

FORM I - ASTURIAS - HOUSING

1. SGEI ASSIGNED

- ☐ Port pilotage (Case C-266/96) under Article 2(1)(a) of the Decision.
- ☐ Postal Services (Case C-320/91) under Article 2(1)(a) of the Decision.
- ☐ Electricity (Case-393/92) under Article 2(1)(a) of the Decision.
- ☐ Water distribution (Case 96/82) under Article 2(1)(a) of the Decision.
- ☐ Services in the sphere of telecommunications (Case 41/83) under Article 2(1)(a) of the Decision.
- ☐ Television broadcasts (Case 155/73) under Article 2(1)(a) of the Decision.
- ☒ Article 2(1)(b) of the Decision, hospitals and **social housing undertakings** carrying out activities classified as SGEI.
- ☐ Article 2(1)(c) et seq. of the Decision concerning air and maritime links.

2. UNDERTAKINGS TO WHICH DUTIES ARE ASSIGNED

A *Viviendas del Principado de Asturias, S.A.* (Housing in the Autonomous Community of Asturias - VIPASA), a public undertaking in which Asturias has a 100% stake created by the Autonomous Community's housing administration.

3. CONTRACTUAL OR LEGAL FORM OF THE ASSIGNMENT:

- ☒ Legislative or regulatory act
- ☐ Contract
- ☒ Mandate

4. SGEI TERRITORIAL SCOPE:

- ☐ infra-municipal
- ☐ municipal
- ☐ provincial
- ☒ regional
- ☐ national

5. EXCLUSIVE OR SPECIAL RIGHTS ATTRIBUTED TO FIRMS RECEIVING

COMPENSATION. (case of restricted competition or exclusion of other economic operators from competing). Justification of the need for these rights:

6. NATURE OF PUBLIC SERVICE OBLIGATIONS: (description of the Public Service)

The administration of social housing assets in the Autonomous Community of Asturias, including the amortisation and transfer of homes in Asturias and the administration, management and use of premises and garages, and the management of the Public Land Fund For Social Housing (*Fondo de suelo público para viviendas sociales*).

7. DURATION OF THE PUBLIC SERVICE OBLIGATIONS:

Annual

8. AMOUNT OF THE COMPENSATION or payment made by the Administration to the undertaking for provision of the service¹:

A provisional total of €5 724 091.72 in 2011.

CALCULATION PARAMETERS:

Partially (€1 300 000) to meet the undertaking's habitual operating expenses and the rest on the basis of the cost of the actions entrusted.

9. CONTROLS TO PREVENT OVERCOMPENSATION:

☒ Checks performed by officials or auditors.

Number of checks: the cost of actions is justified before compensation is paid for a part and the rest through the rendering of annual accounts.

Result: compensation matches the real cost incurred by the undertaking.

☐ The rules (particularly accounting) notified to the undertaking to prevent any cross-subsidisation allow for a fair distribution of costs and prevent overcompensation.

Indication of the rule notified:

Brief reference to its content:

☐ Reimbursement method in the event of overcompensation.

Description:

☐ Other:

Description:

¹ The amount of compensation **may not exceed what is necessary to cover the costs incurred in discharging the public service obligations**, taking into account the relevant receipts and a reasonable profit on any own capital necessary for discharging those obligations. The compensation must be actually used for the operation of the service of general economic interest concerned, without prejudice to the undertaking's ability to enjoy a reasonable profit.