



ASSIMILATED AUDIOVISUAL WORKS

(This line of intervention will be activated successively with a separate act, taking into account the results of examination of the line by the European Commission)

REQUEST FOR FINANCIAL INTERVENTION IN ACCORDANCE WITH THE ANNOUNCEMENT APPROVED WITH DECREE 4220 DATED 1/09/2009 RELATIVE TO THE TUSCANY REGION CINEMA AND AUDIOVISUAL FUND INSTITUTED BY ARTICLE 6 OF REGIONAL LAW 69/08 AND GOVERNED BY REGULATION N. 42/R DATED 29/07/2009.

1 Information n the applicant company

Name/Surname, _____
Fiscal Code _____
Date & Place of Birth: _____
Residence: _____

Company Name _____
Company capital (in euros) _____
VAT No. _____
Legally Registered Address _____ Postal Code _____
City _____ Province (Abbrev.) _____ Tel. _____
Fax _____ e-mail _____
Website _____
Operational Headquarters (if different from legal address) _____

Legal Representative _____

Size of Company

Number of employees (from last DM10 form) _____
Number of workers with coordinated and continuous labour contracts _____
Turnover for the year (euros) _____
Total assets (euros) _____

Signature & Stamp

PRODUCTION OF SECOND CINEMA WORKS

(This line of intervention will be implemented with a successive provision, taking into account the results of the examination of the line by the European Commission)

Title of work:

Notes:

Proposal for participation:

Purchase of rights¹

Note²

Participation in risk capital³

Note³

Amount Requested⁴

Euros: _____

Legal Representative of the applicant company

Name and Surname: _____

Date and place:

Signature and Stamp

^{1 2} The intervention in support of second works is subject to the rules contained in Articles 3, 5, 7 and 8 of the Announcement for implementation of intervention envisioned for the production and dissemination of full length or short cinema productions, relative to the Regulations instituted by Article 6 of Regional Law n. 69, dated 24th December 2008, approved with Decree n. 4220 of 1/9/09.

³ In the notes inserted in the proposal that the SME intend to formulate for the Tuscany Region Multi-Media Library Foundation – Film Commission, for the purchase of rights or for participation in the risk capital, the proposal must be articulated in detail in a specific attachment to this application, drawn up by the SME itself.

⁴ Intervention for assimilated audiovisual works is only a possibility and the provisions of paragraph 4, Article 6 of Regulation 42/R published in the BURT on 3 August 2009 may be dispensed with, relative to the limit of € 450,000.00, while the limit of 10% of the cost of production remains valid. Full length and audiovisual work animated films, in any case, are considered assimilated audiovisual works

SUBSTITUTE DECLARATION OF CERTIFICATION – signed by an adult with legal capacity to take action – (Articles 46 and 47 of Presidential Decree n. 445 dated 28/12/2000)

The undersigned _____ born on _____

In _____ Province _____ Fiscal Code _____

and resident in _____ Province _____ street & no. _____

Having been advised of the responsibilities accepted and the sanctions established under the law against persons who make false declarations and the penal sanctions in the case of untrue information and falsehood in acts, as set forth in Article 76 of Presidential Decree n. 445 dated 28/12/2000.

In his/her capacity as legal representative of the company: _____

Does Hereby Declare:

- That he/she has examined, understands and entirely accepts the contents of the Announcement for the implementation of intervention financed with the Tuscany Region Cinema & Audiovisual Fund;
- That he/she understands and, in particular, accepts the contents of the articles relative to the manner of participation in the competition announced (Article 4 of the Announcement), the procedure for acceptance of Applications (Article 5 of the Announcement), the entity and forms of financial intervention (Articles 7 and 8 of the Announcement), as well as the obligations of the beneficiary (Article 9 of the Announcement);
- That the information provided on the Grant Application Form, in accordance with Regional Law 69/08, is true;
- That the Applicant Company belongs to the category of

Micro business

Small Enterprise

Medium-Sized Enterprise

As defined by the Communitarian Regulations and Recommendations of the European Commission dated 6 May, notification number C (20039 14222003/3661);

- That the company is not in a state of bankruptcy, compulsory liquidation, is not undergoing settlement proceedings, nor have such proceedings been initiated against the company for one of these situations;
- That no proceedings for the application of one of the preventive measures indicated in Article 3 of Law n. 1423 dated 27 December 1956 is pending against the company or the applicant, nor any of the impedimental causes envisioned by Article 10 of Law n. 575 dated 31st May 1965;
- That no final sentence or penal decree of conviction that has become irrevocable, nor any sentence applying punishment on request in accordance with Article 444 of the Code of Penal Procedure has been pronounced against the company or the applicant himself, for serious offences damaging the State or European Community, which affect the Applicant's professional morality and, in particular, with reference to the following:

