

**Format of the report by Member States under Article 9 of the SGEI
Decision and point 62 of the SGEI Framework**

Article 9 of the Decision states:

Each Member State shall submit a report on the implementation of this Decision to the Commission every two years. The reports shall provide a detailed overview of the application of this Decision for the different categories of services referred to in Article 2(1), including:

a) a description of the application of this Decision to the services falling within its scope, including in-house activities;

b) the total amount of aid granted in accordance with this Decision, with a breakdown by the economic sector of the beneficiaries;

c) an indication of whether, for a particular type of service, the application of this Decision has given rise to difficulties or complaints by third parties;

and

d) any other information concerning the application of this Decision required by the Commission and to be specified in due time before the report is to be submitted.

The first report shall be submitted by 30 June 2014.

Point 62 of the Framework establishes in principle identical obligations to submit reports for aid granted under the SEIG Framework.

1. DESCRIPTION OF THE APPLICATION UNDER THE SGEI DECISION AND SGEI FRAMEWORK AND AMOUNT GRANTED

1) Hospitals [(Article 2(1)(b))]

Clear and detailed description of how the respective services are organised in your Member State ¹	
Explain what types of services in the respective sector have been defined as SGEI in your Member State. List the contents of the services allocated as SGEI as clearly as possible:	Provision by Private hospitals that form part of the public service network (Decree 71/2002 of 30 May on the public hospital network and the public service health network) providing health services to National Health System users with the scope and direct provisions established in Royal Decree 1030/2006 of 15 September, establishing a charter for common National Health System services and the procedure for the update.
Explain the forms of allocation (habitual). If standard templates are used within a given sector for allocation, attach them.	Individual conventions
Explain the duration of the allocation (habitual) and the change in duration of allocations. Also specify the percentage of allocations for longer than 10 years.	Conventions remain in force for ONE YEAR
Explain whether (generally) companies are granted exclusive or special rights .	
Explain the (habitual) compensation mechanism for the respective services, including the aid instrument used (direct grant, guarantee, etc.) and whether the method based on cost allocation or the net cost avoided method has been used.	According to the estimated number of hospitalisations, medical appointments, surgical procedures and individual assessment services evaluated at market rates .
Explain the (habitual) methods of avoiding and recovering possible excessive compensations .	Two controls are established, one monthly with each billing and another annual with final settlement. In the event of advance payments or penalties, the compensation is adjusted in a final settlement that, in certain cases, makes it possible to regularise the situation by means of compensation with other financial years.

¹ If there are only a small number of individual SGEI services in a given sector within a Member State, we would be grateful if you could give a detailed description of those services. If a high number of services have been allocated within a specific sector in your Member State (for example, because they are the responsibility of the regional or local authorities), it would be disproportionate to provide individual details of the allocations, but it is still essential to provide a clear and concise general description of how the sector is organised, which includes the common characteristics of individual allocations. Given that the number of affairs falling within the SGEI framework will be limited, the Commission expects a detailed description of each specific measure.

Amount of aid granted	
Total amount of aid granted ² . <u>Include all the aid paid in your area, including aid paid by regional and local authorities.</u>	2013: EUR 60 894 192
Other quantitative information ³	There are four beneficiary hospitals, which have formed part of the public service network since 2002. In total, they offer 536 effective beds.

2) Social services [(Article 2(1)(c))]

- a) Health care and long-term care
- b) Childcare
- c) Access to and reintegration in the labour market
- d) Social housing**

Clear and detailed description of how the respective services are organised in your Member State ⁴	
Explain what types of services in the respective sector have been defined as SGEI in your Member State. List the contents of the services allocated as SGEI as clearly as possible:	Administration of the publicly managed housing resources in the Principality of Asturias; management of the public land fund for social housing in the Principality of Asturias, regulated by Decree 84/1989, of 27 July; the depreciation and disposal of housing; the promotion of protected housing and the management of programmes promoted by the Administration of the Principality with

² Under the terms of Article 9(b) of the SGEI Decision and point 62.b) of the SGEI Framework. Please draw up a breakdown by calendar year

³ The Commission would like to receive any data that you may have on aid granted under the SGEI Decision and the SGEI Framework, for example the number of beneficiaries per sector, average amount of aid, aid instrument (direct grant, guarantee, etc.), company size, etc. If this quantitative information is not directly available in a Member State, this may naturally be submitted in aggregate or estimated form. Granted under the SGEI Decision and the SGEI Framework, for example the number of beneficiaries per sector, average amount of aid, aid instrument (direct grant, guarantee, etc.), company size, etc. If this quantitative information is not directly available in a Member State, this may naturally be submitted in aggregate or estimated form. In this case, please indicate whether you have used estimates and the type of aggregation carried out.

