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# CASSINI Challenges prize contest 2024

## Terms of Reference

### 1 BACKGROUND

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In order to get an edge in technological innovation and secure a place on the podium for the next generation of breakthrough innovation, the European Union needs to accelerate the pace of development of market-driven products or solutions powered by advanced technologies.

Space technology, data and services have become indispensable in the daily lives of Europeans and play an essential role in many application areas.

Galileo, Europe's Global Navigation Satellite System (GNSS), delivers operational services 24/7 to more than 3 billion users around the world. Many sectors of the European economy rely on Galileo precise localisation.

At the same time, Copernicus, the European Earth Observation Programme, offers information services that draw from satellite Earth Observation and in-situ data. This information helps to better understand how and in what way our planet may be changing, and how this might influence our daily lives. Copernicus also boosts commercial applications in many different sectors by providing full and open access to Earth observation data and added value information.

The European Union Governmental Satellite Communications (GOVSATCOM) programme aims to provide secure, resilient and cost-efficient satellite communications capabilities to security and safety critical missions and governmental operations managed by the EU and its Member States, including national security actors and EU Agencies and institutions.

The EU Space Surveillance and Tracking (SST) safeguards space assets, especially EU Space Programme satellites, along with the space assets of EU Member States and other space operators. It uses a network of ground-based sensors capable of surveying and tracking space objects, together with processing capabilities aimed at providing data, information and services on space objects orbiting the Earth for Collision Avoidance, Re-entry Analysis and Fragmentation Analysis.

In this context, the European Union Agency for the Space Programme (EUSPA), is organising the CASSINI Challenges prize contest 2024, aimed at encouraging EU entrepreneurship and business creation by promoting the development of innovative solutions, products or services based on or contributing to Galileo, Copernicus, GOVSATCOM and SST, other space data and services and their synergies with other technologies, such as quantum and AI.

## 2 THE CONTEST

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### 2.1 Objective of the contest

The objective of this prize contest is to promote the use of space data and technology as a potential remedy for commercial, social and environmental challenges on Earth. The prize shall foster the development of innovative solutions and recognize technological excellence and commercial achievements. By leveraging EU Space resources for satellite navigation, Earth observation, satellite communication, space surveillance and tracking, participants shall contribute to the advancement of the European Space industry, enhancing its global competitiveness and demonstrating the vast potential of space technology in diverse industries. This, in turn, will drive economic growth, technological leadership, and the strategic positioning of Europe in the global space arena.

### 2.2 The 2024 CASSINI Challenges

The 2024 CASSINI Challenges will focus on the thematic "Make it with Space!" that is designed to inspire and recognize innovative uses of space technology. Applicants are requested to identify a pressing commercial, social or environmental challenge on Earth and propose an innovative solution which should:

- Address the challenge identified using space technology in the fields of satellite navigation, Earth observation, satellite communication or space surveillance and tracking; and
- Contribute to the EU competitiveness and innovation of the EU Space Industry.

The proposed solution can be an idea, a prototype or a product (see section 2.3 below).

Applicants are expected to demonstrate the degree of innovation and excellence of their proposed solutions and related technology by showcasing effectiveness, efficiency, uniqueness and innovation, and have strong focus on the commercial potential and scalability. The details on the evaluation and award criteria are listed in subsequent sections.

### 2.3 The tracks

Applicants can participate in the contest by presenting an idea, or a prototype, or a product, depending on the maturity of the technology at the time of the submission.

#### 2.3.1 Track "Submission of an Idea"

Applicants shall submit their idea, as per the "Contest Process" section below.

The application shall present a theoretical idea addressing the identified relevant commercial, social or environmental challenge/problem and contributing to the EU competitiveness and innovation in Space Industry. The application shall also provide a description of the targeted use case(s) of the idea and the customer need(s) that it will address. Even if this track is only focused on an idea, the application should provide a strong plan for commercialisation. The expected TRL of applications in this track is TRL1-TRL3<sup>1</sup>.

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<sup>1</sup> Technology readiness levels (TRL):

[https://ec.europa.eu/research/participants/data/ref/h2020/wp/2014\\_2015/annexes/h2020-wp1415-annex-g-trl\\_en.pdf](https://ec.europa.eu/research/participants/data/ref/h2020/wp/2014_2015/annexes/h2020-wp1415-annex-g-trl_en.pdf)

### 2.3.2 Track “Submission of a Prototype”

Applicants shall submit their prototype, as per the “Contest Process” section below.

