

## ANNEX

### Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework

**The reporting obligations** are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please structure your report as follows:

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>		
(1) Compensation granted on the basis of the SGEI Decision		
(2) Compensation granted on the basis of the SGEI Framework		

<b><u>Non-compulsory:</u></b> If your Member State has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.

## 2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

Please structure this part of your report by the following sections:

- 1) Hospitals (Art. 2(1)(b))

### MINISTRY OF HEALTH, WELFARE AND SPORT -

#### Service provision contribution - WMG (Healthcare Market Regulation Act)

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>5</sup></b>
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Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
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*The SGEI is described as the provision by a healthcare provider of specified types of care, as referred to in Article 2(1)(b) of the SGEI Decision. The types of care referred to are:*

1. University hospitals

*This relates to the provision of top referral care and innovative care and the development of new forms of diagnosis and treatment. Top referral care is highly specialised patient care associated with specific diagnostics and treatment, where all referral options have been exhausted. Top referral care requires an infrastructure within which several disciplines cooperate at the highest level of expertise for the benefit of patient care and which is linked to fundamental patient-oriented research. Innovation and development involves devising, trying out, systematically testing and distributing new treatments and forms of diagnostic testing. These relate exclusively to forms of innovation and development based on fundamental scientific research. In order to provide top referral and innovative care and to develop new forms of diagnostic testing and treatment, compensation may be required for capital expenses associated with the academic position. These capital expenses cannot be covered by normal rates.*

2. Post-mortem organ removal in donors

*This involves specialised surgical activities from the first incision as far as the preparation of the organs and tissues for transportation. These activities are performed by specialist teams that are available 24/7 and ensure the removal of solid organs.*

3. Care provided by the emergency hospital

*This relates to provision for a war situation or where there is a threat of war, crises with large numbers of victims, accidents abroad involving repatriation, disasters and attacks*

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<sup>5</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

which exceed the regular capacity, and situations in which the Dutch government provides assistance with the medical treatment of foreign victims of accidents abroad. These are always special circumstances requiring emergency assistance. The emergency hospital is part of the UMC Utrecht. The emergency hospital receives some funding from the Ministry of Defence budget. Up until 2012, the hospital was also funded as part of the UMCU's job-based budget. As of 2012, this has been replaced by an availability contribution. Agreements have been made with the UMCU regarding the immediate availability of staff for the emergency hospital. This is borne in mind when arranging the schedules of the staff involved.

4. Trauma care involving coordination, education, training courses and exercises

This relates to the availability of trauma care in institutions providing specialist medical care. It also involves the development of the knowledge function in order to provide care in the event of disasters, the coordination of the trauma (chain) care and education, training courses and exercises to prepare for disasters. These activities are essential for the provision of proper trauma care.

5. Trauma care provided by mobile medical teams

This relates to care provided by mobile medical teams, consisting of a medical specialist (usually an anaesthesiologist or a surgeon/trauma specialist) and a specialist nurse who, at the scene of an accident, are able to perform reserved procedures as referred to in the Act relating to professional practice in individual healthcare; ambulance staff are not authorised to perform these procedures. This involves:

- a. four helicopters with specialist medical teams on standby 24 hours a day that must be able to depart for the scene of an accident within two minutes, and
- b. two vehicles with specialist medical teams available 24 hours a day.

6. A&E department

This involves care consisting of the identification, stabilisation and resuscitation of all acute medical patients. The A&E department treats urgent conditions and refers patients to more highly specialised practitioners. This is subject to the condition that the closure of the A&E department will result in an increase in the number of inhabitants in the Netherlands who are unable to reach an A&E department by ambulance within 45 minutes and that this emergency care is available 24 hours a day.

7. Acute obstetrics

Emergency obstetric care. This is subject to the condition that closure of the department for acute obstetrics will result in an increase in the number of inhabitants in the Netherlands who are unable to reach a department for acute obstetrics by ambulance within 45 minutes and that specialist medical treatment by a gynaecologist or authorised obstetrics professional can be started within 30 minutes of an emergency situation being identified.

8. Specialist burns treatment

This involves treatment in a specially equipped medical centre of burns patients with

2nd to 5th degree burns and critically ill burns patients with 1st degree burns (Recommendation on the establishing of the care availability contribution, Dutch Healthcare Authority, February 2012, page 24). The care is provided by multidisciplinary teams, which each consist of (burns) surgeons, anaesthesiologists/intensive care specialists, nurses, rehabilitation experts, psycho-social support and dieticians. Special structural provisions are also required, such as a specially equipped operating theatre, compressed air in nursing departments, isolation chambers, heat canopies and climate control to 28°C.

9. Specialised and third-line psycho-trauma care where this relates to the knowledge and expertise function and is supplied by a care provider with a national knowledge and expertise function

This involves the provision of third-line psycho-trauma care to people with complex psycho-trauma conditions resulting from, for example, serious incidents, violence or abuse, which require a national knowledge infrastructure. The third-line psycho-trauma care is delivered by a care provider that also has a national knowledge and expertise function for specialised psycho-trauma care. It is also conditional on the national centre guaranteeing and developing expertise in providing psycho-trauma care to specific target groups and translating this expertise into a specific range of treatments.

10. Care in respect of which an availability contribution has been granted to a healthcare provider for three or more consecutive years and where the criteria for granting this contribution are no longer met

Where healthcare providers have been granted an availability contribution for three or more consecutive years, a phasing-out scheme can be implemented for a maximum of three years in accordance with the provisions in Article 4:51 of the General Administrative Law Act. A phasing-out scheme of this kind gives them the opportunity to adapt their organisation to the new situation and, where necessary, to organise the care differently.

11. Emergency ambulance transport by helicopter from the Wadden Islands

This relates to care as referred to in Article 1(1)(d) of the Temporary Ambulance Service Act, provided to patients who have to be transported from the Wadden Islands to a hospital for treatment in an emergency. This is subject to the condition that removal of the service will result in an increase in the number of people who are unable to reach an A&E department or department for acute obstetrics by ambulance within 45 minutes. The ambulance helicopter must be available 24 hours a day.

Explanation of the (typical) **forms of entrustment**. If standardized templates for entrustments are used for a certain sector, please attach them.

On the basis of the Healthcare (Market Regulation) Act (WMG) and the Decree on the Healthcare (Market Regulation) Act availability contribution, a healthcare provider may be entrusted with providing a given type of care. The Dutch Healthcare Authority (NZa) then takes a decision to award an availability contribution. This results in an award decision.

**Average duration of the entrustment (in years)** and the proportion of entrustments

that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>One year. Each year the NZa designates the relevant care providers as SGEI for a period of one year. This designation is incorporated in the award decision.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
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Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Subsidie.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>The level of the availability contribution is calculated via a cost analysis. In general, the contribution is revised every three years. In the cost analysis the NZa looks only at costs that fall within the defined scope of the particular care function at the relevant institution. Any revenue generated will be deducted. The aim of the cost analysis is to determine a compensation for the relevant care function that covers its costs.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>A proper cost analysis can ensure that a compensation is determined which covers the costs. That is the first step to prevent overcompensation. Then, at the end of the subsidy year, the accounts are presented. The care provider reports on the activities financed by the availability contribution and the costs incurred. In the case of availability contributions of € 125 000 or more the care provider is required to submit an accountant's report. This is an extra guarantee against overcompensation. In the case of availability contributions of less than € 125 000 the care provider is not required to submit an accountant's report, but other (less onerous) audit instruments are used, such as a governance statement. If not all of the subsidised activities are carried out and an advance has been paid for them, the excess subsidy will be recovered. The NZa has a recovery process in line with the General Administrative Law Act.</i>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

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<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>6</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
€ 776 343 745	€ 799 636 660
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>7</sup></b>	
<b>2016</b>	<b>2017</b>
€ 776 343 745	€ 799 636 660
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>8</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>9</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>10</sup>	
<b>2016</b>	<b>2017</b>
See attached annex: DAEB_VWS_EC2016_2017_ZF EXTERN	See attached annex: DAEB_VWS_EC2016_2017_ZF EXTERN

## MINISTRY OF HEALTH, WELFARE AND SPORT - Subsidy scheme for medically

<sup>6</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>7</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>8</sup> See footnote 92.

<sup>9</sup> See footnote 92.

<sup>10</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

## necessary care for the uninsured

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>11</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<p><i>The provision of medically necessary care to people who are subject to compulsory insurance but are uninsured.</i></p> <p><i>A subsidy can be given to care providers to provide medically necessary care to a person who is uninsured, is not subject to compulsory insurance, or whose insurance obligation cannot be established, if the care provided relates to A&amp;E, acute mental health care in a crisis, ambulance transport or pharmaceutical care.</i></p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<p><i>When the subsidy is first provided, the care provider is entrusted with performing the SGEI for the lifetime of the subsidy scheme. Subsidy applicants conclude an agreement with the State to this effect.</i></p> <p><i>Under the subsidy scheme for medically necessary care for the uninsured a care provider can apply for a subsidy for the costs of providing such care to a person without insurance. The Ministry of Health, Welfare and Sport takes the decision to grant the subsidy. This results in an award decision.</i></p>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>The scheme runs until 1 March 2022. Subsidies are issued quarterly and awarded for up to 5 years.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
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Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Subsidy.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a

<sup>11</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

methodology based on cost allocation or the net avoided cost methodology is used.	
<i>The subsidy amounts to 100% of the costs of the care provided. The costs of the care provided are calculated using the standard rates normally used in the sector.</i>	
<b>Typical arrangements for avoiding and repaying any overcompensation.</b>	
<i>The CAK (Central Administration Office) checks whether there is an applicable rate or whether the declared costs are in line with the market rate. For all types of care the subsidy is granted where these costs are not or cannot be covered by the uninsured person or their insurer or under some other legal provision, or where they have to be disregarded because they exceed what is reasonably deemed to be appropriate under prevailing market conditions in the Netherlands. The subsidy scheme aims to offset the loss of income. The level of the subsidy will therefore not exceed the amount which the care provider is allowed to charge a patient under the applicable rules.</i>	
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
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<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>12</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
	€ 391 960.55
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>13</sup></b>	
<b>2016</b>	<b>2017</b>
	€ 391 960.55
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>14</sup></b>	
<b>2016</b>	<b>2017</b>

<sup>12</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>13</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>14</sup> See footnote 92.



<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>15</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>16</sup>	
<b>2016</b>	<b>2017</b>
	<i>No of beneficiaries: 28 care providers</i> <ul style="list-style-type: none"> <li><i>Apotheek Cijk - € 142.96</i></li> <li><i>Apotheek de Brug - € 300.27</i></li> <li><i>Apotheek Delfshaven - € 15.16</i></li> <li><i>Apotheek Ganzenhoef - € 2 524.21</i></li> <li><i>Apotheek Presikhaaf - € 13.67</i></li> <li><i>BENU Apotheek Carnissehuis - € 646.34</i></li> <li><i>BENU Apotheek Eureka - € 23.56</i></li> <li><i>Bravis poli-apotheek - € 325.00</i></li> <li><i>De Singel Gezondheidscentrum - € 110.54</i></li> <li><i>Elkerliek Ziekenhuis - € 6 102.37</i></li> <li><i>ETZ Elisabeth Tweesteden Ziekenhuis - € 26 712.87</i></li> <li><i>GGZ Friesland - € 13 758.40</i></li> <li><i>Haven Apotheek - € 39.27</i></li> <li><i>Huisartsenpraktijk Johan de Witt - € 248.67</i></li> <li><i>Kring Apotheken Arnhem BV (Apotheek Witteveen) - € 25.50</i></li> <li><i>Leids Universitair Medisch Centrum - € 8 088.60</i></li> <li><i>Maasstad Ziekenhuis - € 1 425.62</i></li> <li><i>Poli-Apotheek SFG - € 661.63</i></li> <li><i>Radboud Universitair Medisch Centrum - € 8 308.01</i></li> <li><i>Reinier de Graaf Groep Delft - € 9 766.62</i></li> <li><i>Rijnstate - € 14 915.02</i></li> <li><i>Service Apotheek Pendrecht - €</i></li> </ul>

<sup>15</sup> See footnote 92.

<sup>16</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

	4 713.62 • St. Anna Zorggroep - € 9 566.33 • Stichting Altrecht GGZ - € 35 600.83 • Stichting Haga Ziekenhuis - € 17 874.66 • Stichting Parnassia Groep - € 183 123.86 • Thebe/Aeneas - € 32 629.16 • Universitair Medisch Centrum Utrecht - € 14 297.80
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## 2) Social services (Art. 2(1)(c))

### a) Health and long term care

## MINISTRY OF HEALTH, WELFARE AND SPORT - Availability contribution WMG

Clear and comprehensive description of how the respective services are organized in your Member State <sup>17</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<p><i>The SGEI is described as the provision by a healthcare provider of the types of care referred to in Article 2(1)(c) of the SGEI Decision. The types of care referred to are:</i></p> <ul style="list-style-type: none"> <li>- <i>University hospital care and capital costs of university hospital care;</i></li> <li>- <i>Post-mortem organ removal in donors;</i></li> <li>- <i>Care provided by the emergency hospital;</i></li> <li>- <i>Knowledge function and coordination of trauma care;</i></li> <li>- <i>Trauma care (education, training courses and exercises);</i></li> <li>- <i>Trauma care by mobile medical teams (4 helicopters and 2 vehicles);</i></li> <li>- <i>Emergency care;</i></li> <li>- <i>Acute obstetrics;</i></li> <li>- <i>Specialist burns treatment;</i></li> <li>- <i>Specialised and third-line psycho-trauma care;</i></li> </ul> <p><i>For detailed description see 1).</i></p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<p><i>On the basis of the Healthcare (Market Regulation) Act (WMG) and the Decree on the Healthcare (Market Regulation) Act availability contribution, a healthcare provider may be entrusted with providing a given type of care. The Dutch Healthcare Authority (NZa) then takes a decision to award an availability contribution. This results in an</i></p>

<sup>17</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<i>award decision.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>One year. Each year the NZa designates the relevant care providers as SGEI for a period of one year. This designation is incorporated in the award decision.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
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Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Subsidy.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>The level of the availability contribution is calculated via a cost analysis. In general, the contribution is revised every three years. In the cost analysis the NZa looks only at costs that fall within the defined scope of the particular care function at the relevant institution. Any revenue generated will be deducted. The aim of the cost analysis is to determine a compensation for the relevant care function that covers its costs.</i>
<b>Typical arrangements for avoiding and repaying any overcompensation.</b>
<i>A proper cost analysis can ensure that a compensation is determined which covers the costs. That is the first step to prevent overcompensation. Then, at the end of the subsidy year, the accounts are presented. The care provider reports on the activities financed by the availability contribution and the costs incurred. In the case of availability contributions of € 125 000 or more the care provider must produce an accountant's report. This is an extra guarantee against overcompensation. In the case of availability contributions of less than € 125 000 the care provider is not required to submit an accountant's report, but other (less onerous) audit instruments are used, such as a governance statement. If not all of the subsidised activities are carried out and an advance has been paid for them, the excess subsidy will be recovered. The NZa has a recovery process in line with the General Administrative Law Act.</i>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

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<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>18</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
€ 776 343 745	€ 799 636 660
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>19</sup></b>	
<b>2016</b>	<b>2017</b>
€ 776 343 745	€ 799 636 660
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>20</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>21</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>22</sup>	
<b>2016</b>	<b>2017</b>
See attached annex: DAEB_VWS_EC2016_2017_ZF EXTERN	See attached annex: DAEB_VWS_EC2016_2017_ZF EXTERN

<sup>18</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>19</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>20</sup> See footnote 92.

<sup>21</sup> See footnote 92.

<sup>22</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

## MINISTRY OF HEALTH, WELFARE AND SPORT - VINEX 2016 AND 2017

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>23</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<p><i>Primary care is typically provided by a generalist and is easy to access. It is local, outpatient care aimed at people in their own environment. Integrated primary care means multidisciplinary frontline care delivered jointly by several care providers with backgrounds in different disciplines.</i></p> <p><i>Integrated primary care usually comes about through different care professionals starting to work together in an existing residential area. Integrated primary care centres ('health centres') are usually set up in existing neighbourhoods for a target population of around 8 000 or more registered patients. That size of practice is usually big enough to organise a wide range of integrated care.</i></p> <p><i>There are specific start-up problems when setting up health centres in large new-build sites. For example, health insurers are reluctant to make investments because it is unclear whether enough insured patients will come to live in the area. If completion of the houses is postponed there will often be delays in the influx of new residents and thus registered patients. In addition, banks will often not provide enough loans to finance the start-up phase of the health centre, or charge high rates of interest for doing so. There are thus various obstacles to setting up integrated primary care in large new-build sites. These specific market problems make it impossible to set up health centres in such sites.</i></p> <p><i>Because of this market failure and the public interest involved, the development and provision of integrated primary care during the construction of large new-build sites in previously undeveloped areas has been designated as an SGEI. Health centres, which are businesses, will be contracted to implement this service. The service is described as: Providing and further developing integrated primary care during the construction of the relevant new-build area.</i></p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<p><i>This is an institutional subsidy under the Framework Regulation on Subsidies from the Ministries of Education, Culture and Science, Social Affairs and Employment and Health, Welfare and Sport (Kaderregeling subsidies OCW, SZW en VWS). The subsidy is granted through a decision and accompanying implementation agreement. It is granted before the start of a given year and the final calculation and settlement take</i></p>

<sup>23</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<i>place after completion. The implementation agreement ensures that the centres commit to providing the relevant care.</i>
<i>The subsidy is conditional on the conclusion of an implementation agreement between the health centre and the Ministry of Health, Welfare and Sport. This agreement entrusts the operator with the SGEI, i.e. with providing and further developing integrated primary care during the construction of the new-build area in question.</i>
<i>The subsidy is granted only in the first five calendar years after the health centre starts offering care and provided that during this period, according to estimates, there are not yet 8 000 residents in the relevant subsidy year. This also applies if there is a change in the operator of the health centre, for example as the result of a merger.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>The maximum duration of the SGEI is five years, with the possibility of a two-year extension under certain conditions.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
-
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Institutional subsidy.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>A subsidy is granted in advance and established retrospectively. The way the subsidy is calculated is set out in the Policy Framework for primary care centres in large new-build sites ('Beleidskader eerstelijnscentra in grootschalige nieuwbouwlocaties'). The compensation is determined by apportioning costs.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>When a subsidy is established we look at the actual costs and revenue. Subsidy funds which are not spent after carrying out the eligible activities are added to an 'equalisation reserve'. This reserve amounts to a maximum of 10 % of the subsidy granted. If the equalisation reserve amounts to more than 10 %, this will be recovered. As long as a subsidy is being granted, the equalisation reserve can be used in the following year if the subsidy falls short. At the end of the subsidy relationship the equalisation reserve must revert to the Ministry of Health, Welfare and Sport. There is therefore no overcompensation.</i>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please

also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
-	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>24</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
€ 1 532 000	€ 2 000 000 (estimate)
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>25</sup></b>	
<b>2016</b>	<b>2017</b>
€ 1 532 000	€ 2 000 000 (estimate)
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>26</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>27</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>

<sup>24</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>25</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>26</sup> See footnote 92.

<sup>27</sup> See footnote 92.

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>28</sup>

2016	2017
<ul style="list-style-type: none"> <li>• <i>Gezondheidscentrum Zorgpunt Den Haag: € 151 628 grant withdrawn; objection procedure ongoing.</i></li> <li>• <i>Stichting gezondheidscentrum Buiksloterham: € 260 484.</i></li> <li>• <i>Stichting gezondheidscentrum Rijswijk Buiten: € 298 393.</i></li> <li>• <i>Leidsche Rijn Julius Gezondheidscentra, Utrecht: € 296 088.</i></li> <li>• <i>Cooperatie Celsa, Almere: € 256 684</i></li> </ul>	<ul style="list-style-type: none"> <li>• <i>Gezondheidscentrum Zorgpunt Den Haag: € 299 999.</i></li> <li>• <i>Stichting gezondheidscentrum Buiksloterham: € 296 261.</i></li> <li>• <i>Stichting gezondheidscentrum Rijswijk Buiten: € 300 000.</i></li> <li>• <i>Leidsche Rijn Julius Gezondheidscentra, Utrecht: € 299 593.</i></li> <li>• <i>Cooperatie Celsa, Almere: € 231 549.</i></li> <li>• <i>Asterweg Medisch Centrum Noord: € 300 000.</i></li> <li>• <i>Stichting Gezondheidscentrum Amstelkwartier: € 205 316 grant withdrawn; objection procedure ongoing.</i></li> <li>• <i>Stichting gezondheidscentrum Westergouwe: € 164 434.</i></li> </ul>

#### MINISTRY OF HEALTH, WELFARE AND SPORT - TB Treatment UMC Groningen

#### Clear and comprehensive description of how the respective services are organized in your Member State<sup>29</sup>

Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the **contents of the services entrusted as SGEI** as clearly as possible.

*The service is described as 'compulsory admission for isolation and nursing of tuberculosis patients'. The SGEI is based in Groningen University Medical Centre (UMC Groningen).*

Explanation of the (typical) **forms of entrustment**. If standardized templates for

<sup>28</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

<sup>29</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.



entrustments are used for a certain sector, please attach them.	
<i>UMC Groningen is entrusted with this task under the Public Health Act.</i>	
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?	
<i>Unlimited duration.</i>	
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.	
-	
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?	
<i>Subsidy.</i>	
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.	
<i>The compensation is determined on the basis of a flat-rate component relating to availability and a rate per day of nursing.</i>	
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>	
<i>The final settlement is based on the actual number of days of nursing.</i>	
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
-	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)</b> <sup>30</sup> . This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
€ 391 275 ( <i>established</i> )	€ 846 240 ( <i>granted</i> )

<sup>30</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>31</sup></b>	
<b>2016</b>	<b>2017</b>
€ 391 275 ( <i>established</i> )	€ 846 240 ( <i>granted</i> )
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>32</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>33</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>34</sup>	
<b>2016</b>	<b>2017</b>
<i>Beneficiary = UMC Groningen</i> <i>Aid amount = € 391 275 (established)</i>	<i>Beneficiary = UMC Groningen</i> <i>Aid amount = € 846 240 (granted)</i>

## **MINISTRY OF HEALTH, WELFARE AND SPORT - Antibiotic resistance care networks**

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>35</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI

<sup>31</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>32</sup> See footnote 92.

<sup>33</sup> See footnote 92.

<sup>34</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

<sup>35</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>In 10 regions the creation of a regional antibiotic resistance network and the performance of the tasks associated with it, as set out in the functional profile for care networks, have been designated as an SGEI.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Provision of a subsidy with an implementation agreement between the State of the Netherlands (Ministry of Health, Welfare and Sport) and a university (or other) hospital.</i>  <i>The subsidies are granted before the start of the period to be covered and the final calculation and settlement take place afterwards. The implementation agreement ensures that the institutions are obliged to carry out the SGEI during the subsidy period.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>2 years.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
-
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Project subsidy.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>A university (or other) hospital receives a flat rate to set up a regional antibiotic resistance care network. The flat rate per pilot is € 200 000.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>By establishing a flat-rate subsidy in advance.</i>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

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<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>36</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
	€ 2 000 000 <i>More specifically: the pilot scheme runs from May 2017 to May 2019. The total amount is € 6 000 000; that is € 200 000 per region per year.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>37</sup></b>	
<b>2016</b>	<b>2017</b>
	€ 2 000 000
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>38</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>39</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>

<sup>36</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>37</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>38</sup> See footnote 92.

<sup>39</sup> See footnote 92.