⁴ If there are only a small number of individual SGEI services in a given sector within a Member State, we would be grateful if you could give a detailed description of those services. If a high number of services have been allocated within a specific sector in your Member State (for example, because they are the responsibility of the regional or local authorities), it would be disproportionate to provide individual details of the allocations, but it is still essential to provide a clear and concise general description of how the sector is organised, which includes the common characteristics of individual allocations. Given that the number of affairs falling within the SGEI framework will be limited, the Commission expects a detailed description of each specific measure.

	the aim of facilitating access to housing, and the purchase of every type of property assets for residential use , as well as their administration, in particular rental and disposal, if applicable.
Explain the forms of allocation (habitual). If standard templates are used within a given sector for allocation, attach them.	<p>In a meeting held on 20 March 1991, the Principality of Asturias Governing Council ordered the setting up of a public company "Viviendas del Principado de Asturias, S.A." (VIPASA). Under the terms of the third recital of Law 7/1990 of 29 December and implementing the above agreement, <u>the articles of association of this company were drawn up on 6 May 1991.</u></p> <p>Due to the status of the Administration as an intermediary, the relationship with VIPASA is organised by means of management commissions to perform tasks related to the company purpose.</p>
Explain the duration of the allocation (habitual) and the change in duration of allocations. Also specify the percentage of allocations for longer than 10 years.	The duration of the public service obligation is ANNUAL .
Explain whether (generally) companies are granted exclusive or special rights .	
Explain the (habitual) compensation mechanism for the respective services, including the aid instrument used (direct grant, guarantee, etc.) and whether the method based on cost allocation or the net cost avoided method has been used.	By means of management commissions (EUR 1 100 000 in 2013) and through nominative grants allocated each year under the corresponding General Budget Laws.
Explain the (habitual) methods of avoiding and recovering possible excessive compensations .	<p>An annual audit is carried out by independent auditors. These audits are submitted for approval by the Shareholders Meeting and entered in the business registry. Similarly, as a necessary step prior to the payment of compensation, the cost of actions must be justified. Furthermore, because the sector also includes entities within the independent public sector, it is also audited by the Audit Office of the Principality of Asturias.</p> <p>In the event of over-compensation, the compensation contributions are reduced by applying losses to the financial year following the year in which the surplus arose.</p>

Amount of aid granted	
Total amount of aid granted ⁵ . Include all the aid paid in your area, including aid paid by regional and local authorities.	2012: EUR 1 719 350 2013: EUR 2 534 401.32
Other quantitative information ⁶	The company handles a total of 11 292 properties, employs a workforce of 31 and has a budget of EUR 9 845 492

- e) Social protection and inclusion of vulnerable groups
- 3) Air or maritime links to islands [(Article 2(1)(d)]
- 4) Airports and ports [(Article 2(1)(e)]
- 5) Compensation for other SGEI items not exceeding EUR 15 million [(Article 2(1)(a)]
 - a) (specify the respective sector)
 - b) ...
- 6) SGEI compensation under the Framework
 - a) (refer to the decision of the Commission for approval of each measure)
 - b) ...

2. DIFFICULTIES IN APPLYING THE SGEI DECISION AND THE SGEI Framework

Please be as specific as possible and include the sector in which the difficulties arose, if applicable.

3. Complaints by third parties involved

Please be as specific as possible and include the sector within which the complaints were received, their contents and the possible course of action by your authorities.

4. MISCELLANEOUS

A. (not compulsory)

⁵ Under the terms of Article 9(b) of the SGEI Decision and point 62.b) of the SGEI Framework. Please draw up a breakdown by calendar year

⁶ The Commission would like to receive any data that you may have on aid granted under the SGEI Decision and the SGEI Framework, for example the number of beneficiaries per sector, average amount of aid, aid instrument (direct grant, guarantee, etc.), company size, etc. If this quantitative information is not directly available in a Member State, this may naturally be submitted in aggregate or estimated form. In this case, please indicate whether you have used estimates and the type of aggregation carried out.

If your Member State has **not** granted state aid for the provision of the SGEI in given sectors, information on other instruments to guarantee the provision of such services could be useful (direct aid to users, compensation complying with the four Altmark criteria, *de minimis* aid and so on). If you wish, provide a short description of these instruments and the areas in which they have been used.

B. (not compulsory)

Describe the aspect in which the SGEI Decision and the SGEI Framework are easier to apply or more appropriate than the 2005 SGEI Decision and the 2005 SGEI Framework.

C. (not compulsory)

If you wish, you can add other comments to your report on the application of the SGEI Decision and the SGEI Framework regarding aspects other than those covered in the above questions.