The application shall present a prototype addressing the identified relevant commercial, social or environmental challenge/problem and contributing to the EU competitiveness and innovation in Space Industry. The application shall also provide a description of the typical use case of the prototype, the customer needs that it addresses and the value proposition. The expected TRL of applications in this track is TRL4-TRL7<sup>2</sup>.

### 2.3.3 Track “Submission of a Product”:

Applicants shall submit their product, as per the “Contest Process” section below.

The application shall present a product addressing the identified relevant commercial, social or environmental challenge/problem and contributing to the EU competitiveness and innovation in Space Industry. The application shall also provide a description of the typical use case(s) of the product, the customer needs that it addresses and the value proposition. Evidence of a commercial traction (to be intended as pilot projects completed, commercial contract signed, customers acquired) shall be presented. The expected TRL of applications in this track is TRL8-TRL9<sup>3</sup>.

## 2.4 ELIGIBILITY CRITERIA

Subject to the Exclusion Criteria set under paragraph 2.5. below, participation in the contest is open on equal terms to economic operators (individuals or teams composed by legal entities and/or natural persons) established in the territory of the Member States of the European Union.

Participation is further open to:

- economic operators (natural and legal persons) established in Norway and Switzerland **only** for what concerns solutions with prevalence of the Galileo component or satellite navigation, positioning and timing; and to
- economic operators (natural and legal persons) established in Iceland, Norway and UK **only** for what concerns solutions with prevalence of the Copernicus component or Earth observation.

For solutions that contribute to the competitiveness of the European Space Industry in the field of satellite navigation, Earth observation, satellite communication or space surveillance and tracking with no prevalence of Galileo component/satellite navigation or Copernicus component/earth observation, participation is further open to economic operators (natural and legal persons) established in:

- non-EU countries associated to the Horizon Europe (list of associated countries can be found here: [list-3rd-country-participation\\_horizon-euratom\\_en.pdf \(europa.eu\)](#)); or
- countries which are in ongoing negotiations for an association agreement provided that the agreement applies before the award.

Economic operators referred to above are considered established in the EU / Switzerland / Norway / Iceland/ UK/Associated Countries when they are formed in accordance with the law of an EU Member State / Switzerland / Norway / Iceland/ UK/Associated Country, and have their central administration

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<sup>2</sup> Ibid.

<sup>3</sup> Ibid.



/ registered office / principal place of business in an EU Member State / Switzerland / Norway / Iceland/ UK/ Associated Country (if legal persons) or they are nationals of one of the EU Member States / Switzerland /Norway / Iceland/ UK/ Associated Country (if natural persons).

Natural person applying for the contest must be at least of 18 years of age by the date of submission of the application.

Each team must appoint a team coordinator to serve as the central contact point and represent the team towards EUSPA.

## 2.5 Exclusion criteria

The contest is **not** open to:

- a) applicants being, at the moment of submission of their application and during the entire period of the prize contest including the prize award, in a situation of exclusion under article 136 of the Financial Regulation<sup>4</sup> (as per the Declaration of Honour);
- b) applicants being, at the moment of submission of their application and during the entire period of the prize contest including the prize award, in one of the grounds for rejection under article 141 of the Financial Regulation (as per the Declaration of Honour);
- c) employees of EUSPA, EUSPA contractors and their employees providing services to the EUSPA, employees of European Commission ("EC") and European Space Agency ("ESA"), EC and ESA contractors and their employees working in the context of the European space programs and/or immediate family members (spouses, domestic partners, parents, grandparents, siblings, children and grandchildren) of the EUSPA, EC and ESA;
- d) beneficiaries of other European Union funding for the same action;
- e) restricted persons<sup>5</sup> falling under the scope of or subject to EU Restrictive Measures. Applicants shall fill in the dedicated section of the Declaration of Honour (Section 11 of the Declaration of Honour) and declare whether the applicant and respective relevant persons<sup>6</sup> are not being a Restricted Person and do not fall under the scope of subject to EU Restrictive Measures.