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>40</sup>

2016	2017
	<p><i>In 2017 10 hospitals each received € 200 000 to set up care networks:</i></p> <ul style="list-style-type: none"> <li>- VUmc,</li> <li>- AMC,</li> <li>- UMCG,</li> <li>- LUMC,</li> <li>- MUMC+,</li> <li>- Radboud UMC,</li> <li>- Erasmus MC,</li> <li>- UMC Utrecht,</li> <li>- Isala,</li> <li>- Amphia Ziekenhuis</li> </ul>

<sup>40</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

## MINISTRY OF HEALTH, WELFARE AND SPORT - NIPT subsidy scheme

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>41</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Carrying out the NIPT (non-invasive prenatal test) on pregnant women, as referred to in the NIPT subsidy scheme.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<i>An application for the subsidy can be made using a form drawn up by the Minister of Health, Welfare and Sport. The subsidy application must be accompanied by a budget showing the number of NIPTs to be carried out per quarter for which the subsidy is being requested. A subsidy is granted only if the applicant concludes an agreement with the State (Ministry of Health, Welfare and Sport) whereby the State entrusts the applicant with performing the SGEI and the applicant undertakes to do so.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Subsidy years 2017, 2018 and 2019; for these subsidy years the Minister of Health, Welfare and Sport can provide an annual project subsidy, on request, to a university medical centre to perform the NIPT.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
-
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Subsidy.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>A subsidy can only be provided if a university medical centre has charged the pregnant women in question a sum of € 175, as the patient's own contribution.</i>

<sup>41</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

*The subsidy consists of an amount calculated by taking the actual costs for the number of NIPTs carried out in the subsidy year and deducting from it total patients' contributions charged to the pregnant women and the difference between actual revenue and the costs of the NIPTs. The difference between the actual revenue and the costs of the NIPTs is at least € 0.*

**Typical arrangements for avoiding and repaying any overcompensation.**

*The final settlement is based on the actual costs minus actual revenue. This means that if the number of NIPTs is carried out and the conditions and requirements attached to the subsidy granted are fully met, the subsidy will be set at the amount consisting of the total costs incurred for carrying out the NIPT minus the total amounts charged to the pregnant women and other revenue.*

A short explanation of how the **transparency requirements** (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

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**Amount of aid granted**

**Total amount of aid granted (in millions EUR)<sup>42</sup>.** This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)

2016	2017
	€ 17 900 000

**A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>43</sup>**

2016	2017
	€ 17 900 000

**B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>44</sup>**

2016	2017

**C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>45</sup>**

<sup>42</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>43</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>44</sup> See footnote 92.

2016	2017
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>46</sup>	
2016	2017
	<i>Vrije Universiteit MC = € 7 800 000</i> <i>Sophia Kindergeneeskunde = € 5 600 000</i> <i>Ac. Zkh. Maastricht = € 4 500 000</i>

#### MINISTRY OF HEALTH, WELFARE AND SPORT - NODOK subsidy scheme

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>47</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Under the NODOK subsidy scheme the Minister of Health, Welfare and Sport has designated 'further examination of the cause of death in children (NODOK)' as an SGEI.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Via a subsidy application. A subsidy will be granted only for an examination that:</i> <ul style="list-style-type: none"> <li>- <i>aims to investigate the nature and cause of the child's death;</i></li> <li>- <i>meets the criteria set out in the multidisciplinary NODOK guidelines;</i></li> <li>- <i>is carried out in accordance with the procedure set out in the multidisciplinary NODOK guidelines;</i></li> <li>- <i>is carried out only at the written request of the parent(s) or guardian(s) who had</i></li> </ul>

<sup>45</sup> See footnote 92.

<sup>46</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

<sup>47</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.



<p><i>(parental) authority over the child.</i></p> <p><i>A subsidy will not be granted if the examination qualifies for funding under another arrangement.</i></p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?</p>
<p><i>2016, 2017 and 2018; 2018 is the last year for which a subsidy can be requested.</i></p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p>-</p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?</p>
<p><i>Subsidy.</i></p>
<p>Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.</p>
<p><i>The subsidy consists of a flat rate per examination performed, as described in the multidisciplinary NODOK guidelines.</i></p>
<p>Typical <b>arrangements for avoiding and repaying any overcompensation.</b></p>
<p><i>The rates per examination in the categories described in the multidisciplinary NODOK guidelines are set out in the NODOK subsidy scheme:</i></p> <ul style="list-style-type: none"> <li>- € 6 700 for an examination in NODOK category A1;</li> <li>- € 8 700 for an examination in NODOK category A2;</li> <li>- € 8 850 for an examination in NODOK category B1;</li> <li>- € 10 850 for an examination in NODOK category NODOK B2;</li> <li>- € 11 250 for an examination in NODOK category C1;</li> <li>- € 13 250 for an examination in NODOK category C2.</li> </ul>
<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>

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<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>48</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
€ 70 950 ( <i>half year</i> )	€ 405 600
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>49</sup></b>	
<b>2016</b>	<b>2017</b>
€ 70 950 ( <i>half year</i> )	€ 405 600
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>50</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>51</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>52</sup>	
<b>2016</b>	<b>2017</b>
Erasmus MC - € 11 250 UMC Utrecht - € 35 200 UMC Groningen - € 13 250 Radboud UMC - € 11 250	Erasmus MC - € 169 500 UMC Utrecht - € 20 100 UMC Groningen - € 37 350 Radboud UMC - € 101 100 Vrije Universiteit MC - € 42 200

<sup>48</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>49</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>50</sup> See footnote 92.

<sup>51</sup> See footnote 92.

<sup>52</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

**MINISTRY OF HEALTH, WELFARE AND SPORT - Policy rules on subsidising the Programme to speed up the exchange of information between patients and professionals**

**Clear and comprehensive description of how the respective services are organized in your Member State<sup>53</sup>**

Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the **contents of the services entrusted as SGEI** as clearly as possible.

*The policy rules on subsidising the Programme to speed up the exchange of information between patients and professionals (VIPP) allow hospitals and the Dutch Hospitals Association (NVZ) to apply for compensation for 'promoting electronic data exchange between patients and care providers'. The service involves hospitals providing all patients with digital, standardised and timely access to information.*

*Three activities are eligible for subsidy:*

- 1. Subsidy to hospitals to enable them to exchange standardised information with patients (VIPP) by 2020 at the latest;*
- 2. Subsidy for activities of pioneering hospitals that are ahead of other hospitals in digitally unlocking patient data (by cooperating, these pioneering hospitals can help other hospitals to learn from their experience so that they do not have to reinvent the wheel each time and positive effects and experiences can be shared as quickly as possible);*
- 3. Subsidy to the NVZ to support hospitals under the VIPP programme.*

Explanation of the (typical) **forms of entrustment**. If standardized templates for entrustments are used for a certain sector, please attach them.

*When the subsidy is first provided the care provider is entrusted with performing this SGEI for the lifetime of the subsidy scheme. Subsidy applicants conclude an agreement with the State to this effect.*

**Average duration of the entrustment (in years)** and the proportion of entrustments that are **longer than 10 years** (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?

*Beneficiaries are entrusted with performing this SGEI for the lifetime of the subsidy scheme. The scheme entered into operation on 1 January 2017 and expires on 1 January 2020. The duration of entrustment is therefore 3 years.*

Explanation whether (typically) **exclusive or special rights** are assigned to the

<sup>53</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

undertakings.
-
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Subsidy.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<p><i>The activities within the VIPP programme are divided into modules, with flat-rate subsidies per module. The subsidy amounts were established by studying the relationship between hospitals' cost estimates and the actual costs that would be incurred to complete the modules. The flat-rate subsidies were therefore set at a low enough level in relation to the amounts calculated in this study to avoid overcompensation.</i></p> <p><i>The subsidy amounts for the patient and information programme are:</i>  Module A1: € 210 000  Module A2: € 390 000  Module A3: € 210 000</p> <p><i>The subsidy amounts for the patient and medication programme are:</i>  Module B1: € 105 000  Module B2: € 245 000</p>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<p><i>As stated above, the subsidies were set at a level based on a study of the relationship between the cost estimate and actual costs to be incurred in completing the module. This level was low enough to avoid overcompensation.</i></p> <p><i>The subsidies to hospitals for the VIPP programme are known as p x q subsidies. The following conditions apply to final reporting and accounting: 'if the subsidy amounts to € 25 000 or more and the activities to be subsidised consist of measurable units of performance: a subsidy established according to an amount per unit of performance achieved, at a level specified by the Minister when granting the subsidy, for no more than the maximum number of units of performance specified by the Minister when granting the subsidy.'</i></p> <p><i>For subsidies to pioneering hospitals and to the NVZ: 'if the subsidy amounts to € 125 000 or more and the activities to be subsidised do not consist of measurable units of performance: a subsidy where it can be shown that the activities to be subsidised have been carried out in accordance with the requirements attached to the subsidy granted and where the beneficiary is held accountable for the costs and revenue associated with the subsidised activities.'</i></p>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website

on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
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<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)</b> <sup>54</sup> . This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
	€ 19 827 715
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b> <sup>55</sup>	
<b>2016</b>	<b>2017</b>
	€ 19 827 715
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b> <sup>56</sup>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b> <sup>57</sup>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>58</sup>	
<b>2016</b>	<b>2017</b>
	See attached annex: VIPP_DAEB

<sup>54</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>55</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>56</sup> See footnote 92.

<sup>57</sup> See footnote 92.

<sup>58</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

## MINISTRY OF HEALTH, WELFARE AND SPORT - Policy framework for subsidies for out-of-hours pharmaceutical services

### Clear and comprehensive description of how the respective services are organized in your Member State<sup>59</sup>

Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the **contents of the services entrusted as SGEI** as clearly as possible.

*Provision of out-of-hours pharmaceutical services. Out-of-hours pharmaceutical services provide outpatient pharmaceutical care in the evenings, at night and on Sundays if the request for assistance comes during the following time periods and the care provider also starts to provide the pharmaceutical care during these periods:*

- *between 18:00 and 08:00 the next day, or*
- *between 08:00 and 18:00 on a Sunday, or*
- *between 08:00 and 18:00 on New Year's Day, Easter Monday, King's Day, Ascension Day, Liberation Day every five years (2020, etc.), Whit Monday, Christmas Day and Boxing Day.*

*Extramural pharmaceutical care means supplying a product (medicines or medical devices) and the associated care (advice and support) to ensure the produce is used responsibly.*

*This care is provided by pharmacies with an out-of-hours contract, including regular public pharmacies and dispensing GPs. The following activities by a pharmacy qualify for a subsidy:*

- *Practice costs incurred by a pharmacy out of hours (e.g. staff costs, locum costs, housing costs, depreciation, IT costs, car and delivery costs).*

Explanation of the (typical) **forms of entrustment**. If standardized templates for entrustments are used for a certain sector, please attach them.

*To qualify for a subsidy the following conditions must be met, in addition to the provisions set out in the Framework Rules on subsidies from the Ministries of Education, Culture and Science (OCW), Social Affairs and Employment (SZW) and Health, Welfare and Sport (VWS):*

- *Without a Ministry of VWS subsidy the rate would be more than € 45 (incl. VAT).*
- *Pharmacies have to submit a budget request for the expected rate and volume of services in the coming year. The rate quoted by the pharmacy in the budget for the coming year is unlikely to differ from the normal rates of the duty pharmacy. If there are big differences a justification must be provided.*

<sup>59</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<ul style="list-style-type: none"> <li>- As soon as the service contracts have been drawn up between the pharmacist and the health insurer, the beneficiary of the subsidy provides the rate determined for that year.</li> <li>- The beneficiary is held to account in the following year for the amount of subsidy received, under the Framework Regulation on Subsidies from the Ministries of Education, Culture and Science, Social Affairs and Employment and Health, Welfare and Sport.</li> <li>- Pharmacies assume responsibility for providing the SGEI consisting of providing out-of-hours services, as described in the policy framework for subsidies for out-of-hours pharmaceutical services.</li> </ul>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?</p>
<p><i>The subsidy scheme is temporary and applicable only in the current calendar year. The duration of the entrustment is therefore one year.</i></p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p>-</p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?</p>
<p><i>Subsidy.</i></p>
<p>Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.</p>
<p><i>The calculation of the compensation is set out in the policy framework for subsidies for out-of-hours pharmaceutical services.</i></p> <p><i>The following conditions applied in 2016:</i>  <i>'The average charge for providing a pharmaceutical service out of hours is around € 30 in 2015. The rates vary from around € 20 to € 100. A maximum rate of € 45 per service provided is deemed acceptable for 2016 (€ 42.45 excl. VAT). If the rates are higher than € 45 the difference qualifies for a subsidy (fixed rate minus €45).'</i></p> <p><i>The following conditions applied in 2017:</i>  <i>'For the subsidy in 2017, as in 2016, a maximum rate of € 45 per pharmaceutical service provided out of hours is deemed acceptable (€ 42.45 excl. VAT). If the rates are higher than € 45 the difference qualifies for a subsidy (fixed rate minus €45).'</i></p>
<p>Typical <b>arrangements for avoiding and repaying any overcompensation.</b></p>
<p><i>Recipients of a subsidy of between € 25 000 and € 125 000 must produce a statement about actual costs and revenue to demonstrate that the activities have been carried out and the requirements attached to the subsidy granted have been met. If all of the activities for which the subsidy was granted have been carried out, the subsidy will be established as the amount made up of total costs incurred minus total third-party contributions and estimated own contributions by patients, up to the amount referred to in the grant decision.</i></p>

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
-	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>60</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
€ 161 750	€ 143 100
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>61</sup></b>	
<b>2016</b>	<b>2017</b>
€ 161 750	€ 143 100
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>62</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>63</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>

<sup>60</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>61</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>62</sup> See footnote 92.

<sup>63</sup> See footnote 92.



<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>64</sup>	
<b>2016</b>	<b>2017</b>
<i>Hoekse Waard apotheek - € 161 750</i>	<i>Hoekse Waard apotheek - € 143 100</i>

## **MINISTRY OF HEALTH, WELFARE AND SPORT - Special transitional costs for Youth Act**

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>65</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<p><i>The SGEI is described as care in the form of youth care or implementation of child protection measures or youth probation services, as referred to in Article 2(1)(c) of the SGEI Decision. More specifically, the SGEI involves continuing youth care, child protection and youth probation services for the young people dealt with during the transition period (at most from 2014 to the end of 2018).</i></p> <p><i>A provider of youth care, an organisation providing advice and processing reports of domestic violence or child abuse, or an organisation carrying out child protection measures or youth probation services can obtain compensation by applying for a subsidy towards the costs incurred by an organisation that is dependent for the funding of a service on a large number of municipalities in order to meet its financial liabilities if, despite demonstrable efforts by the organisation, this municipal funding is delayed for some time because of the large number of municipalities involved.</i></p> <p><i>The aim of the Policy Rules on subsidies for exceptional transitional costs under the Youth Act is to help organisations to meet the exceptional costs they incur as a result of the new youth care system.</i></p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<i>The subsidy is granted through a decision and accompanying implementation agreement. The implementation agreement ensures that the institutions are obliged to guarantee the continuity of youth care during the subsidy period. See the annex – DAEB - Format.docx for a model agreement.</i>

<sup>64</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

<sup>65</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>An SGEI is agreed with every subsidy [granted] under the Policy Rules on subsidies for exceptional transitional costs under the Youth Act for the duration of the project period. The exact average duration is not known, but the project period is a maximum of 5 years (from 2014 to the end of 2018). Most subsidy periods are less than 5 years, i.e. around 3 years. There are no entrustments for periods of more than 10 years.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
-
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Subsidy to institutions. The aim of the subsidy is to ensure continuity of care during the transition period and to prevent the disappearance of essential functions.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Institutions are eligible for compensation for the friction costs incurred during the transition period. The independent Transition Authority for Youth Affairs assesses whether the friction costs qualify for compensation under the policy rules. When setting the final level of the subsidy it examines whether the institution is able to cover the costs itself. This is done by calculating the difference between the lowest level of the institution's cash reserves and the monthly turnover. The subsidy cannot be higher than the difference between these two figures.</i>  <i>The subsidy is requested and granted in advance and established retrospectively. The subsidy is paid on the basis of actual costs incurred. The way the subsidy is calculated is set out in the assessment frameworks.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Article 7 of the Policy Rules on subsidies for exceptional transitional costs under the Youth Act states that a subsidy may not exceed 15% of that part of the organisation's turnover that relates to the provisions covered by the subsidy application. If an institution incurs more friction costs it will have to meet them from its own expenditure.</i>  <i>In addition, the beneficiary must repay the subsidy within one year of receiving it. The subsidy is then established as zero.</i>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or

local level).	
-	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>66</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
€ 42 000 000	€ 48 000 000
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>67</sup></b>	
<b>2016</b>	<b>2017</b>
€ 42 000 000	€ 48 000 000
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>68</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>69</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>70</sup>	
<b>2016</b>	<b>2017</b>
<ul style="list-style-type: none"> <li>Stichting Partners voor Jeugd: € 5 000 000</li> <li>Jarabee Stg voor Jeugdzorg in Twente:</li> </ul>	<ul style="list-style-type: none"> <li>Opvoedpoli B.V.: € 2 895 528</li> <li>Stg GGZ Breburg Groep: € 1 513 416</li> <li>Stg GGZ Friesland: € 2 456 259</li> </ul>

<sup>66</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>67</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>68</sup> See footnote 92.

<sup>69</sup> See footnote 92.

<sup>70</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

<ul style="list-style-type: none"> <li>• € 1 063 455</li> <li>• Stg Pactum Jeugd en Opvoedhulp: € 1 938 000</li> <li>• Stg Kompaan en de Bocht: € 2 580 158</li> <li>• Stg Dr. Leo Kannerhuis: € 4 698 826</li> <li>• Stichting Parlan: € 1 500 000</li> <li>• Stichting Entrea Jeugdzorg: € 3 284 500</li> <li>• Emergis: € 2 992 834</li> <li>• Stichting Lindenhout: € 2 190 060</li> <li>• Stg Psychotherapeutisch Centrum De Viersprong: € 1 000 000</li> <li>• Stichting Combinatie Jeugdzorg: € 615 643</li> <li>• Stichting Eigen-Kracht Centrale: € 316 588</li> <li>• Stichting Intermetzo Zorg: € 10 725 442</li> <li>• Stg Gereformeerde Jeugdbescherming: € 112 777</li> <li>• Stichting Jeugdbescherming West: € 861 218</li> <li>• Stg Jeugdbescherming Drenthe: € 2 378 221</li> <li>• Jeugdbescherming Overijssel: € 328 894</li> </ul>	<ul style="list-style-type: none"> <li>• Stg GGZ Centraal: € 1 793 604</li> <li>• Stg GGZ Westelijk: € 1 406 368</li> <li>• Stg De Driestroom: € 1 226 217</li> <li>• Stichting Yorneo: € 1 685 081</li> <li>• Stichting Jeugdbescherming: € 1 462 739</li> <li>• Stg Karakter: € 3 660 392</li> <li>• Stichting Juzt: € 8 308 498</li> <li>• Stichting Entrea Jeugdzorg: € 483 000</li> <li>• Stichting Intermetzo Zorg: € 11 269 569</li> <li>• Stichting Jeugdbescherming West: € 2 842 782</li> <li>• Stichting Lijn5: € 7 130 097</li> </ul>
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b) Childcare

c) Access to and reintegration into the labour market

d) Social housing

## MINISTRY OF THE INTERIOR AND KINGDOM RELATIONS - Housing corporations

**Clear and comprehensive description of how the respective services are organized in your Member State<sup>71</sup>**

Explanation of what kind of services in the respective sector have been defined as SGEI

<sup>71</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

in your Member State. Please list the **contents of the services entrusted as SGEI** as clearly as possible.

*On the basis of the European Commission decision of 15 December 2009 in E2/2005 and the SGEI Exemption Decision of 2012, the Netherlands has designated the following as a service of general economic interest under Article 47 of the Housing Act, which entered into force on 1 July 2015 (summary):*

*a. the housing of persons who, due to their income or other circumstances, are experiencing difficulty in finding suitable housing;*

*For this purpose, 90 % of rental properties are allocated to households with an income of up to € 36 798 (2016 price level, set for 3 years).*

*Households with severe healthcare needs, as evidenced by a care needs assessment or personal care plan, also belong to the target group, regardless of their income.*

*At the same time as the Commission Decision was implemented in law on 1 July 2015, extra scope was created for temporary allocation (for 5 years). This was necessary because studies showed that the housing market was failing households in the income category up to € 38 000 (2012 price level). As a result, an additional 10 % scope was created to allocate housing to households with an income up to € 41 056 (2016 price level, set for 3 years) in relation to a percentage such that the standard allocation rule of 90% is attained.*

*b. building and acquiring properties with a rent not exceeding € 710.55 (2016 price level, set for 3 years).*

*c. building and acquiring buildings serving a social purpose, as laid down in lower-level regulations, and maintaining and providing facilities for these buildings;*

*Compared to the previous temporary scheme for implementing Commission Decision E2/2005, the enactment of the revised Housing Act [Woningwet] on 1 July 2015 has further restricted this list of social properties to:*

*(1) shelters (women's refuges, day and night shelters for the homeless and drug addicts)(2) hospices (3) care support units located within a residential care building (4) day-care units for the disabled or the elderly, including some care infrastructure, located within a residential care building, (5) neighbourhood centres, (6) community centres, (7) youth centres, provided they do not have catering facilities, (8) village or local libraries, (9) safe houses, (10) spaces for social work focused on the neighbourhood or area, carried out by foundations or associations, (11) spaces for social welfare activities focused on the neighbourhood or area, carried out by foundations or associations, (12) buildings that serve as office space for authorised institutions (defined in Annex 3 to Article 49(1)(a) of the 2015 Authorised Social Housing Institutions Decree (Besluit toegelaten instellingen volkshuisvesting)).*

*d. contributing to the quality of life in the immediate vicinity of the authorised institution's accommodation or other property (for example caretakers or initiatives to combat antisocial behaviour). These activities are decided jointly with the municipality.*

Explanation of the (typical) **forms of entrustment**. If standardized templates for entrustments are used for a certain sector, please attach them.

*Housing corporations are defined in the legislation as 'authorised social housing institutions'. They are associations with full legal capacity and foundations whose sole*

<p><i>objective is to operate in the area of social housing and which aim to invest their financial resources solely in the interest of social housing. They are authorised by Royal Decree on the basis of Article 19 of the Housing Act. They may also, under certain conditions, form associations of corporations<sup>72</sup>. Authorised institutions and associations of corporations are entitled to compensation only for the activities defined as SGEI.</i></p> <p><i>The entrustment of the SGEI and the associated conditions are provided for in the Housing Act and further developed in the 2015 Authorised Social Housing Institutions Decree (Besluit Toegelaten Instellingen Volkshuisvesting) and the 2015 Authorised Social Housing Institutions Regulation (Regeling toegelaten instellingen volkshuisvesting).</i></p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?</p>
<p><i>The duration of the entrustment referred to in the first paragraph is 25 years. At the latest five years before the end of this period the Minister will start an investigation into the need for and effectiveness and practical impact of this entrustment. This investigation must be completed no more than two years later (Article 47(3) of the Housing Act).</i></p> <p><i>In accordance with the derogation provided for in the 2012 SGEI Decision for social housing, an exemption was made to the 10-year period because of the long-term investments associated with property.</i></p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p><i>The special rights for authorised institutions consist of the following forms of compensation (backup guarantee to secure loans from the market, subsidies for specific project and rationalisation aid generated via a levy in the sector, and lower land costs).</i></p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?</p>
<p><i>The organisations entrusted with the service of general economic interest receive the following types of compensation on the basis of E2/2005 (existing aid):</i></p> <ul style="list-style-type: none"> <li><i>• Backup guarantee to secure loans to finance SGEI property (rental homes with a rent not exceeding € 710.55). The State and the municipalities provide the backup guarantees for the institution that secures loans from the market (the WSW - Social Housing Guarantee Fund). The WSW is a private organisation to which the housing corporations must be affiliated in order to be able to obtain the guarantee on loans from the market. As a result of the guarantee, combined with the security, the interest payable on the loans for authorised institutions is lower than under normal market conditions.</i></li> <li><i>• Subsidies in the form of rationalisation aid or project aid from the Minister.</i></li> </ul>

<sup>72</sup> Article 1(2) of the Housing Act defines an association of corporations as: a general or limited partnership entered into by an authorised institution, in accordance with rules laid down by general administrative order, with one or more other authorised institutions which all, in practice, operate in the same municipalities as the authorised institution.

