



FORMAL OPINION

On the on regional State aid scheme to support investments that promote regional development by using new technologies and creating jobs

By analyzing

The draft of Government Decision to set-up the regional State aid scheme to support investments that promote regional development by using new technologies and creating jobs (hereby named the Draft)

and the draft of synthetic *Information sheet* 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 EC Treaty*¹ (*General block exemption Regulation*),

submitted by the Ministry of Public Finance by the address no. 473331/27.06.2013, registered at the Competition Council with no. RG 8368/27.06.2013, in order to receive a formal opinion,

and

ascertaining that:

1. By the Draft is set-up a State aid scheme for regional development to support investments that promote regional development by using new technologies and creating jobs, scheme elaborated based on the *EC Regulation no. 1628/2006 on the application of Articles 87 and 88 of the Treaty to national regional investment aid*² and exempted from the obligation to notify;

2. The State aid scheme is elaborated in accordance with the provisions enclosed in 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 EC Treaty*, which abolished the *EC Regulation no. 1628/2006* and meets the intensities provisioned for by the *Regional aid Map approved by the European Commission for Romania, for 2007 – 2013*³.

3. The objective of the scheme is to support the undertakings in order to make investments by using new technologies and creating new jobs;

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

² Published in the Official Journal of the European Union no. L302/01.11.2006

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

4. The conditions on the eligible costs and the period to keep the investment, as provisioned for by 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 EC Treaty are fulfilled.

5. The information sheet meets the form and substance of 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 EC Treaty*.

COMPETITION COUNCIL

Based 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

For the set-up of the *regional State aid scheme to support investments that promote regional development by using new technologies and creating jobs* and for the draft of synthetic Information sheet 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 EC Treaty*.