### **Notice on the Council Implementing Decision (EU) 2022/2506 on measures for the protection of the Union budget against breaches of the principles of the rule of law in Hungary**

In accordance to the Council Implementing Decision (EU) 2022/2506 adopted on 15 December 2022 on measures for the protection of the Union budget against breaches of the principles of the rule of law in Hungary it's been established that, where Union budget is implemented in direct or indirect management pursuant to of Article 62(1) points (a) and (c) of Regulation (EU, Euratom) 2018/1046, no legal commitments shall be entered into with any public interest established on the basis of the Hungarian Act IX of 2021 (or any other entity maintained by such a public interest trust).

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<sup>4</sup> Regulation (EU, Euratom) 2018/1046.

<sup>5</sup> Means any entity, individual or group of individuals subject to the EU Restrictive Measures as published in the Official Journal of the EU or designated by the EU as subject to the EU Restrictive Measures in the lists provided at [www.sanctionsmap.eu](http://www.sanctionsmap.eu). Note that the EU Official Journal is the official source of EU law and, in case of conflict, its content prevails over that of the EU Sanctions Map.

<sup>6</sup> Means a legal person and/or a natural or legal person who is a member of the administrative, management or supervisory body of the above-mentioned legal person, and/or who has powers of representation, decision or control with regard to the above-mentioned legal person (this covers e.g. company directors, members of management or supervisory bodies, and cases where one natural or legal person holds a majority of shares) as well as the employees, shareholders, or beneficial owners of the person(s) concerned.

## 2.6 Contest process

### 2.6.1 Track “Submission of an Idea”:

Following the launch of the contest, each applicant/team shall submit the application using the CASSINI Challenges application platform (available at this link <https://cassinichallenges.awardsplatform.com/>) by the deadline specified in the section 3 below. The application shall include :

- The **Application Form** with the description of the idea (see Annex I.1 available [here](#));
- A **Video** presenting the idea and the team<sup>7</sup> (max 3 minutes);
- The duly filled in and signed **Declaration of Honour** on exclusion criteria (using the template attached hereto as **Annex II**);
- The duly filled in and signed **Legal Entity Form** (available at the following link [Legal entities - European Commission \(europa.eu\)](https://european-commission.europa.eu/legal-entities)) with a copy of an identity document (national ID card or passport) of the natural persons participating to the team and, for the legal entity an extract of the national company registry. Applicants are required to complete and sign the form and to attach copies of official supporting documents as specified in the header at the top of the Legal Entity Form. **The photographs, as well as any other personal data (except for the name, date of birth and nationality) included in such ID documents must be concealed by each applicant so that they are not at all visible in the submitted copy. If, despite the aforementioned, such non-mandatory personal data are visible, it is implied that the applicant has given its consent to their processing;**
- The duly filled in and signed **Financial Identification Form** (available at the following link [Financial identification - European Commission \(europa.eu\)](https://european-commission.europa.eu/financial-identification)) including all the supporting documents defined at the bottom of the Financial Identification Form.

### 2.6.2 Track “Submission of a Prototype”:

Following the launch of the contest, each team shall submit their application in the [CASSINI Challenges application platform](#) until the date specified in the section 3 below a proposal including:

- The **Application Form** with the description of the prototype (see Annex I.2 available [here](#));
- A **Video** presenting the prototype and the team (max 3-minutes<sup>8</sup>);
- The duly filled in and signed **Declaration of ownership** of the proposed prototype (see Annex III available [here](#));
- The duly filled in and signed **Declaration of Honour** on exclusion criteria (using the template attached hereto as **Annex II**);
- The duly filled in and signed **Legal Entity Form** (available at the following link [Legal entities - European Commission \(europa.eu\)](https://european-commission.europa.eu/legal-entities)) with a copy of an identity

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<sup>7</sup> In case the video exceeds the 3-minute duration, the evaluation committee will only take into consideration the information included in the first 3minutes of the video.

<sup>8</sup> In case the video exceeds the 3-minute duration, the evaluation committee will only take into consideration the information included in the first 3 minutes of the video.

document (national ID card or passport) of the natural persons participating to the team and, for the legal entity an extract of the national company registry. Applicants are required to complete and sign the form and to attach copies of official supporting documents as specified in the header at the top of the Legal Entity Form. **The photographs, as well as any other personal data (except for the name, date of birth and nationality) included in such ID documents must be concealed by each applicant so that they are not at all visible in the submitted copy. If, despite the aforementioned, such non-mandatory personal data are visible, it is implied that the applicant has given its consent to their processing;**

- The duly filled in and signed **Financial Identification Form** (available at the following link [Financial identification - European Commission \(europa.eu\)](#)) including all the supporting documents defined at the bottom of the Financial Identification Form.

