



## FORMAL OPINION

**On the extension of the State aid scheme set-up by the Government Decision no. 797/2012 for setting up a State aid scheme on the support of the investments promoting regional development by using new technologies and creating new jobs**

By analyzing

*The Government Decision no. 955/2013 for modifying and completing the Government Decision no. 797/2012 for setting up a State aid scheme on the support of the investments promoting regional development by using new technologies and creating new jobs*

and

*The synthetic Information sheet elaborated in accordance with the standard form enclosed in Annex III to the Commission Regulation (EC) no. 800/2008 declaring certain categories of aid compatible with the common market in application of Articles 87 and 88 of the Treaty,*

Submitted by the Ministry of Public Finance by the address no. 11803/18.12.2013, registered at the Competition Council with no. RG 14634/18.12.2013, in order to receive a formal opinion,

and

ascertaining that:

1. On 28.06.2012 Romania has submitted as information to the European Commission the Information sheet related to the State aid measure set-up by the *Government Decision no. 797/2012 for setting up a State aid scheme on the support of the investments promoting regional development by using new technologies and creating new jobs.*
2. The objective of the State aid scheme is to support the undertakings in order to make investments using new technologies and creating new jobs.
3. The total budget of the scheme is of Ron 600 million, being supplemented with 160 million Ron for the period January the 1<sup>st</sup> – June the 30<sup>th</sup>, 2014
4. The total estimated number of the undertakings to benefit from the State aid based on this scheme is 15, the average annual number of beneficiaries being 5.
5. The scheme set-up by the GD no. 797/2012 is valid until December the 31<sup>st</sup>, 2013, with the fulfilment of the conditions provisioned for by the *EC Regulation no. 800/2008 declaring certain categories of aid compatible with the common market in application of Articles 87 and 88 of the Treaty.*

6. The Government Decision submitted to the Competition Council does not bring modifications to the granting conditions of the State aid, the amendments aiming only the increase of the budget, the number of beneficiaries and the extension of the scheme's validity period until June the 30<sup>th</sup>, 2014.

7. The European Commission has approved the extension of the *EC Regulation no. 800/2008* by the *EC Regulation no.1224/2013*, until June the 30<sup>th</sup>, 2014. At the same time, the European Commission has approved, by the EC Decision no. C (2013) 7177 final, the extension, until June the 30<sup>th</sup>, 2014 of the Regional aid Map for Romania for the period 2007-2013.

8. The information sheet is elaborated in accordance with the standard form enclosed in the Annex III to the *Commission Regulation (EC) no. 800/2008 declaring certain categories of aid compatible with the common market in application of Articles 87 and 88 of the Treaty*.

## **COMPETITION COUNCIL**

Based on the *Competition Law no. 21/1996, republished, with the subsequent amendments and completions* and on art. 8 recital (1) of the *Government Emergency Ordinance no. 117/2006 on the national procedures in the State aid field, approved with modifications and completions by the Law no. 137/2007*,

## **ISSUES FORMAL OPINION**

On the Draft of *Information sheet* related to the Government Decision no. 955/09.12.2013 on the amendment of the Government Decision no. 797/2012 for setting up a State aid scheme on the support of the investments promoting regional development by using new technologies and creating new jobs.