



Consultation on the first draft of the new de minimis Regulation replacing Regulation No 1998/2006

Public authorities, citizens, companies and organisations are welcome to contribute to this consultation. Contributions are particularly sought from public authorities dealing with measures covered by the de minimis Regulation.

Policy field

Competition: State aid

Period of consultation

From 20.03.2013 to 15.05.2013

Objective

State funding meeting the criteria of Article 107(1) TFEU constitutes State aid. However, the Council, by adopting [Regulation \(EC\) No. 994/98 \('Enabling Regulation'\)](#) enabled the Commission to set out in a Regulation a threshold below which aid measures are exempted from the notification obligation under Article 108(3) TFEU even when they do not meet all the criteria of Article 107(1).

On this basis, the Commission adopted Regulation (EC) 1998/2006 to de minimis aid, in force since 1 January 2007. This Regulation set the de minimis ceiling at EUR 200 000 per undertaking granted over any period of three fiscal years, and thus considerably simplified the granting of small amounts of support. It will expire on 31 December 2013 and will therefore be reviewed.

On 8 May 2012, the Commission adopted a [Communication on the State aid modernisation initiative \('SAM'\)](#), launching the political debate on the modernisation of State aid control. The review of the de minimis Regulation is an important element of SAM.

The Commission already invited the other institutions, Member States and stakeholders to provide input for the revision of the de minimis Regulation. This first consultation using an explanatory note took place between 13 July and 5 October 2012. The present consultation aims to collect the views of the Member States and stakeholders on the first draft text of the de minimis Regulation.

The draft proposes the introduction of a central register of all de minimis measures as a gradual process, allowing Member States a generous transitional period for setting it up. The draft also substantially clarifies and simplifies the rules, in line with recurring requests from stakeholders, and so will reduce the administrative burden for small aid measures considerably.

How to submit your contribution

- You are invited to respond to this consultation in any official EU language. Given the possible delays in translating comments submitted in certain languages, translations of the replies

into one of the Commission's working languages (preferably English) would be welcome to enable the Commission to process them more swiftly.

- Please note that we cannot guarantee to take account of replies received after the deadline. We would appreciate receiving documents in an electronic format.
- In your reply, please indicate whether you are replying as citizen, organisation or public authority. If your organisation is registered in the Transparency Register, please indicate your Register ID number. If your organisation is not registered, we invite you to [register now](#), although it is not compulsory to be registered to reply to the consultation. Responses from organisations not registered will be published separately.
- Contributions will be published on this webpage. Submissions that are clearly marked "confidential" will be treated as such and not published. In that case please also provide a non-confidential version of your reply. It is important to read the [privacy statement](#) attached to this consultation for information on how your personal data and contribution will be dealt with.

View the consultation documents

- Explanatory note
[En](#) [De](#)
- First draft of the new de minimis Regulation
[En](#) [De](#)

Contact details

Responsible service: Competition DG, Unit A3. State aid policy and scrutiny

Please always indicate the reference number in your correspondence: HT.3572 – SAM – de minimis review

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