- Corruption;

- Fraud in accordance with Article 1 of the convention on protection of the financial interests of the European Community;

- Recycling of proceeds from illicit activities;

- That he/she is aware that the facilitations relative to the Announcement instituted with Decree n. 4220 dated 1st September 2009 are subject to the “de minimis” regime, as defined by the Communitarian Regulations on the subject and, therefore, in order to utilise the facilitations, which may be qualified as state assistance in accordance with Article 87 of the Treaty of Institution of the European Community, does hereby declare:

That he/she has not received other benefits and/or facilitations foreseen by Communitarian, national or regional norms or, in any case, of a public nature;

That he/she has not benefited during the last three years from the disbursement of public grants, received as de minimis assistance for an amount of over € 200,000.00 euros.

That he/she has benefited during the last three financial years from the following public de minimis grants.

Date of Grant	Amount of Subsidy or Equivalent Subsidy in Euros
Total	

The subject company is therefore eligible to benefit from de minimis assistance for up to € _____ euros.

- That he/she has not committed violations that have been definitively ascertained with respect to the obligations relative to taxes, according to Italian legislation or the legislation of the state in which they are established;
- That during the year prior to publication of the Announcement, he/she has not made false declarations relative to the requirements and conditions for participation in this Competition;
- That he/she has no administrative proceedings underway connected with acts of revocation for undue receipt of public resources;
- That he/she is aware that acceptance of this application is subordinate to the results of the preliminary procedures carried out by the Regional Multi-Media Library Foundation – Tuscany Film Commission and the successive discretionary decision of the Commission, as foreseen by Article 6 of the Announcement and approval of the ranking list by the Tuscany Region.

He/she does hereby make a commitment to:

Permit more in-depth investigation, controls and ascertainment, as deemed opportune relative to the information declared, by the Tuscany Region, through the Regional Multi-Media Library Foundation – Tuscany Film Commission;

Communicate to the Multi-Media Library any variations in the company address and any deliberations for voluntary liquidation of the company in a timely manner, holding the Multi-Media Library free from any consequences due to failure to notify said variations;

The applicant attaches copies of the following:

1) Documentation relative to the Company:

- Copy of the Memorandum and Articles of Association or the last Minutes of the Extraordinary Shareholders meeting involving any modifications;
- A copy of the last balance sheet with the relative attachments;
- A signed photocopy of a valid document of identity of the legal representative signing this application;
- Declaration of consent in accordance with Legislative Decree 196/2003.

2) Documentation relative to the cinema work:

- Presentation of the work if it has already been realised;
- Specific declaration concerning the existence of the requirements for recognition of Italian nationality, in accordance with norms in force;
- Subject of the work, type of treatment and in cases where it already exists, a copy of the film script for the work;
- Director's curriculum vitae;
- Declaration of the proponent company that it owns the rights for use and exploitation of the subject and/or treatment, as well as any film scripts presented, including the relative deeds of sale;
- Work plan indicating filming locations, sets for poses, internal and external filming sets, specifically indicating the shooting to be performed in Tuscany;
- Financial plan attesting to coverage for the analytical estimate of production costs;
- Any other attachment the company considers useful: _____

Date and place:

**Signature & Stamp
of the Applicant/Legal Representative)**

INFORMATION IN ACCORDANCE WITH ARTICLE 13 LEGISLATIVE DECREE N. 196/2003 (PRIVACY ACT)

In conformity with Legislative Decree n. 196 dated 30th June 2003 (Privacy Act) and the successive modifications, the Regional Multi-Media Library Foundation – Tuscany Film Commission, whose legally registered office is located in Florence, Via San Gallo 25, in their capacity as owner of the treatment, is required to provide the following information concerning the use of personal data conferred, in accordance with Article 13 of the Privacy Act, to all parties interested.

INFORMATION ON TREATMENT OF DATA COLLECTED

1) Manner of treatment of personal data

Your personal data will be collected at the offices of the Regional Multi-Media Library Foundation – Tuscany Film Commission, with or without the use of telematic means, and will be treated, even with automatic means and even for the purpose of inclusion in data banks, and in any case with instruments suitable to guarantee the security and confidentiality of the information.

2) Analysis of treatment of personal data

The data will be treated by the Regional Multi-Media Library Foundation – Tuscany Film Commission, for the following purposes:

- a) To fulfil obligations established under legal and communitarian norms and regulations, which the Regional Multi-Media Library Foundation – Tuscany Film Commission is subject to, or the services requested by you (invoicing, documentation necessary for the implementation of public financing, evaluation and feasibility of financing of the project, accounting revision, etc.);
- b) To perform obligations under contracts in which you are a party, obligations arising from such contracts, or to acquire pre-contractual information at your request (guarantees, bank guarantees, credit worthiness, etc.);
- c) For other internal management and organisational purposes (planning of activities, etc.).

