



Students loans with Mutual Guarantee

Nuno Proença, Human Capital Operational Programme, Portugal



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Article 18 (Human Capital Regulation)

Investment priorities

This title defines the regime of access to support granted by the ESF, within the scope of the Human Capital theme, to actions included in the following operational programs, priority axes and IP:

Within the scope of PO CH, Priority Axis 2 “*Strengthening higher education and advanced training*” is used to PI 10.ii - *Improving the quality, efficiency and access to higher education and equivalent, with a view to increasing participation levels and qualifications, particularly for disadvantaged people;*

(...)

Article 21

Types of operations

(...) Absence of normative provision



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- **COM DECISION** (12.12.2014) approved the Human Capital Operational Program for the less developed regions of Portugal (Alentejo, Centre and North) CCI 2014PT05SFOP001
 - C(2018)8168 Decision date CE 29.11.2018 (reprogramming)

Quadro 8: Dimensão 2 - Forma de financiamento

Eixo prioritário		2 - Reforço do ensino superior e da formação avançada	
Fundo	Categoria de região	Código	Montante €
ESF	Menos desenvolvidas	01. Subvenção não reembolsável	922.000.000,00
ESF	Menos desenvolvidas	05. Apoio através de instrumentos financeiros: garantia ou equivalente	10.000.000,00

Regulation (UE) n.º 1303/2013



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1. The ESI Funds may be used to support financial instruments under one or more programmes, including when organised through funds of funds, in order to contribute to the achievement of specific objectives set out under a priority.
2. Support of financial instruments shall be based on **an ex-ante assessment** which has established evidence of market failures or suboptimal investment situations, and the estimated level and scope of public investment needs, including types of financial instruments to be supported. Such ex-ante assessment shall include:
 - a) an analysis of market failures (...);
 - b) an assessment of the added value of the financial instruments that are being considered for support from the ESI Funds (...);
 - c) an estimate of additional public and private resources to be potentially raised by the financial instrument down to the level of the final recipient (expected leverage effect);
 - d) an assessment of lessons learnt from similar instruments and ex-ante assessments carried out by the Member State in the past;
 - e) the proposed investment strategy;
 - f) a specification of the expected results and how the financial instrument concerned is expected to contribute to the achievement of the specific objectives;
 - g) Etc...



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- “Ex-ante Evaluation of Financial Instruments for Innovation and Social Entrepreneurship, for Micro Entrepreneurship and the Creation of Own Employment and for Loans to Higher Education Students (Lot 2)”, **the final report of the study being approved by the Monitoring Committee on November 9, 2015.**
- From the ex-ante evaluation carried out by (...), it is possible to conclude that the application of financial instruments in the field of loans to EES is a reality that has already been promoted in previous years, the appropriation of which was ensured exclusively by the State Budget and recommends, in summary , that a continuity strategy be adopted to take advantage of the existing protocol lines between the General Directorate of Higher Education (DGES), higher education institutions, the banking sector and mutual guarantee societies, the latter being relevant, the experience in the execution of Financial Instruments to support EES.



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Regulation (UE) n.º 1303/2013

Article 38

4. When supporting financial instruments referred to in point (b) of paragraph 1 the managing authority may:

- (a) invest in the capital of existing or newly created legal entities, including those financed from other ESI Funds, dedicated to implementing financial instruments consistent with the objectives of the respective ESI Funds, which will undertake implementation tasks; the support to such entities shall be limited to the amounts necessary to implement new investments in accordance with Article 37 and in a manner that is consistent with the objectives of this Regulation;
- (b) entrust implementation tasks to:
 - (i) the EIB;
 - (ii) international financial institutions in which a Member State is a shareholder, or financial institutions established in a Member State aiming at the achievement of public interest under the control of a public authority;
 - (iii) a body governed by public or private law; or**
- (c) undertake implementation tasks directly.



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Select a financial instrument

Regulation (UE) n.º 1303/2013

Article 38

3. For financial instruments (...), the managing authority may provide a financial contribution to the following financial instruments:

- (a) **financial instruments complying with the standard terms and conditions laid down by the Commission, in accordance with the second subparagraph of this paragraph;**
- (b) already existing or newly created financial instruments which are specifically designed to achieve the specific objectives set out under the relevant priority.

The Commission shall adopt implementing acts concerning the standard terms and conditions with which the financial instruments under point (a) of the first subparagraph shall comply. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 150(3).



COMMISSION IMPLEMENTING REGULATION (EU) No 964/2014

of 11 September 2014

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Select a financial instrument

COMMISSION IMPLEMENTING REGULATION (EU) No 964/2014 of 11 September 2014

1) A portfolio risk sharing loan (RS Loan) – Article 6

The RS Loan shall take the form of a loan fund to be set up by a financial intermediary with contribution from the programme and contribution of at least 25 % of the loan fund from the financial intermediary. The loan fund shall finance a portfolio of newly originated loans, to the exclusion of the refinancing of existing loans.

