making process in writing. In this case, JS shall send the request and the related documentation to all members of the MC by e-mail message. All members shall have 14 calendar days from dispatch of the proposal to respond in writing. In duly justified cases, this period can be shortened to 7 calendar days. If no objection has been received by the specified time, the proposal is considered as approved by the MC. This procedure may not be used in the month of August.
 7. If written statements, which express acceptance under conditions, are received by the JS on time, the Chairperson will decide on further proceedings, i.e. whether further discussion with the relevant member should take place or if it will be placed on the agenda of the next meeting of the MC. Delegations of both states can withdraw their objection at any time.
 8. The MC members can propose amendments or editorial changes in the documents related to the implementation of the programme (e.g. the Manuals for Applicants and Beneficiaries, the Application Package including the Application Form and other guidance documents) by written procedure. In consultation with the MC Chair the remarks proposed should be incorporated as long as they neither change the content’s meaning nor have a negative impact on the partner states’ rights. In any other case, either a new written procedure shall be initiated or the matter shall be placed on the

Slovakia – Austria

agenda of the next meeting of the MC.

9. In any case, after the period of 14 days – or the reduced period - has expired, the JS shall immediately inform all members on whether the decision is deemed to be taken or what objections have been raised.
10. In case that the MA has profound objections concerning the compliance of a decision taken by the MC with the legal basis of the programme, the decision shall be taken with reservation until the MA could clarify the matter. In case that no compliance should be asserted or no clarification could be obtained, the respective decision will not come into operation. The MA will report the result via the JS to the members of the MC. A new decision by the MC has to take the report into consideration.

**§ 5
Impartiality**

1. With regard to the tasks of the MC laid down in § 1 it shall be ensured that any assessment and/or decision of the MC will be free from bias and must not be influenced by partial interest of any of the individual members of this committee. In case of partial interest, the respective Member of the MC has to inform the MC Chair at the beginning of the meeting or at the latest at the beginning of the discussion about the respective item. The respective Member of the MC will be excluded from the decision-making on the item concerned.
2. The fact that a Member of the MC has been excluded from the decision-making will be documented in the Minutes of the meeting.
3. All members of MC and their substitutes should confirm their impartiality by signing the Declaration of Impartiality and Confidentiality, which is added as Annex 2a in Slovak and as Annex 2b in German.

**§ 6
Joint Secretariat (JS, SpS, GS)**

1. The MC will be supported by the Joint Secretariat. In particular, the JS is responsible for the preparation of all documentation, the invitation and the organisation relating to the MC meetings as well as the documentation of results.
2. Further on the JS shall present to the MC regularly information on operations and data analysis out of data collected in the Central Monitoring System.
3. The JS is responsible to keep all contact details of the MC members updated.

**§ 7
Official and working language**

1. The official languages of the MC shall be Slovak and German. This rule also applies to the official documents of the MC, with the exception of minutes of the MC meeting, which shall be drafted and adopted in English.

Slovakia – Austria

2. In the event of an urgent need and upon approval of its members, English may be used as a subsidiary working language.

**§ 8
Revision**

1. After their adoption, the Rules of Procedure of the MC may be amended by consensus of both national delegations. Rules of Procedures of the MC enter into force upon approval by the MC.

Annexes:

1. Composition of the Monitoring Committee
- 2a. Declaration of impartiality and confidentiality in Slovak language
- 2b. Declaration of impartiality and confidentiality in German language
- 3a. GDPR Consent in Slovak language
- 3b. GDPR Consent in German language
4. Working principles of the Task Force

Adopted on 29.03.2023

Annex 1

1. Nomination of member(s) for the Monitoring Committee (for monitoring committee function as well as selecting operations):

In Slovakia the following Authorities will designate member(s) of the MC (for monitoring as well as for the steering committee function) and their substitute(s):

- Trnava Self-Governing Region (TTSK)
- Bratislava Self-Governing Region (BSK)
- City of Bratislava
- Ministry of Investments, Regional Development and Informatization of the Slovak Republic
- Ministry of Environment of the Slovak Republic

In Austria the following Authorities will designate member(s) of the MC (for monitoring as well as for the steering committee function) and their substitute(s):

- Office of Government of the Burgenland
- Office of Government of Lower Austria
- Office of Government of Vienna
- Ministry of Education, Science and Research of Republic of Austria
- Ministry for Agriculture, Forestry, Regions and Water Management of Republic of Austria
- Ministry of Labour and Economy of Republic of Austria

The abovementioned authorities have **the right to vote**.