**Nota bene:** Should the teams have already submitted the administrative documents (i.e. Legal Entity Form, Financial Identification Form and Declaration of Honour) in the course of their participation in another track within this contest, it is enough to refer to their previous submission, without the need of resubmission.

### 2.6.3 Track “Submission of a Product”:

Following the launch of the contest, each applicant/team shall submit their application in the [CASSINI Challenges application platform](#) until the date specified in the section 3 below a proposal including:

- The **Application Form** with the description of the product (see Annex I.3 available [here](#));s
- A **Video** presenting the product and the team (max 3-minutes<sup>9</sup>);
- The duly filled in and signed **Declaration of ownership** of the product (see Annex III available [here](#));
- The duly filled in and signed **Declaration of Honour** on exclusion criteria (using the template attached hereto as **Annex II**);
- The duly filled in and signed **Legal Entity Form** (available at the following link [Legal entities - European Commission \(europa.eu\)](#)) with a copy of an identity document (national ID card or passport) of the natural persons participating to the team and, for the legal entity an extract of the national company registry. Applicants are required to complete and sign the form and to attach copies of official supporting documents as specified in the header at the top of the Legal Entity Form. **The photographs, as well as any other personal data (except for the name, date of birth and nationality) included in such ID documents must be concealed by each applicant so that they are not at all visible in the submitted copy. If, despite the aforementioned, such non-mandatory personal data are visible, it is implied that the applicant has given its consent to their processing;**
- The duly filled in and signed **Financial Identification Form** (available at the following link [Financial identification - European Commission \(europa.eu\)](#))

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<sup>9</sup> In case the video exceeds the 3-minute duration, the evaluation committee will only take into consideration the information included in the first 3 minutes of the video.



including all the supporting documents defined at the bottom of the Financial Identification Form.

**Nota bene:** Should the teams have already submitted the administrative documents (i.e. Legal Entity Form, Financial Identification Form and Declaration of Honour) in the course of their participation in another track within this contest, it is enough to refer to their previous submission, without the need of resubmission.

**Each document indicated below shall be submitted as part of the application on the CASSINI Challenges application platform:**

	Application form	Legal Entity Form (LEF)	Declaration of Honour (DoH)	Declaration of ownership	Financial Identification Form (FIF)	video
<b>Documents to be submitted by:</b>	One per team applying with idea, prototype or product.	One per each team member participating in the contest. If the team member is a legal entity (i.e. companies), then only LEF for the legal entity (company) applying to the contest shall be submitted- no separate natural person LEF for the company's employees are needed.	One per each team member. If the team member is a legal entity (i.e. companies), then only DoH for the legal entity (company) applying to the contest shall be submitted - no separate natural person DoH for the company's employees are needed.	One per team applying with a prototype or product.	One per team (coordinator). Legal entity applicants shall submit FIF with the legal entity's details.  Please note that in case of award, the prize will be paid to the team member whose information is provided in the Financial Identification Form.	One per team.

Submissions must be made using the CASSINI Challenges application platform. The proposals will be evaluated by the appointed EUSPA evaluation board according to the award criteria defined below.

The evaluation committee will first evaluate the solutions against the award criteria. The fulfilment of the eligibility and exclusion criteria will be assessed only for the applicants proposed for award after the evaluation of their applications according to the award criteria defined below.

For the Submission of Ideas Track, the evaluation board will shortlist the best teams based on the award criteria set below, which will present on-line their idea to the evaluation board. The evaluation board will re-evaluate, on the basis of the award criteria set below, the idea during the presentation and will award the best fifteen (15) teams. The evaluation will be done on the basis of the award criteria set below.

For the Submission of Prototypes Track, the evaluation board will shortlist the best teams based on the award criteria set below, which will present on-line their prototype to the evaluation board. The evaluation board will re-evaluate, on the basis of the award criteria set below, the prototypes during



the presentation and award the best ten (10) teams. The evaluation will be done on the basis of the award criteria set below.