2) A renovation loan – Article 8

The Renovation Loan shall take the form of a loan fund to be set up by a financial intermediary with contribution from the programme and contribution of at least 15 % of the loan fund from the financial intermediary. The loan fund shall finance a portfolio of newly originated loans, to the exclusion of the refinancing of existing loans.

3) A capped portfolio guarantee – Article 7

- The Capped Portfolio Guarantee shall provide credit risk coverage on a loan by loan basis up to a guarantee rate of maximum 80%, for the creation of a portfolio of new loans to the small and **medium-sized enterprises** up to a maximum loss amount fixed by the guarantee cap rate which shall not exceed 25% of the risk exposure at portfolio level*
- The Capped Portfolio Guarantee shall comply with the terms and conditions set out in **Annex III...***

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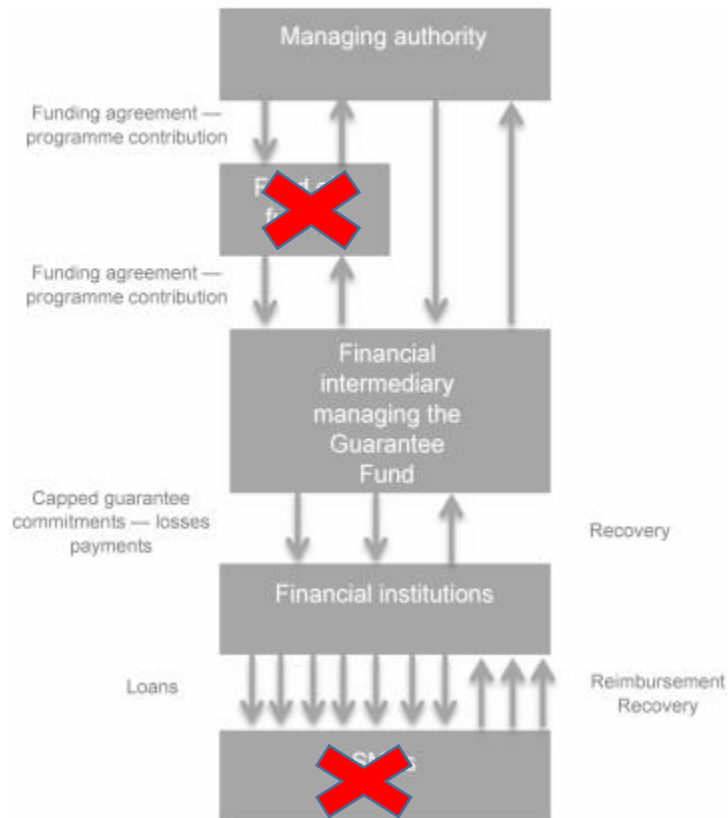


ANNEX III

Capped Portfolio Guarantee for SME's (Capped Guarantee)

Schematic representation of the Capped Guarantee

Relation between stakeholders and Capped Guarantee portfolio coverage



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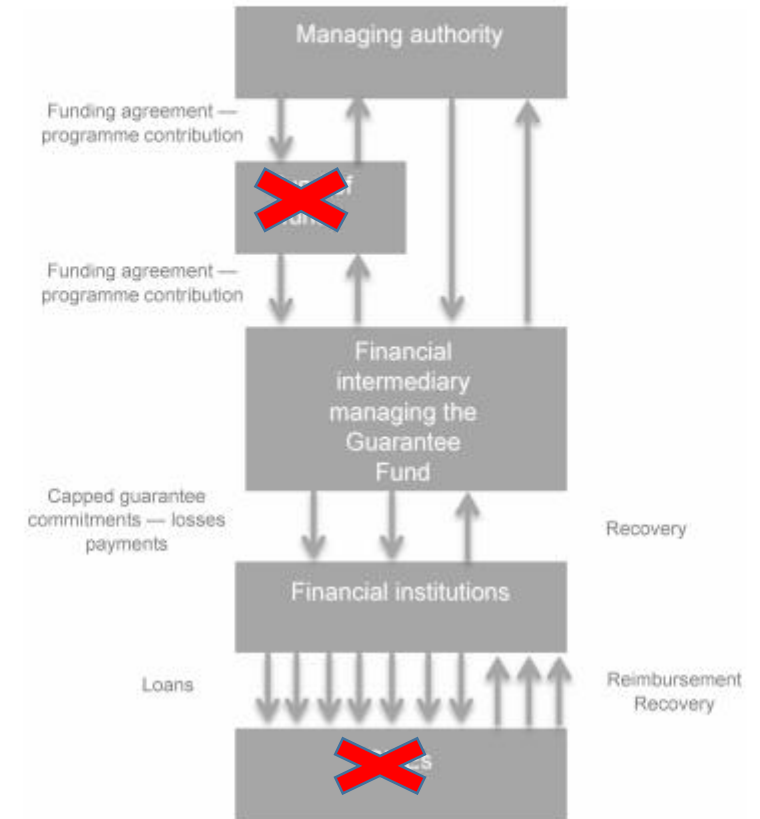


