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WORKING PAPER

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From:	General Secretariat of the Council
To:	Working Party on Competition
Subject:	Proposal for a Regulation on Foreign Subsidies distorting the Internal Market : Articles 3-6, presentation by the Commission

Delegations will find in annex a presentation given by the European Commission during the Working Party meeting on Competition on 18 June 2021.

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Articles 3 to 6 (overview)

Proposal for a Regulation on foreign subsidies distorting the internal market

*Competition Council Working Party
Brussels, 18 June 2021*

Articles 3, 4 Distortion on the internal market – at a glance

Legal standard

- Liable to improve the competitive position in the internal market; and thereby
- Actually or potentially negatively affects competition on the internal market
- Indicators to guide the assessment

Subsidies unlikely to distort the internal market

- EUR 5 million/3 years

Subsidies most likely to distort the internal market

- categories

Article 5 – Balancing, Article 6 – Commitments/redressive measures at a glance

Balancing

- Negative effects of foreign subsidy vs. positive effects on development of the relevant economic activity

Commitments and redressive measures

- Undertaking concerned may offer commitments
- Commission may impose redressive measures

Thank you



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