

Part III.12.B.
**SUPPLEMENTARY INFORMATION SHEET FOR AID FOR
INVESTMENTS IN CONNECTION WITH THE PROCESSING AND
MARKETING OF AGRICULTURAL PRODUCTS**

This notification form applies to aid investments in the processing¹ and marketing² of agricultural products, as dealt with in point IV.B. of the Community Guidelines for State aid in the agriculture and forestry sector 2007-2013³.

1. SCOPE & BENEFICIARIES OF THE AID

1.1. Please specify under which provision of the *Agricultural Guidelines* this notification is meant to fall:

1.1.1. ☐ point IV.B.2. (a) [Commission Regulation (EC) No 70/2001⁴ or any provision replacing it]

1.1.2. ☐ point IV.B.2. (b) [Commission Regulation (EC) No 1628/2006⁵]

1.1.3. ☐ point IV.B.2. (c) [Commission guidelines on national regional aid for 2007–2013⁶]

1.1.4. ☐ point IV.B.2. (d) [aid for intermediate companies in regions **not** eligible for regional aid]

1.2. **Commission Regulation (EC) No 70/2001 (State aid to small and medium-sized enterprises)**

Is the beneficiary a SME in the processing or marketing of agricultural products?

☐ yes ☐ no

If no, the aid does not fulfill the necessary conditions under this Regulation and cannot be declared compatible with the Common Market under point IV.B.2.(a) of the Guidelines.

If yes, the aid is exempted from the obligation to notify. Please state the reasons why your authorities still would like to submit a notification. In this case, please refer to the

¹ "processing of agricultural products" means any operation on an agricultural product resulting in a product which is also an agricultural product, except on farm activities necessary for preparing an animal or plant product for the first sale .

² "marketing of agricultural products" means holding or display with a view to sale, offering for sale, delivery or any other manner of placing on the market, except the first sale of a primary producer to resellers or processors and any activity preparing a product for such first sale; a sale by a primary producer to final consumers shall be considered as marketing if it takes place in separate premises reserved for that purpose.

³ OJ ...

⁴ Commission Regulation (EC) No 70/2001 of 12 January 2001 ; OJ L 10, 13.1.2001, p.33

⁵ OJ L 302, 1.11.2006, p. 29.

⁶ OJ C 54, 4.3.2006, p. 13.

relevant part of the general notification form (annex I part I and III.1 of Regulation n. 794/2004⁷ or any provision replacing it).

1.3. Commission Regulation for regional investment aid

Does the aid fulfill the conditions set out in this Regulation?

☐ yes ☐ no

If no, the aid does not fulfill the necessary conditions under this Regulation and cannot be declared compatible with the Common Market under point IV.B.2.(b) of the Guidelines.

If yes, the aid is exempted from the obligation to notify. Please state the reasons why your authorities still would like to submit a notification. In this case, please refer to the specific notification form.

1.4. Commission guidelines on national regional aid for 2007–2013

Does the aid fulfill the conditions set out in these Guidelines?

☐ yes ☐ no

If no, the aid does not fulfill the necessary conditions under these Guidelines and cannot be declared compatible with the Common Market under point IV.B.2.(c) of the Agricultural Guidelines.

If yes, note that the assessment of such aid is to be carried out on the basis of the Guidelines on National Regional aid. Please refer to the relevant part of the general notification form (Annex of Commission Regulation (EC) No 1627/2006⁸).

1.5. Aid in regions NOT eligible for regional aid

1.5.1. Are there beneficiaries, which are SMEs?

☐ yes ☐ no

If yes, please refer to point 1.2. above [point IV.B.2 (a) of the Agricultural guidelines].

1.5.2. Are there beneficiaries, which are large companies (i.e. 750 employees or more and EUR 200 million turnover or more)?

☐ yes ☐ no

If yes, please note that the aid cannot be declared compatible with the Common Market under point IV.B.2(d) of the Agricultural guidelines.

1.5.3. Are there beneficiaries, which are intermediate companies (i.e. less than 750 employees and/or less than EUR 200 million turnover)?

☐ yes ☐ no

If yes, please refer to the relevant part of the general notification form (Annex of Commission Regulation (EC) No 1627/2006) regarding the eligible expenses.

⁷ 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; OJ L 140, 30.4.2004, p. 1–134

⁸ OJ L 302, 1.11.2006, p. 10.

2. AID INTENSITY

2.1. If the beneficiaries are SMEs (Commission Regulation (EC) No 70/2001 or any provision replacing it):

Please state the maximum aid intensity for eligible investments in:

- 2.1.1. outermost regions:.....(max. 75%)
- 2.1.2. smaller Aegean Islands⁹:.....(max. 65%)
- 2.1.3. regions eligible under Art. 87(3)(a):.....(max. 50%)
- 2.1.4. other regions:.....(max. 40%)

If the rate is higher than the above ceiling, please note that the measure would not be in line with Art. 4 of Commission Regulation (EC) No 70/2001.

