PART I. General Information

1. Status of the notification

Does the information transmitted on this form concern:

(a)  a pre-notification? If so, you may not need to complete the entire form at this stage but to agree with the Commission services which information is required for a preliminary assessment of the proposed measure.

(b)  a notification pursuant to Article 108(3) of the Treaty on the Functioning of the European Union (‘the Treaty’)?

(c)  a simplified notification under Article 4(2) of Regulation (EC) No 794/2004[[1]](#footnote-1)? If so, please complete only the Simplified Notification Form in Annex II.

(d)  a measure which does not constitute State aid within the meaning of Article 107(1) of the Treaty but is notified to the Commission for reasons of legal certainty?

If you have selected point (d) above, please indicate below why the notifying Member State considers that the measure does not constitute State aid within the meaning of Article 107(1) of the Treaty. Please provide a full assessment of the measure in light of each of following four criteria, stressing in particular the criteria that you consider not to be met in the planned measure:

Does the notified measure imply a transfer of public resources or is it imputable to the State?

Does the notified measure confer an advantage upon undertakings?

Is the measure discretionary, available only to a limited number of undertakings, in a limited number of sectors of the economy or does it entail any territorial restrictions?

Does the measure affect competition on the internal market or threaten to distort intra-Union trade?

2. Identification of the aid grantor

Member State concerned:

Region(s) of the Member State concerned (at NUTS level 2); include information on their regional aid status:

Contact person(s):

Name:

E-mail(s):

Please indicate the name, the address (including web address) and the e-mail contact of the granting authority:

Name:

Address:

Web address:

E-mail:

Contact person at the Permanent Representation

Name:

Phone(s):

E-mail:

If you would like a copy of the official correspondence sent by the Commission to the Member State to be forwarded to other national authorities, please indicate here their name, address (including their web address) and e-mail contact:

Name:

Address:

Web address:

E-mail:

3. Beneficiaries

3.1. Location of the beneficiary(ies)

(a)  in (an) unassisted region(s):

(b)  in region(s) eligible for assistance under Article 107(3), point (a), of the Treaty (specify the region(s) at NUTS level 2):

(c)  in region(s) eligible for assistance under Article 107(3), point (c), of the Treaty (specify the region(s) at NUTS level 3 or lower):

3.2. If applicable, location of the project(s)

(a)  in (an) unassisted region(s):

(b)  in region(s) eligible for assistance under Article 107(3), point (a), of the Treaty (specify the region(s) at NUTS level 2):

(c)  in region(s) eligible for assistance under Article 107(3), point (c), of the Treaty (specify the region(s) at NUTS level 3 or lower):

3.3. Sector(s) affected by the aid measure (i.e. in which the aid beneficiaries are active):

(a)  Open to all sectors

(b)  Sector specific. If so, please specify the sector(s) at NACE group level[[2]](#footnote-2):

3.4. In the case of an aid scheme, please specify:

3.4.1. Type of beneficiaries:

(a)  large enterprises

(b)  small and medium-sized enterprises (SMEs)

(c)  medium‑sized enterprises

(d)  small enterprises

(e)  micro enterprises

3.4.2. Estimated number of beneficiaries:

(a)  under 10

(b)  from 11 to 50

(c)  from 51 to 100

(d)  from 101 to 500

(e)  from 501 to 1000

(f)  over 1000

3.5. In the case of individual aid, either granted within the scope of a scheme or as ad hoc aid, please specify:

3.5.1. Name of the beneficiary(ies):

3.5.2. Type of beneficiary(ies):

SME

Number of employees:

Annual turnover (full amount in national currency, in the last financial year):

Annual balance-sheet total (full amount in national currency, in the last financial year):

Existence of linked enterprise or partner enterprises (please attach a declaration referred to in Article 3(5) of the Annex to Commission Recommendation 2003/361/EC[[3]](#footnote-3) attesting to either the autonomous, linked or partner status of the beneficiary undertaking[[4]](#footnote-4)):

