**Nationality rules on participation in procurement procedures and grants (extract from Annex A2a of the Practical Guide on contract procedures for European Union external action (PRAG), version of august 2020)**

# **Eligible countries for programmes under the Development Cooperation Instrument (DCI)**

Participation in the award of procurement contracts, grants and other award procedures for actions financed under **DCI** for the benefit of third parties shall be open to all natural persons who are nationals of, and legal persons that are effectively established in, one of the following eligible countries/territories/beneficiaries:

1. *EU Member States* ([appendix 1](#bookmark=id.35nkun2))
2. *IPA II beneficiaries* (listed in the Annex I of IPA II Instrument ([appendix 2](#bookmark=id.44sinio))
3. *European Economic Area* ([appendix 3](#bookmark=id.1y810tw))
4. Developing countries and territories, (included in the OECD-DAC list of ODA recipients[[1]](#footnote-0)), which are not members of the G20 group[[2]](#footnote-1):
5. *Least Developed Countries* (LDCs) ([appendix 4](#bookmark=id.1ci93xb))
6. *Other Low Income Countries* ([appendix 5](#bookmark=id.2bn6wsx))
7. *Lower Middle Income Countries and Territories* ([appendix 6](#bookmark=id.qsh70q))
8. *Upper Middle Income Countries and Territories* ([appendix 7](#bookmark=id.3as4poj))
9. *Overseas Countries and Territories* (OCTs) covered by Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union ([appendix 8](#bookmark=id.1pxezwc))
10. *Member States of the OECD* ([appendix 9](#bookmark=id.49x2ik5))

### APPENDICES

***APPENDIX 1 :* EU MEMBER STATES**

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 Kingdom[[3]](#footnote-2).

***APPENDIX 2 :* IPA II BENEFICIARIES**

Albania, Bosnia and Herzegovina, Kosovo\*, Montenegro, Serbia, Turkey, Republic of North Macedonia.

\* 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.

***APPENDIX 3 :* EUROPEAN ECONOMIC AREA**

(only non-EU MS are mentioned) Iceland, Lichtenstein, Norway.

***APPENDIX 4 :* 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.

***APPENDIX 5:* OTHER LOW INCOME COUNTRIES**

Democratic People’s Republic of Korea, Zimbabwe.

***APPENDIX 6 :* 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.

***APPENDIX 7 :* 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.

***APPENDIX 8 :* OVERSEAS COUNTRIES AND TERRITORIES[[4]](#footnote-3)**

Anguilla (UK), Aruba (NL), Bermuda (UK), Bonaire (NL), British Antarctic Territory (UK), British Indian Ocean Territory (UK), British Virgin Islands (UK), Cayman Islands (UK), Curação (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).

***APPENDIX 9 :* OECD MEMBER STATES**

Austria, Belgium, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Netherlands, Poland, Portugal, Slovakia, Slovenia, Spain, Sweden, United Kingdom.

Australia, Canada, Chile, Iceland, Israel, Japan, Korea, Mexico, New Zealand, Norway, Switzerland, Turkey, United States of America.

1. Please check the DAC List of ODA Recipients, effective for reporting on 2018, 2019 and 2020 flows. [↑](#footnote-ref-0)
2. Non eligible G20 Members developing countries are: India, Indonesia, Argentina, Brazil, China, Mexico, South Africa. South Africa will be eligible when the action will be co-financed with the EDF. *Turkey* is also a developing country (upper middle income) G20 Member but is eligible as a beneficiary listed in the Annex I of the IPA II. [↑](#footnote-ref-1)
3. 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). [↑](#footnote-ref-2)
4. OCTs listed in Annex II to the TFEU having special relations with the United Kingdom are covered by the scope of the EU-UK Withdrawal Agreement. Therefore, pursuant to the EU-UK Withdrawal Agreement, Union law as referred to in Articles 137 WA therefore includes the rules on financing of OCTs and eligibility under the current 2014-2020 MFF and the EDFs (Article 3(1)(e), Article 127(6), Article 137 and Article 152(1),(3) Withdrawal Agreement). [↑](#footnote-ref-3)