

RELEVANT LEGISLATION ON STATE AID

State aid websites:

Further information on EU legislation in the field of State Aid can be obtained from:

http://ec.europa.eu/competition/state_aid/overview/index_en.html

http://ec.europa.eu/comm/competition/state_aid/legislation/legislation.html

New INTERACT Publication on State Aid

http://admin.interact-eu.net/downloads/9263/Questions_Answers_ETC_and_State_Aid_April_2015.pdf

State aid guidance available:

State aid definition

DRAFT! [Communication from the Commission](#) - Commission Notice on the notion of State aid pursuant to Art. 107(1) TFEU

Rules on Procedure

NEW! [Council Regulation \(EU\) No 734/2013](#) amending Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

[Council Regulation \(EC\) No 659/1999](#) of 22 March 1999 laying down detailed rules for the application of Article 93 (now Art. 88) of the EC Treaty

NEW! [Commission Regulation \(EC\) No 659/1999](#) laying down detailed rules for the application of Article 108 of the TFUE (consolidated and non-official version)

[Commission Regulation \(EC\) No 794/2004](#) of 21 April 2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

NEW! [Commission Regulation \(EU\) No 372/2014](#) of 9 April 2014 amending Regulation (EC) No 794/2004 as regards the calculation of certain time limits, the handling of complaints, and the identification and protection of confidential information

[Commission Regulation \(EC\) No 1125/2009](#) of 23 November 2009 amending Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty, as regards Part III.2, Part III.3 and Part III.7 of

its Annex I

Corrigendum to Commission Regulation (EC) No 794/2004 of 24 April 2004 implementing Council Regulation (EC) No 659/1999 laying detailed rules for the application of Article 93 of the EC Treaty

Corrigendum of the Corrigendum to Commission Regulation (EC) No 794/2004 of 21 April 2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

Commission Regulation (EC) No 1627/2006 of 24 October 2006 amending Regulation (EC) No 794/2004 as regards the standard forms for notification of aid

Commission Regulation (EC) No 1935/2006 of 20 December 2006 amending Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

Commission Regulation (EC) No 1147/2008 of 31 October 2008 amending Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty, as regards Part III.10 of its Annex 1

Commission Regulation (EC) No 271/2008 of 30 January 2008 amending Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

Council Regulation (EC) No 994/98 of 7 May 1998 on the application of Articles 92 and 93 (now 87 and 88 respectively) of the Treaty establishing the European Community to certain categories of horizontal State aid

NEW! Council Regulation (EU) No 733/2013 of 22 July 2013 amending Regulation (EC) No 994/98 on the application of Articles 92 and 93 of the Treaty establishing the European Community to certain categories of horizontal State aid

Details of arrangement for the electronic transmission of State aid notifications including addresses together with the arrangements for the protection of confidential information - Article 3(6) of Commission Regulation (EC) No 794/2004 of 21 April 2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

Commission communication C(2003) 4582 of 1 December 2003 on professional secrecy in State aid decisions

Commission notice on the enforcement of State aid law by national courts

Commission notice on the determination of the applicable rules for the assessment of unlawful State aid (notified under document number C(2002) 458)

Notice from the Commission — Towards an effective implementation of Commission decisions ordering Member States to recover unlawful and incompatible State aid

Regulation (EEC, Euratom) No 1182/71 of the Council of 3 June 1971 determining the rules applicable to periods, dates and time limits

Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises

Commission communication - Model declaration on the information relating to the qualification of an enterprise as an SME

Corrigendum to the Commission Communication — Model Declaration on the information relating to the qualification of an enterprise as an SME

Simplification Package regarding State aid Proceedings

Commission Notice on Simplified procedure for the treatment of certain types of State aid

Commission Notice on a Best Practices Code on the conduct of State aid control proceedings

Transparency of State aid and of public undertakings

Commission communication to the Member States: Application of Articles 92 and 93 [now 87 and 88] of the EEC Treaty and of Article 5 of the Commission Directive 80/723/EEC to public undertakings in the manufacturing sector

Commission Directive 2006/111/EC of 16 November 2006 transparency of financial relations between Member States and public undertakings as well as on financial transparency within certain undertakings (Codified version)

Public Land Sales

Commission communication concerning aid elements in land sales by public authorities

General Block Exemption Regulation

NEW! Commission Regulation (EC) No 651/2014 of 6 August 2008 declaring certain categories of aid compatible with the common market in application of Article 87 and 88 of the Treaty (General Block Exemption Regulation - GBER)

De minimis aid

NEW! Commission Regulation (EU) No 1407/2013 on the application of Article 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid

Horizontal rules

NEW! [Guidelines](#) on regional State aid for 2014 – 2020

NEW! [Communication from the Commission](#) - Criteria for the analysis of the compatibility with the internal market of the state aid for the promotion of the development of some important common European projects (Available only in Romanian)

NEW! [Annex](#) to the la Communication from the Commission - Criteria for the analysis of the compatibility with the internal market of the state aid for the promotion of the development of some important common European projects(Available only in Romanian)

NEW! [Community framework](#) for State aid for research and development and innovation

NEW! [Community guidelines](#) on State aid for environmental protection and energy 2014-2020

NEW! [Community guidelines](#) on certain State aid measures in the context of the greenhouse gas emission allowance trading scheme post-2012

NEW! [Communication from the Commission](#) - Guidelines on State aid to promote risk finance investments

NEW! [Communication from the Commission](#) - Guideline on State aid for rescuing and restructuring non-financial undertakings in difficulty

[Communication from the Commission](#) - Criteria for the analysis of the compatibility of State aid for the employment of disadvantaged workers subject to individual notification

[Communication from the Commission](#) - Criteria for the analysis of the compatibility of State aid for training subject to individual notification