Large enterprise

3.6. Is the beneficiary(ies) an undertaking in difficulty[[5]](#footnote-5)?

yes  no

3.7. Outstanding recovery orders

3.7.1. In the case of individual aid:

The authorities of the Member State commit to suspend the award and/or payment of the notified aid if the beneficiary still has at its disposal earlier unlawful aid that was declared incompatible by a Commission Decision (either as individual aid or aid under an aid scheme being declared incompatible), until that beneficiary has reimbursed or paid into a blocked account the total amount of unlawful and incompatible aid and the corresponding recovery interest.

yes  no

Please provide the reference to the national legal basis concerning this point:

3.7.2. In the case of aid schemes:

The authorities of the Member State commit to suspend the award and/or payment of any aid under the notified aid scheme to any undertaking that has benefited from earlier unlawful aid declared incompatible by a Commission Decision (either as an individual aid or an aid under an aid scheme being declared incompatible), until that undertaking has reimbursed or paid into a blocked account the total amount of unlawful and incompatible aid and the corresponding recovery interest.

yes  no

Please provide the reference to the national legal basis concerning this point:

4. National Legal Basis

4.1. Please provide the national legal basis of the aid measure including the implementing provisions and their respective sources:

National legal basis:

Implementing provisions (where applicable):

References (where applicable):

4.2. Please enclose with this notification one of the following:

(a)  a copy of the relevant extracts of the final text(s) of the legal basis (together with a web address which provides direct access to it, if available)

(b)  a copy of the relevant extracts of the draft text(s) of the legal basis (together with a web address which provides direct access, if available)

4.3. In case of a final text, does the final text contain a stand-still clause whereby the aid granting body can only grant the aid after the Commission has authorised the aid?

Yes

No: has a provision been included to that effect in the draft text?

Yes

No: please explain why such a provision was not included in the text of the legal basis.

4.4. Where the text of the legal basis contains a stand-still clause, please indicate whether the date of granting of the aid will be:

the date of the approval by the Commission

the date of the commitment of the national authorities to grant the aid, subject to the approval of the Commission

5. Identification of the Aid, Objective and Duration

5.1. Title of the aid measure (or name of the beneficiary of the individual aid)

5.2. Brief description of the objective of the aid:

5.3. Type of aid

5.3.1. Does the notification relate to an aid scheme?

No

Yes: Does the scheme amend an existing aid scheme?

No

Yes: Are the conditions laid down for the simplified notification procedure pursuant to Article 4(2) of Regulation (EC) No 794/2004 fulfilled?

Yes: Please use and complete the Simplified Notification Form (see Annex II).

No: Continue with this form, and specify whether the original scheme which is being amended was notified to the Commission

Yes: please specify:

* Aid number[[6]](#footnote-6): …
* Date of Commission approval (reference of the letter of the Commission) if relevant or exemption number: ……
* Duration of the original scheme:…
* Please specify which conditions are being amended in relation to the original scheme and why:…

No: please specify when the scheme was implemented: …..

5.3.2. Does the notification relate to individual aid[[7]](#footnote-7)?

No

Yes: please indicate whether:

the aid is based on an approved / block-exempted scheme which should be individually notified. Please provide the reference to the approved scheme or to the exempted scheme:

Title:

Aid number[[8]](#footnote-8):

Letter of Commission approval (where applicable):

individual aid is not based on a scheme

5.3.3. Does the system of financing form an integral part of the aid measure (for example, by applying parafiscal levies in order to raise the necessary funds to allow for the aid to be granted)?

No

Yes: if yes, the system of financing should be notified as well.

5.4. Duration

Scheme

Indicate the planned last date until which individual aid may be granted under the scheme. If the duration exceeds 6 years please indicate why a longer period is indispensable to achieve the objectives of the aid scheme.

Individual aid

Indicate the planned date when the aid will be granted[[9]](#footnote-9):

If the aid will be paid out in instalments, indicate the planned date(s) of each instalment :

5.5. Is the notified measure a reform and/or investment financed under the Recovery and Resilience Facility?

yes  no

5.6. Does the notified measure concern an investment financed under the scope of the Just Transition Fund?

yes  no

6. Compatibility of the aid

Common assessment principles

(Sub-sections 6.2 to 6.7 do not apply to aid to the agriculture, fishery and aquaculture sectors[[10]](#footnote-10))