2. Nomination of permanent expert(s) and/or observers (and deputies) for the Monitoring Committee

In Slovakia, the following authorities will designate one permanent expert and/or observer (and deputy) in advisory capacity:

- Managing Authority: Ministry of Investments, Regional Development and Informatization of the Slovak Republic
- Audit Authority: Ministry of Finance of the Slovak Republic
- Paying Authority: Ministry of Finance of the Slovak Republic
- Ministry of Labour, Social Affairs and Family of the Slovak Republic

Slovakia – Austria

- Association of Towns and Communities in Slovakia
- Slovak Rectors' Conference
- Embassy of the Slovak Republic in Vienna
- Slovak Anti-Poverty Network

In Austria the following authorities will designate one permanent expert and/or observer (and deputy) in advisory capacity:

- Ministry of Agriculture, Forestry, Regions and Water Management of Republic of Austria
- Federal Ministry for Climate Action, Environment, Energy, Mobility, Innovation and Technology
- Federal Ministry for European and International Affairs of Republic of Austria
- Umweltdachverband
- NÖ Regional GmbH

The following authority will designate one permanent expert and/or observer (and deputy) in advisory capacity:

- European Commission

The abovementioned authorities have **no right to vote**.

Annex 2a

Declaration of impartiality and confidentiality in Slovak

**VYHLÁSENIE NA PREZENČNEJ LISTINE
MONITOROVACIEHO VÝBORU PROGRAMU
INTERREG SLOVENSKO-RAKÚSKO 2021-2027**

Mojím podpisom potvrdzujem, že

1. budem svoje povinnosti vykonávať zodpovedne, svedomito a v súlade s ustanoveniami rokovacieho poriadku Monitorovacieho výboru;
2. so všetkými informáciami a dokumentmi, ktoré v súvislosti s činnosťou v Monitorovacom výbore získam, budem nakladať prísne dôverne;

Ako člen s hlasovacím právom potvrdzujem, že

3. budem projekty hodnotiť objektívne, nestranne a nezávisle;
4. o prípadnom konflikte záujmov budem bez vyzvania a načas informovať Monitorovací výbor, t.j. predtým ako sa začne o projektovej žiadosti alebo o už realizovanom projekte diskutovať; (najmä v prípade účasti na príprave a vypracovaní, hodnotení alebo implementácii projektu z dôvodu blízkeho profesionálneho alebo súkromného vzťahu) a že sa v tomto prípade na rozhodovaní o takomto projekte nezúčastním.

Annex 2b

Declaration of impartiality and confidentiality in German

**ERKLÄRUNG AUF DER ANWESENHEITSLISTE DES
BEGLEITAUSSCHUSSES FÜR DAS PROGRAMM
INTERREG SLOWAKEI-ÖSTERREICH 2021-2027****Mit meiner Unterschrift erkläre ich, dass**

1. ich meinen Pflichten ehrlich, gewissenhaft und im Einklang mit den Festlegungen in der Geschäftsordnung des Begleitausschusses nachgehen werde;
2. ich jegliche Informationen oder Dokumente, die ich im Zusammenhang mit der Tätigkeit im Begleitausschuss erhalte, streng vertraulich behandeln werde;

Als stimmberechtigtes Mitglied erkläre ich, dass

3. ich Projekte objektiv, unparteiisch und unabhängig bewerten werde;
4. ich einen Interessenskonflikt dem Begleitausschuss unaufgefordert und rechtzeitig bekanntgebe, d.h. bevor ein Projektantrag oder ein laufendes Projekt zur Diskussion kommt (insbesondere im Falle der Beteiligung an der Vorbereitung und Ausarbeitung, der Bewertung, bzw. der späteren Umsetzung des Projektes oder aufgrund eines beruflichen oder privaten Naheverhältnisses) und, dass ich in diesem Falle nicht an der Entscheidung zum betroffenen Projekt teilnehme.