[Communication from the Commission](#) - Criteria for an in-depth assessment of regional aid to large investment projects

Modification of some sector-specific rules and some specific aid instruments rules

[Communication from the Commission](#) amending the Communications from the Commission on EU Guidelines for the application of State aid rules in relation to the rapid deployment of broadband networks, on Guidelines on regional State aid for 2014-2020, on State aid for films and other audiovisual works, on Guidelines on State aid to promote risk finance investments and on Guidelines on State aid to airports and airlines

Sector-specific rules

NEW! [Community Guidelines](#) for the application of State aid rules in relation to rapid development of broadband networks

[Communication from the Commission](#) on the application of State aid rules to public service broadcasting

[Council Regulation \(EC\) No 1407/2002](#) of 23 July 2002 on State aid to the coal industry

[Council Decision](#) of 10 December 2010 on State aid to facilitate the closure of uncompetitive coal mines

NEW! [Communication from the Commission](#) on State aid for films and other audiovisual works

[Commission Communication](#) relating to the methodology for analysing State aid linked to stranded costs

[Notice from the Commission](#) on the application of the competition rules to the postal sector and

on the assessment of certain State measures relating to postal services

NEW! [Communication from the Commission](#) concerning the prolongation of the application of the Framework on State aid to shipbuilding

[Framework](#) on State aid to shipbuilding
[Communication from the Commission](#) — Rescue and restructuring aid and closure aid for the steel sector (notified under document No C(2002) 315)

[Communication from the Commission](#) concerning certain aspects of the treatment of competition cases resulting from the expiry of the ECSC Treaty

NEW! [Communication from the Commission](#) - Guidelines on certain State aid measures in the context of the greenhouse gas emission allowance trading scheme post-2012

NEW! [Communication from the Commission](#) amending the Communication from the Commission - Guidelines on certain State aid measures in the context of the greenhouse gas emission allowance trading scheme post-2012

Specific aid instruments

[Commission Notice](#) on the application of Articles 87 and 88 of the EC Treaty to State aid in the form of guarantees

NEW! [Commission Communication](#) amending the Annex to the Communication from the Commission to the Member States on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to short-term export-credit insurance

NEW! [Communication from the Commission](#) extending until end-2014 the list of marketable risk countries in the Communication from the Commission to the Member States on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to short-term export-credit insurance

NEW! [Communication from the Commission](#) to the Member States on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to short-term export-credit insurance

NEW! [Communication from The Commission](#) amending the list of marketable risk countries in the Communication from the Commission to the Member States on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to short-term export-credit insurance

[Commission Notice](#) on the application of the State aid rules to measures relating to direct business taxation

Services of general economic interest

NEW! [Communication form the Commission](#) on the application of the European Union State aid rules to compensation granted for the provision of services of general economic interest

NEW! [Commission Decision of 20 December](#) on the application of art. 106 (2) of the TFEU to State aid in the form of public service compensation granted to certain undertakings entrusted with the operation of services of general economic interest

NEW! [Communication form the Commission](#) - European Union framework for State aid in the form of public service compensation

NEW! [Regulation \(EU\) nr. 360/2012](#) on the application of art. 107 and 108 of the TFUE to de minimis aid granted to undertakings providing services of general economic interest
COMMISSION STAFF WORKING DOCUMENT Guide to the application of the European Union rules on state aid, public procurement and the internal market to services of general economic interest, and in particular to social services of general interest
http://ec.europa.eu/competition/state_aid/overview/new_guide_eu_rules_procurement_en.pdf
more information at **http://ec.europa.eu/competition/state_aid/legislation/sgei.html**

State aid on transport sector

NEW! [Guidelines](#) on State aid to airports and airlines
[Community guidelines](#) on State aid for railway undertakings
[Community guidelines](#) on State aid to maritime transport
[Communication from the Commission](#) (2008) providing guidance on State aid complementary to Community funding for the launching of the motorways of the sea
[Communication from the Commission](#) (2009) providing guidance on State aid to shipmanagement companies

Community rules on public services in transport

[Regulation \(EC\) No. 1370/2007](#) on public passenger transport services by rail and by road and repealing Council Regulations Nos. 1191/1969 and 1107/70
NEW! [Communication from the Commission](#) on interpretative guidelines concerning Regulation (EC) No 1370/2007 on public passenger transport services by rail and by road
[Regulation \(EEC\) No 1192/69](#) on common rules for the normalisation of the accounts of railway undertakings

You may also consult relevant national authorities to obtain more specific information on rules and limitations concerning State Aid:

National rules on procedure (Romania)

<http://www.ajutordestat.ro/>

Section State aid legislation

National procedural regulations

<http://www.ajutordestat.ro/?pag=79>

NEW!

[Government Emergency Ordinance 77/2014](#) regarding national procedures on state aid, amending and supplementing Law no. 21/1996, as amended by law no. 20/2015

[Competition Council Regulation from 20.06.2007](#) on monitoring procedures for state aid

[Competition Council Regulation from 13.06.2005](#) on the Register of state aid

Law no. 346 of 14 July 2004 on stimulating the creation and development of small and medium - defining SMEs

Government Decision no. 651/2006 on the approval of State Aid Policy for the period 2007 - 2013

Government Decision no. 98/2010 on the establishment of the Inter-ministerial Council "The Council for the application of state aid policy"

Transparency of financial relations

Competition Council Regulation of 21 May 2004 on the transparency of financial relations between public authorities and public enterprises, and financial transparency within certain enterprises, as amended and supplemented

Regional aid map - Romania - 2007 - 2013

Government Decision no. 517 of 26 June 2014 on the maximum intensity of regional aid for initial investment 2014-2020