6.1. Please indicate the primary objective and, where applicable, the secondary objective(s), of common interest to which the aid contributes:

|  |  |  |
| --- | --- | --- |
|  | **Primary objective**  **(please tick only one)** | **Secondary objective**[[11]](#footnote-11) |
| Agriculture; Forestry; Rural areas |  |  |
| Aid for co-operation in forestry sector |  |  |
| Aid for co-operation in rural areas |  |  |
| Aid for disadvantaged workers and/or workers with disabilities |  |  |
| Aid for knowledge transfer and information actions in the agricultural sector |  |  |
| Aid for promotion measures in favour of agricultural products |  |  |
| Airport infrastructure or equipment |  |  |
| Airport operation |  |  |
| Broadband infrastructures |  |  |
| Closure aid |  |  |
| Compensation of damage caused by natural disasters or exceptional occurrences |  |  |
| Coordination of transport |  |  |
| Culture |  |  |
| Energy |  |  |
| Energy efficiency |  |  |
| Energy infrastructures |  |  |
| Environmental protection |  |  |
| Execution of an important project of common European interest |  |  |
| Fisheries and aquaculture |  |  |
| Heritage conservation |  |  |
| Promotion of export and internationalisation |  |  |
| Regional development (including territorial cooperation) |  |  |
| Remedy for a serious disturbance in the economy |  |  |
| Renewable energy |  |  |
| Rescuing undertakings in difficulty |  |  |
| Research, development and innovation |  |  |
| Restructuring undertakings in difficulty |  |  |
| Risk finance |  |  |
| Sectorial development |  |  |
| Services of general economic interest (SGEI) |  |  |
| SMEs |  |  |
| Social support to individual consumers |  |  |
| Sport and multifunctional recreational infrastructures |  |  |
| Training |  |  |
| Start-up aid to airlines for the development of new routes |  |  |

6.2. Please explain the need for State intervention. Please note that the aid must be targeted towards a situation where it can bring about a material improvement which cannot be delivered by the market itself, by remedying a well-defined market failure.

6.3. Please indicate why the aid is an appropriate instrument to address the objective of common interest as defined in point 6.1. Please note that the aid will not be considered compatible if less distortive measures make it possible to achieve the same positive contribution.

6.4. Please indicate whether the aid has an incentive effect (that is, when the aid changes the behaviour of an undertaking leading it to engage in additional activity which it would not have engaged in without the aid or would only have engaged in such activity in a restricted or different manner).

yes  no

Please indicate whether activities which started before the submission of an application for aid are eligible.

yes  no

If they are eligible, please explain how the incentive effect requirement is complied with.

6.5. Please indicate why the aid granted is proportionate insofar as it amounts to the minimum needed to induce investment or activity.

6.6. Please indicate the possible negative effects of the aid on competition and trade and specify the extent to which they are outweighed by the positive effects.

6.7. In accordance with the transparency requirements set out in EU State aid Guidelines and Frameworks, please confirm whether the following information will be published in the European Commission’s Transparency Award Module (TAM)[[12]](#footnote-12) or on a single national or regional website: (i) the full text of the approved aid scheme or the individual aid granting decision and its implementing provisions, or a link to it; (ii) the identity of the granting authority/(ies); (iii) the identity of the individual beneficiary(ies), (iv) the aid instrument[[13]](#footnote-13) and amount of aid granted to each beneficiary(ies); (v) the objective of the aid, the date of granting, (vi) the type of undertaking (for example SME, large company); (vii) the Commission's aid measure reference number; (viii) the region where the beneficiary is located (at NUTS level 2) and (ix) the principal economic sector of the beneficiary(ies) (at NACE group level)[[14]](#footnote-14).

yes  no

6.7.1. Please provide the address(es) of the website(s) on which the information will be made available:

6.7.2. If applicable, please provide the address(es) of the central website retrieving information from the regional website(s):

6.7.3. If the address(es) of the website referred to in point 6.7.2 are not known at the time of the submission of the notification, the Member State must undertake to inform the Commission once those websites are created and the addresses are known.