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Schematic representation of the Capped Guarantee

Relation between stakeholders and Capped Guarantee portfolio coverage



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COMMISSION IMPLEMENTING REGULATION (EU) No 964/2014 of 11 September 2014

Article 2

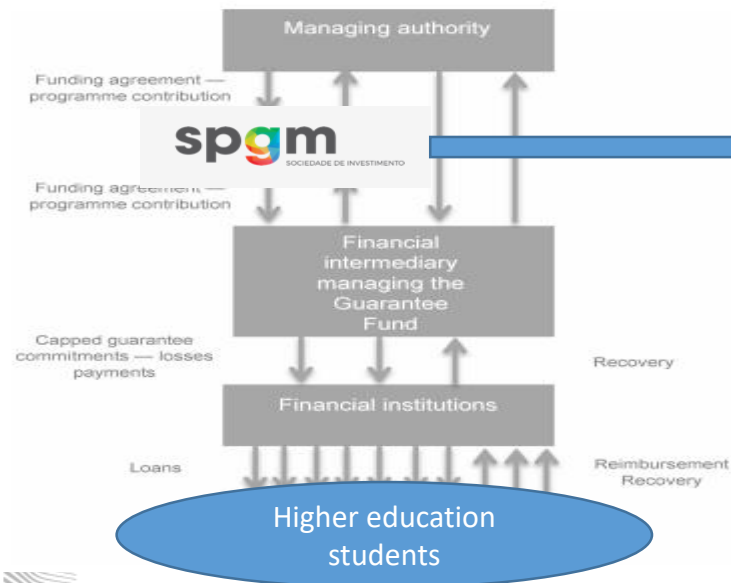
Additional terms and conditions Managing authorities may include other terms and conditions in addition to those to be included in the funding agreement in accordance with the terms and conditions for the selected financial instrument set out in this Regulation.

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Capped Portfolio Guarantee for SME's (Capped Guarantee)

Schematic representation of the Capped Guarantee

Relation between stakeholders and Capped Guarantee portfolio coverage



DIRECTIVE 2014/24/EU OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 26 February 2014 (Article 12)

Public contracts between entities within the public sector

Inter-administrative cooperation

Also expected in point 3.6 of Commission Notice – Guidance for Member States on the selection of bodies implementing financial instruments C/2016/4615



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Article 12.º

4. A contract concluded exclusively between two or more contracting authorities shall fall outside the scope of this Directive where all of the following conditions are fulfilled:

- (a) the contract establishes or implements a cooperation between the participating contracting authorities with the aim of ensuring that public services they have to perform are provided with a view to achieving objectives they have in common;
- (b) the implementation of that cooperation is governed solely by considerations relating to the public interest; and
- (c) the participating contracting authorities perform on the open market less than 20% of the activities concerned by the cooperation



AVISO n.º POCH-68-2018-11

Convite para apresentação de candidaturas

Instrumentos Financeiros



Programa Operacional Capital Humano		
Eixo Prioritário	2	Ensino superior e formação avançada
Prioridade de Investimento	10.ii	Melhoria da qualidade, da eficiência e do acesso ao ensino superior e equivalente, com vista a aumentar os níveis de participação e de habilitações, particularmente para pessoas desfavorecidas.
Objetivos Específicos	2.2.1	Aumentar o número de diplomados do ensino superior, melhorar a qualidade das ofertas e reforçar a sua orientação para as necessidades do mercado de trabalho
Fundo Estrutural	Fundo Social Europeu (FSE)	
Indicador de Realização	• Nº de Estudantes de Ensino Superior apoiados pelo IF	
Indicadores de Resultado	• % de estudantes desfavorecidos apoiados	
Tipologia de Intervenção	68	Qualidade das ofertas e Igualdade no acesso ao ensino superior
Tipologia de Operação	2.6	Instrumentos Financeiros
Período de Candidaturas	Data de abertura	Dia útil seguinte ao da publicação do presente aviso
	Data de termo	31 de Outubro de 2018 (até às 18h)



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Thank You!

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