

STATE AID

List provided for in Article 47 of the Framework Agreement

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INTRODUCTION

When the legal acts referred to in this Annex contain notions or refer to procedures which are specific to the EU legal order, such as:

- recitals;
- the addressees of the EU legal acts;
- references to territories or languages of the EU;

- references to rights and obligations of EU Member States, their public entities, undertakings or individuals in relation to each other; and
- references to information and notification procedures;

Framework Protocol 1 on horizontal adaptations shall apply, unless otherwise provided for in this Annex.

ACTS REFERRED TO

CHAPTER 1

PROCEDURAL RULES

1. 32015 R 1589: Council Regulation (EU) 2015/1589 of 13 July 2015 laying down detailed rules for the application of Article 108 of the Treaty on the Functioning of the European Union (OJ L 248, 24.9.2015, p. 9).
2. 32004 R 0794: Commission Regulation (EC) No 794/2004 of 21 April 2004 implementing Council Regulation (EU) 2015/1589 (OJ L 140, 30.4.2004, p. 1), as amended by:
 - 32006 R 1627: Commission Regulation (EC) No 1627/2006 of 24 October 2006 (OJ L 302, 1.11.2006, p. 10),
 - 32008 R 0271: Commission Regulation (EC) No 271/2008 of 30 January 2008 (OJ L 82, 25.3.2008, p. 1),

- 32009 R 0257: Commission Regulation (EC) No 257/2009 of 24 March 2009 (OJ L 81, 27.3.2009, p. 15),
- 32014 R 0372: Commission Regulation (EU) No 372/2014 of 9 April 2014 (OJ L 109, 12.4.2014, p. 14),
- 32015 R 2282: Commission Regulation (EU) 2015/2282 of 27 November 2015 amending Regulation (EC) No 794/2004 as regards the notification forms and information sheets (OJ L 325, 10.12.2015, p. 1),
- 32016 R 0246: Commission Regulation (EU) 2016/246 of 3 February 2016 (OJ L 51, 26.2.2016, p. 1),
- 32016 R 2105: Commission Regulation (EU) 2016/2105 of 1 December 2016 (OJ L 327, 2.12.2016, p. 19).

CHAPTER 2

BLOCK EXEMPTION REGULATIONS

1. 32015 R 1588: Council Regulation (EU) N°2015/1588 of 13 July 2015 (OJ L 248, 24.9.2015, p. 1), as amended by:
 - 32018 R 1911: Commission Regulation (EU) 2018/1911 of 26 November 2018 (OJ L 311, 7.12.2018, p. 8).

2. 32014 R 0651: Commission Regulation (EU) N°651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty (OJ L 187, 26.6.2014, p. 1), as amended by:
 - 32017 R 1084: Commission Regulation (EU) 2017/1084 of 14 June 2017 (OJ L 156, 20.6.2017, p. 1),
 - 32020 R 0972: Commission Regulation (EU) 2020/972 of 2 July 2020 (OJ L 215, 7.7.2020, p. 3),
 - 32021 R 0452: Commission Regulation (EU) 2021/452 of 15 March 2021(OJ L 89, 16.3.2021, p. 1),
 - 32021 R 1237: Commission Regulation (EU) 2021/1237 of 23 July 2021 (OJ L 270, 29.7.2021, p. 39).

3. 32007 R 1370: Regulation (EC) No 1370/2007 on public passenger transport services by rail and by road and repealing Council Regulations (EEC) Nos 1191/69 and 1107/70 (OJ L 315, 3.12.2007, p. 1), as amended by:
 - 32016 R 2338: Regulation (EU) 2016/2338 of the European Parliament and of the Council of 14 December 2016 (OJ L 354, 23.12.2016, p. 22).
4. 32022 R 2472: Commission Regulation (EU) 2022/2472 of 14 December 2022 declaring certain categories of aid in the agricultural and forestry sectors and in rural areas compatible with the internal market in application of Articles 107 and 108 of the Treaty on the Functioning of the European Union (OJ L 327, 21.12.2022, p. 1).
5. 32022 R 2473: Commission Regulation (EU) 2022/2473 of 14 December 2022 declaring certain categories of aid to undertakings active in the production, processing and marketing of fishery and aquaculture products compatible with the internal market in application of Articles 107 and 108 of the Treaty on the Functioning of the European Union (OJ L 327, 21.12.2022, p. 82).
6. 32010 D 0787: Council Decision on State aid to facilitate the closure of uncompetitive coal mines (OJ L 336, 21.12.2010, p. 24).

CHAPTER 3

DE MINIMIS AID

1. 32013 R 1407: Commission Regulation (EC) No 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid (OJ L 352, 24.12.2013, p. 1), as amended by:
 - 32020 R 0972: Commission Regulation (EU) 2020/972 of 2 July 2020 (OJ L 215, 7.7.2020, p. 3).

