

### Annexe 3

Is the agreement with the TP based on "business conditions"?

<b>NO</b> <i>(The price charged does <u>not</u> contain <u>profit</u> margin)</i>		<b>YES</b> <i>(The price charged to the beneficiary includes a <u>profit</u> margin)</i>	
Is the TP Implementing an action task?		Is the TP Implementing an action task?	
<b>NO</b> <i>The TP makes resources available (without this being its economic activity)</i>	<b>YES</b> <i>The TP implements an action task under the supervision of the PI</i>	<b>NO</b> <i>The TP implements an ordinary contract needed to carry out the action</i>	<b>YES</b> <i>The TP implements itself a specific action task of Annex I without the direct supervision of the beneficiary and it is not hierarchically subordinate to the beneficiary</i>
↓ Are the costs <b>INCURRED</b> by the beneficiary?		↓ Does the TP have an established legal relationship with the beneficiary?	
<b>NO</b> <i>Costs are incurred only by the TP (NOT recorded in beneficiary accounts) BUT charged by beneficiary</i> ↓ <b>IN KIND CONTRIBUTION FREE OF CHARGE</b>	<b>YES</b> <i>Costs are incurred by beneficiary (recorded in beneficiary accounts) and charged by beneficiary</i> ↓ <b>IN KIND CONTRIBUTION AGAINST REIMBURSEMENT USED IN THE PREMISES OR NOT USED IN THE PREMISES*</b>	<b>NO</b> <i>The TP has NO established link</i> ↓ <i>Then, it is not a TP but a <b>BENEFICIARY</b></i>	<b>YES</b> <i>TP has an established legal relationship with the beneficiary which is BROAD and not specifically created for the work in the project</i> ↓ <b>LINKED THIRD PARTY</b>
↓ <b>CONTRACT</b> (Other Goods and Services)		↓ <b>SUBCONTRACT</b>	

\* For in-kind contributions against payment that are NOT used on the beneficiary's premises but on the third party's premises, the amount charged by the third party and paid by the beneficiary may be eligible up to the direct costs actually incurred by the third party increased by a flat-rate of 25% on these costs.