Annex 3a

Ministerstvo investícií, regionálneho rozvoja a informatizácie Slovenskej republiky

Pribinova 25, 811 09 Bratislava, IČO: 50349287

(ďalej len „prevádzkovateľ/MIRRI“)

SÚHLAS DOTKNUTEJ OSOBY SO SPRACÚVANÍM OSOBNÝCH ÚDAJOV

Súhlas dotknutej osoby podľa čl. 6 ods. 1 písm. a) NARIADENIA EURÓPSKEHO PARLAMENTU A RADY (EÚ) 2016/679 z 27. apríla 2016 o ochrane fyzických osôb pri spracúvaní osobných údajov a o voľnom pohybe takýchto údajov, ktorým sa zrušuje smernica 95/46/ES (všeobecné nariadenie o ochrane údajov) (ďalej len „Nariadenie“) a § 13, ods.1 písm. a) zákona č. 18/2018 Z. z. o ochrane osobných údajov a o zmene a doplnení niektorých zákonov (ďalej len „Zákon č. 18/2018 Z. z.“)

Identifikačné údaje prevádzkovateľa:

Názov prevádzkovateľa	Ministerstvo investícií, regionálneho rozvoja a informatizácie Slovenskej republiky
Identifikačné číslo organizácie (IČO)	50349287
Obec a PSČ	Bratislava 811 09
Ulica a číslo	Pribinova 25
Kontakt na zodpovednú osobu	zodpovedna.osoba@mirri.gov.sk

Dotknutá osoba, ktorej údaje sa spracúvajú:

Meno, priezvisko	
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Rozsah poskytnutých osobných údajov dotknutej osoby:

Meno, priezvisko, funkcia alebo pracovná pozícia názov zastupovanej inštitúcie spolu s organizačnou jednotkou, adresa tejto inštitúcie, služobné telefónne číslo a e-mailová adresa, videozáznam/fotografia dotknutej osoby.

Účel spracúvania osobných údajov:

Spracovanie osobných údajov ako člena monitorovacieho výboru programu cezhraničnej spolupráce Interreg Slovensko – Rakúsko na programové obdobie 2021-2027.

Vaše údaje, ako člena monitorovacieho výboru, budú uverejnené na webovej stránke programu, v súlade s ustanoveniami čl. 29 ods. 2 nariadenia Európskeho parlamentu a Rady (EÚ) 2021/1059 z 24. júna 2021.

Fotografie môžu byť použité na webovej stránke Programu a na sociálnych sieťach.

Doba platnosti súhlasu:

Vaše osobné údaje sa budú uchovávať počas obdobia fungovania monitorovacieho výboru programu Interreg Slovensko-Rakúsko 2021-2027. Následne sa Vaše údaje budú spracúvať, v príslušnom rozsahu, počas obdobia uvedeného v predpisoch o archivácii.

Odvolanie súhlasu:

Máte právo na prístup k obsahu svojich údajov a právo na ich doplnenie, aktualizáciu alebo opravu, ako aj právo podať sťažnosť dozornému orgánu. Poskytnutie osobných údajov je dobrovoľné, avšak nevyhnutné na plnenie funkcie pozorovateľa v

Slovakia – Austria

monitorovacím výbore programu Interreg Slovensko-Rakúsko 2021-2027.

Právny základ spracúvania osobných údajov:

Súhlas dotknutej osoby so spracúvaním svojich osobných údajov podľa čl. 6 ods. 1 písm.

a) Nariadenia a podľa § 13, ods. 1 písm. a) Zákona č. 18/2018 Z. z.

Profilovanie a automatizované individuálne rozhodovanie:

Osobné údaje dotknutej osoby nebudú použité na automatizované individuálne rozhodovanie vrátane profilovania.

Príjemcovia osobných údajov dotknutej osoby:

K osobným údajom majú prístup: Ministerstva investícií, regionálneho rozvoja a informatizácie Slovenskej republiky ako Riadiaci orgán, Národný orgán a spoločný sekretariát, členovia monitorovacieho výboru Interreg Slovensko-Rakúsko 2021-2027, ako aj subjekty oprávnené prijímať údaje, v opodstatnených prípadoch a na základe príslušných právnych predpisov.

Poučenie:

Ako dotknutá osoba **poskytujem súhlas** so spracúvaním osobných údajov v uvedenom rozsahu, na uvedený účel a po dobu stanovenú v tomto súhlase. Tento súhlas poskytujem dobrovoľne a slobodne.

Svojím podpisom potvrdzujem, že som bol/a poučený/á o svojich právach a povinnostiach pri spracúvaní osobných údajov v rozsahu uvedenom v prílohe k tomuto súhlasu. Beriem na vedomie, že moje osobné údaje budú spracúvané uvedenými spracovateľmi a prevádzkovateľom – MIRRI. Zároveň som si vedomý/á, že spracúvané údaje budú archivované a likvidované v súlade so zákonom č. 395/2002 Z. z. zo 17. mája 2002 o archívoch a registratúrach a o doplnení niektorých zákonov.