6.8. For aid notified under Articles 107(3), point (a), first part of point (b) (aid to promote the execution of an important project of common European interest), points (c), (d) and (e) of the Treaty, Article 93 of the Treaty and Article 106(2) of the Treaty, please confirm that, neither the aided activity, nor any aspects of the notified State aid measure that are indissolubly linked to the object of the aid are breaching Union environmental law.

yes  no

7. Aid instrument, Aid amount, Aid intensity and Means of funding

7.1. Aid instrument and aid amount

Specify the form of the aid and the aid amount[[15]](#footnote-15) made available to the beneficiary(ies) (where appropriate, for each measure):

|  |  |  |
| --- | --- | --- |
| **Aid instrument** | **Aid amount or budget allocation**[[16]](#footnote-16) | |
| **Overall** | **Annual** |
| **Grants (or similar in effect)**  (a)  Direct grant  (b)  Interest rate subsidy  (c)  Debt write-off |  |  |
| **Loans (or similar in effect)**  (a)  Soft loan (including details of how the loan is secured and its duration)  (b)  Repayable advances  (c)  Tax deferral |  |  |
| **Guarantee**  Where appropriate, provide a reference to the Commission decision approving the methodology to calculate the gross grant equivalent and information on the loan or other financial transaction covered by the guarantee, the security required and the premium to be paid, the duration, etc.  ……………………………………………………………… |  |  |
| Any form of **equity or quasi-equity** intervention  …………………………………………………………… |  |  |
| **Tax advantage or tax exemption**  (a)  Tax allowance  (b)  Tax base reduction  (c)  Tax rate reduction  (d)  Reduction of social security contributions  (e)  Other (please specify)  ……………………………………………………… |  |  |
| **Other** (please specify)  …………………………………………………………  Please indicate the instruments to which it would broadly match as regards its effect  …………………………………………………………… |  |  |

For guarantees, please indicate the maximum amount of loans guaranteed:

For loans, please indicate the maximum (nominal) amount of the loan granted:

7.2. Description of the aid instrument

For each aid instrument chosen from the list in point 7.1, please describe the conditions of application of the aid (such as the tax treatment, whether the aid is awarded automatically based on certain objective criteria or whether there is an element of discretion by the awarding authorities):

7.3. Source of funding

7.3.1. Specify the financing of the aid:

(a)  General budget of the State/region/local

(b)  Through parafiscal charges or taxes affected to a beneficiary. Please provide full details of the charges and the products/activities on which they are levied (specify in particular whether products imported from other Member States are liable to the charges). If applicable, please annex a copy of the legal basis of the financing.

(c)  Accumulated reserves

(a)  Public enterprises

(b)  Structural fund co-financing

(c)  Other (please specify)

7.3.2. Is the budget adopted annually?

Yes

No. Please specify what period it covers:

7.3.3. If the notification concerns changes to an existing scheme, please indicate the budgetary effects for each of the aid instruments of the notified changes to the scheme on the:

Overall budget :

Annual budget[[17]](#footnote-17) :

7.4. Cumulation

Can the aid be cumulated with aid or *de minimis* aid[[18]](#footnote-18) received from other local, regional or national aid[[19]](#footnote-19) to cover the same eligible costs?

Yes. If available, please provide the name, purpose and objective of the aid

Please explain the mechanisms put in place in order to insure that the cumulation rules are respected:

No

8. Evaluation

For a scheme notified to the Commission pursuant to Article 108(3) of the Treaty:

**Is the scheme considered for evaluation?**

No

If the scheme is not considered for evaluation, please explain why you consider the criteria for evaluation not to be fulfilled.

Yes

According to which criteria is the scheme considered for ex post evaluation:

(a)  A scheme with large aid budget;

(b)  A scheme containing novel characteristics;

(c)  A scheme where significant market, technology or regulatory changes can be foreseen;

(d)  A scheme that you plan for evaluation even if the other criteria referred to in this point do not apply.

If any of the criteria referred to in this point are fulfilled, please indicate the period of evaluation and complete the supplementary information sheet for the notification of an evaluation plan in Annex 1, Part III.8[[20]](#footnote-20).

Please indicate whether any ex-post evaluation has already been carried out for a similar scheme (where relevant, with a reference and a link to any relevant websites).