For the Submission of Products Track, the evaluation board will shortlist the best teams based on the award criteria set below, which will present on-line their product to the evaluation board. The evaluation board will re-evaluate, on the basis of the award criteria set below, the product/ solutions during the presentation and award the best seven (7) teams. The evaluation will be done on the basis of the award criteria set below.

For applications with the same score, the evaluation committee will determine a priority order according to the following approach: The score for the “**Team**” criterion will be given a weight of 2 and the score for the “**Relevance and user impact of the identified Challenge**” criterion will be given a weight of 1.5. This applies both for the evaluation for the award and for the evaluation for the presentation shortlisting. If two or more applications still tie for any rank the prize will be equally divided and awarded to all applications with the same score.

The applicants will be notified by the EUSPA on the results of evaluations. The notification will be done via email to the successful and unsuccessful applicants. The winners will also be promoted at the Cassini Entrepreneurship Days 2025 and on the official contest site.

## 2.7 Prizes

### 2.7.1 Track “Submission of an Idea”:

The first fifteen (15) ranked applicants that submitted an idea will receive a prize in amount of **€ 10,000** (ten thousand Euro) **each**.

### 2.7.2 Track “Submission of a Prototype”:

The first ten (10) ranked applicants that submitted a prototype will receive a prize in amount of **€ 30,000** (thirty thousand Euro) **each**.

### 2.7.3 Track “Submission of a Product”:

The first seven (7) ranked applicants that submitted a product will receive a prize in amount of **€ 100,000** (one hundred thousand Euro) **each**.

## 2.8 Award criteria

The following criteria will be considered for the evaluation of the solutions along all tracks of the contest.

- **Relevance and user impact of the identified Challenge (0-5)**

Which commercial, social or environmental challenge have you identified? How is it linked with space technologies? Which application areas/target users are impacted today by the challenge and how? How widespread is the impact?

- **Innovation, feasibility and market potential of the Solution (0-5)**

What is the solution that you propose? How disruptive is it/will it be once it enters the market? Which space technologies will it use or how it will contribute to the EU space competitiveness? What are the risks you identified?

- **Maturity of the Solution (0-5)**



What technical and commercial progress have you made so far with your solution? What is the development roadmap and go to market strategy? How many potential/existing customers have you onboarded and what feedback have you received from them?

- **Quality of the Team (0-5)**

How are you going to secure the relevant expertise to develop and commercialize the solution? How are the responsibilities split? Are there any competences that your team is missing that would need to be acquired? What are the risks in terms of human resources that you may face? What are the challenges you faced and how did you manage them? How do you address diversity in your team?

Maximum points: 20 points

Individual thresholds per award criterion: 3 points

Overall threshold: 12 points

Applications shall pass both the individual (i.e. per award criterion) AND the overall threshold. Applications scoring **less than 12 points** (of a maximum of 20 points) against the award criteria and/or **less than 3 points per each individual award criterion** will be rejected.

## 2.9 Intellectual property of developments

Applicants will retain full ownership of the intellectual property rights on solutions developed within the framework of the contest, and exclusivity of commercial exploitation.

Additionally, the winners shall include Cassini/EUSPA branding in marketing material related to the development, such as the inclusion of a logo to the app/product webpage or any other form agreed without affecting the ownership and exclusivity of the commercial exploitation retained by the candidates nor the EC/EUSPA rights.

## 3 THE SCHEDULE

ID	Event	Date
1	Announcement of Contest	5 September 2024
2	Information webinars for the Idea and Prototype Tracks	October 2024, November 2024
3	Deadline for the submission of applications for the Idea and Prototype Tracks	25 November 2024
4	Award of the prize for the Idea and Prototype Tracks	February 2025 <b>(estimated)</b>
5	Information webinars for the Product Track	February 2025 <b>(estimated)</b>
6	Deadline for the submission of applications for the Product Track	24 March 2025
7	Award of the prize for the Product Track	June 2025 <b>(estimated)</b>
8	Contest Finals/ CASSINI Entrepreneurship Day 2025	June 2025 <b>(estimated)</b>

## 4 REQUESTS FOR ADDITIONAL INFORMATION

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Participants may request additional information for the purpose of clarifying the scope of these Terms of Reference. Any requests for clarification must be made in writing only to [prizes@euspa.europa.eu](mailto:prizes@euspa.europa.eu). The subject of the email has to quote the reference 'Cassini Challenges 2024 – Request for Clarification'. Participants are invited to send the requests for clarification as early as possible. **The deadline for requests for clarification is 7 working days before the deadline for submission for each track (see Section 3 above)**.