<p><i>Rationalisation aid is implemented under mandate by the WSW. A levy can be imposed on all authorised corporations to help a corporation to retain the SGEI (via rationalisation aid) or to enable aid to be given to specific new investments (project aid).</i></p> <ul style="list-style-type: none"> <li><i>The purchase of land from a municipality by a housing association in order to build social housing and/or social property at a price below the market rate can also be regarded as compensation.</i></li> </ul>	
<p>Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.</p>	
<p><i>On 1 July 2015 an extensive compensation scheme was included in the revised Housing Act, the Authorised Social Housing Institutions Decree and the Authorised Social Housing Institutions Regulation. The conditions of the SGEI Exemption Decision are fulfilled by means of the requirement that corporations may not earn more than a reasonable profit from SGEI activities, including the aid received for these activities. The system is based on the apportionment of costs between the SGEI and non-SGEI activities. Using the formula in Article 61 BTIV, it is possible to determine whether the profit earned was more than reasonable. This is done by comparing the rental return earned by the corporation on SGEI property with the average return on rented housing earned by market participants according to the IPD Netherlands Annual Property Index.</i></p>	
<p>Typical <b>arrangements for avoiding and repaying any overcompensation.</b></p>	
<p><i>Under the Authorised Social Housing Institutions Decree the Minister can halt the compensation and recover funds as soon as he has established that overcompensation has occurred.</i></p>	
<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<p><i>The corporations' annual reports are public.</i></p>	
<p><b>Amount of aid granted</b></p>	
<p><b>Total amount of aid granted (in millions EUR)<sup>73</sup>.</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Interest rate advantage as a result of guarantee on WSW security: € 707.890</i>	<i>Interest rate advantage as a result of guarantee on WSW security: € 761.550</i>

<sup>73</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<i>million</i> <i>Project aid €0 and rationalisation aid: € 16.406 million</i> <i>Lower costs of land purchased from municipality: € 4.341 million</i>	<i>million</i> <i>Project aid €0 and rationalisation aid: € 29 million</i> <i>Lower costs of land purchased from municipality: € 2.856 million</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>74</sup></b>	
<b>2016</b>	<b>2017</b>
<i>Interest rate advantage as a result of guarantee on WSW security: € 707.890 million</i> <i>Project aid €0 and rationalisation aid: € 16.406 million</i>	<i>Interest rate advantage as a result of guarantee on WSW security: € 761.550 million</i> <i>Project aid €0 and rationalisation aid: € 29 million</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>75</sup></b>	
<b>2016</b>	<b>2017</b>
0	0
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>76</sup></b>	
<b>2016</b>	<b>2017</b>
<i>Lower costs of land purchased from municipality: € 4.341 million</i>	<i>Lower costs of land purchased from municipality: € 2.856 million</i>
<b>Share of expenditure per aid instrument (direct subsidy, guarantees etc.) (if available)</b>	
<b>2016</b>	<b>2017</b>
<i>Interest-rate advantage from guarantee, subsidy, lower land costs (see above)</i>	<i>Interest-rate advantage from guarantee, subsidy, lower land costs (see above)</i>
<b>Additional quantitative information (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>77</sup></b>	
<b>2016</b>	<b>2017</b>

<sup>74</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>75</sup> See footnote 92.

<sup>76</sup> See footnote 92.

<sup>77</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.



- e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

#### **Vastgoed**

#### **MINISTRY OF THE INTERIOR AND KINGDOM RELATIONS - Investments in certain areas in accordance with National Programme and investment nationally to convert offices into housing**

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>78</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Investments for activities carried out on or after 1 January 2014 in municipalities or municipal districts specifically designated in the Housing Market Measures Act 2014 II [Wet maatregelen woningmarkt 2014 II] and for converting offices into housing, which relate to:</i> <ol style="list-style-type: none"> <li><i>1. construction of rental housing above the maximum rent allowance ceiling;</i></li> <li><i>2. large-scale renovation of rental housing;</i></li> <li><i>3. conversion of non-residential premises into rental housing;</i></li> <li><i>4. demolition of rental housing;</i></li> </ol>

<sup>78</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<p>5. <i>small-scale renovation of rental housing, or</i></p> <p>6. <i>amalgamation of rental housing to create one or more rented homes.</i></p> <p><i>On 1 April 2017 the following were also added to the list: on or after 1 January 2017, for:</i></p> <p>7. <i>construction of rental housing up to the maximum rent allowance ceiling;</i></p> <p>8. <i>exemption for homes purchased by authorised institutions in areas of declining population.</i></p> <p><i>The entrusted SGEI applies to all landlords of properties which meet the requirements of the Act.</i></p>
<p>Explanation of the (typical) <b>forms of entrustment</b>. If standardized templates for entrustments are used for a certain sector, please attach them.</p>
<p><i>Entrustment is regulated by law and is also based on:</i></p> <ul style="list-style-type: none"> <li>- <i>the National Programme for South Rotterdam: 'Zuid werkt!';</i></li> <li>- <i>the Interbestuurlijk Actieprogramma Bevolkingsdaling (inter-agency action programme on population decline, which designates areas experiencing such a decline);</i></li> <li>- <i>the Nationaal Programma Herbestemming 2010 (National adaptive re-use programme) and the Convenant aanpak leegstaande kantoren 2012 (Agreement on tackling vacant office space);</i></li> <li>- <i>Integrale visie op de woningmarkt; Evaluatie verhuurderheffing (Overview of the housing market; evaluation of the landlord levy) (Lower House 2015-2016, 32 847, 248) (to stimulate cheap new home building).</i></li> </ul> <p><i>The entrustment becomes final when the investment declaration is submitted and a reduction in the landlord levy is granted.</i></p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?</p>
<p><i>This SGEI applies to the real estate sector and has a duration of 4 years.</i></p> <p><i>As of 1 April 2017 the duration is six years (Housing Market Measures Act II Article 1.14(3)). The exemption for property purchased in areas of declining population applies for 20 years (Housing Market Measures Act II Article 1.6(3)). This 20-year term is necessary because buying up property for demolition is only cost-effective for an authorised institution if it is exempted from the landlord levy for a period of 20 years.</i></p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p><i>No</i></p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?</p>
<p><i>Reduction in landlord levy charged (tax relief); exemption from liability for tax on building complexes purchased in areas of declining population.</i></p>
<p>Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.</p>
<p><i>Costs are allocated in accordance with the SGEI Decision. Under Article 5 of the Regulation on reducing the landlord levy [Regeling verminderende verhuurderheffing 2014], the taxable person must keep accounts of the net costs associated with the</i></p>

*investments made in such a way that the amount of these costs is transparent and these accounts are kept separate from regular operations in relation to the tax reduction.*

#### **Typical arrangements for avoiding and repaying any overcompensation.**

*By defining a minimum investment amount, Article 1.11(1) and (3) of the Act ensure that the allowance cannot exceed 40 % of the investment. Compensation will therefore never be higher than the investment costs. Given the unprofitable nature of the relevant investments, it may also be assumed that operations will never yield more than a reasonable profit. Therefore, the requirement that arrangements should be made to recover any overcompensation is not relevant. An exemption for purchases of private property can never be for more than the amount of tax due, so there can never be overcompensation in relation to the costs of the investment.*

A short explanation of how the **transparency requirements** (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*In Article 4(1) of the Regulation for reducing the landlord levy [Regeling vermindering verhuurdersheffing 2014], the compensation is capped at € 15 million. This will prevent a higher amount of compensation being granted, which would be subject to the transparency requirement. <https://www.rvo.nl/subsidies-regelingen/vermindering-verhuurderheffing> ([www.RVVRVO.nl](http://www.RVVRVO.nl)).*

#### **Amount of aid granted**

**Total amount of aid granted (in millions EUR)<sup>79</sup>.** This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)

<b>2016</b>	<b>2017</b>
<i>Final investment declarations in total € 19.680 million</i>	<i>Final investment declarations in total € 60.695 million</i>
<i>Actual money only transferred after offsetting against the levy. Actual credit against tax in 2016 was € 15.8 million.</i>	<i>Actual credit against tax in 2017 was €44.6 million.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>80</sup></b>	
<b>2016</b>	<b>2017</b>
<i>Final investment declarations in total</i>	<i>Final investment declarations in total</i>

<sup>79</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>80</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

€ 19 680 000. <i>Actual money only transferred after offsetting against the levy. Actual credit against tax in 2016 was € 15.8 million.</i>	€ 60 695 000. <i>Actual credit against tax in 2017 was €44.6 million.</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>81</sup></b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>82</sup></b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	
<b>Share of expenditure per aid instrument (direct subsidy, guarantees etc.) (if available)</b>	
<b>2016</b>	<b>2017</b>
<i>See figures above. It is all a reduction in levy.</i>	<i>See figures above. It is all a reduction in levy.</i>
<b>Additional quantitative information (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>83</sup></b>	
<b>2016</b>	<b>2017</b>
<i>See table below.</i>	<i>See table below.</i>

2016			2017		
Withdrawals	197	€ 2 150 000	Withdrawals	3 780	€ 56 840 000
Rejections	214	€ 2 315 000	Rejections	517	€ 6 770 000
Preliminary statement	5 608	€ 61 030 000	Preliminary statement	24 526	€ 395 455 000

Withdrawals	0	€ 0	Withdrawals	0	€ 0
Rejections	147	€ 1 560 000	Rejections	754	€ 9 260 000
Final statement	1 654	€ 19 680 000	Final statement	4 367	€ 60 695 000

<sup>81</sup> See footnote 92.

<sup>82</sup> See footnote 92.

<sup>83</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

## MINISTRY OF HEALTH, WELFARE AND SPORT - Policy framework for sports events

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>84</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Organising a number of selected top sports events in the Netherlands, specifically, the final of a European or World Cup/Championship.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<i>The subsidy is granted through a decision and accompanying implementation agreement. Very occasionally via the Provinces Fund.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>The SGEI is entrusted for each individual sports event for the relevant project period, which can range from a few months to a maximum of 5 years according to Article 4.3 of the Framework Regulation on Subsidies from the Ministries of Education, Culture and Science, Social Affairs and Employment and Health, Welfare and Sport.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
-
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<ul style="list-style-type: none"> <li>- <i>Project subsidy</i></li> <li>- <i>Contribution via the Provinces Fund (very occasionally)</i></li> </ul>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<p><i>The maximum central government contribution per sports event and accompanying side events varies:</i></p> <ul style="list-style-type: none"> <li>• <i><u>An international sports event with mass appeal</u></i>  <i>Maximum € 2 500 000, of which:</i> <ul style="list-style-type: none"> <li><i>i) for organising the sports event: up to 25% of the costs up to € 2 000 000;</i></li> <li><i>ii) for organising the programme of side events around the sports event; up to</i></li> </ul> </li> </ul>

<sup>84</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<p>50 % of the costs up to € 500 000.</p> <ul style="list-style-type: none"> <li> <u>A warm-up event</u>  Maximum of € 500 000 of which: <ul style="list-style-type: none"> <li>i) for organising the sports event: up to 25% of the costs up to € 400 000;</li> <li>j) for organising the programme of side events around the sports event; up to 50 % of the costs up to € 100 000.</li> </ul> </li> <li> <u>Other top sports events</u>  Maximum of € 250 000 of which: <ul style="list-style-type: none"> <li>i) for organising the sports event: up to 25% of the costs up to € 200 000;</li> <li>j) for organising the programme of side events around the sports event; up to 50 % of the costs up to € 50 000.</li> </ul> </li> </ul>	
<p><b>Typical arrangements for avoiding and repaying any overcompensation.</b></p>	
<p><i>The VWS project subsidy is the balancing item on the budget submitted with a subsidy application. When the project subsidy is definitively established any funds not spent are recovered. The arrangements are all consistent with the current policy framework.</i></p>	
<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<p>-</p>	
<p><b>Amount of aid granted</b></p>	
<p><b>Total amount of aid granted (in millions EUR)</b><sup>85</sup>. This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</p>	
<b>2016</b>	<b>2017</b>
€ 7 085 611.00	€ 6 957 208.00
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b><sup>86</sup></p>	
<b>2016</b>	<b>2017</b>
€ 7 085 611.00	€ 6 957 208.00
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b><sup>87</sup></p>	
<b>2016</b>	<b>2017</b>

<sup>85</sup> As stipulated in Article 9 b) of the 2012 SGEI Decision.

<sup>86</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>87</sup> See footnote 92.

<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>88</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<i>VWS project subsidy = € 4 585 611</i> <i>VWS Provinces Fund contribution = € 2 500 000</i>	<i>VWS project subsidy = € 6 957 208</i>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>89</sup>	
<b>2016</b>	<b>2017</b>
<i>9 events: 4 World Championships, 4 European Championships and 1 other.</i> <i>Total estimated costs = € 37 220 912.</i> <i>Estimated revenue excl. State contribution =</i> <i>€ 14 863 648</i>	<i>6 events: 2 World Championships and 4 European Championships.</i> <i>Total estimated costs = € 27 804 291.</i> <i>Estimated revenue excl. State contribution =</i> <i>€ 15 680 973</i>

<sup>88</sup> See footnote 92.

<sup>89</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the respective services are organized in your Member State<sup>90</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for entrustments are used for a certain sector, please attach them.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the

<sup>90</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial. Since cases falling under the SGEI Framework will be limited in number, the Commission expects a detailed description of each concrete measure.



2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>91</sup>. This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>92</sup></b>	
<b>2016</b>	<b>2017</b>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>93</sup></b>	
<b>2016</b>	<b>2017</b>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>94</sup></b>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument (direct subsidy, guarantees etc.) (if available)</b>	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>95</sup></b>	

<sup>91</sup> As stipulated in Paragraph 62 b) of the 2012 SGEI Framework.

<sup>92</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid granted for all authorities should be reported.

<sup>93</sup> See footnote 98.

<sup>94</sup> See footnote 98.

<sup>95</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Framework, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

2016	2017

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

Please structure this part of your report by the following sections:

- 1) SGEI compensation exceeding EUR 15 million, falling outside the SGEI Decision (please specify the Commission decision approving each measure if applicable):
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Air or maritime links to islands with average annual traffic above the limits set in Art. 2(1)(d)
  - vi. Airports and ports with average annual traffic above the limit set in Art. 2(1)(e)
  - vii. Culture
  - viii. Financial services
  - ix. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

Clear and comprehensive description of how the respective services are organized in your Member State <sup>96</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your Member State. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
Explanation of the (typical) <b>forms of entrustment</b> . If standardized templates for

<sup>96</sup> If in a certain sector only a small number of individual SGEIs exist in your Member State, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your Member State (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial. Since cases falling under the SGEI Framework will be limited in number, the Commission expects a detailed description of each concrete measure.

entrustments are used for a certain sector, please attach them.	
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?	
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.	
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?	
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.	
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>	
A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your Member State (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR)<sup>97</sup>. This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities<sup>98</sup></b>	

<sup>97</sup> As stipulated in Paragraph 62 b) of the 2012 SGEI Framework.

<sup>98</sup> If the aid amount cannot be split between central, regional and local authorities only the total amount of aid

2016	2017
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities<sup>99</sup></b>	
2016	2017
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities<sup>100</sup></b>	
2016	2017
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>101</sup>	
2016	2017

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;

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granted for all authorities should be reported.

<sup>99</sup> See footnote 98.

<sup>100</sup> See footnote 98.

<sup>101</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Framework, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your Member State, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

- specifying the amount of compensation in line with Article 5 of the SGEI Decision;
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;
- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- c. If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

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## **ANNEX**

### **Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012**

**The reporting obligations** are set out in Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on the compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets out in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. Overview OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision	<i>1.283495</i>	<i>1.733846</i>
2) Compensation on the basis of the SGEI Framework	<i>0 (n/a)</i>	<i>0 (n/a)</i>

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

## **2. DESCRIPTION OF THE APPLICATION OF THE SGEI Decision of 2012:**

**Please structure this part of your report by the following sections:**

### **2) Social services (Article 2(1)(c)) a)**

#### **Social housing**

For its 'Nobelhorst' project, developed together with its partner, *Stichting Ymere*, the municipality of Almere in late 2014 granted a discount on previously agreed land prices. This discount is used by *Stichting Ymere* to implement, maintain and operate its social housing (for rent) at Nobelhorst.

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>2</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Use the subheading described above.
The production, maintenance and operation of social housing (for rent) at Nobelhorst in Almere.
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
Reduction of the previously agreed land purchase prices at the Nobelhorst site in Almere.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.
30 years
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
n/a
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Compensation is granted by selling land at a reduced purchase price (average price/m <sup>2</sup> ).
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
The financial valuation of the reduction in the previously agreed purchase price for land must not exceed the net costs (plus a reasonable profit) when building social housing in the Nobelhorst project. Net costs shall mean the costs of: land acquisition, development, construction, management and maintenance of the social housing as well as interest costs for a period of at least 30 years minus income during this period.
<b>Typical arrangements for avoiding and repaying any overcompensation.</b>

Financial accountability and reporting obligation for Ymere as well as the annual access to the accounts and the declaration of the number of plots of land intended for social housing, the type of social housing being implemented, the maximum rental prices
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<sup>2</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised, including the common features of the individual entrustments, remains vital.



applicable to them, and any other income. If the verification of the net costs by an independent expert (commissioned by the Municipality of Almere) suggests that the net costs are lower than the compensation received in the form of the reduced purchase price, Ymere will refund the difference to the municipality.<sup>1</sup>

A short explanation of how the **transparency requirements** (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

n/a

#### Amount of aid granted

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid (EUR million) paid by national central authorities**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid (EUR million) paid by regional authorities**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid (EUR million) paid by local authorities**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)**<sup>2</sup> This includes all aid granted in your municipality or province.

<b>2016</b>	<b>2017</b>
EUR 1.283495 million	EUR 1.733846 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees, etc.) (if available)	
<b>2016</b>	<b>2017</b>
100 % compensation by issuing land at a reduced purchase price	100 % compensation by issuing land at a reduced purchase price
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>3</sup>	
<b>2016</b>	<b>2017</b>
1 beneficiary	1 beneficiary

<sup>2</sup> As stipulated in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible <b>the contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid (EUR million) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid (EUR million) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid (EUR million) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees, etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:
- specifying the amount of the compensation in line with Article 5 of the SGEI Decision:
- determining the reasonable profit in line with Article 5(5) to (8) of the SGEI Decision:
- regularly checking overcompensation as required by Article 6 of the SGEI Decision.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you in particular to consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework:  
*Not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework:
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework:  
*Not applicable*
- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework:  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

*n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## ANNEX

### Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012

**The reporting obligations** are set out in Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on the compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities.**

**We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following

table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision	4.65	3.85
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

## **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health and long-term care
  - b) Childcare services
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)
- 4) Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>3</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Use the subheading described above.
V. Culture/VII <i>Citymarketing Metropoolregio Amsterdam</i> (marketing of the Amsterdam metropolitan area)
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
Municipal Executive Decision (added in 2017, already received in 2013)
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.
<b>SGEI for the 5-year period entrusted in 2023 and extended for a 5-year period in 2017</b>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
n/a
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
Cost allocation
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
SGEI annual statement – cost allocation approved by accountant

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<sup>3</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, please provide a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate, but a clear and concise general description of how the sector is organised, including the common features of the individual entrustments, remains vital.



<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<b>Amount of aid granted</b>	
<p><b>Total amount of aid granted (EUR million).</b>          This includes all aid granted in your territory, including aid granted by regional and local (A+B+C)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid</b> paid by national central authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid</b> paid by regional authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid</b> paid by local authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)<sup>2</sup>** This includes all aid granted in your municipality or province.

2016	2017
4.65	3.85
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees, etc.) (if available)	
2016	2017
<i>Citymarketing</i> subsidy 4.65 million	<i>Citymarketing</i> subsidy 3.85 million
<b>Additional quantitative information</b> (e.g. number of beneficiaries by sector, average aid amount, size of undertakings) <sup>4 5</sup>	
2016	2017
1 beneficiary <i>Citymarketing</i>	1 beneficiary <i>Citymarketing</i>

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

<sup>4</sup> As defined in Article 9(b) of the SGEI Decision of 2012.

<sup>5</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible <b>the contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years (%)</b> per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid (EUR million) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid paid by regional authorities (EUR million)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid paid by local authorities (EUR million)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees, etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:
- specifying the amount of the compensation in line with Article 5 of the SGEI Decision:
- determining the reasonable profit in line with Article 5(5) to (8) of the SGEI Decision:
- regularly checking overcompensation as required by Article 6 of the SGEI Decision.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework:  
*Not applicable*

- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework:

- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework:  
*Not applicable*

- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework:  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

*n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## **ANNEX**

### **Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012**

The reporting obligations are set out in Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on compliance with this Decision 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;*
- d) any other information concerning the application of this Decision required by the Commission and to be specified in good time before final date for the report's submission.*

Paragraph 62 of the SGEI Framework of 2012 in principle sets identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. A number of fields are not applicable to decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision	0	EUR 0.19
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

#### **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))

- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)
- 4) Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>6</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the <b>contents of the services entrusted as SGEI</b> . Use the subheading described above.
2b: To implement and offer sufficient pre-school playgroups for young children aged between 2 and 4 in all five of the municipality's rural population centres
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
We only have one
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years (%)</b> per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.
3 years. Entrustment for the period from 1 January 2017 to 31 December 2019
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
The use of subsidies and low-cost rents for social housing.
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
Compensation is determined on the basis of cost allocation.
<b>Typical arrangements for avoiding and repaying any overcompensation.</b>
1. The organisation regularly provides financial statements. 2. The organisation keeps the accounts for the costs and revenues of the public activities separate from those of other (private) activities. 3. If the organisation enters into a contract with a third party for implementation of the SGEI, it will impose on it the same obligations. 4. The municipality regularly checks the services provided and the financial statements (at least every 12 months). 5. Overcompensation is recovered.

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<sup>6</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, please provide a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate. A clear and concise general description of how the sector is organised, including the common features of the dedicated individual services, remains vital.



A short explanation of how the **transparency requirements** (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

<b>Amount of aid granted</b>	
<b>Total amount of aid granted (EUR million).</b> This includes all aid granted on your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid</b> paid by national central authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid</b> paid by regional authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid</b> paid by local authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)**<sup>2</sup> This includes all aid granted in your municipality or province.

2016	2017
0	EUR 0.19 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees, etc.) (if available)	
2016	2017
	100% subsidy
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>3</sup>	
2016	2017
	1 beneficiary

<sup>2</sup> As defined in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible <b>the contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
What are the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (%) per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid** paid by national central authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid** paid by regional authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid** paid by local authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million).** This includes all aid granted in your municipality or province.

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees, etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of **complaints** by third parties, in particular litigation before national courts regarding measures within the scope of the SGEI Decision of 2012 or SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### OTHER QUESTIONS **No complaints received**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:  
No
- specifying the amount of compensation in line with Article 5 of the SGEI Decision:  
No
- determining the reasonable profit level in line with Article 5(5) to (8) of the SGEI Decision:  
No
- regularly checking overcompensation as required by Article 6 of the SGEI Decision.  
No

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector in which difficulties (most frequently) occur.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you in particular to consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework:
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *not applicable*
- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework: *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector in which the difficulties occur (most frequently): *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free

to provide them within your report.

