

Comments of the Czech Republic on the Revision of the Guidelines on State aid for broadband networks - Public Consultation

According to the proposed Guidelines on State aid for broadband networks, Member States must implement a claw-back mechanism if the aid amount of the project is above EUR 5 million. We propose to increase the threshold for implementation of claw-back mechanism in line with the Commission Regulation (EU) No 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty (GBER). According to the Section 10 (Aid for broadband infrastructure) of GBER, Member States shall put in place a monitoring and claw-back mechanism if the amount of aid granted to the project exceeds EUR 10 million. We believe the claw-back mechanism according to Guidelines on State aid for broadband networks should be coincident with relevant provisions according to GBER, thus we suggest the claw-back mechanism to be mandatory if the aid amount of the project is above EUR 10 million.