V dňa:

podpis dotknutej osoby

Annex 3b

Ministerium für Investitionen, regionale Entwicklung und Informatisierung der Slowakischen Republik
Pribinova 25, 811 09 Bratislava, ID-Nr.: 50349287
 (im Folgenden als "Betreiber/MIRRI" bezeichnet)

DIE ZUSTIMMUNG DER BETROFFENEN PERSON ZUR VERARBEITUNG DER PERSONENBEZOGENEN DATEN

Einwilligung der betroffenen Person gemäß Artikel 6 Absatz 1 Buchstabe a der VERORDNUNG (EU) 2016/679 DES EUROPÄISCHEN PARLAMENTS UND DES RATES vom 27. April 2016 zum Schutz natürlicher Personen bei der Verarbeitung personenbezogener Daten und zum freien Datenverkehr und zur Aufhebung der Richtlinie 95/46/EG (Datenschutz-Grundverordnung) (im Folgenden "Verordnung") und Artikel 13 Absatz 1 Buchstabe a des Gesetzes Nr. 18/2018 Slg. über den Schutz personenbezogener Daten und zur Änderung bestimmter Gesetze (im Folgenden "Gesetz Nr. 18/2018 Slg.").

Angaben zu Identifizierung des Betreibers:

Name des Betreibers	Ministerium für Investitionen, regionale Entwicklung und Informatisierung der Slowakischen Republik
Identifikationsnummer der Organisation (IČO)	50349287
Gemeinde und PLZ	Bratislava 811 09
Straße und Nummer	Pribinova 25
Verantwortliche Kontaktperson	verantwortliche.person@mirri.gov.sk

Die betroffene Person, deren Daten verarbeitet werden:

Vorname, Nachname	
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Der Umfang der von der betroffenen Person bereitgestellten personenbezogenen Daten:

Name, Vorname, Funktion oder Berufsbezeichnung, Name des vertretenen Organs mit Angabe der Organisationseinheit, Anschrift des Organs, Diensttelefonnummer und E-Mail-Adresse, Video/Foto der betreffenden Person.

Zweck der Verarbeitung personenbezogener Daten:

Verarbeitung persönlicher Daten als Mitglied des Begleitausschusses des Programms für grenzüberschreitende Zusammenarbeit Interreg Slowakei-Österreich für den Programmzeitraum 2021-2027.

Als Mitglied des Begleitausschusses werden Ihre Angaben gemäß Artikel 29 Absatz 2 der Verordnung (EU) 2021/1059 des Europäischen Parlaments und des Rates vom 24. Juni 2021 auf der Website des Programms veröffentlicht.

Die Fotos können auf der Website des Programms und in den sozialen Medien verwendet werden.

Dauer der Zustimmung:

Ihre persönlichen Daten werden für die Dauer des Begleitausschusses Interreg Slowakei-Österreich 2021-2027 gespeichert. Anschließend werden Ihre Daten, soweit zutreffend, für

Slovakia – Austria

den in den Archivierungsvorschriften festgelegten Zeitraum verarbeitet.

Rücknahme der Zustimmung:

Sie haben das Recht auf Auskunft über den Inhalt Ihrer Daten und das Recht, diese zu vervollständigen, zu aktualisieren oder zu berichtigen, sowie das Recht, eine Beschwerde bei einer Aufsichtsbehörde einzureichen. Die Bereitstellung personenbezogener Daten ist freiwillig, aber notwendig, um die Funktion des Beobachters im Begleitausschuss des Programms Interreg Slowakei-Österreich 2021-2027 zu erfüllen.

Rechtsgrundlage für die Verarbeitung der personenbezogenen Daten:

Einwilligung der betroffenen Person in die Verarbeitung ihrer personenbezogenen Daten gemäß Artikel 6 Absatz 1 Buchstabe a der Verordnung und gemäß § 13 Absatz 1 Buchstabe a des Gesetzes Nr. 18/2018 Slg.

Profiling und automatisierte individuelle Entscheidungsfindung:

Die personenbezogenen Daten der betroffenen Person werden nicht für eine automatisierte individuelle Entscheidungsfindung, einschließlich Profiling, verwendet.