The last date on which clarifications are issued by the EUSPA will be 6 working days before the deadline submission for each track.

EUSPA will provide the answers to the clarifications requested via publication of a Clarification Note on the dedicated page of EUSPA website <https://www.euspa.europa.eu/cassinichallenges>

## 5 THE ORGANISATIONAL COSTS

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Participation in the contest is free of charge for the applicants.

Costs incurred in preparing and submitting a proposal as well as costs for travel to the Cassini Entrepreneurship Days 2025 for the Award Ceremony are borne by the Applicants and will not be reimbursed.

## 6 OTHER CONDITIONS

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By participating in the Contest Applicants accept the terms and conditions of these Terms of Reference including the conditions set below.

### 6.1 Acceptance of Obligations by Winners

6.1.1 Applicants accept that, if they are awarded a Prize, the EUSPA, OLAF and the Court of Auditors may carry out checks and audits in relation to the contest and the received Prize in accordance with Article 129 of the Financial Regulation.

6.1.2 Applicants accept that all prizes awarded in the course of a financial year shall be published in accordance with Article 38(1) to (4) of the Financial Regulation.

Particularly, EUSPA shall be permitted to publish

- (a) the name of the winner,
- (b) its locality,
- (c) the amount of the Prize and its nature and purpose.

Applicants may request EUSPA to waive such publication if disclosure risks threatening their security and safety or harm their commercial interest.

6.1.3 Applicants accept that the EUSPA, after each award, publishes (including on social media accounts) information about the applicant, such as team name and/or its application, such as description of the application, in order to promote the European space programme components and EUSPA's initiatives.



## 6.2 INTELLECTUAL PROPERTY RIGHTS

6.2.1 EUSPA hereby grants to the Winners a limited, non-exclusive, free-of-charge license to use EUSPA's name, acronym and logo solely in order to promote the award of the Prize.

6.2.2 Winners hereby grants to EUSPA, the European Union and any of its bodies and agencies a limited, non-exclusive, irrevocable, free-of-charge license to use certain of Winner's intellectual property, including Winner's name, acronym and logo, in connection with the Prize Contest and in view to promote and create awareness of the Prize results.

6.2.3 Unless the EUSPA requests or agrees otherwise or unless it is impossible, any communication activity of the Winner related to the Prize Contests must display:

- (a) the EUSPA logo,
- (b) the following text: "has been awarded the [name of the Prize] of the European [name of the programme] Programme".

6.2.4 Winners are granted the right to name themselves as the Winners of this Prize Contest 2024 and may use this designation in the context of market communication, e.g. on business papers, advertisements, press releases, television and radio commercials, as well as in customer communications.

6.2.5 When displayed with another logo, the EUSPA logo must have an appropriate prominence.

6.2.6 Applicants shall not appropriate the EUSPA logo or any similar trademark either by registration or by any other means. Winner shall not create the impression to be otherwise endorsed by EUSPA and/or the European Union or part of EUSPA's and/or European Union's activities.

## 6.3 PROVISIONS CONCERNING PAYMENTS

6.3.1. Payments shall be executed in EUR.

6.3.2. Payments shall be deemed to have been made on the date on which EUSPA's account is debited.

6.3.3. The costs of the bank transfer shall be borne in the following way:

- (a) costs of dispatch charged by EUSPA's bank shall be borne by EUSPA;
- (b) costs of receipt charged by the Applicant's bank shall be borne by the Applicant; and
- (c) costs for a repeated transfer caused by one of the parties shall be borne by the party which has caused the repeated transfer.

6.3.4. EUSPA shall execute the Payment within the period of thirty (30) days starting from the day following the notification to the applicants on the Prize award. If the EUSPA does not pay within the time limits, Winner is entitled to late-payment interest as defined in Article 116 (5) of the Financial Regulation.

6.3.5. Where, after the award of the Prize, the award procedure proves to have been subject to substantial errors, irregularities or fraud, and where such errors, irregularities or fraud are attributable to the Winner, EUSPA may refuse to make payments or may recover amounts already paid in proportion to the seriousness of the errors.



