



European Academy
for Taxes, Economics & Law

**Including practical examples
and workshop session!**

State Aid Rules for National Funding and EU Funds

7th European State Aid Seminar
26th – 27th April 2012, Berlin

Brochure



7th EUROPEAN STATE AID SEMINAR

State Aid Rules for National Funding and EU Funds

State aid rules for national funding and EU funds are under strict control of the European Commission

State aid elements are very difficult to identify. The wide definition of State aid causes a high risk, especially for the beneficiaries of this support. Aid from national or European funding programmes granted by central or local governments of the EU Member States can violate EU State aid rules. In principle such support is forbidden by the Treaty on the Functioning of the European Union (TFEU). The European Community has developed a complex system of rules and procedures to prevent public authorities from using State aid to support industries or offering unfair incentives. Recently the EU Commission increasingly enforces controls in this field.

Failure to notify a measure may result in repayment of the granted aid

As a representative of a national authority it is your duty to decide which measures require notification. Failure to notify a measure, which is subsequently found to involve an aid, may result in repayment of the granted aid. It is highly important that you properly screen and equally review all projects to ensure that they comply with State aid rules. Moreover, you need to ensure that your aid schemes comply with EU State aid rules and do not put the entire projects at risk by a possible State aid recovery.

Who is this seminar for?

Public authorities dealing with public national and European funds, especially from the following institutions:

- Ministries of Economy
- Ministries of Regional Development
- Ministries of Finance
- Courts of Auditors
- State Aid Monitoring Offices
- National Competition Authorities
- Regional and Local Authorities responsible for finance and economy
- Public Banks
- Public and Private Companies waiting to benefit or having benefited from State aid
- Lawyers & Consultants

Especially invited are Heads of Departments and Units, Managers as well as Auditors in particular from departments and units such as:

- Managing, Audit & Certifying Authorities dealing with EU Funds
- Structural Funds
- State Aid Control
- Coordination of EU Projects
- Regional Development
- Funding Programmes
- Accounting Offices
- Budget & Finance
- Public Private Partnership





European Academy
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What will you learn at this seminar?

- How to identify State aid?
- Which type of State aid is compatible with the rules of the TFEU?
- Which exemptions are laid down by the EU Commission?
- How to avoid the risk of State aid recovery?
- How to assess whether a State aid is admissible?
- How to cumulate different types of aid?
- How to interpret and apply EU State aid rules, particularly the regulations, guidelines and notices that have been developed by the EU Commission over the last years?

Optional Course for the „Master of Management in EU Funds“

This European Seminar is also an Optional Course for the „Master of Management in EU Funds“

For further Information, [please click here.](#)

Your Benefits

- Assure that your aid schemes are compatible with EU State aid rules
- Avoid the risk of State aid recovery jeopardizing the existence of particular projects
- Win yourself recognition with your excellent State aid expertise
- Improve and deepen your knowledge on how to determine whether a public measure contains State aid
- Gain more profound understanding of EU case law concerning the concept of State aid and the procedures for notification
- Keep up to date of new approaches and measures adopted by the EU Commission
- Find out more about how to increase the efficiency of state support
- Benefit from exchanging experiences with experts and employees from other EU Member States



PROGRAMME DAY 1

State Aid Rules for National Funding and EU Funds

8.30-9.00

Registration and Hand-out of Seminar Material

9.00-9.05

Opening Remarks from the European Academy for Taxes, Economics & Law

9.05-9.10

Welcome Note from the Chair

Péter Staviczky, Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union

Application of European State Aid Rules

9.10-09.45

European State Aid Rules and Measures

- Concept of State aid
- State aid legal framework: regulations, guidelines and notices, decisions
- The role of the European Commission

Edit Komáromi, State Aid Case Handler, Unit E.3 – State aids: Industrial Restructuring, DG Competition, European Commission

09.45-10.00

Discussion Round

10.00-10.30

Coffee Break

10.30-11.45

How to Assess Whether a Public Measure Contains State Aid?

- State aid in national measures
- State aid in EU Funds
- Private investor test
- Cumulating of aid
- Calculation of aid intensity

Edit Komáromi, State Aid Case Handler, Unit E.3 – State aids: Industrial Restructuring, DG Competition, European Commission

11.45-12.00

Discussion Round

12.00-12.30

Procedural Rules on State Aid

- Notification – procedural issues
- Pre-notification in practice
- State aid action plan
- Simplification package

Péter Staviczky, Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union

12.30-12.45

Discussion Round

12.45-14.00

Lunch Break



EDIT KOMÁROMI

State Aid Case Handler, Unit E.3 – State aids: Industrial Restructuring, DG Competition, European Commission

Edit Komáromi is a State Aid Case handler in the unit responsible for industrial restructuring at the Directorate General for Competition of the European Commission. She works on cases involving legal and economic analysis of public support measures in order to determine whether such interventions qualify as State aid and to assess whether they fulfil the relevant criteria for authorising the aid. Ms. Komáromi holds a Master in Economic and Social sciences from the Vienna University of Economics and Business Administration and a Master in International Management from the Community of European Management Schools (CEMS). Moreover, she obtained a Postgraduate Diploma in EC Competition Law from the Centre of European Law at King's College London.