## **ANNEX**

### **Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012**

**The reporting obligations** are set out in the Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. A number of fields are not applicable to decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision		0.231
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

**Optional:** If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

The municipality of Bunnik has paid grants to the housing corporation *LEKSTEDewonen*. Taking into account Articles 14 and 106(2) of the Treaty on the Functioning of the European Union (TFEU), Decision 2012/21/EU of the European Commission (OJ 2012, L 7/3) and Article 47(1) introductory phrase and (b) of the Housing Act, the Municipal Executive

designates as a service of general economic interest ‘the acquisition of immovable property to be rented for permanent residence at Spoorerf 1 to 18 in Bunnik, referred to in the land register as Bunnik A 6560 A1 to A18 with an initial rent of up to the amount mentioned in Article 13(1) introductory phrase and under (a) of the Rental Subsidies Act (*Wet op de huurtoeslag*)’.

## **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)
- 4) Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>6</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Use the subheading described above.
Rented social housing. Compensation is intended for the management of the service of general economic interest as defined above and the corresponding obligations.
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
Direct subsidy
<b>Average duration (in years) for which the SGEI is entrusted</b> and the proportion of entrustments <b>that are longer than 10 years</b> (%) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.
20 years. This is a time-period we regard as reasonable for social housing. Thereafter, the dwelling can be sold or a higher rent charged for it.
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
Not known
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Direct subsidy
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
The compensation mechanism was based on cost allocation as opposed to the net avoided cost methodology.

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<sup>6</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, please provide a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate, but a clear and concise general description of the way the sector is organised, including the common features of the individual entrustments, remains vital.



### Typical arrangements for avoiding and repaying any overcompensation.

To the extent that the organisation achieves a selling price (excluding any costs and taxes) greater than the maximum offer, it must reimburse the municipality up to the amount of the compensation (i.e. EUR 231 000). This payment takes place at the time of transfer by the relevant notary.<sup>1</sup>

A short explanation of how the <b>transparency requirements</b> (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).	
n/a	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (EUR million).</b> This includes all aid granted on your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid</b> paid by national central authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid</b> paid by regional authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid</b> paid by local authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)<sup>2</sup>** This includes all aid granted in your municipality or province.

<b>2016</b>	<b>2017</b>
	0.231 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
	100 % Direct subsidy
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>3</sup>	
<b>2016</b>	<b>2017</b>
	1 beneficiary

<sup>2</sup> As defined in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the <b>contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years (%)</b> per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Not applicable</i>

Please provide a brief description of compliance with the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid (EUR million) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid paid by regional authorities (EUR million)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid paid by local authorities (EUR million)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings) <sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### MISCELLANEOUS QUESTIONS

a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:
- specifying the amount of compensation in line with Article 5 of the SGEI Decision:
- determining the reasonable profit level in line with Article 5(5) to (8) of the SGEI Decision:
- regularly checking overcompensation as required by Article 6 of the SGEI Decision.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *Not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework:
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *Not applicable*
- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework: *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## ANNEX: STATEMENT OF EXPENDITURE FOR SERVICES OF GENERAL ECONOMIC INTEREST – 2016 AND 2017

### 1. Description of THE APPLICATION OF THE SGEI DECISION of 2012:

For each of the items listed on page 3, where applicable, please use the following table:

**Clear and full description of how the services in question are organised in your province or municipality<sup>7</sup>.**

What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please base your report on the numbered sectors on page 3. For example, which SGEIs are entrusted to:

2) *Social services (Article 2(1)(c))*

*c. Access to and reintegration into the labour market*

Please provide the clearest possible description of the **content of the services entrusted as SGEIs**.

**NGOs, non-profit education and knowledge institutions, as well as some international organisations.**

What are the (typical) **forms of entrustment** (e.g. a decision of the *College van B&W* (Municipal Executive) or the *Provinciale Staten* (Provincial Council))? Please enclose any standard models that are used for entrustments in a specific sector.

#### **Decision of the Municipal Executive**

**Average duration of the SGEI entrusted (in years)** and proportion of entrustments **that are longer than 10 years (%)** per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.

**Average of between 1 and 3 years.**

Explanation whether (typically) **exclusive or special rights** are entrusted to the undertakings.

**No, n/a**

Which **aid instruments** have been used (direct subsidies, guarantees, etc.)?

#### **Subsidy**

Typical **compensation mechanism** as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.

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<sup>7</sup> If only a small number of individual SGEIs exist in a particular sector in your municipality or province, we would very much appreciate a detailed description of these services. If a large number of services are entrusted in a specific sector in your municipality or province (for example they are under the jurisdiction of regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of how the sector is organised, including the common features of the entrusted individual services, remains vital.

**The compensation mechanism used is based on cost allocation (standard costs).**

**Typical arrangements for avoiding and repaying any overcompensation.**

**The limited duration and low rate of contribution ensure that this is avoided. In addition, organisations are inspected and annual reports verified in follow-up to the control mechanism. Where appropriate, no disbursement and/or recovery will be made.**

**Where applicable:** Please provide a brief explanation of how compliance is ensured with the transparency requirements (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings also active outside the SGEI. Please also provide in your reply a number of relevant examples of information published for this purpose (e.g. links to websites or other reference points) and state whether you have a website on which you publish this information for all the aid measures involved (if yes, please provide the link to this website).

### **Amount of aid granted**

**Total amount of aid granted (in EUR million)** This includes all aid granted in your municipality or province<sup>8</sup>

<b>2016</b>	<b>2017</b>
<b>EUR 0.418 million</b>	<b>EUR 1.245 million</b>

**Share of expenditure per aid instrument** (direct subsidy, guarantees, etc.) (where available)

<b>2016</b>	<b>2017</b>
<b>100% subsidy</b>	<b>100% subsidy</b>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>9</sup>

<b>2016</b>	<b>2016</b>
<b>Average organisation size 1-15 persons</b>	<b>Same</b>

**The above table from your report is subdivided as follows:**

- 1) Hospitals (Article 2(1)(b) of the SGEI Decision)
- 2) Social services (Article 2(1)(c) of the SGEI Decision)
  - a) Health care and long-term care
  - b) Child care

<sup>8</sup> As stipulated in Article 9(b) of the SGEI Decision of 2012.

<sup>9</sup> Please send the Commission any information you have regarding aid granted under the SGEI Decision of 2012, e.g. number of beneficiaries per sector, average amount of aid, amount by aid instrument, size of undertakings, etc. If this additional quantitative information is not directly available, it can course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

- c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
  - 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Article 2(1)(d) of the SGEI Decision.
  - 4) Airports and ports with average annual traffic above the limit set in Article 2(1)(e) of the SGEI Decision,
  - 5) Recorded maximum SGEI compensation not exceeding EUR 15 million (Art. 2(1)(a) of the SGEI Decision)
- i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (NGOs, non-profit education and knowledge institutions, as well as some international organisations)

## 2. DESCRIPTION OF THE APPLICATION OF THE SGEI FRAMEWORK OF 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. In the years 2014 and 2015, no aid was granted by decentralised authorities under the SGEI Framework.

Therefore, you do not have to complete the table below.

**Clear and complete description of how the relevant services are organised in your municipality or province<sup>10</sup>**

What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the **contents of the** services entrusted as SGEI .

*Not applicable*

<sup>10</sup> If only a small number of individual SGEIs exist in a particular sector in your municipality or province, we would very much appreciate a detailed description of these services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate, but a clear and concise general description of how the sector is organised, including the common features of the individual entrustments, remains vital.

Since the number of cases falling under the SGEI Framework will be limited, the Commission expects a detailed description of each concrete measure.



Explanation of the (typical) **forms of entrustment**? Please enclose any standard models that are used for entrustments in a specific sector.

*Not applicable*

**Average duration of the SGEI entrusted (in years)** and the proportion of entrustments **that are longer than 10 years (%)** per sector. Please indicate in which sectors SGEIs are entrusted for a period of more than 10 years and explain how this period can be justified?

*Not applicable*

Explanation whether (typically) **exclusive or special rights** are entrusted to the undertakings.

*Not applicable*

Which **aid instruments** have been used (direct subsidies, guarantees, etc.)?

*Not applicable*

Typical **compensation mechanism** as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.

*Not applicable*

Typical **arrangements for avoiding and repaying any overcompensation**.

*Not applicable*

A short explanation of how the transparency requirements (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (EUR million)<sup>5</sup>. This includes all aid granted within your territory, including by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>

<sup>5</sup> As provided for in Paragraph 62(b) of the SGEI Framework of 2012.

<i>Not applicable</i>	<i>Not applicable</i>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>11</sup>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

### 3. COMPLAINTS BY THIRD PARTIES

Please provide an overview of the complaints by third parties, in particular national court proceedings, in respect of measures falling within the scope of the SGEI Decision of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your municipality or province or the likely outcome of the court proceedings.

**Not applicable**

### 4. MISCELLANEOUS QUESTIONS

- a. Please indicate whether your municipality or province has experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:
- drawing up an act of entrustment pursuant to Article 4 of the SGEI Decision,
  - specifying the amount of compensation in line with Article 5 of the SGEI Decision:
  - determining the reasonable profit level in line with Article 5(5) to (8) of the SGEI Decision:
  - regularly checking overcompensation as required by Article 6 of the SGEI Decision.

In your reply, please provide the most accurate possible information, give relevant examples and, where appropriate, indicate the sector where difficulties arise (most frequently).

**Not applicable**

- b. We kindly ask you to indicate whether your municipality or province has experienced difficulties in applying the SGEI Framework of 2012 and ask you in particular to consider the following issues:

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<sup>11</sup> Please send the Commission any information you have regarding aid granted under the SGEI Framework of 2012, e.g. number of beneficiaries per sector, average amount of aid, amount by aid instrument, size of undertakings, etc. If these other quantitative data are not directly available in your municipality or province, they may of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

**The questions below (with regard to point (b)), as well as the table under point 2, are not applicable to your municipality or province.**

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework:

*Not applicable*

- compliance with public procurement rules under paragraph 19 of the SGEI Framework:

*Not applicable*

- calculation of net costs in accordance with the Net Avoided Cost method required by paragraphs 25 to 27 of the SGEI Framework:

*Not applicable*

- determining reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework:

*Not applicable*

In your reply, please provide the most accurate possible information, give relevant examples and, where appropriate, indicate the sector where difficulties arise (most frequently).

*Not applicable*

- c. If you have further comments on the application of the SGEI Decision to aspects not covered by the questions above, you can include these in your report.

## **ANNEX**

### **Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012**

**The reporting obligations** are set out in the Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. A number of fields do not apply to decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

2. Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>	1.08 (million)	1.043 (million)
1) Compensation on the basis of the SGEI Decision		
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

#### **3. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)
- 4) Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>12</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Use the subheading described above.
The deployment of subsidised workers and the provision of guidance to vulnerable groups in the activities / second-hand shop / odd-job service / learning projects.
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
Designation of Services of General Economic Interest (SGEI) by the Municipal Executive.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.
Unlimited duration. Sector of employment, income and poverty policy.
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
n/a
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
Cost allocation for the purpose of covering the salary costs of staff formerly on subsidised work schemes for the long-term unemployed.
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
Scheme: A maximum of 10 % of any overcompensation added to the reserve, balance repaid.

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<sup>12</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, please provide a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate, but a clear and concise general description of the way the sector is organised, including the common features of the individual entrustments, remains vital.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
n/a	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (EUR million).</b> This includes all aid granted on your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid paid by national central authorities (EUR million)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid paid by regional authorities (EUR million)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid paid by local authorities (EUR million)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)<sup>2</sup>** This includes all aid granted in your municipality or province.

2016	2017
1.08 million	1.043 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
100% subsidy	100% subsidy
<b>Additional quantitative information</b> (e.g. number of beneficiaries by sector, average aid amount, size of undertakings) <sup>13 14</sup>	
2016	2017

#### 4. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

<sup>13</sup> As defined in Article 9(b) of the SGEI Decision of 2012.

<sup>14</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.



Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible <b>the contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (%) per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

Please briefly describe the type of compliance with the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
-------------	-------------

*Not applicable*

*Not applicable*

**A: Total amount of aid paid by local authorities (EUR million)**

<b>2016</b>	<b>2017</b>
-------------	-------------

*Not applicable*

*Not applicable*

**B: Total amount of aid paid by regional authorities (EUR million)**

<b>2016</b>	<b>2017</b>
-------------	-------------

*Not applicable*

*Not applicable*

**C: Total amount of aid paid by local authorities (EUR million)**

<b>2016</b>	<b>2017</b>
-------------	-------------

*Not applicable*

*Not applicable*

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
-------------	-------------

*Not applicable*

*Not applicable*

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
-------------	-------------

*Not applicable*

*Not applicable*

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings) <sup>16</sup>

<b>2016</b>	<b>2017</b>
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*Not applicable*

*Not applicable*

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### MISCELLANEOUS QUESTIONS

a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:
- specifying the amount of compensation in line with Article 5 of the SGEI Decision:
- determining the reasonable profit level in line with Article 5(5) to (8) of the SGEI Decision:
- regularly checking overcompensation as required by Article 6 of the SGEI Decision.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework:
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *not applicable*
- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework: *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## ANNEX

### Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012

**The reporting obligations** are set out in the Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on the compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. A number of fields do not apply to decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure divided according to legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision	<i>0 (n/a)</i>	<i>0.317</i>
2) Compensation on the basis of the SGEI Framework	<i>0 (n/a)</i>	<i>0 (n/a)</i>

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

#### **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)<sup>15 16</sup>

**For each of the items outlined above please provide information in the form of the following table:**

**Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>17</sup>**

What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the **contents of the services entrusted as SGEI** as clearly as possible. Use the subheading described above.

SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))

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15 Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)

16 SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))

- i. Postal services
- ii. Energy
- iii. Waste collection
- iv. Water supply
- v. Culture
- vi. Financial services
- vii. Other sectors (please specify)

<sup>17</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate. A clear and concise general description of how the sector is organised, including the common features of the dedicated individual services, remains vital.

## a. Designation as the municipality of Ede's local broadcaster

### SGEI description

*A broad range of broadcasting activities aimed at balanced and varied programming for a wide audience in the municipality of Ede. In any case, broadcasting also covers broadcasts of Ede municipal council's meetings. The aim of these activities is to meet Ede society's democratic, social and cultural needs while guaranteeing pluralism. Owing to the development and diversification of activities in the digital age, the public service remit can include audio-visual services via all distribution platforms. The costs of local public-service broadcasters are a statutory task of the municipality on the basis of Article 2.170b of the Media Act 2008.*

*The development and diversification of activities must continue to meet the abovementioned democratic, social and cultural needs of Ede society. The Media Authority is also tasked with monitoring implementation alongside our Municipal Executive.*

*'Stichting Omroep Ede' is responsible for producing and broadcasting a programme of audio-visual content that meets the democratic, social and cultural needs of Ede society. These audio-visual services must be delivered in accordance with the requirements laid down in the Media Act 2008, in particular Articles 2.1, 2.61 and 2.70.*

## b. Stray animals

### SGEI description

*Reception and care for stray animals in the municipality of Ede, for a period of 14 days from the time of arrival of those animals. This is one of the municipality's statutory tasks on the basis of Article 5 [...] in conjunction with [...] of Book 5 of the Civil Code.*

Explanation of the (typical) **forms of entrustment**? If standardised templates for entrustments are used for a certain sector, please attach them.

For Ede's broadcaster – a SGEI designation order

In the case of the *Hof van Ede* animal rescue centre, the Municipal Ordinance granting exclusive rights relating to rescue animals in Ede, and an SGEI designation order<sup>18</sup>.

The SGEI for the *Omroep Ede* broadcaster will still run until 15 March 2019. The overall duration of the SGEI will therefore be three years. Before this, the SGEI *de minimis* Regulation was used. The Dutch Media Authority designates a local broadcaster in each municipality for a five-year period.

The SGEI for the *Hof van Ede* animal rescue centre is prescribed for a period of seven years.

No SGEIs run for a period of over 10 years.

Explanation whether (typically) **exclusive or special rights** are entrusted to the undertakings.

The Dutch Media Authority has granted special rights to the *Stichting Omroep Ede* broadcaster, which is allowed to operate as sole local broadcaster within the municipality of Ede (alongside provincial and national broadcasters).

The Hof van Ede animal rescue centre has been granted exclusive rights, because it is the only animal rescue centre active in the immediate vicinity of the municipality of Ede. This monopoly made it undesirable to follow a regular tender procedure. There is also little risk of competitors becoming established due to the required accommodation (rescue building) and the non-commercial nature of the service.

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**Average duration of the entrustment (in years)** and the proportion of entrustments **that are longer than 10 years** (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.

Which **aid instruments** have been used (direct subsidies, guarantees, etc.)?

*Stichting Omroep Ede* – a subsidy

*Hof van Ede* animal rescue centre – annual reimbursement of costs on the basis of an agreement.

Typical **compensation mechanism** as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.

A method of cost allocation is used in relation to both bodies.

Typical **arrangements for avoiding and repaying any overcompensation.** <sup>19 1</sup>

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*Omroep Ede* is held responsible annually for the aid granted, including the annual accounts and auditor's report. If the costs are found to be lower than those budgeted for, the level of the subsidy may be reduced and the overpaid amount recovered.

*Hof van Ede* is also held responsible annually, including the annual accounts and auditor's report. If there is evidence of overcompensation, it is obliged to pay this back on the basis of the SGEI designation order.

A short explanation of how the **transparency requirements** (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

Not applicable

### Amount of aid granted

**Total amount of aid granted (EUR million).** This includes all aid granted on your territory, including aid granted by regional and local authorities. (A+B+C)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid** paid by national central authorities (EUR million)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid** paid by regional authorities (EUR million)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid** paid by local authorities (EUR million)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>



**Total amount of aid granted (EUR million)**<sup>2</sup> This includes all aid granted in your municipality or province.

2016	2017
EUR 0	EUR 0.314686 million
NB: <i>Omroep Ede</i> received aid in 2016 on the basis of the SGEI <i>de minimis</i> Regulation (Regulation 360/2012 of 25 April 2012, OJ L 114/8).	
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
EUR 0	Subsidy: EUR 0.190594 million Reimbursement on the basis of a service contract: EUR 0.124092
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>3</sup>	
2016	2017
Division: other beneficiary sectors: <i>Omroep Ede</i> amount of aid: EUR 0.151500 million turnover: EUR 0.193323 balance sheet total: EUR 0.099854 million size of undertaking: no staff members but a large number of volunteers	Sector: other beneficiary sectors: <i>Omroep Ede</i> amount of aid: EUR 0.190594 million  Sector: other sectors Beneficiary: <i>Hof van Ede</i> animal rescue centre Aid amount: EUR 0.124090

<sup>2</sup> As stipulated in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> Please send the Commission any information you have regarding aid granted under the SGEI Decision of 2012, e.g. number of beneficiaries per sector, average amount of aid, amount by aid instrument, size of undertakings, etc. If this additional quantitative information is not directly available, it can course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the <b>contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years (%)</b> per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid** paid by local authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid** paid by regional authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid** paid by local authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million).** This includes all aid granted in your municipality or province.

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

Answer: There are no complaints by third parties about the measures in question.

#### MISCELLANEOUS QUESTIONS

a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:
- specifying the amount of the compensation in line with Article 5 of the SGEI Decision:
- determining the reasonable profit in line with Article 5(5) to (8) of the SGEI Decision:
- regularly checking overcompensation as required by Article 6 of the SGEI Decision.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework: *not applicable*
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *not applicable*
- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework: *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## **ANNEX**

### **Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012**

**The reporting obligations** are set out in the Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on the compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision	0.071	0.167
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

#### **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)<sup>20 21</sup>

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<sup>20</sup> Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)

<sup>21</sup> SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))

- i. Postal services
- ii. Energy
- iii. Waste collection
- iv. Water supply
- v. Culture
- vi. Financial services
- vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>22</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Use the subheading described above.
Care and social inclusion of vulnerable groups
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
In 2016, <i>Onderhoud Enschede BV</i> was established as an SGEI for the care and inclusion of vulnerable groups. The Municipality of Enschede, via a service contract, commissions activities that enable <i>Onderhoud Enschede</i> to fulfil the SGEI objective.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.
The management of this SGEI – social and labour integration in the form of providing employment for workers with disabilities and (highly) vulnerable workers – has been entrusted to <i>Onderhoud Enschede BV</i> until 31 December 2025 (maximum 10 years). Expansion to include new services must be submitted to the Municipal Executive. An annual budget must also be submitted to the Municipal Executive in connection with the compensation awarded to <i>Onderhoud Enschede</i> for tasks aimed at ensuring the social integration and labour integration of vulnerable persons or groups.
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
Annual compensation, which is budget-based, awarded to <i>Onderhoud Enschede</i> for the tasks of ensuring the social integration and labour integration of vulnerable persons or groups.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Salary cost subsidies, and a guarantee on a loan for investments in work equipment (effectively implemented in January 2018).
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
Cost allocation
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
Via the budget and the annual accounts (as a financial statement)

<sup>22</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities) individual data on entrusted services would be disproportionate. A clear and concise general description of the way the sector is organised, including the common features of the individual entrustments, remains vital.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (EUR million).</b> This includes all aid granted on your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid</b> paid by national central authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid</b> paid by regional authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid</b> paid by local authorities (EUR million)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)** This includes all <sup>2</sup> aid granted in your municipality or province.



2016	2017
EUR 0.071 million	EUR 0.167 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
100% subsidy	100% subsidy
Subsidy towards salary costs of EUR 71 000 – Guarantee: EUR 0 (will start in January 2018)	Subsidy towards salary costs of EUR 167 000 – Guarantee: EUR 0
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
2016	2017
<i>Onderhoud Enschede</i> : 150 staff	<i>Onderhoud Enschede</i> : 140 staff

<sup>2</sup> As stipulated in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the <b>contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (%) per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid** paid by local authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid** paid by regional authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid** paid by local authorities (EUR million)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings),<sup>14</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision:
- specifying the amount of the compensation in line with Article 5 of the SGEI Decision:
- determining the reasonable profit level in line with Article 5(5) to (8) of the SGEI Decision:
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework:
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *not applicable*
- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework: *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## ANNEX

### Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012

The reporting obligations are set out in Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision	EUR 3 306	EUR 3 306 4
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

#### **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)
- 4) Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

**Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>1</sup>**

What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the **contents of the services entrusted as SGEI** as clearly as possible. Use the subheading described above.

Number involved:

5 (SGEI compensation not exceeding EUR 15 million (Article 2(1)(a) of the SGEI Decision), culture component

- activities taking place primarily in a library, games room, and art gallery;
- provision of space for (non-commercial) social and cultural use and to provide rehearsal spaces for amateur groups;
- provision of theatre activities, including artistic education, dance, visual arts, music and theatre classes;
- information activities for the municipality of Etten-Leur where these benefit the community.

Explanation of the (typical) **forms of entrustment**? If standardised templates for entrustments are used for a certain sector, please attach them.

Municipal Executive's SGEI designation order

**Average duration of the entrustment (in years)** and the proportion of entrustments **that are longer than 10 years** (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.

SGEI not entrusted for a period of over 10 years

Explanation whether (typically) **exclusive or special rights** are entrusted to the undertakings.

No

Which **aid instruments** have been used (direct subsidies, guarantees, etc.)?

Decision to grant aid (compensation decision)

Typical **compensation mechanism** as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.

Cost allocation

Typical **arrangements for avoiding and repaying any overcompensation**.

An audited annual report must be submitted. The auditor should also provide their opinion on the implementation of the subsidy made available for SGEI activities. A cumulative equalisation balance of 10 % is permitted, above which amounts must be offset.

<sup>1</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, please provide a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate, but a clear and concise general description of the way the sector is organised, including the common features of the individual entrustments, remains vital.

