



# ROMÂNIA

## CONSILIUL CONCURENȚEI



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### FORMAL OPINION

#### On the extension of the State aid schemes

**“Support for the reinforcement and modernization of the productive sector through investments made by small and medium size enterprises”,**  
**“Support for the integration of undertakings within the supplier chains or clusters”,**  
**“Development of support structures for the national and international interest business – Competitiveness Poles”**

By analyzing the following:

Order no. 2414/09.12.2013 for the amendment and completion of the following:

- Order no. 477 of February 20, 2008, amended by the Order no. 1194/12.06.2009 and Order no. 1055/24.05.2011, on the approval of the State aid scheme “Support for the reinforcement and modernization of the productive sector through investments made by small and medium size enterprises”, associated with operation a) “Support for the reinforcement and modernization of the productive sector through tangible and intangible investments”, major intervention field 1.1 “Productive investments and preparing the undertakings, especially the SMEs, for the market competition” priority axis 1 “An innovating and eco-efficient production system” within the Sectoral Operational Programme “Increase of the economic competitiveness”;
- Order no. 1795 of September 17, 2012 on the approval of the State aid scheme for the implementation of the operation “Support for the integration of undertakings within the supplier chains or clusters” within the major intervention field 1.3 “Continuous development of entrepreneurship” of the Sectoral Operational Programme “Increase of the economic competitiveness”;
- Order no. 363 of February 23, 2012 on the approval of the State aid scheme for the support and implementation of the operation “Development of support structures for the national and international interest business – Competitiveness Poles” within the major intervention field 1.3 “Continuous development of entrepreneurship” of the Sectoral Operational Programme “Increase of the economic competitiveness”

and

The draft of Synthetic Information sheets on the State aid granted in accordance with 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 (General block exemption Regulation)*<sup>1</sup>, whose application was prolonged until the 30<sup>th</sup> of June, 2014, through the *Commission Regulation (EU) No 1224/2013 amending Regulation (EC) No 800/2008 as regard of its period of application*<sup>2</sup>

submitted by the Ministry of Economy, by the address no. 311177/16.12.2013, registered at the Competition Council with no. RG 14573/17.12.2013, in order to receive a formal opinion,

and

ascertaining that:

1. The previously mentioned State aid schemes were set-up based on the provisions of 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*, being exempted from the notification obligation;

2. We underline that the application of the Regulation no.800/2008 was extended until June the 30<sup>th</sup>, 2014 by the *Commission Regulation (EU) No 1224/2013 amending Regulation (EC) No 800/2008 as regard of its period of application*. At the same time, the European Commission has approved, through the 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<sup>3</sup>;

3. By the Order no. 2414/09.12.2013 for the amendment and completion of the following:

- Order no. 477 of February 20, 2008, amended by the Order no. 1194/12.06.2009 and Order no. 1055/24.05.2011, on the approval of the State aid scheme “Support for the reinforcement and modernization of the productive sector through investments made by small and medium size enterprises”, associated with operation a) “Support for the reinforcement and modernization of the productive sector through tangible and intangible investments”, major intervention field 1,1 “Productive investments and preparing the undertakings, especially the SMEs, for the market competition” priority axis 1 “An innovating and eco-efficient production system” within the Sectoral Operational Programme “Increase of the economic competitiveness”;

- Order no. 1795 of September 17, 2012 on the approval of the State aid scheme for the implementation of the operation “Support for the integration of undertakings within the supplier chains or clusters” within the major intervention field 1.3 “Continuous development of entrepreneurship” of the Sectoral Operational Programme “Increase of the economic competitiveness”;

- Order no. 363 of February 23, 2012 on the approval of the State aid scheme for the support and implementation of the operation “Development of support structures for the national and international interest business – Competitiveness Poles” within the major intervention field 1.3 “Continuous development of entrepreneurship” of the Sectoral Operational Programme “Increase of the economic competitiveness”.

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<sup>1</sup> Published in the Official Journal of the European Union no. L 214/09.08.2008.

<sup>2</sup> Published in the Official Journal of the European Union no. L 320/30.11.2013.

<sup>3</sup> Approved by the Decision no. N 2/2007, published in the Official Journal of the European Union no. C 73/30.03.2007.

It is extended the application period for the three schemes, until June the 30<sup>th</sup>, 2014, within the limit of the budgets allocated for each scheme, the other granting conditions for the State aids remaining unchanged;

4. The Information sheets meet the form and content of 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*.

## **COMPETITION COUNCIL**

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

## **ISSUES FORMAL OPINION**

On the Order no. 2414/09.12.2013 for the amendment and completion of the following:

- Order no. 477 of February 20, 2008, amended by the Order no. 1194/12.06.2009 and Order no. 1055/24.05.2011, on the approval of the State aid scheme “Support for the reinforcement and modernization of the productive sector through investments made by small and medium size enterprises”, associated with operation a) “Support for the reinforcement and modernization of the productive sector through tangible and intangible investments”, major intervention field 1,1 “Productive investments and preparing the undertakings, especially the SMEs, for the market competition” priority axis 1 “An innovating and eco-efficient production system” within the Sectoral Operational Programme “Increase of the economic competitiveness”;
- Order no. 1795 of September 17, 2012 on the approval of the State aid scheme for the implementation of the operation “Support for the integration of undertakings within the supplier chains or clusters” within the major intervention field 1.3 “Continuous development of entrepreneurship” of the Sectoral Operational Programme “Increase of the economic competitiveness”;
- Order no. 363 of February 23, 2012 on the approval of the State aid scheme for the support and implementation of the operation “Development of support structures for the national and international interest business – Competitiveness Poles” within the major intervention field 1.3 “Continuous development of entrepreneurship” of the Sectoral Operational Programme “Increase of the economic competitiveness”.

And for the drafts of synthetic information sheets to be submitted by Romania, in accordance with the provisions of 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*.