Empfänger der personenbezogenen Daten der betroffenen Person:

Zugang zu personenbezogenen Daten haben: das Ministerium für Investitionen, regionale Entwicklung und Informatisierung der Slowakischen Republik als Verwaltungsbehörde, die Nationale Behörde und das Gemeinsame Sekretariat, die Mitglieder des Begleitausschusses von Interreg Slowakei-Österreich 2021-2027 sowie Einrichtungen, die in begründeten Fällen und auf der Grundlage der einschlägigen Rechtsvorschriften zum Erhalt von Daten berechtigt sind

Belehrung:

Als betroffene Person **erkläre ich mich** mit der Verarbeitung meiner personenbezogenen Daten in dem Umfang, zu dem Zweck und für den Zeitraum **einverstanden**, die in dieser Einwilligung angegeben sind. Ich gebe diese Einwilligung freiwillig und aus freien Stücken.

Mit meiner Unterschrift bestätige ich, dass ich über meine Rechte und Pflichten in Bezug auf die Verarbeitung personenbezogener Daten in dem im Anhang zu dieser Einwilligung dargelegten Umfang informiert worden bin. Ich nehme zur Kenntnis, dass meine personenbezogenen Daten von den Auftragsverarbeitern und dem Verantwortlichen - MIRRI - verarbeitet werden. Mir ist auch bekannt, dass die verarbeiteten Daten archiviert und gemäß dem Gesetz Nr. 395/2002 Z.z. vom 17. Mai 2002 über Archive und Register und über die Änderung bestimmter Gesetze entsorgt werden.

In am:

Unterschrift der betroffenen Person

Annex 4

**WORKING PRINCIPLES OF THE TASK FORCE (TF)
for the
COOPERATION PROGRAMME
INTERREG SLOVAKIA - AUSTRIA 2021-2027**

A) Functions of the Task Force

- 1) The key agenda of the Task Force (TF) is to support the implementation process of the Programme in all aspects; i.e. for example the discussion and elaboration of templates and documents respectively amendments to documents which are relevant for programme implementation but also the discussion and eventual adjustments of proceedings in programme implementation. The TF shall be also entitled to guide the programme evaluation and act as a steering group for each evaluation to advise on the terms of reference, to support the evaluation work and take part in assessing the quality of evaluation. The TF shall also support the post 2027 programming in all aspects.

B) Members and capacities

- 1) Meetings will be chaired by the Managing Authority (MA) of the Programme Interreg Slovakia – Austria 2021-2027. The organisation of the process is in hands of the MA and the Joint Secretariat (JS) but members commit themselves to support the process upon request of the MA. Slovakia will be represented at national level by the Ministry of Investments, Regional Development and Informatization of the SR and at regional level by the participating regions. Austria will be represented by the participating regions (regional governments of Wien, Niederösterreich and Burgenland). There will be two representatives of FLC, one from each member state.
- 2) The European Commission and the Austrian Federal Chancellery shall be informed about the meetings and may participate in advisory capacity. Other institutions or experts may participate upon request of the MA or upon request of the members of the TF.
- 3) The position and role of experts is as follows: experts have thematic expertise relevant to the agenda of the intended meeting.
- 4) The MA reports regularly to the Monitoring Committee (MC) of the programme Interreg Slovakia – Austria 2021-2027.

C) Meetings

- 1) As a general rule, meetings will be organised before the MC session (i.e. twice a year).

Slovakia – Austria

- 2) Meetings will be held alternating in Vienna and Bratislava. Meetings can be held at other venues provided that the hosting region in Austria accounts for the venue and catering.
- 3) In general, working meetings will be held in English including the option for consecutive translation if members would like to express their opinion in Slovak or German.
- 4) The JS will provide a summary of results in English. All documents related to session will be made available in the so-called *Backoffice Area* of the programme website.

D) Documents and written communication

- 1) Documents will be drafted in English, or upon prior agreement in the TF in Slovak and German.
- 2) Communication related to the Task Force with the MA and JS can be in English, Slovak or German.
- 3) Documents, agenda and invitation for the session will be available on the *Backoffice Area* of the website, or sent to members per e-mail at latest 7 calendar days before the meeting is held.

E) Mutual agreements

- 1) Mutual agreements will be reached by the Member States in consensus. Each Member State will present one consolidated statement which will be presented at the session of the TF: the representatives of Slovakia will present one statement and the representatives of Austria will present one.
- 2) For reasons of transparency and in order to facilitate the discussion process at the meetings, both Member States will ensure prior internal coordination within the delegations as well as with other relevant national/regional partners.
- 3) Comments on documents during shared revision procedures should be done in writing or at least being announced in writing in order to allow for a smooth communication process at latest 2 calendar days before the meeting is held. Comments can be raised in English, Slovak and German.
- 4) No explicit objection or no response during an agreed procedure is considered as approval.
- 5) All agreements on documents will be reported to the MC.