A short explanation of how the **transparency requirements** (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

Not applicable, no aid exceeding EUR 15 million.

### Amount of aid granted

**Total amount of aid granted (EUR million).** This includes all aid granted in your territory, including aid granted by regional and local authorities.  
(A+B+C)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid paid by national central authorities (EUR million)</b>	
2016	2017
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid paid by regional authorities (EUR million)</b>	
2016	2017
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid paid by local authorities (EUR million)</b>	
2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million)<sup>2</sup>** This includes all aid granted in your municipality or province.



2016	2017
EUR 3.3 million	EUR 3.3 million
EUR 3 306 478	EUR 3 306 478
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
100% subsidy	100% subsidy
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
2016	2017
1 beneficiary	1 beneficiary

<sup>2</sup> As stipulated in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

### 3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the <b>contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (%) per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid (EUR million) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid paid by regional authorities (EUR million)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid paid by local authorities (EUR million)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings),<sup>14</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

##### No complaints

#### MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

– drawing up an act of entrustment pursuant to Article 4 of the SGEI Decision: **No difficulties**

– amount of compensation declared pursuant to Article 5 of the SGEI Decision: **No difficulties**

– reasonable profit determined pursuant to Article 5(5) to (8) of the SGEI Decision: **No difficulties**

– the regular overcompensation check as required by Article 6 of the SGEI Decision: **No difficulties**

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you in particular to consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *not applicable*

- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework: *not applicable*

- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *not applicable*

- determining the reasonable profit level in line with paragraphs 33 to 38 of the SGEI Framework: *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

## **ANNEX**

### **Services of General Economic Interest (SGEI): instructions for the report to be submitted in accordance with the SGEI Decision and the SGEI Framework of 2012**

**The reporting obligations** are set out in the Article 9 of the SGEI Decision of 2012:

*Member States shall report to the Commission on the compliance with this Decision 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;*
- 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.*

Paragraph 62 of the SGEI Framework of 2012 sets in principle identical reporting obligations for aid granted under the SGEI Framework of 2012.

**Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already pre-filled these fields *in italics*.**

#### **1. OVERVIEW OF EXPENDITURE**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (EUR million)</b>		
	<b>2016</b>	<b>2017</b>
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation on the basis of the SGEI Decision		0.315
2) Compensation on the basis of the SGEI Framework	0 (n/a)	0 (n/a)

Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI *de minimis* aid, etc.) and the sectors in which they are used.

#### **2. DESCRIPTION OF THE APPLICATION OF THE SGEI DECISION OF 2012**

**Please subdivide this section of your report as follows:**

- 1) Hospitals (Article 2(1)(b))
- 2) Social services (Article 2(1)(c))
  - a) Health care and long-term care
  - b) Child care
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic below the maximum set out in Article 2(1)(d)
- 4) Airports and ports with average annual traffic below the maximum set out in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount of EUR 15 million (Article 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

**Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>23</sup>**

What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list the **contents of the services entrusted as SGEI** as clearly as possible. Use the subheading described above.

Conversion of the former offices at Agnietenstraat 24 for residential use by constructing dwellings for rent subject to rent controls under the following conditions and obligations:

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<sup>23</sup> If only a small number of individual SGEIs are provided in a particular sector in your municipality or province, please provide a detailed description of those services. If a large number of services are entrusted in a particular sector in your municipality or province (for example, because the competence lies with regional or local authorities), individual details of the services entrusted would be disproportionate, but a clear and concise general description of the way the sector is organised, including the common features of the individual entrustments, remains vital.

- Financial contribution of up to a maximum of EUR 315 000 (three hundred and fifteen thousand) to convert former offices at Agnietenstraat 24 into a minimum of 50 (fifty) and a maximum of 55 (fifty-five) low-rent dwellings, at least six of which are available to rent below the quality discount limit or the rent subsidy limit for young people and a minimum of 34 (thirty-four) dwellings at a rent below the capping limit for single and two-person households, and to maintain them as such for a minimum of 15 years.
- This service must be provided in accordance with the Agnietenstraat 24 prior agreement underwritten by *Mozaïek Wonen* and the municipality of Gouda (signed on 8 July 2016).
- The SGEI includes the activities referred to in Article 47(1)(b) of the Housing Act.
- This designation will end on 31 December 2018.

Explanation of the (typical) **forms of entrustment**? If standardised templates for entrustments are used for a certain sector, please attach them.

An order has been used.

**Average duration of the entrustment (in years)** and the proportion of entrustments **that are longer than 10 years** (in %) per sector. Please indicate in which sectors SGEIs have been entrusted for longer than 10 years and explain how this duration is justified.

Agnietenstraat: 2017 and 2018

Explanation whether (typically) **exclusive or special rights** are entrusted to the undertakings.

During the period in question the *Mozaïek Wonen* housing corporation – the sole beneficiary – receives compensation from the municipality of Gouda for the conversion of the former offices at Agnietenstraat 24 into accommodation by constructing dwellings for rent subject to rent controls, as described under ‘1’.

Which **aid instruments** have been used (direct subsidies, guarantees, etc.)? <sup>24</sup>

Subsidy

Typical **compensation mechanism** as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.

Agnietenstraat: control of the calculation method as described in Article 61(2) et seq. of the Authorised Social Housing Institutions Decree 2015.

Typical arrangements for avoiding and repaying any overcompensation. <sup>25 1</sup>

A short explanation of how the **transparency requirements** (see Article 7 of the SGEI Decision of 2012) for aid above EUR 15 million to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the relevant aid measures in your municipality or province (if yes, please also provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

n/a

**Amount of aid granted**

**Total amount of aid granted (EUR million).** This includes all aid granted on your territory, including aid granted by regional and local authorities. (A+B+C)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid paid by national central authorities (EUR million)**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid paid by regional authorities (EUR million)**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid paid by local authorities (EUR million)**

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

- 
- By no later than 31 December 2018, or earlier if possible, the municipality, as part of its justification of the awarded grant or compensation, will ensure that no overcompensation occurs or has occurred.
  - The calculation method is applied as described in Article 61(2) et seq. of the Authorised Social Housing Institutions Decree 2015, which came into force on 1 January 2017 (published in the Bulletin of Acts and Decrees 2015, 231).
  - Should any overcompensation occur, the overpaid grant or compensation will be recovered.
  - If it emerges during the plan implementation stage that the resulting shortfall is lower than initially estimated, the excess grant or compensation received is recovered.



**Total amount of aid granted (EUR million)<sup>2</sup>** This includes all aid granted in your municipality or province.

<b>2016</b>	<b>2017</b>
	EUR 0.315 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
	Subsidy of EUR 0.315 million
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
<b>2016</b>	<b>2017</b>
	Social housing: a single housing corporation for 53 low-rent apartments

### **3. DESCRIPTION OF THE APPLICATION OF THE SGEI Framework of 2012**

The SGEI report also examines aid granted under the SGEI Framework (2012/C 8/03). For aid covered by the SGEI Framework, the obligation of prior notification to the European Commission applies. **In the years 2016 and 2017, no aid was granted by decentralised authorities under the SGEI Framework.**

Therefore, you do not have to complete the table below.

<b>Clear and comprehensive description of how the services in question are organised in your municipality or province<sup>4</sup></b>
What type of service is defined as a SGEI in the relevant sector in your municipality or province? Please list as clearly as possible the <b>contents of the services entrusted as SGEI</b> .
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (%) per sector. Please indicate the sectors in which SGEIs have been entrusted that are longer than 10 years and explain how this period can be justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are entrusted to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services. Please indicate whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see paragraph 60 of the SGEI Framework of 2012) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. links to websites or other references), indicate whether you have a central website on which you publish this information for all the aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (EUR million). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

2016	2017
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<i>Not applicable</i>	<i>Not applicable</i>
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**A: Total amount of aid (EUR million) paid by local authorities**

2016	2017
------	------

<i>Not applicable</i>	<i>Not applicable</i>
-----------------------	-----------------------

**B: Total amount of aid paid by regional authorities (EUR million)**

2016	2017
------	------

<i>Not applicable</i>	<i>Not applicable</i>
-----------------------	-----------------------

**C: Total amount of aid paid by local authorities (EUR million)**

2016	2017
------	------

<i>Not applicable</i>	<i>Not applicable</i>
-----------------------	-----------------------

**Total amount of aid granted (EUR million). This includes all aid granted in your municipality or province.**

2016	2017
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<i>Not applicable</i>	<i>Not applicable</i>
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**Share of expenditure per aid instrument (direct subsidy, guarantees etc.) (if available)**

2016	2017
------	------

<i>Not applicable</i>	<i>Not applicable</i>
-----------------------	-----------------------

**Additional quantitative information** (e.g. number of beneficiaries per sector, average amount of aid, size of undertakings),<sup>16</sup>

2016	2017
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<i>Not applicable</i>	<i>Not applicable</i>
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#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures within the scope of the SGEI Decision of 2012 or the SGEI Framework of 2012. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### MISCELLANEOUS QUESTIONS

a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Decision of 2012 and ask you in particular to consider the following issues:

- drawing up an entrustment act pursuant to Article 4 of the SGEI Decision;
- specifying the amount of the compensation in line with Article 5 of the SGEI Decision;
- determining the reasonable profit level in line with Article 5(5) to (8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

Answer:

We sought advice from an expert (lawyer) specialising in State aid and SGEI. We did so because we do not deal with this matter on a daily basis and were finding it difficult to apply the requirements of the SGEI Decision of 2012, e.g. preparing the entrustment act and choosing the amount of compensation.

b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the SGEI Framework of 2012 and ask you in particular to consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework: *not applicable*
- complying with the rules on public procurement in line with paragraph 19 of the SGEI Framework: *not applicable*
- determining the net avoided cost as required by paragraphs 25 to 27 of the SGEI Framework: *not applicable* – reasonable profit determined pursuant to paragraphs 33 to 38 of the SGEI Framework: *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable,

the sector for which the difficulties are (most) relevant. *n/a*

If you have any other comments on the application of the SGEI Decision and SGEI Framework on issues other than the ones covered in the previous questions, please feel free to provide them within your report.

<sup>2</sup> As stipulated in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional information is not

<sup>2</sup> as defined in Article 9(b) of the SGEI Decision of 2012.

<sup>3</sup> The Commission would welcome any data you might have on aid granted under the SGEI Decision of 2012, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative data not be readily available, they can of course be presented in more aggregated form and/or as estimates. In that case, please indicate that estimates were used as well as the type of aggregation.

## **ANNEX 3: SGEI report 2017**

### **Housing corporation Vestia: Zuidwijk De Burgen**

#### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

**The reporting obligations** are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>		
(1) Compensation granted on the basis of the SGEI Decision	0	-2 245 020
(2) Compensation granted on the basis of the SGEI Framework	0 ( <i>n.a.</i> )	0 ( <i>n.a.</i> )

Non-compulsory: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.
--

n.a.
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## 2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

Please structure this part of your report by the following sections:

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing**
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

Clear and comprehensive description of how the respective services are organised in your municipality or province <sup>1</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.

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<sup>1</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.



**Zuidwijk De Burgen:** The Zuidwijk district, in which the area ‘De Burgen’ is located, has been designated as one of the 18 areas of Rotterdam for restructuring, referred to by the Ministry of Housing, Spatial Planning and the Environment (VROM) as priority areas. The De Burgen area agreement (2005), concluded between the municipality of Rotterdam and the housing corporation Vestia, establishes the partnership for the restructuring of the Zuidwijk district. The municipal subsidy to Vestia (subsidy decision of 24 November 2009, reference 09/9955) is compensation for the investment costs to be incurred by Vestia, which are necessary for the implementation of the ‘De Burgen’ project as described in the project proposal accompanying the subsidy application dated 23 September 2009.

Explanation of the (typical) **forms of entrustment**. If standardised templates for entrustments are used for a certain sector, please attach them.

Decision granting subsidy and SGEI decision and description.

<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
Zuidwijk De Burgen: 9 years.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
No.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Direct subsidy
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<p>In accordance with the scheme of the 2014 Subsidy Regulation Rotterdam, the housing corporation Vestia must submit an activity report and an assurance report on the financial accountability for the subsidy for the Zuidwijk De Burgen project after its completion.</p> <p>The housing corporations (in this case Vestia) must keep separate project administration records for the land development of their project, as well as accounting records that are kept separate from other projects. These project administration records must also categorise the costs, so that demolition costs and costs for site preparation, acquisitions and temporary management can be identified separately;</p> <p>If the balance of the actual eligible costs and related benefits is lower than the compensation granted, then overcompensation has taken place. In that case, the surplus is recovered or offset.</p> <p>Under the decision determining the definitive amount of the subsidy of 10 October 2016 (reference 16/0511970), the housing corporation Vestia repaid the surplus advance payment received (EUR 2 245 020) to the municipality in 2017.</p>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
See above.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
Not applicable.	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Total amount of aid granted (in million EUR).</b> This includes all the aid granted in your municipality or province.	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

<b>Total amount of aid granted (in million EUR).<sup>2</sup> This includes all the <u>aid granted in your municipality or province.</u></b>	
<b>2016</b>	<b>2017</b>
Zuidwijk de Burgen: Decision to grant subsidy to housing corporation Vestia of 24 November 2009 (reference: 09/9955) EUR 8 071 900 Amending decision of 16 December 2011 (reference: 11/10066) EUR 7 771 900 Decision determining the definitive amount of the subsidy of 10 October 2016 (reference: 16/0511970) EUR 4 212 500 <b>Paid in 2016: EUR 0</b>	<b>Surplus advance payment <u>repaid</u> in 2017 by Vestia: EUR 2 245 020</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees, etc.) (if available)	
<b>2016</b>	<b>2017</b>
Direct subsidy: see above.	Direct subsidy: see above.
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>3</sup>	
<b>2016</b>	<b>2017</b>
Not applicable.	Not applicable.

<sup>2</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<sup>3</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>

<p>A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<p><i>Not applicable.</i></p>	
<p><b>Amount of aid granted</b></p>	
<p><b>Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Total amount of aid granted (in million EUR). This includes all the aid granted in your municipality or province.</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; No
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; No
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; No, check on determining the final amount of the subsidy on the basis of final accountability with audit opinion.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

**Not applicable**

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;  
*Not applicable.*
- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.



## **ANNEX 3: SGEI report 2017**

### **Housing corporation Vestia: Hordijkerveld**

#### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

**The reporting obligations** are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>		
(1) Compensation granted on the basis of the SGEI Decision	0	-1 037 000
(2) Compensation granted on the basis of the SGEI Framework	0 ( <i>n.a.</i> )	0 ( <i>n.a.</i> )

<p><u>Non-compulsory:</u> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.</p>
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n.a.
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## 2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

**Please structure this part of your report by the following sections:**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing**
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

Clear and comprehensive description of how the respective services are organised in your municipality or province <sup>4</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.

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<sup>4</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

**Hordijkerveld restructuring + water storage:** The ‘Hordijkerveld’ district has been designated as one of the 18 Rotterdam areas for restructuring, referred to by the Ministry of Housing, Spatial Planning and the Environment (VROM) as priority areas. The Hordijkerveld area agreement (2005), concluded between the municipality of Rotterdam and the housing corporation Vestia, establishes the partnership for the restructuring of the Hordijkerveld district. The municipal subsidy to Vestia (subsidy decision of 22 April 2009, reference 09/2624) is compensation for the investment costs to be incurred by Vestia, which are necessary for the implementation of the ‘Hordijkerveld (restructuring + water storage)’ project, as described in the project proposal accompanying the subsidy application dated 6 November 2008.

Explanation of the (typical) **forms of entrustment**. If standardised templates for entrustments are used for a certain sector, please attach them.

Decision granting subsidy and SGEI decision and description.

**Average duration of the entrustment (in years)** and the proportion of entrustments that are **longer than 10 years** (in %) per sector. Specify in which sectors SGEI were

entrusted with a duration exceeding 10 years and explain how this duration is justified?
Hordijkerveld (restructuring + water storage): 8 years.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
No.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Direct subsidy
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<p>In accordance with the scheme of the 2014 Subsidy Regulation Rotterdam, the housing corporation Vestia must submit an activity report and an assurance report on the financial accountability for the subsidy for the Hordijkerveld project after its completion.</p> <p>The housing corporation (in this case Vestia) must keep separate project administration records for the land development of their project, as well as accounting records that are kept separate from other projects. These project administration records must also categorise the costs, so that demolition costs and costs for site preparation, acquisitions and temporary management can be identified separately;</p> <p>If the balance of the actual eligible costs and related benefits is lower than the compensation granted, then overcompensation has taken place. In that case, the surplus is recovered or offset.</p> <p>Under the decision determining the definitive amount of the subsidy of 1 November 2016 (reference 16/0511971), the housing corporation Vestia repaid the surplus advance payment received (EUR 1 037 000) to the municipality in 2017.</p>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
See above.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
Not applicable.	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Total amount of aid granted (in million EUR).</b> This includes all the aid granted in your municipality or province.	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

<b>Total amount of aid granted (in million EUR).</b> <sup>5</sup> This includes all the <u>aid granted in your municipality or province.</u>	
<b>2016</b>	<b>2017</b>
<p>Hordijkerveld: Decision to grant subsidy to housing corporation Vestia of 22 April 2009 (reference: 09/2624) EUR 6 111 000 Decision determining the definitive amount of the subsidy of 1 November 2016 (reference: 16/0511971) EUR 3 546 250 <b>Paid in 2016: EUR 0</b></p>	<p><b>Surplus advance payment <u>repaid</u> in 2017 by Vestia: EUR 1 037 000</b></p>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
Direct subsidy: see above.	Direct subsidy: see above.
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>6</sup>	
<b>2016</b>	<b>2017</b>
Not applicable.	Not applicable.

<sup>5</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<sup>6</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not grant any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>



A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable.*

#### **Amount of aid granted**

**Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Total amount of aid granted (in million EUR). This includes all the aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; No
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; No
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; No, check on determining the final amount of the subsidy on the basis of final accountability with audit opinion.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

**Not applicable**

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;  
*Not applicable.*
- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

## **ANNEX 3: SGEI report 2017**

### **Housing corporation Woonstad: Staringbuurt**

#### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

**The reporting obligations** are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>		
(1) Compensation granted on the basis of the SGEI Decision	0.6 million	0.6 million
(2) Compensation granted on the basis of the SGEI Framework	0 ( <i>n.a.</i> )	0 ( <i>n.a.</i> )

Non-compulsory: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.
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n.a.
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## 2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

Please structure this part of your report by the following sections:

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing**
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>7</sup></b>
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Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.
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<sup>7</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

**Staringbuurt:** In the project development agreement (PDA) of August 2012, the municipality and the housing corporation Woonstad defined their deliverables for the restructuring of project area Staringbuurt (area enclosed by Vosmaerstraat, Multatulistraat and Nicolaas Beetstraat). In the Spangen Master Plan adopted by the Executive Council of the sub-municipality of Delfshaven, the aim is for housing differentiation with a distribution of maximum 75% affordable and at least 25% medium and higher cost. The approach is divided into four phases and involves a combination of housing improvement (phases 1 and 2) and demolition/new build (phases 3 and 4).

The subsidy made available by the municipality to Woonstad is granted in accordance with the agreement concluded in the PDA with respect to the costs of demolition and site preparation.

This is laid down in the subsidy decision of 14 November 2012 (reference 12/21158).

Explanation of the (typical) **forms of entrustment**. If standardised templates for entrustments are used for a certain sector, please attach them.

Decision granting subsidy and SGEI decision and description.

<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
Staringbuurt: 8 years.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
No.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Direct subsidy
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<p>In accordance with the scheme of the 2014 Subsidy Regulation Rotterdam, the housing corporation Woonstad must submit an activity report and an assurance report on the financial accountability for the subsidy for the Staringbuurt project after its completion.</p> <p>The housing corporation (in this case Woonstad) must keep separate project administration records for the land development of their project, as well as accounting records that are kept separate from other projects. These project administration records must also categorise the costs, so that demolition costs and costs for site preparation, acquisitions and temporary management can be identified separately;</p> <p>If the balance of the actual eligible costs and related benefits is lower than the compensation granted, then overcompensation has taken place. In that case, the surplus is recovered or offset.</p>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
See above.



<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
Not applicable.	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Total amount of aid granted (in million EUR).</b> This includes all the aid granted in your municipality or province.	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

<b>Total amount of aid granted (in million EUR).</b> <sup>8</sup> This includes all the <u>aid granted in your municipality or province.</u>	
<b>2016</b>	<b>2017</b>
<p>Staringbuurt: Decision to grant subsidy to housing corporation Woonstad of 14 November 2012 (reference: 12/21158) EUR 3 million <b>Paid in 2016: EUR 0.6 million</b></p>	<p>Staringbuurt:   <b>Paid in 2017: EUR 0.6 million</b></p>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
Direct subsidy: see above.	Direct subsidy: see above.
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>9</sup>	
<b>2016</b>	<b>2017</b>
Not applicable.	Not applicable.

<sup>8</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<sup>9</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not grant any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable.*

#### **Amount of aid granted**

**Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Total amount of aid granted (in million EUR). This includes all the aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; No
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; No
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; No, check on determining the final amount of the subsidy on the basis of final accountability with audit opinion.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

**Not applicable**

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;  
*Not applicable.*
- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

### **ANNEX 3: SGEI report 2017**

#### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

The reporting obligations are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>	0.132	0.143
(1) Compensation granted on the basis of the SGEI Decision	0.132	0.143
(2) Compensation granted on the basis of the SGEI Framework	0 (n.a.)	0 (n.a.)

Non-compulsory: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.
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n.a.
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## 2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

Please structure this part of your report by the following sections:

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify) → **Nature management**



For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>10</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.
<p>5) SGEI compensation of maximum EUR 15 million (Article 2(1)(a) SGEI Decision)</p> <p>vii. Other sectors: Nature management</p> <p><u>Managing the Noordrand nature and recreation area</u> as a result of the Nature and Recreation Plan for the Polder Schieveen established by the Municipal Council, the Nature and Recreation Plan Schiezone established by the Municipal Council, and the Final Draft Development Plan Vlinderstrik, which has been established for the Rotterdam territory by the sub-municipality of Hillegersberg-Schiebroek and for the territory of Lansingerland by the Municipal Council of Lansingerland. Activities in this context include:</p> <p>Regular maintenance of drainage ditches and trenches, management of thicket borders, management of natural riverbanks, management of dams/culverts, coordination/monitoring of tenancy regulations in the field, management of footpaths and recreational elements, supervising the public, monitoring and evaluating nature management, communication. Regarding the grasslands, the actual management by farmers is monitored.</p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
SGEI entrustment decision in combination with a subsidy.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
6 years.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
No exclusive or special rights have been granted.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?

<sup>10</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

Direct subsidy.

Typical **compensation mechanism** as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.

Based on cost allocation.

The amount of the necessary compensation is determined on the basis of the following principles:

The calculation of grassland management costs is aligned with the system and the standard amounts which are also used in the European Commission approved aid measure N376/2010 Subsidies for nature management and as such are suitable as a benchmark for determining this compensation. The compensation is a percentage of the standard amounts established within the Subsidies for nature management system and the Municipality of Rotterdam only grants compensation for land with restrictions on agricultural use in favour of nature.

Various types of natural riverbanks are realised in the area, with various management costs. As a result, it is not possible to work with standard amounts. This also applies to the thicket borders. Therefore, the costs for these works and activities are based on quotations and on past figures from existing contracts.

The income and expenditure concerning tenancy and ground rent are in line with the market and are based on valuations by independent experts.

The actual compensation is ultimately determined by the balance of all of the above costs and revenues.

Typical **arrangements for avoiding and repaying any overcompensation.**

This is done by providing an annual financial and substantive accountability report including an assessment report by an auditor. This accountability report is also assessed by the municipality, and then the subsidy (if agreed) is finalised.