For a scheme subject to evaluation pursuant to Article 1(2)(a) of Regulation (EU) No 651/2014 (GBER) or Article 1(3)(a) of Regulation (EU) 2022/2472 (ABER) or Article 1(7)(a) of Regulation (EU) 2022/2473 (FIBER):

Please indicate the SA number of the scheme: ….

and complete the supplementary information sheet for the notification of an evaluation plan in Annex 1, Part III.8[[21]](#footnote-21).

9. Reporting and Monitoring

In order to enable the Commission to monitor the aid scheme and individual aid, the notifying Member State undertakes to:

Annually submit to the Commission the reports provided for by Article 26 of Council Regulation (EU) 2015/1589[[22]](#footnote-22).

Maintain for at least 10 years from the date of award of the aid (individual aid and aid granted under the scheme) detailed records containing the information and supporting documentation necessary to establish that all compatibility conditions are met, and provide them, on a written request, to the Commission within a period of 20 working days or such longer period as may be fixed in the request.

For fiscal aid schemes:

In case of schemes under which fiscal aid is granted automatically based on tax declarations of the beneficiaries, and where there is no ex ante control that all compatibility conditions are met for each beneficiary, the Member State undertakes to put in place an appropriate control mechanism, by which it regularly verifies (for example once per fiscal year), at least ex post and on a sample basis, that all compatibility conditions are met, and to impose sanctions in case of fraud. In order to enable the Commission to monitor fiscal aid schemes, the notifying Member State undertakes to maintain detailed records of the controls for at least 10 years from the date of the controls, and provide them, on a written request, to the Commission within a period of 20 working days or such longer period as may be fixed in the request.

10. Confidentiality

Does the notification contain confidential information[[23]](#footnote-23) which should not be disclosed to third parties?

Yes. Please indicate which of the form are confidential and provide reasons for confidentiality.

No

11. Other Information

Where applicable, please indicate any other information relevant for the assessment of the aid.

12. Attachments

Please list all documents which are attached to the notification and provide paper copies or internet addresses which allow access to the documents concerned.

13. Declaration

I certify that to the best of my knowledge the information provided on this form, annexes and attachments is accurate and complete.

Date and place of signature:

Signature:

Name and position of person signing:

14. Supplementary Information Sheet

1. Based on the information submitted in the general information form, please select the applicable supplementary information sheet to be completed:

(a) Supplementary information sheets on regional aid

* investment aid
* operating aid
* individual aid

(b)  Supplementary information sheet on research, development and innovation aid

(c) Supplementary information sheets on aid for restructuring and rescuing undertakings in difficulty

* rescue aid
* restructuring aid
* aid schemes

(d) Supplementary information sheet on audio-visual production aid

(e) Supplementary information sheet on aid for broadband aid

* for take-up measures
* for the deployment of broadband networks

(f) Supplementary information sheet on aid for climate, environmental protection and energy

* under Section 4.1. of CEEAG
* under Section 4.2. of CEEAG
* under Section 4.3.1. of CEEAG
* under Section 4.4. of CEEAG
* under Section 4.5. of CEEAG
* under Section 4.6. of CEEAG
* under Section 4.7.1. of CEEAG
* under Section 4.7.2. of CEEAG
* under Section 4.8. of CEEAG
* under Section 4.9 of CEEAG
* under Section 4.10. of CEEAG
* under Section 4.11. of CEEAG

(g) Supplementary information sheet on risk finance aid

(h) Supplementary information sheet for the notification of an evaluation plan

(i)  General information sheet for the Guidelines for State aid in in the agriculture and forestry sectors and in rural areas

* Supplementary information sheets on aid in the agriculture and forestry sectors and in rural areas

(j) Supplementary information sheet on aid to the transport sector:

* investment aid to airports
* operating aid to airports
* start-up aid to airlines
* aid of a social character under Article 107(2), point (a), of the Treaty
* aid for maritime transport

(k) General information sheet for theGuidelines for State aid in the fishery and aquaculture sector

* Supplementary information sheets on aid in the fishery and aquaculture sector

2. For aid which is not covered by any supplementary information sheet, please select the relevant provision of the Treaty, guideline or another text applicable to State aid:

(a)  Short term export credit[[24]](#footnote-24)

(b)  Emissions Trading Systems[[25]](#footnote-25)

(c)  Banking Communication[[26]](#footnote-26)

(d)  Communication on important projects of common European interest[[27]](#footnote-27)

