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|  | **SESAR JOINT UNDERTAKING** | |
|  | Questions and Answers | |
|  | *Call for proposals: H2020-SESAR-2020-2 (Wave 3)* | |
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| Questions & Answers | | | |
| Q | Topic | SJU Answer |
| 1 | I am trying to find clear definitions of Third Parties, and other posibilities for subcontracting/subgranting, but apart from a quite old presentation for open calls I did not find the information I needed.  Specifically, I would like to know if our demonstrable continued collaboration in technology transfer for more than 20 years (with maybe 30 multiyear contracts) would allow us to be understood as linked third party for this call, or if we need to have some kind of special agreement to be signed. | As per AMGA (see link below), Linked Third Parties are “affiliated entities” and/or third parties with a legal link with the beneficiary.  For the definition of affiliated entities, see [Article 2.1(2) Rules for Participation Regulation No 1290/2013](https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1445879909465&uri=CELEX:32013R1290): ‘affiliated entity’ means any legal entity that is: - under the direct or indirect control of a participant, or - under the same direct or indirect control as the participant, or - directly or indirectly controlling a participant.  ‘Control’ may take any of the following forms: (a) the direct or indirect holding of more than 50% of the nominal value of the issued share capital in the legal entity concerned, or of a majority of the voting rights of the shareholders or associates of that entity; (b) the direct or indirect holding, in fact or in law, of decision-making powers in the legal entity concerned. However, the following relationships between legal entities shall not in themselves constitute controlling relationships: (a) the same public investment corporation, institutional investor or venture-capital company has a direct or indirect holding of more than 50% of the nominal value of the issued share capital or a majority of voting rights of the shareholders or associates; (b) the legal entities concerned are owned or supervised by the same public body.  ‘Third party with a legal link to a beneficiary’ is any legal entity which has a legal link to the beneficiary implying collaboration that is not limited to the action.  More information about Implementation of action tasks by linked third parties can be found in the AMGA, at **Art 14** : <https://ec.europa.eu/research/participants/data/ref/h2020/grants_manual/amga/h2020-amga_en.pdf> |
| 2 | I have a question related to topic  SESAR-WAVE3-04-2020 Enhanced automated air/ground synchronisation  Q1: Chapter 3.4.3.1. Bullet “Thread 2 (page 33ff):  It is stipulated that this solution (i.e., “Solution PJ.35-W3-01 L-DACS complement”) shall closely coordinate with Wave 3 solution “Enhanced operations through advanced digital voice and datalink controller/pilot communications” that develops the controller-pilot communication ConOps, which will supply the operational requirements.  Wave 3 solution “Enhanced operations through advanced digital voice and datalink controller/pilot communications” is not part of the call, thus we suppose that assumptions about the usage of LDACS voice shall be made with in Solution PJ.35-W3-01.  Please confirm our approach to make assumptions.  Q2: Chapter 3.4.3.1 Para “Complementarity” Bullet 1 “flight trials” (page 34):  The flight trials can only be carried-out **after** the PJ.14-W2-60 validations and need to receive all prototypes from Wave 2 before flight trials can start. W3 will run 24 months and the full duration will be needed to accomplish this huge effort (i.e., flight trials will be carried-out towards the end of Solution PJ.35-W3-01).  Please take note of the impact this will have on the existing schedule for W2. | Your approach in the question 1 is correct, the coordination should take place with PJ.35-W3-01  Regarding the second question, we suggest you to identify a risk in the proposal. Indeed, if you are dependent of the work from Wave 2, synchronisation between both waves will be required. |
| 3 | I am writing regarding the SESAR-VLD2 and SESAR-WAVE calls, are these under the H2020 open calls, or in contrary just restricted to Joint Undertaking Initiative members?  Otherwise, I would appreciate it very much if you could specify those which are open calls under the H2020 framework. | Call H2020-SESAR-2020-1 (VLD2 open) is open to participation of all entities, with respect of the eligibility and admissibility conditions described in [Annex B](https://ec.europa.eu/research/participants/data/ref/h2020/other/wp/2018-2020/annexes/h2020-wp1820-annex-b-adm_en.pdf) and [Annex C](https://ec.europa.eu/research/participants/data/ref/h2020/other/wp/2018-2020/annexes/h2020-wp1820-annex-c-elig_en.pdf) of the H2020 Work Programme and in the [SJU Single Programming Document 2020-2022](https://www.sesarju.eu/node/3471).  Call H2020-SESAR-2020-2 (Wave 3) is restricted to SJU members, as specified in the [F&T portal](https://ec.europa.eu/info/funding-tenders/opportunities/portal/screen/opportunities/topic-details/sesar-wave3-01-2020;freeTextSearchKeyword=H2020-SESAR-2020-2;typeCodes=0,1;statusCodes=31094501,31094502,31094503;programCode=null;programDivisionCode=null;focusAreaCode=null;crossCuttingPriorityCode=null;callCode=Default;sortQuery=submissionStatus;orderBy=asc;onlyTenders=false;topicListKey=callTopicSearchTableState). |
| 4 | I have a question concerning the call WAVE3-01-2020 Virtual Centre.  Under topic conditions point 2 there is a requirement that this call is restricted to Members of SJU only. Both X and Y entities, who are developing dynamic cross-border ATS service with common rostering, FMP etc, are not members of SJU.  Does that mean that all the consortium members need to be SJU members or we need to have at least one consortium member who is also a SJU member?  We are looking options to get additional funding as the situation in the aviation world is rather bad. | We confirm that participation to the Wave 3 call is restricted to SJU Members listed in ADB decision ref. ADB(D)02-2016 dated 9th March 2016 and which signed SJU Membership Agreement ref. SJU/LC/307-CTR, and that this means that all consortium beneficiaries must be SJU members.  However, additional participation from outside the Membership is possible if the non-Member entity can be included in the consortium as a Linked Third Party to a beneficiary, whenever all the conditions to be considered Linked Third Party are fulfilled under the Horizon2020 Rules.  