2. 32012 R 0360: Commission Regulation (EU) No 360/2012 of 25 April 2012 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid granted to undertakings providing services of general economic interest (OJ L 114, 26.4.2012, p. 8), as amended by:
 - 32018 R 1923: Commission Regulation (EU) 2018/1923 of 7 December 2018 (OJ L 313, 10.12.2018, p. 2),
 - 32020 R 1474: Commission Regulation (EU) 2020/1474 of 13 October 2020 (OJ L 337, 14.10.2020, p. 1).

3. 32013 R 1408: Commission Regulation (EU) No 1408/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid in the agriculture sector (OJ L 352, 24.12.2013, p. 9), as amended by:
 - 32019 R 0316: Commission Regulation (EU) 2019/316 of 21 February 2019 amending Regulation (EU) No 1408/2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid in the agriculture sector (OJ L 511, 22.2.2019, p. 1).

4. 32014 R 0717: Commission Regulation (EU) No 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid in the fishery and aquaculture sector (OJ L 190, 28.6.2014, p. 45), as amended by:
 - 32020 R 2008: Commission Regulation (EU) 2020/2008 of 8 December 2020 amending Regulations (EU) No 702/2014, (EU) No 717/2014 and (EU) No 1388/2014, as regards their period of application and other relevant adjustments (OJ L 414, 9.12.2020, p. 15),
 - 32022 R 2514: Commission Regulation (EU) 2022/2514 of 14 December 2022 amending Regulation (EU) No 717/2014 as regards its period of application (OJ L 326, 21.12.2022, p. 8).

CHAPTER 4

TRANSPARENCY OF FINANCIAL RELATIONS BETWEEN MEMBER STATES AND PUBLIC UNDERTAKINGS

1. 32006 L 0111: Commission Directive 2006/111/EC of 16 November 2006 on the transparency of financial relations between Member States and public undertakings as well as on financial transparency within certain undertakings (OJ L 318, 17.11.2006, p. 17).

ACTS WHICH THE ASSOCIATED PARTIES SHALL TAKE INTO ACCOUNT

1. 52019 XC 0723(01): Commission Notice on the recovery of unlawful and incompatible State aid - C/2019/5396 (OJ C 247, 23.07.2019, p. 1).
2. 52009 XC 05409(01): Commission notice on the enforcement of State aid law by national courts (OJ C 85, 9.4.2009, p. 1).
3. 52008 XC 0119(01): Communication from the Commission on the revision of the method for setting the reference and discount rates (OJ C 14, 19.1.2008, p. 6).
4. 52018 XC 0719(01): Commission Notice on a Best Practices Code on the conduct of State aid control proceedings - C/2018/4412 (OJ C 253, 19.7.2018, p.14).
5. 52003 XC 1209(02): Commission communication C (2003) 4582 of 1 December 2003 on professional secrecy in State aid decisions (OJ C 297, 09.12.2003, p. 6).

6. 52016 XC 0719(05): Commission Notice on the notion of State aid (OJ C 262, 19.7.2016, p. 1).
7. 52012 XC 0111(02): Communication from the Commission on the application of the European Union State aid rules to compensation granted for the provision of services of general economic interest (OJ C 8, 11.1.2012, p. 4).
8. 52008 XC 0620(02): Commission Notice on the application of Articles 87 and 88 of the EC Treaty to State aid in the form of guarantees (OJ C 155, 20.6.2008, p. 10).
9. 52021 XC 1230(02): Communication from the Commission – Criteria for the analysis of the compatibility with the internal market of State aid to promote the execution of important projects of common European interest (OJ C 528, 30.12.2021, p. 10).
10. 52021 XC 0429(01): Guidelines on regional State aid (OJ C 153, 29.4.2021, p.1).
11. 52022 XC 1028(03): Communication from the Commission Framework for State aid for Research and Development and Innovation (OJ C 414, 28.10.2022, p. 1).
12. 52021 XC 1216(04): Communication from the Commission – Guidelines on State aid to promote risk finance investments (OJ C 508, 16.12.2021, p. 1).
13. 52014 XC 0731(01): Guidelines on State aid for rescuing and restructuring non-financial undertakings in difficulty (OJ C 249, 31.07.2014, p.1), as prolonged.
14. 52009 XC 0811(01): Communication from the Commission - Criteria for the compatibility analysis of training state aid cases subject to individual notification (OJ C 188, 11.8.2009, p. 1).