## 6.4 RECOVERY

6.4.1 If total payments made by EUSPA exceed the amount of the Prize or if recovery is justified in accordance with this Terms of Reference, the Winner shall reimburse the appropriate amount in EUR, in the manner and within the time limits set by EUSPA. Interest may be recovered based on the statutory rate.

6.4.2 EUSPA may, after informing the Winner, recover amounts established as certain, of a fixed amount and due by offsetting against any amount the Winner has on EUSPA that is certain, of a fixed amount and due.

## 6.5 WITHDRAWAL OF THE PRIZE, RECOVERY OF PAYMENTS

EUSPA may withdraw the Prize after its award and recover all payments made, if it finds out that:

- (a) false information, fraud or corruption were used to obtain it;
- (b) a Winner was not eligible or should have been excluded;
- (c) a Winner is in serious breach of his obligations under these Terms of Reference.

## 6.6 ASSIGNMENT OF PRIZES, SUBSTITUTION OF PRIZES

6.6.1 Winners shall not assign the Prize or its part or the rights and obligations arising from the Prize, in whole or in part, without prior written authorisation from EUSPA.

6.6.2 In the absence of such authorisation, or in the event of failure to observe the terms thereof, assignment by a Winner shall not be enforceable against and shall have no effect on EUSPA.

## 6.7 CANCELLATION OF PRIZE CONTEST

EUSPA shall upon its discretion and taking into consideration the principle of proportionality cancel the Prize Contest particularly if the objectives of the Prize Contest cannot be fulfilled anymore, or the award procedure proves to have been subject to substantial errors, irregularities or fraud, and where such errors, irregularities or fraud are attributable to the Winner, or through any form of interference by third parties or for any reason beyond the control of EUSPA the Prize Contest cannot be carried out as intended.

## 6.8 SECURITY

Activities related to the Prize Contest must be carried out in compliance with Commission Decision 2015/444, i.e. security-sensitive information must be EU-classified and if its unauthorised disclosure could adversely impact the interests of the European Union or of one or more member state(s). Applications that are to security-sensitive cannot be awarded a Prize.

## 6.9 LIABILITY

The EUSPA shall not be held liable for any damage caused or sustained by any of the Applicants, including any damage caused to third parties as a consequence of or during the implementation of the activities related to the contest.



## 6.10 APPLICABLE LAW AND JURISDICTION

The Prize Contest is governed by the applicable EU Law complemented, where necessary, by the law of Belgium. The General Court or, on appeal, the Court of Justice of the European Union, shall have sole jurisdiction to hear any dispute between the European Union and any participant concerning the interpretation, application or validity of the terms of reference for this contest, if such dispute cannot be settled amicably.

## 6.11 SEVERABILITY

If any of the provisions hereof is or becomes ineffective or invalid the remaining provisions hereof shall not be affected thereby. The ineffective provisions shall be replaced by other effective provisions that shall be identical to the commercial purpose of the original provisions or as close thereto as possible.

## 6.12 DATA PROTECTION

Personal data gathered for the purpose of the present procedure will be processed pursuant to Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data. This data will be processed by EUSPA as indicated in the privacy statement published on the Agency's website ([https://www.euspa.europa.eu/sites/default/files/documents/privacy\\_statement\\_relating\\_to\\_euspa\\_procurement\\_procedures\\_grants\\_prizes\\_and\\_selection\\_of\\_experts.pdf](https://www.euspa.europa.eu/sites/default/files/documents/privacy_statement_relating_to_euspa_procurement_procedures_grants_prizes_and_selection_of_experts.pdf)). Any request regarding your personal data should be addressed to the data controller responsible for the contest, the Head of MDI at [entrepreneurship@euspa.europa.eu](mailto:entrepreneurship@euspa.europa.eu). You may also contact the Agency's Data Protection officer (DPO) at [DPO@euspa.europa.eu](mailto:DPO@euspa.europa.eu). If your request has not been responded to adequately by the data controller and/or DPO, you can lodge a complaint with the European Data Protection Supervisor at [edps@edps.europa.eu](mailto:edps@edps.europa.eu).

## 6.13 ANNEXES

- Annex I.1**      [Application form Idea Track](#)
- Annex I.2**      [Application Form prototype Track](#)
- Annex I.3**      [Application Form Product Track](#)
- Annex II**       [Template Declaration of Honour](#)

**End of Document**