The compensation for the costs of parts of the budget, which fall under the Subsidies for nature management system, consists of a percentage of the standard amounts established within this Subsidies for nature management system. For monitoring the execution of this part of the budget, it is important whether Natuurmonumenten has provided the agreed deliverables. If fewer deliverables have been achieved, the compensation will be adjusted proportionately.

For the other parts of the budget, the actual eligible costs and the related benefits are of interest. If the balance of these is lower than the compensation granted for these parts of the budget, there is overcompensation. In that case, the surplus is recovered or deducted from future payments to Natuurmonumenten.

A short explanation of how the **transparency requirements** (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

Not applicable.

### **Amount of aid granted**

**Total amount of aid granted (in millions EUR).** This includes all aid granted in your territory, including aid granted by regional and local authorities. **(A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Total amount of aid granted (in million EUR).**<sup>11</sup> This includes all the aid granted in your municipality or province.

THIS CONCERNS THE AID GRANTED IN THE CONTEXT OF THE SGEI ENTRUSTED FOR (AGRICULTURAL) NATURE MANAGEMENT BY THE MUNICIPALITY OF ROTTERDAM

<b>2016</b>	<b>2017</b>
EUR 0.132 million	EUR 0.143 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
Direct subsidy: see above.	Direct subsidy: see above.
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>12</sup>	
<b>2016</b>	<b>2017</b>
This is a direct subsidy to one beneficiary.	This is a direct subsidy to one beneficiary.

<sup>11</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<sup>12</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not grant any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>

<p>A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<p><i>Not applicable.</i></p>	
<p><b>Amount of aid granted</b></p>	
<p><b>Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Total amount of aid granted (in million EUR). This includes all the aid granted in your municipality or province.</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

There have been no complaints by third parties.

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;
- specifying the amount of compensation in line with Article 5 of the SGEI Decision;
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

We have not experienced any difficulties.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;  
*Not applicable.*
- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

No other comments.



### **ANNEX 3: SGEI report 2017**

#### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

The reporting obligations are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>	0.25	0.2
(1) Compensation granted on the basis of the SGEI Decision	0.25	0.2
(2) Compensation granted on the basis of the SGEI Framework	0 (n.a.)	0 (n.a.)

<p><u>Non-compulsory:</u> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.</p>

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections:**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

Clear and comprehensive description of how the respective services are organised in your municipality or province <sup>13</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.
<p>The Spark Campus Foundation has been entrusted with developing the SPARK Campus. The following activities are involved:</p> <ol style="list-style-type: none"> <li>1. SPARK Operations. Focused on achieving stable development and operation;</li> <li>2. SPARK Plaza &amp; Community. Focused on stabilisation of the number of participants and the operation;</li> <li>3. SPARK Living labs &amp; projects; focused on refining the earnings models + attracting paid assignments/projects;</li> <li>4. SPARK Starters Lab. This refers to the validation of SPARK Starters Lab with the aim of offering an infrastructure and programme for business start-ups. If the financing is found, the 1st edition will be [...]</li> <li>5. Educational innovation project: Make your future. This comprises: <ul style="list-style-type: none"> <li>• the starting of a Public-Private Partnership for maker education. The creation of a continuous learning line for maker education from secondary education to higher vocational education and business life;</li> <li>• validation and development of minor in cooperation with AVANS for maker education, making agreements with educational community with regard to cooperation with the SPARK Makers Lab (AVANS, HAS, KWIC, Bossche Vocational School, St Lucas);</li> </ul> </li> <li>6. Transition Project SPARK 2.0 'Validation and implementation'. This comprises: <ul style="list-style-type: none"> <li>• Validation phase: business case for SPARK 2.0 for 3 locations, demonstrate economic and financial feasibility</li> <li>• Implementation phase: draw up implementation plan + start carrying out implementation of SPARK 2.0</li> </ul> </li> </ol>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
Municipal Council decision.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
2 years.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
No.

<sup>13</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy.
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
Cost allocation
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
The repayment obligation is part of the subsidy award.

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

Not applicable.

#### **Amount of aid granted**

**Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

<b>Total amount of aid granted (in million EUR).</b> <sup>14</sup> This includes all the <u>aid granted in your municipality or province.</u>	
<b>2016</b>	<b>2017</b>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>15</sup>	
<b>2016</b>	<b>2017</b>

<sup>14</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<sup>15</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not grant any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>

<p>A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<p><i>Not applicable.</i></p>	
<p><b>Amount of aid granted</b></p>	
<p><b>Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Total amount of aid granted (in million EUR). This includes all the aid granted in your municipality or province.</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<p><b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>



#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

*No complaints have been received.*

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;
- specifying the amount of compensation in line with Article 5 of the SGEI Decision;
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;  
*Not applicable.*
- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

## ANNEX

### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

The reporting obligations are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>		
(1) Compensation granted on the basis of the SGEI Decision	0	4.05
(2) Compensation granted on the basis of the SGEI Framework	<i>0 (n.a.)</i>	<i>0 (n.a.)</i>

<p><u>Non-compulsory:</u> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.</p>

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections:**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

Clear and comprehensive description of how the respective services are organised in your municipality or province <sup>16</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.
<p>The Municipality designates the construction, management and operation of the P+R car park and the construction of a shelter for about 650 bicycles – all with train passengers as primary target group (P+R) – as a service of general economic interest (SGEI). Train passengers can park in the P+R facility at a reduced rate at Zutphen station and park bicycles free of charge. The Municipality considers it important to encourage people in this way to travel by train (mobility management) in order to reduce environmental pollution and the number of car kilometres and increase the reachability and accessibility of Zutphen (station).</p> <p>The P+R facility also provides for parking spaces which are not reserved for P+R. The construction, management and operation of these parking spaces comes within the scope of the SGEI because the Municipality has concluded that these parking spaces will not be provided in the vicinity of the station in other ways at conditions it considers acceptable. The Municipality is entrusting NS Vastgoed with the implementation of the SGEI. The operating result of the non-P+R parking spaces is included as such in the determination of the amount of the SGEI compensation (the requested subsidy amount).</p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
Via subsidy decision. In this case, it is a single subsidy.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
30 years. This duration has been chosen because the operation and maintenance of the building is considered to last for at least 30 years in order to ensure the urban amenity function and the quality of urban planning in the area. The operation calculation and contribution of NS Vastgoed were also based on this period.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
Yes, NS Vastgoed has been entrusted with the implementation of the SGEI. For the sake

<sup>16</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

of completeness, it is pointed out that NS Vastgoed already had this right due to its ownership.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy.
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
Subsidy based on non-profitable portion after deduction of operating result of owner.
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
The level of compensation and the compensation criteria take into account the efficiency gains that NS Vastgoed is expected to achieve during the operation of the SGEI. In view of this, the Municipality assesses every two years, but for the first time on 31 December 2017 at the latest, whether the reasonable profit, as stipulated in the compensation criteria laid down by the Municipality, is reasonable from an <i>ex ante</i> perspective.

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable.*

#### **Amount of aid granted**

**Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

<b>Total amount of aid granted (in million EUR).</b> <sup>17</sup> This includes all the <u>aid granted in your municipality or province.</u>	
<b>2016</b>	<b>2017</b>
	EUR 4.05
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>18</sup>	
<b>2016</b>	<b>2017</b>

<sup>17</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<sup>18</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not grant any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>



A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable.*

#### **Amount of aid granted**

**Total amount of aid granted (in millions EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Total amount of aid granted (in million EUR). This includes all the aid granted in your municipality or province.**

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)

<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

No complaints by third parties have been received.

#### 5. MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;
- specifying the amount of compensation in line with Article 5 of the SGEI Decision;
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

Lawyers Arcadis and Nysingh advised the municipality of Zutphen with respect to the issues referred to above and contributed to the wording in correspondence and subsidy decision. No difficulties were found in drawing up an entrustment decision (Article 4 SGEI Decision), the statement of the amount of compensation (Article 5 SGEI Decision) and the specification of the reasonable profit (Article 5(5) to (8) SGEI Decision). The regular checking for overcompensation (Article 6 SGEI Decision) has not yet been carried out.

Filling in this report is very complex. It is unclear whether, in the case of a one-off contribution, the report has to be completed at the next reporting obligation.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*
- complying with public procurement rules in line with para 19 of the SGEI Framework;
- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;  
*Not applicable.*



- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;  
*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

Name	Services Category	Scope	Duration period in years	Aid instrument / Compensation mechanism	Avoiding overcompensation	Amount 2016	Amount 2017
Stichting Sportservice Noord-Brabant	5(vii) Sports activities	Sports promotion	7	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	283 680
PON	5(vii) Knowledge and research	Maintaining knowledge infrastructure and carrying out social research	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	500 000	500 000
World Class Maintenance	5(vii) Knowledge and research	Knowledge platform maintenance	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	180 000
Enpuls BV	5(vii) Knowledge and research	Social innovation energy transition	5	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	1 467 000
Stichting BRBNT / Visit Brabant	5(vii) Tourism and recreation	Support function for tourism and recreation	10	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	2 839 750	2 893 000
Stichting Monumentenwacht	5(v) Culture	Preserving monuments	5	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	1 052 259
Monumentenhuus	5(v) Culture	Supporting municipalities with heritage conservation	5	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	179 163
Kunstbalie	5(v) Culture	Supporting amateur art and art education	9	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	3 442 380
Stichting Erfgoed Brabant	5(v) Culture	Supporting professionals and volunteers with heritage preservation	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	1 840 588	2 474 820

Stichting Brabants Kenniscentrum Kunst en Cultuur	5(v) Culture	Support for art and culture	9	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	2 441 530
Cubiss	5(v) Culture	Support function for libraries	10	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	4 516 256
Stichting Zet	2(e) Social inclusion of vulnerable groups	Support function for social policy	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	2 099 021
Stichting Briantelli Circo Circolo	5(v) Culture	Organising circus events	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	500 000
MCA	5(vii) Transport	Support function for multi-modal transport of goods	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	219 000	219 000
St DansBrabant	5(v) Culture	Support function for development of the dance sector	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	350 000
Stichting Sports and Technology	5(vii) Sports activities	Sports promotion	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	84 536	275 000
Stichting Sport Expertise Centrum	5(vii) Sports activities	Sports promotion	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	51 000	0
Stichting Sportservice	5(vii) Sports activities	Sports promotion	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	283 680

Stichting Zorgbelang Brabant	2(e) Care for and social inclusion of vulnerable groups	Supporting and mobilising client care and supporting care innovations	10	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	1 120 372
Noord-Brabants Museum	5(v) Culture	Museum activities	10	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	4 250 662	5 750 662
Stichting IVN	5(vii) Nature conservation	Connecting nature and society	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	356 438	0
Natuurmonumenten	5(vii) Nature conservation	Nature development and management	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	963 100	
Stichting Noord-Brabants Landschap	5(vii) Nature conservation	Nature development and management	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	2 151 814	
Staatsbosbeheer Regio Zuid	5(vii) Nature conservation	Nature development and management	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	4 512 638	
Broikes Baanbrekes Twiddus	5(vii) Support for entrepreneurs	Logistics knowledge centre	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	100 000	
Faunabeheer eenheid Noord-Brabant	5(vii) Nature conservation	Wildlife management	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	204 000	364 864
Stichting Europees Kampioenschap Cross Tilburg	5(vii) Sports activities	Sports event	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	150 000
Stichting Brabant Topsport	5(vii) Sports activities	Supporting talents in top sport, encouraging sports innovation	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	1 540 882

Stichting Calibris Advies	2(e) Care for and social inclusion of vulnerable groups	Creating apprenticeships and work experience placement	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	250 0000	0
REWIN	5(vii) Supporting entrepreneurs	Support for SMEs	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	75 000
Stichting SPARK	5(vii) Supporting entrepreneurs	Knowledge platform built-up environment	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	250 000	0
Brainport Development NV	5(vii) Supporting entrepreneurs	Labour market	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	2 000 000	0
Stichting Midpoint Brabant	5(vii) Supporting entrepreneurs	Labour market	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	2 000 000	0
Stichting MKB Doorstart.nl	5(vii) Supporting entrepreneurs	Support for SMEs	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	90 344	0
Stichting Leisure Ontwikkelfonds Brabant	5(vii) Supporting entrepreneurs	Fund management for the purpose of providing loans for SMEs in the leisure sector	10	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	76 230



Groen Ontwikkelfonds Brabant (GOB)	5(vii) Nature conservation	Fund management for the purpose of providing funds to organisations and individuals for nature conservation purposes	10	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	1 013 000	1 013 000
Evides Waterbedrijf	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	2 312
Municipality of Bladel	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	3 851
Municipality of Breda	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	13 200	126 243
Municipality of Mill en Sint Hubert	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	225 079	0
Municipality of Oss	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	5 000
Municipality of Roosendaal	5(vii) Support for entrepreneurs	Nature conservation, compensation provided via the GOB	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	701 203	570 767
Municipality of Sint Oedenrode	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	25 000	0
Municipality of Someren	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	1	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	10 000

Municipality of Tilburg	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	1 229 772	0
Municipality of Valkenswaard	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	4 833
Municipality of Veghel	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	22 969
Municipality of Alphen Chaam	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	0	2 312
Natuurmonumenten BV	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	4	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	1 186 212	1 310 398
Staatsbosbeheer regio Zuid	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	2 254 567	158 380
Stichting het Noord-Brabants Landschap	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	1 107 405	1 150 041.30
Waterschap Aa en Maas	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	669 349	80 000
Waterschap Brabantse Delta	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	3	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	74 517	1 659 715.68

Waterschap de Dommel	5(vii) Nature conservation	Nature conservation, compensation provided via the GOB	2	Subsidy Cost Allocation	Separation of accounts <i>Ex post</i> determination of actual costs	592 761	5 000
<b>Total</b>						<b>31 755 935</b>	<b>38 359 621</b>

## ANNEX: DECLARATION OF EXPENDITURE SERVICES OF GENERAL ECONOMIC INTEREST 2016 AND 2017

### 1. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

For each of the items referred to on page 3, where applicable, please provide information in the form of the following table:

Clear and comprehensive description of how the respective services are organised in your province or municipality <sup>19</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please report using the numbered sectors on page 3. For example, the SGEIs entrusted in the sector.
<p>2) <i>Social services (Article 2(1)(c) of the SGEI Decision)</i></p> <p><i>c. Access to and reintegration into the labour market</i></p> <p>Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.</p>
<p>SGEI compensation not exceeding EUR 15 million (Article 2(1)(a) of the SGEI Decision) for Nature and Heritage.</p> <p><b>(1) Stichting de Utrechtse Molens (referred to below as SDUM, Heritage only):</b></p> <ul style="list-style-type: none"> <li>- conservation of all 23 windmill ensembles;</li> <li>- placing windmill ensembles and their habitat in a good position, by addressing this issue in spatial plans and plans for water management;</li> <li>- keeping the sails turning, and where possible, keeping all 23 windmills milling;</li> <li>- opening all 23 windmills every week and opening on national heritage days;</li> <li>- periodic publication of windmill leaflets;</li> <li>- supporting a team of voluntary millers that keep all windmills turning and milling and providing information to the public about these monuments;</li> <li>- investigating the possibilities for generating own income and carrying out the necessary activities to maintain the existing sources of financing (for example, administration, preparing and submitting applications, reports, contact management).</li> </ul> <p><b>(2) Stichting Landgoed Erfgoed Utrecht (referred to below as LEU, Heritage and Nature)</b></p> <ul style="list-style-type: none"> <li>- advice and support: LEU supports governments, landscape, heritage and educational institutions, volunteer groups and managers of heritage and landscape in the performance of their tasks;</li> <li>- recruitment, training and increasing expertise of volunteers in the field of heritage and landscape: LEU ensures a professional basic level for volunteers in the field of heritage and landscape;</li> </ul>

<sup>19</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province, individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

- coordination and alignment: LEU is a connecting factor in the Utrecht field of heritage and landscape and as an umbrella organisation coordinates projects and activities which exceed the capacity of the individual institutions;
- development and experimentation: LEU develops innovative working methods for management, maintenance, development and public outreach of heritage and landscape, including the organisation of nature management in parks and patches of land by inhabitants of towns and villages;
- promotion and marketing: LEU increases and strengthens the public outreach and perception of the Utrecht landscape and heritage;
- gathering and conveying knowledge: LEU ensures the development of knowledge of the Utrecht heritage and landscape.

### **(3) Stichting Het Utrechts Landschap (referred to below as HUL, Heritage and Nature)**

- activities carried out by Stichting Het Utrechts Landschap under the provincial policy for nature and heritage: increasing the experience and accessibility of nature and green heritage for the public of the sites it owns;
- establishing and maintaining public communication and information (website, magazine, social media, brochures, acting as contact point for nature, landscape and heritage);
- strengthening public outreach of knowledge on nature, landscape and heritage (including establishing and using information and visitor centres, operating vehicles and vessels, developing and managing walking and cycling routes for the purpose of experiencing areas and organising public events);
- contributing expertise and where necessary playing a leading role for initiatives for projects in the context of regional development and providing access to knowledge on nature and landscape;
- acting as an interlocutor with knowledge of nature, heritage and recreation for municipalities, programme offices and provincial employees in spatial development concepts, AVP (Living Countryside Agenda) projects and sectoral plans concerning spatial planning;
- developing a vision and setting an agenda for strategic policy and projects for nature and (green) heritage in relation to the implementation of the provincial policy as well as for developing new financing structures for nature management;
- restoring, repairing and organising (green) heritage;
- recruiting, supporting and involving volunteers in management and support tasks;
- investigating the possibilities for generating own income and carrying out the necessary activities to maintain the existing sources of financing (for example, administration, preparing and submitting applications, reports, contact management).

**(4) Stichting Campus Party Nederland (referred to below as Campus Party, Economy)**

- Organisation of a Campus Party Europe in Utrecht on 25-29 May 2016 with an attractive programme with international speakers, workshops and challenges;
- Organisation of a 3-day side event during the Campus Party by the region of Utrecht with Utrecht tasks.

**(5) NS Vastgoed BV (referred to below as NS, Mobility)**

- Design and construction of a P&R car park;
- Operating this car park for 30 years.

Decision of the Provincial Executive.

**Average duration of the entrustment (in years)** and the proportion of entrustments that are **longer than 10 years** (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?

The duration of the entrusted SGEI corresponds to the duration for which it is certain that the respective SGEI institutions perform the above-mentioned SGEI, in this case for the years 2016 and 2017 to 2020 (HUL and SDUM), 2016 and 2017 (LEU). The first SGEI entrustment for the above-mentioned institutions was for 2013. The SGEI duration for Campus Party Nederland runs from 21 March 2016 to 30 June 2016.

The SGEI duration for NS is from 23 August 2016 to 31 December 2047. This period is related to the 30-year operating period of the P&R car park.

Explanation whether (typically) **exclusive or special rights** are assigned to the undertakings.

No.

Which **aid instruments** have been used (direct subsidies, guarantees, etc.)?

Direct subsidies.

Typical **compensation mechanism** as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.

**HUL:**

*Cost allocation*

Het Utrechts Landschap uses cost coding, whereby allocation of the costs to eligible activities is possible. The activities for the SGEI have been coded identifiably, allowing an administrative separation between activities based on the SGEI designation decision and other activities of Het Utrechts Landschap.

### *Integrated cost price rate*

The integrated cost price rate consists of primary wage costs plus a premium for indirect costs and overheads. Indirect costs and overheads refer to the costs which are not assigned directly to an eligible activity, but via allocation of a cost centre. For the purpose of the calculation of the integrated cost price rate, it is necessary to calculate the declarable hours. This refers to the number of hours per day (for example, 7.2 hours in the case of a 36-hour week) multiplied by the number of working days in a calendar year minus: official holidays; leave in accordance with the collective agreement; % sick leave; % indirect productive time (work meetings, personnel matters, study leave, etc.) based on empirical data. The result is the direct number of productive hours per year, which forms the basis for the calculation of the hourly rate for the integrated costs.

### **SDUM:**

#### *Cost allocation*

The Stichting de Utrechtse Molens uses cost coding, whereby allocation of the costs to eligible activities is possible. The activities for the SGEI have been coded identifiably, allowing an administrative separation between activities based on the SGEI designation decision and other activities of the Stichting de Utrechtse Molens.

### *Integrated cost price rate*

The integrated cost price rate consists of primary wage costs plus a premium for indirect costs and overheads. Indirect costs and overheads refer to the costs which are not assigned directly to an eligible activity, but via allocation of a cost centre. For the purpose of the calculation of the integrated cost price rate, it is necessary to calculate the declarable hours. This refers to the number of hours per day (for example, 7.2 hours in the case of a 36-hour week) multiplied by the number of working days in a calendar year minus: official holidays; leave in accordance with the collective agreement; % sick leave; % indirect productive time (work meetings, personnel matters, study leave, etc.) based on empirical data. The result is the direct number of productive hours per year, which forms the basis for the calculation of the hourly rate for the integrated costs.

Costs for the use of third parties were based on detailed maintenance planning and on quotations and empirical data from existing contracts. The detailed estimate per mill is available and checked by the Cultural Heritage Agency (RCE).

**LEU:***Cost allocation*

The Landschap Erfgoed Utrecht uses cost coding, whereby allocation of the costs to eligible activities is possible. The activities for the SGEI have been coded identifiably, allowing an administrative separation between activities based on the SGEI designation decision and other activities of the Landschap Erfgoed Utrecht.

*Integrated cost price rate*

The integrated cost price rate consists of primary wage costs plus a premium for indirect costs and overheads. Indirect costs and overheads refer to the costs which are not assigned directly to an eligible activity, but via allocation of a cost centre. For the purpose of the calculation of the integrated cost price rate, it is necessary to calculate the declarable hours. This refers to the number of hours per day (for example, 7.2 hours in the case of a 36-hour week) multiplied by the number of working days in a calendar year minus: official holidays; leave in accordance with the collective agreement; % sick leave; % indirect productive time (work meetings, personnel matters, study leave, etc.) based on empirical data. The result is the direct number of productive hours per year, which forms the basis for the calculation of the hourly rate for the integrated costs.

**Campus Party:**

Campus Party uses separate registration in relation to the costs and benefits of the Campus Party Europe 2016.

**NS:**

The calculation of the maximum SGEI subsidy to be granted was based on a profit in line with the market of 12%. When checking for overcompensation and possible review, it is therefore examined to what extent the profit at P&R Driebergen-Zeist diverges from profit made at P&Rs in similar situations.

**Typical arrangements for avoiding and repaying any overcompensation.****HUL:**

After the 2016 SGEI subsidy period, checks were carried out to determine whether the activities were actually carried out on the basis of the number of hours reserved for them. We found that in the context of the SGEI accountability for 2016, there was no overcompensation for the year 2016.

After the 2017 to 2020 subsidy period, it will be established whether the results stipulated in the agreement have been adequately achieved for the period 2017 to 2020. If this is not the case, the province will determine, in consultation with the institution, what amount is reasonable for recovery. In any event, the province will recover funds not spent for each subsidy period when determining the definitive amount over the multi-annual subsidy period in 2021.



**SDUM:**

After the 2014-2015 SGEI subsidy period, checks were carried out to determine whether the activities were in fact carried out on the basis of the number of hours reserved for them. We found that for 2015 the actual costs were lower than the cost estimate accompanying the subsidy application. We consider the lower actual costs amounting to EUR 17 140 to be overcompensation and a recovery was made when determining the definitive amount of the subsidy for 2015 in 2016.

After the 2016 SGEI subsidy period, checks were carried out to determine whether the activities were actually carried out on the basis of the number of hours reserved for them. We found that in the context of the SGEI accountability for 2016, there was no overcompensation for the year 2016.

After the 2017 to 2020 subsidy period, it will be established whether the results stipulated in the agreement have been adequately achieved. If this is not the case, the province will determine, in consultation with the institution, what amount is reasonable for recovery. In any event, the province will recover funds not spent for each subsidy period when determining the definitive amount over the multi-annual subsidy period in 2021.