3) Manner of treatment of personal data

In relation to the purposes indicated, the treatment of personal data takes place through manual instruments, information technology and telematic systems, with a logic strictly correlated to these purposes and, in any case, in a manner that guarantees the security or confidentiality of the information.

4) Conferral of personal information

Conferral of personal data is obligatory for the purposes relative to the fulfilments indicated in point 2 above.

Any refusal to confer and/or authorise the treatment of the data for the aforementioned purposes will make it impossible to establish and conduct relations and/or to evaluate the project.

Any successive opposition or revocation of authorisation for treatment of your personal data for the aforementioned purposes will make it impossible to continue the relations and/or evaluation of the project.

5) Categories of parties to whom the data may be communicated with the consent of the interested party

Your personal data will not be disseminated and/or communicated to third parties, except for the following parties, for the sole purpose of performing the Service:

- Public Institutions or Administrations, even Communitarian Institutions or Administrations, whose intervention is envisioned by the law, regulations and communitarian norms or by contracts or agreements on the basis of which our Company operates;
- Free lance professionals, even in the form of associations or companies who work on our behalf to perform evaluations of projects, including the possession of the requirements for implementation of public financing;
- Administrative, organisational and management consultancy firms (auditing companies, information technology consultancy firms, etc.);
- Credit recovery professionals and companies;
- Companies that perform banking, financial and insurance services;
- Subsidiaries, associate forms or companies belonging to the same group, for the purpose of performing the Service.

All of the parties belonging to the categories to which the data may be communicated will use the data in the capacity of "Owners" in accordance with the law and in a fully independent manner.

The ambit of dissemination in the territory of your data will be limited to the European Union.

6) Owner and Party Responsible for treatment of the Data in Accordance with Article 4f) of Legislative Decree 196/2003

The owner of the treatment is the Regional Multi-Media Library Foundation – Tuscany Film Commission, whose head office is located in Florence, in Via San Gallo 25, VAT n. 0354840486.

The party responsible, to whom you may apply to exercise your rights in accordance with point 7 below, is _____, domiciled in virtue of his office at the head office.

An updated list of the parties responsible for treatment is available at your request at the legally registered office of the Regional Multi-Media Library Foundation – Tuscany Film Commission.

7) Right to access to personal data and other rights in accordance with Article 7 of Legislative Decree 196/2003

1. The interested party has the right to obtain confirmation of the existence of his personal data, even if the information has not yet been recorded; he also has the right to request that the information in possession of the company be communicated to him in an intelligible manner.
2. The interested party has the right to obtain indication of:
 - (a)) The origin of the personal data;
 - (b) The purposes and manner of processing utilised;
 - (c) The logic applied, in the event the processing is performed with the assistance of electronic instruments;
 - (d) Information identifying the owner, responsible party and representative designated in accordance with point 6 above;
 - (e) Categories and parties to whom data may be communicated, or which may come to the knowledge of information in their capacity as designated representatives in the Italian territory, as parties responsible for or charged with treatment of the information.
3. The interested party has the right to obtain:
 - (a) Updating, correction or, if interested, integration of the information;
 - (b) Cancellation, transformation in anonymous form or blockage of data processed in violation of the law, including data that it is not necessary to conserve in relation to the purposes for which the information was collected or successively processed.
 - (c) Certification that the persons to whom the information was communicated or disseminated have been advised of the operations relative to a) and b) above, unless fulfilment of this clause is proven to be impossible or would involve the employment of manifestly disproportionate means with respect to the right being protected.
4. The interested party has the right to oppose, entirely or in part:
 - (a) For legitimate reasons, even though such treatment may be pertinent to the reason the information was collected;
 - (b) Treatment of his personal information for the purpose of sending advertising or direct sales material or for the purpose of conducting market research or commercial communications.

You may exercise the rights envisioned by Article 7 of Legislative Decree n. 196/2003 at any time, free of charge, by applying to the Owner of the treatment.

DECLARATION OF CONSENT

Messers Regional Multi-Media Library Foundation – Tuscany Film Commission
I, the undersigned, _____, having acknowledged the information provided, do hereby declare that I grant my specific and unconditional, free, aware and informed consent for the treatment of my/our data, including communication to the parties indicated in point 5 of the relative information, exclusively for the performance of the Service and for the purposes indicated in point 2 of the information and, in particular, in accordance with Legislative Decree n. 196 dated 30th June 2003.

Date _____

Signature & Stamp of Legal Representative