

Resolution EMC/2329/2016, of 18 October which opens the call for Knowledge Industry applications for 2016 (Llabor and Producte).

Law 7/2001, of 31 May, (DOGC No. 3407, of 12.6.2001), creates the University and Research Grants Management Agency (AGAUR) as a public law entity that acts in conformity with private law, with its own legal personality, full capacity to act and its own assets to perform its duties.

It is the responsibility of the AGAUR to execute grant, loan, and subsidy programmes and other activities to promote university studies, scientific and technical research and technological innovation in Catalonia.

The AGAUR forms, via the Secretariat for Universities and Research, part of the Ministry of Business and Knowledge, pursuant to the provisions of Decree 98/2016, of 19 January, on the partial restructuring of the Ministry of Business and Knowledge.

Applicable hereto are the provisions of Chapter ix of Legislative Decree 3/2002, of 24 December, approving the revised text of the Law on Public Finances of Catalonia, with regard to the legal system applicable to Government of Catalonia (Generalitat de Catalunya) grants and transfers; Law 38/2003, of 17 November, on Subsidies and Royal Decree 887/2006, of 21 July, approving the Regulations of Law 38/2003, of 17 November.

Also applicable is Resolution UNI/962/2005, of 1 February, approving the general bases governing the awarding of grants and scholarships by the AGAUR.

Article 11 of the AGAUR Statutes, approved by the Government of Catalonia by means of Decree 168/2002, of 11 June, establishes that it is the responsibility of the Board of Management to approve calls for applications for grants and subsidies, and to resolve upon them. These powers were delegated on 5 December 2002 to the CEAR Chair.

Resolution EMC/2324/2016, of 17 October, was published on 20 October, and approved the Knowledge Industry terms and conditions.

For all this,

It is resolved as follows:

Article 1

To open the Knowledge Industry call for applications for the awarding of grants under the competitive tender system.

Article 2

2.1 These grants are funded by the Ministry of Business and Knowledge's Directorate General for Research (DGR). The overall amount is 2,800,000.00 (two million eight hundred thousand) euros, which come from headings 449.0001 and 482.0001 of the AGAUR budget for 2016.

Of this sum, 1,200,000.00 (one million two hundred thousand) euros are for Modality A (Llabor) of this call for applications and 1,600,000.00 (one million six hundred thousand) euros are for Modality B (Producte). Should the amount of one of the Modalities not be used up, the Selection Committee may propose the redistribution of the budget to the other Modality.

2.2 Awarding of the grants is dependent upon the existence of adequate and sufficient credit at the time of the award resolution.

2.3 Pursuant to Article 58.2, Rule a), 4 of the Regulation of the General Subsidies Law 38/2007, of 17 November, this maximum provision may be extended up to a maximum of 20% before the grant award resolution, without the need for publishing a new call for applications. This shall be distributed in the same proportion as initially contemplated in this call.

2.4 50% of this call's amount is co-financed by the European Regional Development Fund (ERDF) 2014-2020 as part of the thematic objective "strengthening of research, technological development and innovation", under the terms established in the Operational Programme 'Catalonia' 2014-2020, approved by means of Commission Implementing Decision C (2015) 894 final, of 12 February 2015.

2.5 Once a resolution on the awarding of the grants has been issued, should the maximum amount established in Article 2 not be used up, or should amounts remain as the result of the renouncing or revoking of grants awarded, new awards to applications finally approved as the result of the filing of an administrative or contentious-administrative appeal, or to those unsuccessful applications featured in the reserve list, may be made, provided that these projects can be carried out within the periods established by the terms and conditions.

Article 3

The grants contemplated in this call are governed by:

- a) Resolution UNI/962/2005, of 1 February, approving the general bases governing the awarding of grants and scholarships by the AGAUR.
- b) Resolution EMC/2324/2016, of 17 October, approving the Knowledge Industry terms and conditions.
- c) General regulations on grants.

Article 4

4.1 The period for submitting applications is of 30 calendar days from the day following the publication of this resolution in the DOGC.

4.2 Applications may be submitted pursuant to the provisions of Clause 6 of Section II and Clause 6 of Section III of Resolution EMC/2324/2016, of 17 October, approving the Knowledge Industry terms and conditions.

Article 5

5.1 The competent body competent for planning and managing this call is the incumbent head of AGAUR.

5.2 The decision on the awarding of the grants is made by the AGAUR Board of Management and, by delegation, by the CEAR or the person holding its Chair, pursuant to the Resolution of the Board of Management of 5 December 2002 (Resolution UNI/73/2003, of 14 January, DOGC no. 3808, of 27.1.2003).

5.3 The award procedure for these grants is competitive tender system.

5.4 The maximum deadline for resolving upon this call for grant applications is six months from the date of publication of this Resolution in the DOGC. Should this deadline pass without an express resolution being issued, the grant application shall be deemed rejected due to administrative silence.

5.5 The award resolution shall be notified to the interested parties by means of publication on the AGAUR noticeboard and the Government of Catalonia's e-noticeboard. To ensure greater dissemination, and for information purposes, the outcome of the resolution may be viewed on the AGAUR and Secretariat for Universities and Research websites.

5.6 An appeal against the award resolution, which puts an end to the administrative channel, may optionally be lodged by interested parties before the Chair of the Research Grants Executive Committee (CEAR) within one month of its publication on the AGAUR noticeboard and on the Government of Catalonia's e-noticeboard, or directly, by means of an contentious-administrative appeal before the contentious-administrative courts of Barcelona within two months of its publication, pursuant to Articles 123 and 124 of the Common Administrative Procedure of the Public

Administrations Law 39/2015, of 1 October and Articles 8, 14 and 46 of the Contentious-Administrative Jurisdiction Regulation Law 29/1998, of 13 July.

Article 6

An appeal against this resolution, which puts an end to the administrative channel, may optionally be lodged by interested parties before the Chair of the CEAR within one month of its publication in the DOGC, or directly, by means of an contentious-administrative appeal before the contentious-administrative courts of Barcelona within two months of its publication, pursuant to Articles 123 and 124 of the Common Administrative Procedure of the Public Administrations Law 39/2015, of 1 October and Articles 8, 14 and 46 of the Contentious-Administrative Jurisdiction Regulation Law 29/1998, of 13 July.

Barcelona, 18 of October, 2016.

Pp. (Resolution UNI/73/2003, of 14 January, DOGC 3808, of 27.1.2003)

Francesc Subirada i Curcó

Chair of the Research Grants Executive Committee