As per AMGA (see link below), Linked Third Parties are “affiliated entities” and/or third parties with a legal link with the beneficiary.  For the definition of affiliated entities, see Article 2.1(2) Rules for Participation Regulation No 1290/2013: ‘affiliated entity’ means any legal entity that is: - under the direct or indirect control of a participant, or - under the same direct or indirect control as the participant, or - directly or indirectly controlling a participant.  ‘Control’ may take any of the following forms: (a) the direct or indirect holding of more than 50% of the nominal value of the issued share capital in the legal entity concerned, or of a majority of the voting rights of the shareholders or associates of that entity; (b) the direct or indirect holding, in fact or in law, of decision-making powers in the legal entity concerned. However, the following relationships between legal entities shall not in themselves constitute controlling relationships: (a) the same public investment corporation, institutional investor or venture-capital company has a direct or indirect holding of more than 50% of the nominal value of the issued share capital or a majority of voting rights of the shareholders or associates; (b) the legal entities concerned are owned or supervised by the same public body.  ‘Third party with a legal link to a beneficiary’ is any legal entity which has a legal link to the beneficiary implying collaboration that is not limited to the action.  More information about Implementation of action tasks by linked third parties can be found in the AMGA, at Art 14 : https://ec.europa.eu/research/participants/data/ref/h2020/grants\_manual/amga/h2020-amga\_en.pdf  Therefore, the non-Member entity should make contact with one of our Members where they believe the conditions above are fulfilled” |
| 5 | I’m the coordinator for a new Wave 3 proposal and I would like to ask a question related to that. Considering the impacts the CoViD-19 disease caused for some of our partners, we propose to cover topics SESAR-WAVE3-02-2020 and SESAR-WAVE3-04-2020 in one single project (PJ.33), containing two solutions. We consider this as being the most efficient and most practicable approach. Could you please confirm that this is an acceptable approach for the SJU as well? | Proposals are expected to comply with the requirements specified in the call technical specifications, for the specific topics they apply to.  However, considering the operational complementarity between the SESAR-WAVE3-02-2020 Topic “flexibility in the allocation of ATC resources” and the SESAR-WAVE3-04-2020 Topic “Enhanced automated air/ground synchronisation” and considering your intention to optimise the development of both topics in minimising the Covid19 impact, SJU accepts the proposed approach.  Also, you are reminded to ensure compliance with the maximum co-financing value per proposal as defined in the SPD2020 under section 2.6.1.3.6 (i.e. maximum of 8M€).” |
| 6 | Considering, the little number of involved partners per topic (partly due to Covid-19), the more efficient way to manage the two separate topics jointly and finally the suitability to merge the topics from a technical-content perspective, it is proposed to combine the call topics SESAR2020-WAVE3-05 and SESAR2020-WAVE3-06 into one single project (i.e. into PJ.37). Hence this combined topic will be answered with a single project (PJ.37) proposal and uploaded via topic SESAR2020-WAVE3-06.  We consider this as being the most efficient and most practicable approach given time and resources available for the involved partners.  Could you please confirm that this is an acceptable approach for the SJU as well? | Proposals are expected to comply with the requirements specified in the call technical specifications, for the specific topics they apply to.  However, considering the operational complementarity between the SESAR-WAVE3-05-2020 Topic “Collaborative management of TMA & Airport throughput”  and the SESAR-WAVE3-06-2020 Topic “Integrated Runway Throughput and Terminal Efficiency”  and considering your intention to optimise the development of both topics in minimising the Covid19 impact, SJU accepts the proposed approach.  Also, you are reminded to ensure compliance with the maximum co-financing value per proposal as defined in the SPD2020 under section 2.6.1.3.6  (i.e. maximum of 8M€). |
| 7 | I am coordinating a proposal to answer to SESAR-WAVE3-07-2020 which is an Innovation Action.  I do not find a clear information about the way the Linked Third Party partners have to be presented:  • In Part A (administrative form)  • In Part B (technical description).  In particular, I have been provided an element extracted from an FAQ from **Wave 1** quite confusing:  “Under H2020, any association, foundation or other legal entity composed of members applying as a consortium participant for the purpose of the grant agreement, would generally be considered as a beneficiary and its members - carrying part of work under the action - as linked third parties (LTP). In the proposal, the planned involvement of all LTPs must be described in the technical annex ("Description of Action"). In the budget table, costs and requested EU funding for LTP must be part of the amounts inserted for the beneficiary to which the third party is linked. However, please note that in proposals for Innovation Actions, the costs and requested EU funding for LTP must exceptionally be specified in the budget table separately from the costs of the beneficiary. For successful proposals, a more detailed budget table and separate figures for the LTP(s) must be completed in the grant preparation phase.”  I have highlighted in yellow an element which points a specificity to Innovation Action, (as I understand it is the case for VLD proposal) but does it apply to Part A section3? Otherwise which table? And does it apply also to expression of effort in Part B?  I assume however that LTP have not be listed among the List of participants, either in Part A or Part B. | In the [proposal template Part B](https://ec.europa.eu/research/participants/data/ref/h2020/other/call_ptef/pt/call-pt_h2020-sesar-2020-2_en.pdf), available in the submission tool and in the F&T portal, you can see that information about Linked Third parties needs to be included under section “4.2. Third parties involved in the project (including use of third party resources)”. In this section, information has to be as complete as possible.  In Part A, it is not possible at the proposal stage to include the LTPs among the list of beneficiaries, as this will be done during GAP, shall the proposal be successful. |
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