**LEU:**

After the 2014-2015 SGEI subsidy period, checks were carried out to determine whether the activities were in fact carried out on the basis of the number of hours reserved for them. We found that for 2015, the permissible equalisation reserve had been exceeded by EUR 17 715. This amount of overcompensation was recovered when determining the definitive amount of the subsidy for 2015 in 2016.

After the 2016 SGEI subsidy period, checks were carried out to determine whether the activities were actually carried out on the basis of the number of hours reserved for them. We found that in the context of the SGEI accountability for 2016, there was no overcompensation for the year 2016.

After the 2017 to 2020 subsidy period, it will be established whether the results stipulated in the agreement have been adequately achieved. If this is not the case, the province will determine, in consultation with the institution, what amount is reasonable for recovery. In any event, the province will recover funds not spent for each subsidy period when determining the definitive amount over the multi-annual subsidy period.

**Campus Party**

After the subsidy period, checks will be carried out to determine whether the activities were in fact carried out. Should it appear that the costs incurred were lower than budgeted or that sponsorship funds which have not yet been budgeted have been realised, there is overcompensation and the excess subsidy received will be recovered in proportion to other grantors.

**NS:**

Every two years, but for the first time by 31 July 2020 at the latest, an assessment is made of whether the reasonable remuneration, as assessed on the basis of the stipulations of paragraph 7, is reasonable from an *ex ante* perspective. To this end, NSV, on its own initiative, will provide the Province with information before 1 April of the year concerned on the basis of which the Province, taking into account the current legislation, can assess that the circumstances are such that NSV remains within the frameworks of the SGEI criteria, including the reasonable profit margin. NSV will provide additional information on request of the Province.

**If applicable:** a short explanation of how the transparency requirements (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references) and indicate whether you have a website on which you publish this information for all aid measures concerned (and if so provide the link to this website).

Not applicable

**Amount of aid granted**

**Total amount of aid granted (in millions EUR).**<sup>20</sup> This includes all aid granted in your municipality or province

2016	2017
<b><u>Heritage sector</u></b> SDUM: Subsidy granted 2016: EUR 0.28 million  LEU: Subsidy granted 2016: EUR 1.01 million  HUL: Subsidy granted 2016: EUR 0.118 million  Total heritage 2016: EUR 1.408 million  <b><u>Nature sector</u></b> LEU: Subsidy granted 2016: EUR 0.27 million  HUL: Subsidy granted 2016: EUR 0.606	<b><u>Heritage sector</u></b> SDUM: Subsidy granted 2017 to 2020: EUR 1.12 million  LEU: Additional operating subsidy 2016: EUR 0.025 million  LEU Subsidy granted 2017: EUR 1.055 million  HUL: Subsidy granted 2017 to 2020: EUR 0.472 million  Total heritage 2017: EUR 2.672 million  <b><u>Nature sector</u></b> LEU: Subsidy granted 2017: EUR 0.27 million  HUL: Subsidy granted 2017 to 2020 (EUR

<sup>20</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

million	2.424 million
Total nature: EUR 0.876 million	Total nature: EUR 2.694 million
<b><u>Economy Sector</u></b>	
Campus Party: Subsidy granted 2016: EUR 0.3 million	
Total economy: EUR 0.3 million	
<b><u>Mobility Sector</u></b>	
NS: Subsidy granted 2016: EUR 9.9 million	
Total EUR 9.9 million	
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b><u>Heritage Sector</u></b>	<b><u>Heritage Sector</u></b>
Subsidy 100%	Subsidy 100%
<b><u>Nature Sector</u></b>	<b><u>Nature Sector</u></b>
Subsidy 100%	Subsidy 100%
<b><u>Economy Sector</u></b>	
Subsidy 100%	
<b><u>Mobility Sector</u></b>	<b><u>Mobility Sector</u></b>
Subsidy 100%	Subsidy 100%

<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>21</sup>	
<b>2016</b>	<b>2017</b>
Beneficiaries of the Heritage sector: 3	Beneficiaries of the Heritage sector: 3
Beneficiaries of the Nature sector: 2	Beneficiaries of the Nature sector: 2
Beneficiaries of the Economy sector: 1	Average aid amount Heritage: EUR 890 666
Beneficiaries of the Mobility sector: 1	Average aid amount Nature: EUR 1 347 000
Average aid amount Heritage: EUR 469 333	
Average aid amount Nature: EUR 438 000	
Average aid amount Economy: EUR 300 000	
Average aid amount Mobility: EUR 9 900 000	

**The above table of your report is broken down as follows:**

- 1) Hospitals (Art. 2(1)(b) SGEI Decision)
- 2) Social services (Art. 2(1)(c) SGEI Decision)
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d) SGEI Decision
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e) SGEI Decision

<sup>21</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a) SGEI Decision)
- i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK**

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. In the years 2014 and 2015, local and regional authorities did not grant any aid in application of the SGEI Framework.

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>22</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>

<sup>22</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial. Since cases falling under the SGEI Framework will be limited in number, the Commission expects a detailed description of each concrete measure.

A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).	
<i>Not applicable.</i>	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR). <sup>23</sup> This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</b>	
<b>2014</b>	<b>2015</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2014</b>	<b>2015</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>24</sup>	
<b>2014</b>	<b>2015</b>
<i>Not applicable.</i>	<i>Not applicable.</i>

### 3. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your municipality or province or the likely outcome of the court proceedings.

Reply:

<sup>23</sup> As stipulated in Paragraph 62(b) of the 2012 SGEI Framework.

<sup>24</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Framework, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available in your municipality or province, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

*No complaints by third parties have been received concerning our SGEI provisions.*

#### **4. MISCELLANEOUS QUESTIONS**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;
- specifying the amount of compensation in line with Article 5 of the SGEI Decision;
- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

Reply:

A detailed explanation on this subject is given under the heading ‘Typical **arrangements for avoiding and repaying any overcompensation**’ above.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

**The following questions (relating to point (b)), as well as the table under point 2, are not applicable to your municipality or province.**

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;

*Not applicable*

- complying with public procurement rules in line with para 19 of the SGEI Framework;

*Not applicable*

- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;



*Not applicable.*

- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;

*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

*Not applicable*

- c. If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

Not applicable.

## ANNEX

### **Services of General Economic Interest: guidance for report to be submitted following the 2012 SGEI Decision and the 2012 SGEI framework**

**The reporting obligations** are set out in the Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

**NB: The original structure has been retained for this report. A number of fields are not applicable to local and regional authorities. We have already completed these fields in advance in *italics*.**

#### **1. EXPENDITURE OVERVIEW**

Please complete the following table:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<b><i>Compensation for Services of General Economic Interest (1+2)</i></b>		
(1) Compensation granted on the basis of the SGEI Decision	<b>EUR 0.577</b>	<b>EUR 0.588</b>
(2) Compensation granted on the basis of the SGEI Framework	<i>0 (n.a.)</i>	<i>0 (n.a.)</i>

<p><u>Non-compulsory:</u> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI <i>de minimis</i> aid ...) and the sectors in which they are used.</p>

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections:**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links to islands with average annual traffic not exceeding the limit set in Art. 2(1)(d)
- 4) Airports and ports with average annual traffic not exceeding the limit set in Art. 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

For each of the items outlined above please provide information in the form of the following table:

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>25</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please use the subdivision set out above for this purpose.
<p>(2) Social services (Article 2(1)(c) of the SGEI Decision)</p> <p>(d) Social housing</p> <p><b>In this sector, the following service has been designated as an SGEI:</b></p> <p><b>Dilution and preservation of the social housing stock</b></p> <p>Dilution of the social housing stock, more specifically, building housing units intended for permanent residence, with a rent that initially will not be higher than the amount referred to in Article 13(1)(a) of the Housing Allowance Act (<i>Wet op de huurtoeslag</i>), and their immovable and infrastructural appurtenances, as well as the demolition of such housing units and appurtenances;</p> <p>Sustainability of the housing stock and the development of innovative sustainability methods and neighbourhood improvement.</p> <p>NB: this is the only SGEI-designated service; the answers to the following questions therefore relate only to this SGEI.</p>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
Decision of the Provincial Executive
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
The SGEI is entrusted for a period of more than 7 years.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.

<sup>25</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

Special rights.
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidies
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
The compensation does not exceed the amount necessary to cover the net cost of implementing the public service obligations, including a reasonable profit. The net costs can be calculated as the difference between the costs within the meaning of paragraph 3 and the income within the meaning of paragraph 4 of Article 5 of Commission Decision 2012/21/EU of 20 December 2011.
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<p>If: (a) the amount of the overcompensation referred to above in one financial year is more than 10 % of the calculated level of compensation, or (b) during two consecutive financial years there has been compensation to which the housing corporation was not entitled under the above, the Provincial Executive must recover the compensation, in so far as in connection with the occurrence of one of the abovementioned cases, compensation proved to be too high.</p> <p>Such recovery will not exceed the amount of the compensation calculated in accordance with the above formula.</p> <p>The housing corporation which is allocated a subsidy on the basis of this designation decision, will keep records so that:</p> <ul style="list-style-type: none"> <li>- The income and expenditure of the different activities are separate and it is clear which of these relate to the performance of the services listed under Article 1 of this Decision;</li> <li>- All income and expenditure, on the basis of consistently applied and objectively justifiable cost accounting principles, are allocated correctly; and</li> <li>- the cost accounting principles according to which administrative records are maintained are clearly established.</li> </ul>
A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

Not applicable.	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in millions EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable.</i>	<i>Not applicable.</i>
<b>Total amount of aid granted (in millions EUR).</b> <sup>26</sup> This includes all aid granted in your <u>municipality or province</u>	
<b>2016</b>	<b>2017</b>
EUR 0.577	EUR 0.588
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
<b>100% subsidies</b>	<b>100% subsidies</b>

<sup>26</sup> As stipulated in Article 9(b) of the 2012 SGEI Decision.

<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>27</sup>	
<b>2016</b>	<b>2017</b>
<b>5 beneficiaries in the social housing sector, an average of €115 335 per beneficiary.</b>	<b>5 beneficiaries in the social housing sector, an average of €117 658.60 per beneficiary.</b>

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<sup>27</sup> The Commission would welcome any data that you might have on aid granted under the 2012 SGEI Decision, for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. Should such other quantitative information data not be readily available, they can of course be presented in a more aggregated and/or estimated way. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI FRAMEWORK

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not grant any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province</b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable.</i>
Explanation of the (typical) <b>forms of entrustment</b> . If standardised templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable.</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments that are <b>longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified?
<i>Not applicable.</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable.</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable.</i>
Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable.</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable.</i>



<p>A short explanation of how the <b>transparency requirements</b> (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<p><i>Not applicable.</i></p>	
<p><b>Total amount of aid granted (in millions EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b></p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b></p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>
<p><b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b></p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>
<p><b>Total amount of aid granted (in million EUR).</b> This includes all the aid granted in your municipality or province.</p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>
<p><b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)</p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>
<p><b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)</p>	
<p><b>2016</b></p>	<p><b>2017</b></p>
<p><i>Not applicable.</i></p>	<p><i>Not applicable.</i></p>

#### 4. COMPLAINTS BY THIRD PARTIES

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

**Not applicable.**

#### MISCELLANEOUS QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;

Yes, due to the complexity, we called upon external expertise for drawing up the designation decision.

- specifying the amount of compensation in line with Article 5 of the SGEI Decision;

No.

- determining the reasonable profit level in line with Article 5(5)-(8) of the SGEI Decision;

No, in principle, we only subsidise a deficit.

- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

No, in this connection, we subsidise projects of limited duration.

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;

*Not applicable*

- complying with public procurement rules in line with para 19 of the SGEI Framework;

- determining the net avoided cost as required by paras 25-27 of the SGEI Framework;

*Not applicable.*

- determining the reasonable profit level in line with paras 33-38 of the SGEI Framework;

*Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

*Not applicable*

If you have any other comments on the application of the SGEI Decision and the SGEI Framework on issues other than the ones covered in the previous questions please feel free to provide them within your report.

## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report.

Several fields do not apply to the decentralised authorities. We have already prefilled these fields in *italics*.

#### **1. OVERVIEW OF THE EXPENDITURE**

Fill in the table below:

<b>Total SGEI government expenditure by legal basis (millions EUR)</b>		
	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	€0.6475	€0.9
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)
Optional: If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI de minimis aid ...) and the sectors in which they are used.		

#### **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections::**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3)

Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4)

Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>1</sup></b>
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<sup>1</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<p>Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.</p>
<p>Stichting Food Valley is a network organisation for companies, authorities and knowledge institutions, which focuses on knowledge dissemination, knowledge transfer and networking, in particular in the areas of food, agriculture and health. This is motivated with a view that (food)safety, health and sustainability are of great significance in stimulating development and innovation in the agri-food sector.</p> <p>2) Social services (Art. 2(1)(c))</p> <p>a) Health and long-term care</p>
<p>Explanation of the (typical) <b>forms of entrustment</b>? If standardized templates for entrustments are used for a certain sector, please attach them.</p>
<p>Decision of the Provincial Executive of 29 November 2016, case No 2015013611 designating the activities considered to be Services of General Economic Interest. Published in the Provincial Bulletin No 2016/6435</p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.</p>
<p>5 July 2016 – 1 July 2020</p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p>N/A</p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)? Subsidy</p>
<p>Typical <b>compensation mechanism</b> as regards the respective services and whether a methodology based on cost allocation or the net avoided cost methodology is used.</p>
<p>the parameters for calculation, audit and revision of the compensation:</p>
<p>1. SGEI rate per provided service: total cost of the institution -/- costs specifically linked to activities: total invoices overall institution = SGEI rate per provided service</p>
<p>2. Specific costs linked to activities. The actual directly attributable costs, apparent from receipted invoices, and remaining at the expense of the applicant. Invoices must be submitted with the request for subsidy.</p>
<p>Typical <b>arrangements for avoiding and repaying any overcompensation</b>.</p>
<p>1. Our college checks whether or not there is any overcompensation at least annually and at the end of the duration of the public service obligation.</p>
<p>2. Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.</p>
<p>3. Where the amount of overcompensation does not exceed 10 % of the amount of the</p>

annual compensation, such overcompensation may be carried forward to the next annual period and deducted from the amount of compensation payable in respect of that period.
4. Decisions on subsidy awards, which serve this decision, require the subsidy recipient to inform immediately in writing the subsidy awarder in the event of overcompensation for the public service obligation performed.

A short explanation of how the **transparency requirements** (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

N/A

### Amount of aid granted

#### Total amount of aid granted (in million EUR).

s includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)

2016	2017
<i>Not applicable</i>	<i>Not applicable</i>
(a) Total amount of aid granted (in millions EUR) paid by national central authorities	
2016	2017
<i>Not applicable</i>	<i>Not applicable</i>
B: Total amount of aid granted (in millions EUR) paid by regional authorities	
2016	2017
<i>Not applicable</i>	<i>Not applicable</i>
C: Total amount of aid granted (in millions EUR) paid by local authorities	
2016	2017
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR)<sup>2</sup>** This includes all aid granted in your municipality or province

<sup>2</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

<b>2016</b>	<b>2017</b>
€0.6475 million	€0.9 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
€0.6475 million	€0.9 million
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>3</sup>	
<b>2016</b>	<b>2017</b>
Number of beneficiaries: 1 Annual turnover: €2 552 514	Number of beneficiaries: 1 Annual turnover still unknown

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<sup>3</sup> The Commission would welcome any data you might have on aid granted under the 2012 SGEI Decision – for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional quantitative data is not readily available, it can of course be more aggregated and/or presented as estimates. In that case, please indicate that estimates are used and also how the data is aggregated. In that case please indicate that estimations have been used as well as the type of aggregation made.



### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### **OTHER QUESTIONS**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; *Not applicable*
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; *Not applicable*
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision; *Not applicable*
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework; *Not applicable*
- complying with public procurement rules in line with paragraph 19 of the SGEI Framework; *Not applicable*
- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*
- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include

them in your report.

## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already prefilled these fields *initialics*.

**1. OVERVIEW OF THE EXPENDITURE** Fill in the table below:

#### **Total SGEI government expenditure by legal basis (millions EUR)**

	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	€0.288	€0.36
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)
<b>Optional:</b> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI de minimis aid ...) and the sectors in which they are used. <u>N/A</u>		

#### **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections::**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4) Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>1</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.
Greenport is involved in the inventorying of issues and solutions in the regional

infrastructure in consultation with the authorities, the adding of value to agricultural products with logistic concepts and the improving of the spatial structure and development space of the horticultural sector by harmonising rules in Gelderland. In addition, they are attentive to entrepreneurship and education; attentive to boosting entrepreneurship, (influx of) young people and co-workers and the setting-up of a knowledge centre.
2) Social services (Art. 2(1)(c))
a) Access to and reintegration into the labour market
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
Decision of the Provincial Executive of 13 September 2016, case No 2016-005284 designating the activities considered to be Services of General Economic Interest. Published in the Provincial Bulletin No 2016/5168
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
1 July 2016 and ending on 1 January 2020.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
N/A
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)? Subsidy
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
the parameters for calculation, audit and revision of the compensation:
1. SGEI rate per provided service: total cost of the institution -/- costs specifically linked to activities: total invoices overall institution = SGEI rate per provided service
2. Specific costs linked to activities. The actual directly attributable costs, apparent from receipted invoices, and remaining at the expense of the applicant. Invoices must be submitted with the request for subsidy.
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<ol style="list-style-type: none"> <li>1) Our college checks whether or not there is any overcompensation at least annually and at the end of the duration of the public service obligation.</li> <li>2) Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.</li> <li>3) Where the amount of overcompensation does not exceed 10 % of the amount of the annual compensation, such overcompensation may be carried forward to the next annual period and deducted from the amount of compensation payable in respect of</li> </ol>

that period.

- 4) **Decisions on subsidy awards, which serve this decision, require the subsidy recipient to inform immediately in writing the subsidy awarder in the event of overcompensation for the public service obligation performed.**

A short explanation of how the **transparency requirements** (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

### **Amount of aid granted**

**Total amount of aid granted (in million EUR).** This includes all aid granted in your territory, including aid granted by regional and local authorities. **(A+B+C)**

**2016**

**2017**

*Not applicable*

*Not applicable*

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

**2016**

**2017**

*Not applicable*

*Not applicable*

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

**2016**

**2017**

*Not applicable*

*Not applicable*

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

**2016**

**2017**

*Not applicable*

*Not applicable*



**Total amount of aid granted (in million EUR).**<sup>4</sup> This includes all aid granted in your municipality or province.

2016	2017
€0.288 million	€0.36 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
€0.288 million	€0.36 million
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>5</sup>	
2016	2017
1 beneficiary €477 944 (to arrive at this amount I used the profits recorded in the annual account as a starting point)	Number of beneficiaries: 1 Annual turnover still unknown

### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

<sup>4</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

<sup>5</sup> The Commission would welcome any data you might have on aid granted under the 2012 SGEI Decision – for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional quantitative data is not readily available, it can of course be more aggregated and/or presented as estimates. In that case, please indicate that estimates are used and also how the data is aggregated. In that case please indicate that estimations have been used as well as the type of aggregation made.

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### **OTHER QUESTIONS**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; *Not applicable*
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; *Not applicable*
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision; *Not applicable*
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework; *Not applicable*
- complying with public procurement rules in line with paragraph 19 of the SGEI Framework; *Not applicable*
- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*
- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include

them in your report.

## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already prefilled these fields *italics*.

#### **1. OVERVIEW OF THE**

#### **EXPENDITURE**

Fill in the table below:

#### **Total SGEI government expenditure by legal basis (millions EUR)**

	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	-	€0.72
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)
<u>Optional:</u> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark		

criteria, SGEI de minimis aid ...) and the sectors in which they are used.

N/A

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections::**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4) Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>6</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.
The SGEI refers to, among other things, the supporting of sport talent and sportspeople with a limitation and enhancing the societal function of sport.
Social services (Art. 2(1)(c))
a) Care and social inclusion of vulnerable groups
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
Decision of the Provincial Executive of 20 December 2016, case No 2016-011486 designating the activities considered to be Services of General Economic Interest. Published in the Provincial Bulletin No 2016/7015
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
Two years: 2017 and 2018 and subsequently until the subsidies of those years have been established.
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
Not applicable
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.

<sup>6</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.



The maximum subsidy for SGEI activities is made up of:

the total costs attributable specifically to SGEI activities, and

an appropriate contribution to costs that are not specific to the SGEI activities (common costs).

The appropriate contribution will be calculated as follows:

Time spent on SGEI activities

\_\_\_\_\_x common costs

Total time spent on activities

To clarify, the subsidy recipients will:

use separate accounting (income and expenses processed separately: SGEI activities - other activities)

record the time spent in a time registration system

costs that are appropriate, reasonably necessary and directly attributable to the activities are compensated. Establishment of the subsidy will take place on the basis of the actual costs. Any income resulting from the subsidised activities will be deducted from the subsidy.

**Typical arrangements for avoiding and repaying any overcompensation.**

a. Our college checks that there has not been any overcompensation at least once in the three years and at the end of the duration of the public service obligation.

b. Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.

c.

e subsidy recipient is required to inform in writing the Provincial Executive immediately in the event of overcompensation for the public service obligation performed.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
Not applicable	
<b>Amount of aid granted</b>	
<p><b>Total amount of aid granted (in million EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR).**<sup>7</sup> This includes all aid granted in your municipality or province.

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<sup>7</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

<b>2016</b>	<b>2017</b>
-	€0.72 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
-	€0.72 million
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>8</sup>	
<b>2016</b>	<b>2017</b>
	1 beneficiary €0.72 million Annual turnover not yet known

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<sup>8</sup> The Commission would welcome any data you might have on aid granted under the 2012 SGEI Decision – for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional quantitative data is not readily available, it can of course be more aggregated and/or presented as estimates. In that case, please indicate that estimates are used and also how the data is aggregated. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### **OTHER QUESTIONS**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; *Not applicable*
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; *Not applicable*
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision; *Not applicable*
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework; *Not applicable*
- complying with public procurement rules in line with paragraph 19 of the SGEI Framework; *Not applicable*
- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*
- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include

them in your report.

## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already prefilled these fields *initialics*.

#### **1. OVERVIEW OF THE**

**EXPENDITURE** Fill in the table

below:

#### **Total SGEI government expenditure by legal basis (millions EUR)**

	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	-	€ 1 000 000
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)

**Optional:** If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI de minimis aid ...) and the sectors in which they



are used.

## 2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION

Please structure this part of your report by the following sections::

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4) Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>1</sup></b>
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Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.
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<p>The following activities are identified as SGEIs:</p> <p>networking by organising networking activities for the life sciences and health sector in particular in the format of substantive and themed get-togethers that are accessible to all for free for the undertakings concerned, and also the organisation of the Health Valley Event where, in particular, start-ups get the opportunity to present their company at discounted fair rates;</p> <p>supporting innovation by bringing together companies and knowledge institutions from the life sciences and health sector (matchmaking) with a view to a potential collaboration;</p> <p>supporting national networking via other innovation regions and clusters, and also, developing theme-based and cross-sectoral cooperation by organising matchmaking events for entrepreneurs, visits with entrepreneurs, receiving delegations, visiting fairs, providing information and advice, liaising/representing interests in collaboration with other innovation regions and clusters, the life sciences and health sector and the government;</p> <p>supporting international networking via advice and active collaboration with partners abroad to promote knowledge transfer and international matchmaking;</p> <p>profiling, branding and promoting the life sciences and health sector by taking care of publications, communication regarding Health Valley and the life sciences and health sector in East Netherlands and in particular Gelderland;</p> <p>2) Social services (Art. 2(1)(c))</p> <p>Health and long-term care</p>
<p>Explanation of the (typical) <b>forms of entrustment</b>? If standardized templates for entrustments are used for a certain sector, please attach them.</p>
<p>Decision of the Provincial Executive of 13 December 2016, case No 2016-013078 designating the activities considered to be Services of General Economic Interest. Published in the Provincial Bulletin No 2016/6876</p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.</p>
<p>1 January 2017 – 1 January 2021</p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p>N/A</p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?</p>
<p>Subsidy</p>
<p>Typical <b>compensation mechanism</b> as regards the respective services whether a</p>

methodology based on cost allocation or the net avoided cost methodology is used.