2.2. For aid falling under the Commission Regulation for regional investment aid **or** the Commission guidelines on national regional aid for 2007–2013 please specify the maximum aid intensity for:

2.2.1. *SMEs*:

- 2.2.1.1. regarding eligible investments in regions under Article 87(3)(a) of the Treaty:..... (max.: 50% or maximum amount determined in the regional map approved for the Member State concerned for the period 2007-2013)
- 2.2.1.2. regarding eligible investments in *other* regions eligible for regional aid:.....(max.: 40% or maximum amount determined in the regional map approved for the Member State concerned for the period 2007-2013)

2.2.2. *intermediate enterprises in the meaning of Article 28 (3) of Council Regulation No 1698/2005¹⁰ (not SME but with less than 750 employees or less than EUR 200 million turnover):*

- 2.2.2.1. regarding eligible investments in regions eligible under Article 87(3)(a) of the Treaty: (max.: 25% or maximum amount determined in the regional map approved for the Member State concerned for the period 2007-2013)
- 2.2.2.2. regarding eligible investments in *other* regions eligible for regional aid: (max.: 20% or maximum amount determined in the regional map approved for the Member State concerned for the period 2007-2013)

If aid rates are higher than the above ceilings, please note that the measure would not be in line with point IV.B.2.(c)(ii) of the Agricultural Guidelines.

⁹ Council Regulation (EEC) N. 2019/93, OJ L 184, 27.7.93, p.1.

¹⁰ Council Regulation (EC) No 1698/2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD), OJ L 277, 21.10.2005, p. 1

2.2.2.3. Do the beneficiaries fulfill all other conditions of Commission Recommendation 2003/361/EC¹¹?

☐ yes ☐ no

If no, the measure would not be in line with point IV.B.2.(c)(ii) of the Agricultural Guidelines.

2.2.3. Are there beneficiaries that are larger than the intermediate enterprises mentioned under point 2.2.2. (i.e. large enterprises)?

☐ yes ☐ no

If yes, is the maximum aid intensity equal to or below the maximum amount determined in the regional aid map approved for the Member State concerned for the period 2007 – 2013?

☐ yes ☐ no

If no, the aid cannot be declared compatible under point IV.B.2.(c) of the Agricultural Guidelines. If yes, please mention the maximum aid intensity in the aforementioned regional aid map. The relevant maximum aid intensity in the corresponding regional aid map is%

2.3. For investment aid in favour of intermediate companies in regions **not** eligible for regional aid:

2.3.1. please specify the maximum aid intensity: (max.: 20%)

If aid rates are higher than the above ceilings, please note that the measure would not be in line with point IV.B.2.(d) of the Agricultural Guidelines.

2.3.2. Do the beneficiaries fulfil all other conditions of Commission Recommendation 2003/361/EC?

☐ yes ☐ no

If no, the measure would not be in line with point IV.B.2.(d) of the Agricultural Guidelines.

3. ELIGIBILITY CRITERIA & EXPENSES

¹¹ Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises; OJ L 124, 20.5.2003, p. 36–41

3.1. Does the aid concern the manufacture and marketing of products which imitate or substitute milk and milk products?

☐ yes ☐ no

If you have answered yes, please note that the measure would not be in line with point IV.B. of the Agricultural Guidelines.

3.2. Regarding *intermediate or large* companies, does the aid concern the purchase of second-hand equipment?

☐ yes ☐ no

If you have answered yes, please note that the measure would not be in line with point IV.B. of the Agricultural Guidelines.

3.3. For aid for investments in regions **not** eligible for regional aid:

Can you confirm that the eligible expenses for investments correspond fully to the eligible expenses listed in the Commission guidelines on national regional aid for 2007–2013?

☐ yes ☐ no

If no:

- if the beneficiaries are not SME the measure would not be in line with point IV.B.2.(d) of the Agricultural Guidelines.

- if the beneficiaries are SME, are the eligible expenses in conformity with Articles 2 and 4 of Commission Regulation 70/2001?

☐ yes ☐ no

If not, the measure would not be in line with point IV.B.2.(d) of the Agricultural Guidelines

3.4 Could the aid support investments for which a common market organisation, including direct support schemes, financed by the EAGF places restrictions on production or limitations on Community support at the level of individual farmers, holdings or processing plants which would increase production beyond those restrictions or limitations?

☐ yes ☐ no

If yes, please note that point 47 of the agricultural guidelines does not allow aid for these investments.

4. Other information

4.1. Is the notification accompanied by documentation showing that that support is targeted on clearly defined objectives reflecting identified structural and territorial needs and structural disadvantages?

☐

yes

☐

no

If yes, please provide that documentation hereunder or in an annex to this supplementary information sheet

.....

If not, please note that this documentation is requested in conformity with point 46 of the agricultural guidelines.

4.2. Is the notification accompanied by documentation demonstrating that the State aid measure fits into and is coherent with the relevant rural development programme(s) concerned?

☐

yes

☐

no

If yes, please provide that documentation hereunder or in an annex to this supplementary information sheet

.....

If no, please note that this documentation must be provided under point 26 of the Guidelines.

5. Individual notifications

Could the eligible investments exceed € 25million or the aid amount € 12 million?

☐

yes

☐

no

If yes, will an individual notification be done?

☐

yes

☐

no

If you have answered no, please note that the measure would not be in line with point IV.B of the Agricultural Guidelines.