(e)  Services of General Economic Interest (Article 106(2) of the Treaty)[[28]](#footnote-28)

(f)  Article 93 of the Treaty

(g)  Article 107(2), point (a), of the Treaty

(h)  Article 107(2), point (b), of the Treaty

(i)  Article 107(3), point (a), of the Treaty

(j)  Article 107(3), point (b), of the Treaty

(k)  Article 107(3), point (c), of the Treaty

(l)  Article 107(3), point (d), of the Treaty

(m)  Other(s), please specify:

Please provide a justification for the compatibility of the aid falling in the categories selected in this point:

*For practical reasons, it is recommended to number the documents provided as annexes and to refer to those document numbers in the relevant sections of the supplementary information sheets.*

1. Commission Regulation (EC) No 794/2004 of 21 April 2004 implementing Council Regulation (EU) 2015/1589 laying down detailed rules for the application of Article 108 of the Treaty on the Functioning of the European Union (OJ L 140, 30.4.2004, p 1). [↑](#footnote-ref-1)
2. NACE Rev. 2.1, or subsequent legislation amending or replacing it. NACE is the statistical classification of economic activities in the European Union as laid down in Regulation (EC) No 1893/2006 of the European Parliament and of the Council of 20 December 2006establishing the statistical classification of economic activities NACE Revision 2 and amending Council Regulation (EEC) No 3037/90 as well as certain EC Regulations on specific statistical domains (OJ L 393, 30.12.2006, p. 1). [↑](#footnote-ref-2)
3. Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises (OJ L 124, 20.5.2003, p. 36, ELI: <http://data.europa.eu/eli/reco/2003/361/oj>). [↑](#footnote-ref-3)
4. In the case of partner and linked enterprises, please note that the amounts reported for the aid beneficiary should take into account the number of employees and the financial data of the linked enterprises and/or partner enterprises. [↑](#footnote-ref-4)
5. As defined in the Guidelines on State aid for rescuing and restructuring non-financial undertakings in difficulty (OJ C 249, 31.7.2014, p. 1). [↑](#footnote-ref-5)
6. Commission's registration number of the authorised or block-exempted scheme. [↑](#footnote-ref-6)
7. In accordance with Article 1, point (e) of Regulation (EU) 2015/1589, individual aid means aid that is not awarded on the basis of an aid scheme and notifiable award of aid on the basis of a scheme. [↑](#footnote-ref-7)
8. Commission's registration number of the authorised or block-exempted scheme. [↑](#footnote-ref-8)
9. The date of the legally binding commitment to award the aid. [↑](#footnote-ref-9)
10. In the case of aid to the agriculture sector or fishery and aquaculture sector, information on compliance with the common assessment principles is requested in Parts III.12 (General information sheet for the Guidelines for State aid in the agriculture and forestry sectors and in rural areas) and III.14 (General information sheet for the Guidelines for State aid in the fishery and aquaculture sector). [↑](#footnote-ref-10)
11. A secondary objective is one for which, in addition to the primary objective, the aid will be exclusively earmarked. For example, a scheme for which the primary objective is research and development may have as a secondary objective small and medium-sized enterprises (SMEs) if the aid is earmarked exclusively for SMEs. The secondary objective may also be sectorial, in the case for example of a research and development scheme in the steel sector. [↑](#footnote-ref-11)
12. ‘State Aid Transparency Public Search’, available at the following website: <https://webgate.ec.europa.eu/competition/transparency/public?lang=en> [↑](#footnote-ref-12)
13. Grant/Interest rate subsidy, Loan/Repayable advances/Reimbursable grant, Guarantee, Tax advantage or tax exemption, Risk finance, Other. If the aid is granted through multiple aid instruments, the aid amount must be provided by instrument. [↑](#footnote-ref-13)
14. Such a requirement can be waived with respect to individual aid awards below the thresholds as specified in the legal basis. For schemes in the form of tax advantages, the information on individual aid can be provided in the ranges specified specified in the legal basis. [↑](#footnote-ref-14)
15. Overall amount of aid planned, expressed in full national currency amounts. For tax measures, estimated overall revenue loss due to tax concessions. If the average annual State aid budget of the scheme exceeds EUR 150 million, please fill in the section on Evaluation of this notification form. [↑](#footnote-ref-15)
