



CULTURE

Instituto do Cinema e do Audiovisual, I. P.
(Cinema and Audiovisual Institute)

Regulation No 584/2019

Summary: Regulation on Eligible Expenditure for Scouting and Promotion Activities supported by the Tourism and Cinema Support Fund.

Pursuant to the provisions of Article 2 of Law-Decree No 45/2018 of 19th June, the Board of Directors of the *Instituto do Turismo de Portugal, I. P.* (Portuguese Tourism Institute) and the *Instituto do Cinema e do Audiovisual, I. P.* (Cinema and Audiovisual Institute), approved by the decision on 11th March 2019, the Regulation on Eligible Expenditure for Scouting and Promotion Activities, provided for in Article 4 of Ordinance No 490/2018 of 28th September.

Regulation on Eligible Expenditure for Scouting and Promotion Activities supported by the Tourism and Cinema Support Fund

Taking into consideration that the Tourism and Cinema Support Fund, created by Law-Decree No 45/2018 of 19th June, may fund scouting activities by foreign producers who consider filming in Portugal, and being that the expenditure associated with this type of investment is specific in such cases, then the procedures and documents which are essential in verifying the eligibility of the eligible expenditure should be determined

Thus, under the provisions of Article 2 of Law-Decree No 45/2018 of 19th June, the Board of Directors of the *Instituto do Turismo de Portugal, I. P.* (Portuguese Tourism Institute) and the *Instituto do Cinema e do Audiovisual, I. P.* (Cinema and Audiovisual Institute), approved by the decision on 11th March 2019, the following Regulation on Eligible Expenditure for Scouting and Promotion Activities, provided for in Article 4 of Ordinance No 490/2018 of 28th September:

Article 1

Scope

The present Regulation establishes the procedures and documents necessary to verify the expenses eligible for the support of the Tourism and Cinema Support Fund for scouting activities by foreign producers who are considering filming in Portugal.

Article 2

Applicants and beneficiaries

Entities which comply with the requirements of Article 3 of the Regulation attached to Ordinance No 490/2018 of 28th September may apply and benefit from aid.

Article 3

Aid and eligibility conditions

1 — Applications which include scouting by the director, producer, cinematographer or location manager are supported.

2 — In evaluating projects, the Tourism and Cinema Support Fund takes into consideration the merits of foreign producers who consider filming in Portugal and the relevance of the project or projects which foreign producer are considering producing partially or totally in Portugal.

3 — A maximum of two scouting trips in Portugal are supported per project.

Article 4

Eligible expenses

1 — The expenses paid for food, travel and accommodation, supported by expenditure documents directly related to the dates of the scouting activity, are eligible.

2 — Expenses related to trips of up to 4 members of the foreign producer's team and 4 members of the Portuguese production team are eligible.

3 — Food expenses are eligible up to a limit of €100.00 per day for each member participating in the trip.

4 — Economy class travel and transfers required for the scouting activity, and business class travel for itineraries longer than 7 hours are eligible.

5 — Transport costs for fuel, tolls, parking, car rental and public transport are funded.

6 — The expenses for accommodation (including accommodation and breakfast), up to the limit of €250.00 per day, for each member who participates in the trip are funded

7 — The maximum amount of funding per project is €15,000.00, and amounts which exceed this one may be approved by decision of the entity responsible for the management of the Fund.

Article 5

Request for funding

1 — The application for funding is made by submitting the following elements:

a) Specific form;

b) *Curriculum vitae* of the foreign producer or agents wishing to carry out the scouting activity in Portugal;

c) *Curriculum vitae* of the national producer who organising the scouting activity in Portugal, when applicable;

d) Scouting budget according to specific model;

e) Programme for scouting activity;

f) Letter of intent from the producer and/or foreign agents wishing to carry out the scouting activity in Portugal;

g) All other elements the applicant considers relevant for the evaluation of the producer's merit or for the evaluation of the relevance of the project or projects which the foreign producer is considering producing partially or totally in Portugal;

h) Sworn statement by the applicant certifying that he or she is not in any of the situations of exclusion provided for in Article 4 of the Regulation annexed to Ordinance No 490/2018 of 28th September.

2 — The application for funding is presented no less than twenty business days before the planned scouting activity.

Article 6

Decision and contractualisation

1 — The decision on applications for aid shall be made by the *Instituto do Cinema e do Audiovisual, I. P.* (Cinema and Audiovisual Institute) and *Instituto do Turismo de Portugal, I. P.* (Portuguese Tourism Institute), which shall determine the amounts and conditions of aid, and shall notify the applicants accordingly.

2 — In the notification referred to in the previous paragraph, the candidates are also notified to present, within 10 days, the certificates proving the regularity of their tax situation before the tax and social security administration, and their legal representatives,



in the case of legal persons operating for profit and to indicate whether they accept or decline the funding attribution.

3 — Failure to present the certificates referred to in the preceding paragraph immediately determines the non-attribution of funding.

4 — The *Instituto do Cinema e do Audiovisual, I. P.*, (Cinema and Audiovisual Institute), shall notify the beneficiary for the formalisation of the financial aid granted by issue of a written consent.

Article 7

Payments

1 — The payment of the financial aid depends on the beneficiary's compliance with the legal and declared obligations to which he or she is obliged, on the verification of the regularity of his or her situation with the tax and social security administration and on the fulfilment of the scouting programme and presentation of documents and provision of accounts proving the correct application of the amounts received, in accordance with Article 9 of the Regulation annexed to Ordinance No 490/2018.

2 — Payment of the financial aid shall be made against the demonstration of project implementation and after the submission of the final accounts validated by a certified accountant, within a maximum period of three months after the completion of the scouting activity, in accordance with the terms of Article 9 of the Regulation annexed to Ordinance No 490/2018 of 28th September.

3 — For the purpose of demonstrating project implementation, the beneficiary shall submit a report on the outcome of the scouting activity.

Article 8

Transitional regime

Scouting activities by foreign producers who are considering filming in Portugal which occurred between 1st January 2019 and the date of entry into force of this Regulation shall be carried over automatically into the scope of this Regulation.

Article 9

Entry into force

This Regulation shall take effect on the day following its publication.

2nd July 2019. — The President of the Board of Directors of the *Instituto do Turismo de Portugal, I. P.* (Portuguese Tourism Institute), *Luís Inácio Garcia Pestana Araújo*. — The Vice-President of the Board of Directors of the *Instituto do Cinema e do Audiovisual, I. P.* (Cinema and Audiovisual Institute), *Maria Cabral Alves Mineiro*.

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