



FORMAL OPINION
on the draft of de minimis aid scheme provided by the *National multiannual program for the establishment and development of business and technology incubators*

By analyzing

The draft of de minimis aid scheme provided by the *National multiannual program for the establishment and development of business and technology incubators*

Submitted by the Ministry of Energy, Small and Medium Enterprises and Business Environment, by the address no 120297/ALI/22.04.2015, registered at the Competition Council with no. RG 4360/24.04.2015, in order to receive a formal opinion,

And ascertaining that:

1. The Scheme was set up based on the 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 aid¹;
2. The program's overall objective is development of small and medium enterprises (SMEs) in Romania, through the establishment of new business incubators, as well as developing existing business incubators;
3. Ministry of Energy, Small and Medium Enterprises and Business Environment is managing the de minimis scheme and simultaneously is the supplier of the de minimis aid;
4. De minimis aid scheme complies with art. 3(4) of the Government Emergency Ordinance no. 77 of 3 December 2014 regarding national procedures in the state aid field and the amendment and completion of the Competition Law no. 21/1996 – an opportunity analysis was drawn (attached);
5. The scheme is applying throughout Romania, in all 8 development regions, as defined by Law no. 315/2004 on regional development in Romania;
6. The budget allocated to de minimis aid scheme is 13,300,000 lei. Under this scheme will be granted non-reimbursable financial allowances for a minimum of 100 SMEs, for funding 3 new incubators, as well as existing ones;

¹ Published in the Official Journal of the European Union no L 352/24.12.2013, final paper

7. The scheme is valid until 31 December 2015;

COMPETITION COUNCIL

Based on art. 7 par. (6) of the Government Emergency Ordinance no. 77 of 3 December 2014 regarding national procedures in the state aid field and the amendment and completion of the Competition Law no. 21/1996,

ISSUES FORMAL OPINION

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