

Rules on Nationality and Origin for Public Procurement, Grants and Other Award Procedures for RESEMBID Programme

In line with the COUNCIL DECISION 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union ('Overseas Association Decision'), as well as in accordance with internal rules and regulations for public procurement, grants and other award procedures of Expertise France, the following rules are applicable to calls financed under the cooperation project hereinafter referred to as the "MAIN CONTRACT" signed on October 30th, 2018 by the European Union and Expertise France, concerning "Caribbean OCTs Resilience, Sustainable Energy and Marine Biodiversity Programme (RESEMBID)" for the benefit of "the 12 Caribbean Overseas Territories (OCTs)", implemented by EXPERTISE FRANCE:

1. Tenderers, applicants and candidates from the following countries and territories shall be eligible to funding under this Decision:
 - (a) *Member States of the European Union*: Austria, Belgium, Bulgaria, Czech Republic, Croatia, Cyprus, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, United Kingdom¹.
 - (b) *Candidate countries and potential candidates* as recognised by the Union: Albania, Bosnia and Herzegovina, Kosovo², Montenegro, Serbia, Turkey, Republic of North Macedonia.
 - (c) *Members of the European Economic Area* (only non-EU MS are mentioned): Iceland, Lichtenstein, Norway.
 - (d) *OCTs*: Anguilla (UK), Aruba (NL), Bermuda (UK), Bonaire (NL), British Antarctic Territory (UK), British Indian Ocean Territory (UK), British Virgin Islands (UK), Cayman Islands (UK), Curaçao (NL), Falkland Islands (UK), French Polynesia (FR), French Southern and Antarctic Territories (FR), Greenland (DK), Montserrat (UK), New Caledonia and Dependencies (FR), Pitcairn (UK), Saba (NL), Saint Barthelemy (FR), Saint Helena, Ascension and Tristan da Cunha (UK), Sint Eustatius (NL), Sint Maarten (NL), South Georgia and South Sandwich Islands (UK), St. Pierre and Miquelon (FR), Turks and Caicos (UK), Wallis and Futuna Islands (FR).
 - (e) *Countries and territories with traditional and current economic and financial cooperation with the 12 Caribbean Overseas Territories (OCTs)*: Countries of the CARIFORUM region (Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Dominican Republic, Grenada, Guyana, Haiti, Jamaica, St Lucia, St Vincent, St Kitts and Nevis, Surinam, Trinidad and Tobago), Brazil, Canada, Colombia, Mexico, Panama, United States of America, Venezuela.
 - (f) *Developing countries and territories, as included in the OECD-DAC list of ODA Recipients, which are not members of the G-20 group, as defined by the Council Decision 2013/755/EU of 25 November 2013*: Least Developed Countries (Afghanistan, Angola, Bangladesh, Benin, Bhutan, Burkina Faso, Burundi, Cambodia, Central African Republic, Chad, Comoros, Democratic Republic of the Congo, Djibouti, Eritrea, Ethiopia, Gambia, Guinea, Guinea-Bissau, Haiti, Kiribati, Lao People's Democratic Republic, Lesotho, Liberia, Madagascar, Malawi, Mali, Mauritania, Mozambique, Myanmar, Nepal, Niger, Rwanda, Sao Tome & Principe, Senegal, Sierra Leone, Solomon Islands, Somalia, Sudan, South Sudan, Tanzania, Timor-Leste, Togo, Tuvalu, Uganda, Vanuatu, Yemen, Zambia), Other Low

¹ The United Kingdom ceased to be an EU Member State on the 31 of January 2020. Pursuant to the Withdrawal Agreement concluded between the EU and the UK, references to the eligibility of 'Member States' for participation in programmes under the current 2014-2020 MFF and the EDFs also cover the United Kingdom (Article 127(6), Article 137 and Article 152(1) Withdrawal Agreement).

² This designation is without prejudice to positions on status, and is in line with UNSCR 1244/1999 and the ICJ Opinion on the Kosovo declaration of independence.

Income Countries (Democratic People's Republic of Korea, Zimbabwe), Lower Middle Income Countries and Territories (Armenia, Bolivia, Cabo Verde, Cameroon, Congo, Côte d'Ivoire, Egypt, El Salvador, Eswatini, Georgia, Ghana, Guatemala, Honduras, India, Indonesia, Jordan, Kenya, Kosovo, Kyrgyzstan, Micronesia, Moldova, Mongolia, Morocco, Nicaragua, Nigeria, Pakistan, Papua New Guinea, Philippines, Sri Lanka, Syrian Arab Republic, Tajikistan, Tokelau, Tunisia, Ukraine, Uzbekistan, Vietnam, West Bank and Gaza Strip), Upper Middle Income Countries and Territories (Albania, Algeria, Antigua and Barbuda, Argentina, Azerbaijan, Belarus, Belize, Bosnia and Herzegovina, Botswana, Brazil, China (People's Republic of), Colombia, Costa Rica, Cuba, Dominica, Dominican Republic, Ecuador, Equatorial Guinea, Fiji, Republic of North Macedonia, Gabon, Grenada, Guyana, Iran, Iraq, Jamaica, Kazakhstan, Lebanon, Libya, Malaysia, Maldives, Marshall Islands, Mauritius, Mexico, Montenegro, Montserrat, Namibia, Nauru, Niue, Palau, Panama, Paraguay, Peru, Saint Helena, Saint Lucia, Saint Vincent & the Grenadines, Samoa, Serbia, South-Africa, Suriname, Thailand, Tonga, Turkey, Turkmenistan, Venezuela, Wallis and Futuna).

2. Additionally, international public-sector organisations set up by intergovernmental agreements, and specialised agencies set up by such organisations³, shall be eligible for funding of regional initiatives, under the terms and conditions defined in the specific Call for Submission of Proposals as a part of RESEMBID Programme.

Any modifications and/or corrections of the Rules of Nationality and Origin will reflect the changes in the Council Decision and the changes of the internal rules and regulations for public procurement, grants and other award procedures of Expertise France.

³ Annex IV of the Partnership Agreement ACP-EU signed in Cotonou on 23 June 2000 as last revised in Ouagadougou, on 22 June 2010