16. For information on aid amounts or budget at any Section of this form and supplementary forms, give the full amount in national currency. [↑](#footnote-ref-16)
17. In case of an average annual State aid budget of the scheme above EUR 150 million, please fill in the section on Evaluation of this notification form. [↑](#footnote-ref-17)
18. Commission Regulation (EU) 2023/2831 of 13 December 2023 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid (OJ L, 2023/2831, 15.12.2023,ELI: <http://data.europa.eu/eli/reg/2023/2831/oj>), Commission Regulation (EU) 2023/2832 of 13 December 2023 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid granted to undertakings providing services of general economic interest (OJ L, 2023/2832, 15.12.2023,ELI: <http://data.europa.eu/eli/reg/2023/2832/oj>), Commission Regulation (EU) No 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the fishery and aquaculture sector (OJ L 190, 28.6.2014, p. 45, ELI: <http://data.europa.eu/eli/reg/2014/717/oj>) and Commission Regulation (EU) No 1408/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the agriculture sector (OJ L 352, 24.12.2013, p. 9, ELI: <http://data.europa.eu/eli/reg/2013/1408/oj>) [↑](#footnote-ref-18)
19. Union funding centrally managed by the Commission that is not directly or indirectly under the control of the Member State does not constitute State aid. Where such Union funding is combined with other public funding, only the latter will be considered for determining whether notification thresholds and maximum aid intensities are respected, provided that the total amount of public funding granted in relation to the same eligible costs does not exceed the maximum funding rates laid down in the applicable Union legislation. [↑](#footnote-ref-19)
20. For guidance, see the Commission Staff Working Document "Common methodology for State aid evaluation", SWD(2014)179 final of 28.5.2014 under <https://competition-policy.ec.europa.eu/document/download/323bb641-3467-4b18-aece-7efdc39e0edc_en?filename=modernisation_evaluation_methodology_en.pdf> . [↑](#footnote-ref-20)
21. For guidance, see the Commission Staff Working Document "Common methodology for State aid evaluation", SWD(2014)179 final of 28.5.2014 under <https://competition-policy.ec.europa.eu/document/download/323bb641-3467-4b18-aece-7efdc39e0edc_en?filename=modernisation_evaluation_methodology_en.pdf> . [↑](#footnote-ref-21)
22. Council Regulation (EU) 2015/1589 of 13 July 2015 laying down detailed rules for the application of Article 108 of the Treaty on the Functioning of the European Union (OJ L 248, 24.9.2015, p. 9, ELI: <http://data.europa.eu/eli/reg/2015/1589/oj>). [↑](#footnote-ref-22)
23. For guidance see Article 339 TFEU that refers to "information about undertakings, their business relations or their cost components". The Union courts have generally defined "business secrets" as information "of which not only disclosure to the public but also mere transmission to a person other than the one that provided the information may seriously harm the latter's interest" in Case T-353/94 *Postbank* v *Commission,* ECLI:EU:T:1996:119, paragraph 87. [↑](#footnote-ref-23)
24. Communication from the Commission to the Member States on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to short-term export-credit insurance (OJ C 392, 19.12.2012, p. 1). [↑](#footnote-ref-24)
25. Guidelines on certain State aid measures in the context of the system for greenhouse gas emission allowance trading post-2021 (OJ C 317, 25.9.2020, p. 5) Guidelines on certain State aid measures in the context of the greenhouse gas emission allowance trading scheme post 2012 (OJ C 158, 5.6.2012, p. 4). [↑](#footnote-ref-25)
26. Communication from the Commission on the application, from 1 August 2013, of State aid rules to support measures in favour of banks in the context of the financial crisis (OJ C 216, 30.7.2013, p. 1). [↑](#footnote-ref-26)
27. Communication from the Commission — Criteria for the analysis of the compatibility with the internal market of State aid to promote the execution of important projects of common European interest (OJ C 188, 20.6.2014, p. 4). [↑](#footnote-ref-27)
28. Communication from the Commission on the application of the European Union State aid rules to compensation granted for the provision of services of general economic interest (OJ C 8, 11.1.2012, p. 4). [↑](#footnote-ref-28)