15. 52009 XC 0811(02): Communication from the Commission - Criteria for the compatibility analysis of state aid to disadvantaged and disabled workers subject to individual notification, Official Journal C 188 of 11.8.2009, p.6.
16. 52020 XC 0320(03): Communication from the Commission – Temporary Framework for State aid measures to support the economy in the current COVID-19 outbreak (OJ C 91I, 20.3.2020, p. 1), as amended by:
 - Commission Communication C(2020) 2215 (OJ C 112I, 4.4.2020, p. 1),
 - Commission Communication C(2020) 3156 (OJ C 164, 13.5.2020, p. 3),
 - Commission Communication C(2020) 4509 (OJ C 218, 2.7.2020, p. 3),
 - Commission Communication C(2020) 7127 (OJ C 340I, 13.10.2020, p. 1),
 - Commission Communication C(2021) 564 (OJ C 34, 1.2.2021, p. 6).
17. 52009 XC 0115(01): Communication from the Commission – The recapitalisation of financial institutions in the current financial crisis: limitation of aid to the minimum necessary and safeguards against undue distortions of competition, (OJ C 10, 15.1.2009, p. 2).
18. 52009 XC 0326(01): Communication from the Commission on the treatment of impaired assets in the Community banking sector, (OJ C 72, 26.3.2009, p. 1).
19. 52009 XC 0819(03): Commission communication on the return to viability and the assessment of restructuring measures in the financial sector in the current crisis under the State aid rules, (OJ J C 195, 19.8.2009, p. 9).

20. 52010 XC 1207(04): Communication from the Commission on the application, from 1 January 2011, of State aid rules to support measures in favour of banks in the context of the financial crisis, (OJ C 329, 7.12.2010, p. 7).
21. 52011 XC 1206(02): Communication from the Commission on the application, from 1 January 2012, of State aid rules to support measures in favour of banks in the context of the financial crisis, (OJ C 356, 6.12.2011, p. 7).
22. 52013 XC 0730(01): Communication from the Commission on the application, from 1 August 2013, of State aid rules to support measures in favour of banks in the context of the financial crisis ('Banking Communication'), (OJ C 216, 30.7.2013, p. 1).
23. 52012 XC 1219(01): 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 (OJ C 224, 8.7.2020, p. 2).
24. 52022 XC 0218(03): Communication from the Commission – Guidelines on State aid for climate, environmental protection and energy 2022 (OJ C 80, 18.2.2022, p. 1).
25. 52020 XC0925(01): Guidelines on certain State aid measures in the context of the system for greenhouse gas emission allowance trading post 2021 (OJ C 317, 25.09.2020, p. 5).
26. Commission Communication relating to the methodology for analysis of State aid linked to stranded costs of 26 July 2001 and communicated to Member States by letter ref. SG(2001) D/290869, 6 August 2001 (http://ec.europa.eu/competition/state_aid/legislation/stranded_costs_en.pdf).

27. 52002 XC 0626(02): Communication from the Commission concerning certain aspects of the treatment of competition cases resulting from the expiry of the ECSC Treaty (OJ C 152, 26.6.2002, p. 5).
28. 31998 Y 0206(01): 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 (OJ C 39, 6.2.1998, p. 2).
29. 52013 XC 1115(01): Communication from the Commission on State aid for films and other audiovisual works (OJ C 332, 15.11.2013, p. 1).
30. 52009 XC 1027(01): Communication from the Commission on the application of State aid rules to public service broadcasting (OJ C 257, 27.10.2009, p. 1).
31. 52023 XC 0131(01): Communication From The Commission Guidelines on State aid for broadband networks (OJ C 36, 31.1.2023, p. 1).
32. 52008 XC 0722(04): Communication from the Commission – Community guidelines on State aid for railway undertakings (OJ C 184, 22.7.2008, p. 13).
33. 52004 XC 0117(01): Community guidelines on State aid to maritime transport (OJ C 13, 17.1.2004, p. 3).

34. C2008/317/08: Communication from the Commission providing guidance on State aid complementary to Community funding for the launching of the motorways of the sea (OJ C 317, 12.12.2008, p. 10).
35. 52009 XC 0611(01): Communication from the Commission providing guidance on State aid to ship-management companies (OJ C 132, 11.6.2009, p. 6).
36. 52012 XC 0111(03): Communication from the Commission - European Union framework for State aid in the form of public service compensation (OJ C 8, 11.1.2012, p. 15).
37. 52014 XC 0329(01): Communication from the Commission on interpretative guidelines concerning Regulation (EC) No 1370/2007 on public passenger transport services by rail and by road (OJ C 92, 29.3.2014, p. 1).
38. 32012 D 0021: 2012/21/EU: Commission Decision on the application of Article 106(2) of the Treaty on the Functioning of the European Union to State aid in the form of public service compensation granted to certain undertakings entrusted with the operation of services of general economic interest (OJ L 7, 11.1.2012, p. 3).
39. 52014 XC 0627(01): Commission Communication on transparency (OJ C 198, 27.6.2014, p. 1).
40. DG Competition Working Paper on State Aid and Tax Rulings, 3.6.2016 (https://competition-policy.ec.europa.eu/system/files/2021-04/specific_aid_instruments_working_paper_tax_rulings.pdf).

41. Commission staff working document on common methodology for state aid evaluation (SWD (2014) 179 final).
42. 52022 XC 1221(01): Communication from the Commission - Guidelines for State aid in the agricultural and forestry sectors and in rural areas (OJ C 485, 21.12.2022, p. 1).