The appropriate contribution will be calculated as follows:

Time spent on SGEI activities

\_\_\_\_\_ x common costs

Total time spent on activities

To clarify, the subsidy recipients will:

1. use separate accounting (income and expenses processed separately:  
SGEI activities - other activities)

record the time spent in a time registration system

**Typical** arrangements for avoiding and repaying any overcompensation.

Only the costs relating to the SGEI are eligible for compensation. In this way, the calculation of the compensation takes place each time under conditions and subject to a maximum. The compensation is exclusively paid out provided the costs are appropriate, reasonably necessary and directly attributable to the SGEI activity. In establishing the subsidy, the applicant gives an account of the compensation granted and this is adjusted downwards where necessary. This is how overcompensation is avoided.

1. Our college checks that there is any overcompensation at least annually and at the end of the duration of the public service obligation.
2. Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.
3. Where the amount of overcompensation does not exceed 10 % of the amount of the annual compensation, such overcompensation may be carried forward to the next annual period and deducted from the amount of compensation payable in respect of that period.
4. Decisions on subsidy awards, which serve this decision, require the subsidy recipient to inform immediately in writing the subsidy awarder in the event of overcompensation for the public service obligation performed.<sup>9</sup>

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<sup>9</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
N/A	
<b>Amount of aid granted</b>	
<b>Total amount of aid granted (in million EUR).</b>	
This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR).**<sup>10</sup> This includes all aid granted in your municipality or province.

<sup>10</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

2016	2017
-	€1 000 000.
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
-	€1 000 000.
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>11</sup>	
2016	2017
	1 beneficiary Turnover not yet known

### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

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<sup>11</sup> The Commission would welcome any data you might have on aid granted under the 2012 SGEI Decision – for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional quantitative data is not readily available, it can of course be more aggregated and/or presented as estimates. In that case, please indicate that estimates are used and also how the data is aggregated. In that case please indicate that estimations have been used as well as the type of aggregation made.

Therefore, you do not need to complete the following table.

Clear and comprehensive description of how the respective services are organised in your municipality or province <sup>4</sup>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation</b> .
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

#### **OTHER QUESTIONS**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; *N/A*
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; *N/A*
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision; *N/A*
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; *N/A*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework; *Not applicable*
- complying with public procurement rules in line with paragraph 19 of the SGEI Framework; *Not applicable*
- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*
- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include them in your report.



## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already prefilled these fields *initialics*.

**1. OVERVIEW OF THE EXPENDITURE** Fill in the table below:

#### **Total SGEI government expenditure by legal basis (millions EUR)**

	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	€1 240 000	€1 085 000
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)
<b>Optional:</b> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI de minimis aid ...) and the sectors in which they are used.		
N/A		

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following**

**sections::**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4) Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>12</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.
Identification as a SGEI for the Kiemt foundation refers to the promotion of employment and energy transition. In addition Kiemt stimulates development and innovation in the area of sustainable energy in particular by providing information and sharing knowledge, connecting parties, advising and supporting (start-up) companies.
Social services (Art. 2(1)(c)) and Energy
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
Decision of the Provincial Executive of 8 December 2015, case No 2015-015357 designating the activities considered to be Services of General Economic Interest.
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
1 January 2016 – 1 January 2020
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
N/A
<b>Which aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.

<sup>12</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

the parameters for calculation, audit and revision of the compensation:

1. SGEI rate per provided service: total cost of the institution -/- costs specifically linked to activities: total invoices overall institution = SGEI rate per provided service

2. Specific costs linked to activities. The actual directly attributable costs, apparent from receipted invoices, and remaining at the expense of the applicant. Invoices must be submitted with the request for subsidy.

Total hours total institution: the time worked by all the colleagues in the institution (including the time worked that is specifically linked to activities).

**Typical** arrangements for avoiding and repaying any overcompensation.

- Our college checks that there is any overcompensation at least annually and at the end of the duration of the public service obligation.
- Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.
- Where the amount of overcompensation does not exceed 10 % of the amount of the annual compensation, such overcompensation may be carried forward to the next annual period and deducted from the amount of compensation payable in respect of that period.
- Decisions on subsidy awards, which serve this decision, require the subsidy recipient to inform immediately in writing the subsidy awarder in the event of overcompensation for the public service obligation performed.

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<b>Amount of aid granted</b>	
<p><b>Total amount of aid granted (in million EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. <b>(A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<p><b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR).**<sup>13</sup> This includes all aid granted in your municipality or province.

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<sup>13</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

2016	2017
€1 240 000	€1 085 000
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
2016	2017
€1 240 000	€1 085 000
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>14</sup>	
2016	2017
1 beneficiary €1 240 000 Annual turnover: €1 552 000	1 beneficiary €1 085 000 Annual turnover not yet known

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<sup>14</sup> The Commission would welcome any data you might have on aid granted under the 2012 SGEI Decision – for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional quantitative data is not readily available, it can of course be more aggregated and/or presented as estimates. In that case, please indicate that estimates are used and also how the data is aggregated. In that case please indicate that estimations have been used as well as the type of aggregation made.

### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**



Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

## OTHER QUESTIONS

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; *not applicable*
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; *not applicable*
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision; *not applicable*
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; *not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework; *Not applicable*
- complying with public procurement rules in line with paragraph 19 of the SGEI Framework; *not applicable*
- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*
- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include

them in your report.

## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already prefilled these fields *initialics*.

#### **1. OVERVIEW OF THE**

**EXPENDITURE** Fill in the table

below:

#### **Total SGEI government expenditure by legal basis (millions EUR)**

	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	-	€3 700 448
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)
<b>Optional:</b> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these		

instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI de minimis aid ...) and the sectors in which they are used.

N/A

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections::**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4) Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>15</sup></b>
<p>Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.</p> <p>Under the SGEI Leefbaarheidsalliantie, the following organisations are responsible for implementation:</p> <ul style="list-style-type: none"> <li>- Vereniging Plattelands Jongeren Gelderland</li> <li>- Stichting Zorgbelang Gelderland</li> <li>- Stichting Werkorganisatie DKK Gelderland</li> <li>- Stichting Spectrum, partner met elan</li> </ul> <p>The SGEI also includes the Huis van de Jeugd, however the designation was withdrawn shortly after the SGEI decision at their own request.</p> <p>The following services are identified as services of general economic interest:</p> <ul style="list-style-type: none"> <li>- stimulating and facilitating residents' initiatives,</li> <li>- implementing social initiatives,</li> <li>- boosting facilities for residents,</li> <li>- stimulating cooperation between the authorities and residents</li> </ul> <p>2) Social services (Art. 2(1)(c))a) Health and long-term care</p> <p>e) Care and social inclusion of vulnerable groups</p>
<p>Explanation of the (typical) <b>forms of entrustment</b>? If standardized templates for entrustments are used for a certain sector, please attach them.</p>
<p>Decision of the Provincial Executive of 28 June 2016, case No 2016-008521 designating the activities considered to be Services of General Economic Interest. Published in the Provincial Bulletin No 2016/3882</p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.</p>
<p>1 January 2017 – 31 December 2019</p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>

<sup>15</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

N/A
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
Subsidy
<p>Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.</p> <p>the parameters for calculation, audit and revision of the compensation are as follows:</p> <p>The maximum subsidy for SGEI activities is made up of:</p> <p>the total costs attributable specifically to SGEI activities, and</p> <p>an appropriate contribution to costs that are not specific to the SGEI activities (overheads).</p> <p>The appropriate contribution will be calculated as follows:</p> <p>Time spent on SGEI activities</p> <p>_____ x non-specific activities (overheads)</p> <p>Total time spent on activities</p> <p>To clarify, the subsidy recipients will:</p> <ul style="list-style-type: none"> <li>- use separate accounting (income and expenses processed separately: SGEI activities - other activities)</li> <li>- record the time spent in a time registration system</li> </ul>
<b>Typical</b> arrangements for avoiding and repaying any overcompensation.
<p>Arrangements for avoiding and recovering any overcompensation</p> <ol style="list-style-type: none"> <li>1) Our college checks that there has not been any overcompensation at least once in the three years and at the end of the duration of the public service obligation.</li> <li>2) Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.</li> <li>3) The subsidy recipient is required to inform in writing the Provincial Executive immediately in the event of overcompensation for the public service obligation performed.</li> </ol>

<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<b>Amount of aid granted</b>	
<p><b>Total amount of aid granted (in million EUR).</b> This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)</p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<p><b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<p><b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<p><b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR).**<sup>16</sup> This includes all aid granted in your municipality or province.

<sup>16</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

<b>2016</b>	<b>2017</b>
-	€3 700 448
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
-	€3 700 448
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings) <sup>17</sup>	
<b>2016</b>	<b>2017</b>
-	4 beneficiaries: annual turnover still unknown

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<sup>17</sup> The Commission would welcome any data you might have on aid granted under the 2012 SGEI Decision – for example the number of beneficiaries per sector, average amount of aid, amount per aid instrument, size of the undertakings, etc. If such additional quantitative data is not readily available, it can of course be more aggregated and/or presented as estimates. In that case, please indicate that estimates are used and also how the data is aggregated. In that case please indicate that estimations have been used as well as the type of aggregation made.



### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR).** This includes all aid granted in your municipality or province.

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

## **OTHER QUESTIONS**

- a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision; *Not applicable*
- specifying the amount of compensation in line with Article 5 of the SGEI Decision; *Not applicable*
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision; *Not applicable*
- regularly checking overcompensation as required by Article 6 of the SGEI Decision; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

- b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework; *Not applicable*
- complying with public procurement rules in line with paragraph 19 of the SGEI Framework; *Not applicable*
- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*
- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include

them in your report.

## ANNEX

### **Services of General Economic Interest: instructions for the report to be submitted in accordance with the 2012 SGEI Decision and the SGEI Framework**

**The reporting obligations** are set out in Article 9 of the 2012 SGEI Decision:

*Each Member State shall submit a report on the implementation of this Decision to the Commission every 2 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;*
- 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.*

Paragraph 62 of the 2012 SGEI Framework sets in principle identical reporting obligations for aid granted under the 2012 SGEI Framework.

Please note: the original structure has been retained for this report. Several fields do not apply to the decentralised authorities. We have already prefilled these fields *initialics*.

**1. OVERVIEW OF THE EXPENDITURE** Fill in the table below:

#### **Total SGEI government expenditure by legal basis (millions EUR)**

	2016	2017
<i>Compensation for Services of General Economic Interest (1+2)</i>		
1) Compensation granted on the basis of the SGEI Decision	€0.8	€0.8
2) Compensation granted on the basis of the SGEI	0 (N/A)	0 (N/A)
<b>Optional:</b> If your municipality or province has not granted State aid for the provision of SGEI in certain sectors on the basis of the SGEI Decision or the SGEI Framework, information regarding other instruments to ensure the provision of those services would be very useful. If available, please provide a brief description of these instruments (e.g. direct aid to users, compensation complying with all four Altmark criteria, SGEI de minimis aid ...) and the sectors in which they are used.		

## **2. DESCRIPTION OF THE APPLICATION OF THE 2012 SGEI DECISION**

**Please structure this part of your report by the following sections::**

- 1) Hospitals (Art. 2(1)(b))
- 2) Social services (Art. 2(1)(c))
  - a) Health and long-term care
  - b) Childcare
  - c) Access to and reintegration into the labour market
  - d) Social housing
  - e) Care and social inclusion of vulnerable groups
- 3) Air or maritime links with islands with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(d)
- 4) Airports and ports with an average annual passenger flow which does not exceed the maximum ceiling set in Article 2(1)(e)
- 5) SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))
  - i. Postal services
  - ii. Energy
  - iii. Waste collection
  - iv. Water supply
  - v. Culture
  - vi. Financial services
  - vii. Other sectors (please specify)

**For each of the items outlined above please provide information in the form of the following table:**

**Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>18</sup>**

<p>Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible. Please structure your reply as described above.</p> <p>Stimulating innovation is one of the statutory tasks of the Chamber of Commerce and this task has been designated as a Service of General Economic Interest at national level; the Chamber of Commerce has only a limited role in stimulating innovation and wants to maintain the level of performance of this task in the Province of Gelderland;</p> <p>SGEI compensation not exceeding an annual amount EUR 15 million (Art. 2(1)(a))  Vii: Other sectors technical sector and only for SMEs</p>
<p>Explanation of the (typical) <b>forms of entrustment</b>? If standardized templates for entrustments are used for a certain sector, please attach them.</p>
<p>Decision of the Provincial Executive of 8 December 2015, case No 2015-015356 designating the activities considered to be Services of General Economic Interest.</p>
<p><b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.</p>
<p>1 January 2016 – 1 January 2020</p>
<p>Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.</p>
<p>N/A</p>
<p>Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?</p>
<p>Subsidy</p>
<p>Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.</p>
<p>The parameters for calculation, audit and revision of the compensation:</p> <p>a.  SGEI rate per provided service (total cost of the institution -/- costs specifically linked to activities) _____ = SGEI hourly rate</p> <p>Total hours total institution:</p> <p>b. Specific costs linked to activities:  the actual directly attributable costs, apparent from receipted invoices, and</p>

<sup>18</sup> If in a certain sector only a small number of individual SGEIs exist in your municipality or province, we would appreciate a detailed description of those services. If a large number of services are entrusted in a specific sector in your municipality or province (for example because the competence lies with regional or local authorities), individual details of the entrustments would be disproportionate, but a clear and concise general description of the way the sector is organised including the common features of the individual entrustments remains crucial.

<p>remaining at the expense of the applicant. Invoices must be submitted with the request for subsidy or must have been checked by an accountant.</p> <p>c. Total hours total institution:</p> <p>the time worked by all the colleagues in the institution (including the time worked that is specifically linked to activities).</p>
<p><b>Typical</b> arrangements for avoiding and repaying any overcompensation.</p> <p>The arrangements for avoiding and recovering any overcompensation.</p> <p>a. Our college checks that there is any overcompensation at least annually and at the end of the duration of the public service obligation.</p> <p>b. Our college recovers any overcompensation paid out and adjusts the parameters for calculating the compensation in the future.</p> <p>c. Where the amount of overcompensation does not exceed 10 % of the amount of the annual compensation, such overcompensation may be carried forward to the next annual period and deducted from the amount of compensation payable in respect of that period.</p> <p>Decisions on subsidy awards, which serve this decision, require the subsidy recipient to inform immediately in writing the subsidy awarder in the event of overcompensation for the public service obligation performed.</p>



<p>A short explanation of how the <b>transparency requirements</b> (see Article 7 of the 2012 SGEI Decision) for the aid above 15 million euro to undertakings that also have activities outside the scope of the SGEI are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).</p>	
<b>Amount of aid granted</b>	
<p><b>Total amount of aid granted (in million EUR).</b>          This includes all aid granted in your territory, including aid granted by regional and local authorities.  <b>(A+B+C)</b></p>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>A: Total amount of aid granted (in millions EUR) paid by national central authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>B: Total amount of aid granted (in millions EUR) paid by regional authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>
<b>C: Total amount of aid granted (in millions EUR) paid by local authorities</b>	
<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR).**<sup>19</sup> This includes all aid granted in your municipality or province.

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<sup>19</sup> As stated in Article 9(b) of the 2012 SGEI Decision.

<b>2016</b>	<b>2017</b>
€0.8 million	€0.8 million
<b>Share of expenditure per aid instrument</b> (direct subsidy, guarantees etc.) (if available)	
<b>2016</b>	<b>2017</b>
€0.8 million	€0.8 million
<b>Additional quantitative information</b> (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)	
3	
<b>2016</b>	<b>2017</b>
1 beneficiary undertaking €0.8 million Annual turnover: 0,8 € million	€0.8 million 1 beneficiary Annual turnover still unknown

### 3. Description of the application of the 2012 SGEI Framework

The SGEI report also concerns the aid granted using the SGEI Framework (2012/C 8/03). Prior notification to the European Commission is applicable for aid under the SGEI Framework. **In the years 2016 and 2017, local and regional authorities did not give any aid in application of the SGEI Framework.**

Therefore, you do not need to complete the following table.

<b>Clear and comprehensive description of how the respective services are organised in your municipality or province<sup>4</sup></b>
Explanation of what kind of services in the respective sector have been defined as SGEI in your municipality or province. Please list the <b>contents of the services entrusted as SGEI</b> as clearly as possible.
<i>Not applicable</i>
Explanation of the (typical) <b>forms of entrustment</b> ? If standardized templates for entrustments are used for a certain sector, please attach them.
<i>Not applicable</i>
<b>Average duration of the entrustment (in years)</b> and the proportion of entrustments <b>that are longer than 10 years</b> (in %) per sector. Specify in which sectors SGEI were entrusted with a duration exceeding 10 years and explain how this duration is justified.
<i>Not applicable</i>
Explanation whether (typically) <b>exclusive or special rights</b> are assigned to the undertakings.
<i>Not applicable</i>
Which <b>aid instruments</b> have been used (direct subsidies, guarantees, etc.)?
<i>Not applicable</i>
Typical <b>compensation mechanism</b> as regards the respective services whether a methodology based on cost allocation or the net avoided cost methodology is used.
<i>Not applicable</i>
Typical <b>arrangements for avoiding and repaying any overcompensation.</b>
<i>Not applicable</i>

A short explanation of how the **transparency requirements** (see Paragraph 60 of the 2012 SGEI Framework) are being complied with. In your answer please also include some relevant examples of information published for this purpose (e.g. some links to websites or other references), indicate whether you have a central website on which you publish this information for all aid measures concerned in your municipality or province (and if so provide the link to this website), or alternatively explain if and how the publication takes place at the level granting the aid (e.g. central, regional or local level).

*Not applicable*

#### **Amount of aid granted**

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory, including aid granted by regional and local authorities. (A+B+C)**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**A: Total amount of aid granted (in millions EUR) paid by national central authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**B: Total amount of aid granted (in millions EUR) paid by regional authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**C: Total amount of aid granted (in millions EUR) paid by local authorities**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Total amount of aid granted (in million EUR). This includes all aid granted in your territory.**

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Share of expenditure per aid instrument** (direct subsidy, guarantees etc.) (if available)

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

**Additional quantitative information** (e.g. number of beneficiaries per sector, average aid amount, size of the undertakings)<sup>16</sup>

<b>2016</b>	<b>2017</b>
<i>Not applicable</i>	<i>Not applicable</i>

#### **4. Complaints from third parties**

Please provide an overview of complaints by third parties, in particular litigation before national courts, regarding measures in scope of the 2012 SGEI Decision or 2012 SGEI Framework. Please be as specific as possible in your reply and include the sector for which you have received the complaints, the contents of the complaints and the possible follow-up by your authorities or the likely outcome of the court proceedings.

## **OTHER QUESTIONS**

a. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Decision and ask you to in particular consider the following issues:

- drawing up an entrustment act that complies with Article 4 of the SGEI Decision;
- specifying the amount of compensation in line with Article 5 of the SGEI Decision;
- determination of the reasonable profit in accordance with Article 5(5) to (8) of the SGEI Decision;
- regularly checking overcompensation as required by Article 6 of the SGEI Decision;

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant.

b. We kindly invite you to indicate whether your authorities have experienced difficulties in applying the 2012 SGEI Framework and ask you to in particular consider the following issues:

- carrying out a public consultation in line with paragraph 14 of the SGEI Framework;  
*Not applicable*

- complying with public procurement rules in line with paragraph 19 of the SGEI Framework;

- determining the net avoided cost as required by paragraphs 25-27 of the SGEI Framework; *Not applicable*

- determining the reasonable profit in accordance with paragraphs 33 to 38 of the SGEI Framework; *Not applicable*

Please be as specific as possible in your reply, include relevant examples and, if applicable, the sector for which the difficulties are (most) relevant. *N/A*

If you have any other comments about the application of the SGEI Decision and the SGEI Framework on aspects which are not covered by the above questions, you can include them in your report.

2017	University hospitals	Air ambulance	Emergency hospital	Decentralised Housing Academic Hospitals (DHAAZ)	Specialist burns treatment	Knowledge and coordination (Region)	Mobile medical team (MMT) with helicopter	MMT with vehicle	Education, training courses and exercises	A&E transitional arrangements	Post-mortem organ removal	Psycho-trauma care target groups	A&E and acute obstetrics	Total amount per beneficiary
Institution X	€ 98,875,106			€ 5,721,108.00	€ 825,028			€ 1,102,091					€ 106,523,333	
Institution X										€ 323,854			€ 323,854	
Institution X												€ 1,727,642	€ 1,727,642	
Institution X									€ 244,049			€ 2,726,768	€ 2,970,817	
Institution X		€ 4,845,518.00											€ 4,845,518	
Institution X					€ 825,028			€ 1,090,848					€ 1,915,876	
Institution X	€ 109,596,140			€ 6,387,446.00	€ 825,001	€ 5,354,781		€ 1,102,091		€ 529,225			€ 123,794,684	
Institution X					€ 825,028			€ 1,074,648					€ 1,899,676	
Institution X												€ 1,315,466	€ 1,315,466	
Institution X	€ 83,793,092			€ 4,824,080.00	€ 825,028			€ 1,102,091		€ 529,225			€ 91,073,516	
Institution X					€ 163,456								€ 163,456	
Institution X	€ 41,810,082			€ 2,301,372.00	€ 825,000			€ 1,102,091					€ 46,038,545	
Institution X					€ 2,250,186								€ 2,250,186	
Institution X									€ 154,007				€ 154,007	
Institution X												€ 1,561,588	€ 1,561,588	
Institution X					€ 811,555		€ 94,163	€ 784,000	€ 381,494				€ 2,071,212	
Institution X	€ 24,285,423			€ 1,543,627.00									€ 25,829,050	
Institution X												€ 2,511,981	€ 2,511,981	
Institution X									€ 471,931			€ 2,560,480	€ 3,032,411	
Institution X	€ 86,086,389			€ 4,957,431.00	€ 825,000	€ 5,322,918		€ 1,085,721		€ 323,854			€ 98,601,313	
Institution X									€ 265,799				€ 265,799	
Institution X					€ 4,022,962								€ 4,022,962	
Institution X											€ 3,925,944		€ 3,925,944	
Institution X												€ 2,147,447	€ 2,147,447	
Institution X	€ 86,036,600			€ 4,956,920.00	€ 825,028	€ 6,262,307		€ 1,100,703		€ 410,742			€ 99,592,300	
Institution X	€ 79,984,692		€ 1,741,268	€ 4,593,688.00	€ 824,742		€ 97,588	€ 1,101,753					€ 88,343,731	
Institution X												€ 2,274,409	€ 2,274,409	
Institution X	€ 61,482,919			€ 3,487,744.00	€ 825,027	€ 5,830,088		€ 1,102,091					€ 72,727,869	
Institution X												€ 2,084,378	€ 2,084,378	
Institution X												€ 2,883,641	€ 2,883,641	
Institution X												€ 2,764,049	€ 2,764,049	
Final total	€ 671,950,443	€ 4,845,518	€ 1,741,268	€ 38,773,416	€ 6,436,604	€ 9,061,465	€ 22,770,094	€ 191,751	€ 11,748,128	€ 1,517,280	€ 2,116,900	€ 3,925,944	€ 24,557,849	€ 799,636,660
Number of institutions per function	9	1	1	9	3	11	4	2	11	5	5	1	11	