PÉTER STAVICZKY

Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union

Péter Staviczky works as Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union. Previously, he worked in the Hungarian Ministry of Finance at the State Aid Monitoring Office in Budapest as Head of Unit of this Office. He has read Law at the Pázmány Péter Catholic University Faculty of Law (1996-2001) and Comparative Law at the International Faculty of the University Robert Schuman Strasbourg (1999-2002). Moreover, he has done banking-lawyer training in Deák Ferenc Institute for Postgraduate Education (2000-2002) and took part in the common European specialist course of the Ministry of Foreign Affairs and the French École National d'Administration in spring 2002. He is an invited lecturer in numerous State aid seminars. He is co-author of a State Aid Handbook, where he wrote a chapter on market economy investor principle. Furthermore, he gives regularly lectures to officials of regional governments, public enterprises as well as to representatives of banks and companies.



Managing Compliance of the EU Funds and National Schemes with State Aid – State Aid Exemption and Secondary EU Legislation

14.00-15.00

Admissible Aid – How to Assess Whether the State Aid is Admissible?

- Relevant community legislation
- The scope of admissible aid
- Conditions for granting aid compatible with internal market
- Mandatory exemptions from general ban
- De-minimis State aid
- Admissible aid in key policy areas (Regional aid, SME aid, R&D&I aid)
- Limit of admissible State aid and obligation of accumulation of granted money
- Practical exercise on de-minimis

Péter Staviczky, Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union



15.00-15.15

Discussion Round

15.15-15.45

Coffee Break

15.45-16.30

Suitable Exemption by Granting a State Aid General Block Exemption Regulation (GBER)

- Conditions for exemption
- Exempted aid types
- Consequences of GBER
- Practical exercise on GBER

Péter Staviczky, Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union



16.30-16.45

Discussion Round

16.45-17.30

Cumulation of Different Types of Aid

- Cumulation rules
- Introduction into the case study
- Group work

Péter Staviczky, Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union



17.30-17.45

Final Discussion Round

17.45

End of Day One



PÉTER STAVICZKY Fiscal Attaché – Responsible for State aid, Permanent Representation of Hungary to the European Union

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PROGRAMME DAY 2

State Aid Rules for National Funding and EU Funds

8.55-9.00

Welcome Note from the Speaker

State Aid Case Studies

Projects Co-Financed by National or EU Funds

9.00-9.30

R&D Project Case Study

- Introduction into the case study
- Practical exercise on case

Dr. Hans Arno Petzold, Officer State Aid Control (et. al.), Ministry for Science, Economics and Transport, Federal State Schleswig-Holstein, Germany



9.30-10.00

Discussion Round

10.00-10.30

Coffee Break

10.30-11.00

Infrastructure Project Case Study

- Introduction into the case study
- Practical exercise on case

Dr. Hans Arno Petzold, Officer State Aid Control (et. al.), Ministry for Science, Economics and Transport, Federal State Schleswig-Holstein, Germany



11.00-11.30

Discussion Round

New Developments

11.30-12.30

New Developments in State Aid Law – A Quick Update

- What's new?
- Recent case law of the EU Courts
- New legislation and notices
- Recovery of State aid
- Private enforcement of State aid rules
- Procedural reform
- The new SGEI rules
- Exit from the crisis?

Dr. Ulrich Soltész, Lawyer, Gleiss Lutz Lawyers, Brussels, Belgium

12.30-12.45

Discussion Round

12.45-14.00

Lunch Break



DR. HANS ARNO PETZOLD

Officer State Aid Control (et. al.), Ministry for Science, Economics and Transport, Federal State Schleswig-Holstein, Germany

Since 2007 Dr. Hans Arno Petzold has been working for the Schleswig-Holstein Ministry for Science, Economics and Transport. He is mainly dealing with EU State aid matters. Previously, Dr. Petzold worked in the public and private sector. He was legal adviser of a social health insurance and private secretary to a State Prime Minister. Moreover, he worked as manager for a trade and industry federation, as visiting lecturer at a police academy and as director of an EU information office. He studied law in Hamburg and obtained a doctorate of law at the Europa-Kolleg-Hamburg University. Dr. Petzold submitted numerous publications on European Law and German Procedural Law.



DR. ULRICH SOLTÉSZ Lawyer, Gleiss Lutz Lawyers, Belgium

Dr. Ulrich Soltész, LL.M., is a recognised State aid expert Europe-wide working with the Gleiss Lutz Lawyers since 1997 in their office in Brussels. His principal practice areas are EU competition and State aid law. He has published numerous articles on competition and State aid issues and is a contributor to a number of books on these topics. Ulrich's recent State aid experience includes advising of aid recipients and national authorities in some of the recent major state aid cases at the Commission and the European Courts in Luxembourg. Dr. Soltész has also acted on behalf of complainants in many of the Commission's landmark cases, like WestLB, Bankgesellschaft Berlin and the financing of public hospitals. He was involved in many transactions, especially privatisations, where state aid issues play a key role. He studied at the University of Freiburg and obtained a Master of Laws degree from the Free University of Brussels. Prior to joining the firm, he worked as a research and teaching assistant at the University of Freiburg. He became Partner in 2002.



State Aid Case Study & Workshop Session

14.00-14.30

From the Application, Notification to Final Decision

- Some practical experience
- How to deal with the notification procedure
- Strategic considerations
- “Dos and Don’ts”

Dr. Ulrich Soltész, Lawyer, Gleiss Lutz Lawyers, Brussels, Belgium



14.30-14.45

Discussion Round

14.45-15.15

Coffee Break

15.15-16.15

Analysis of a State Aid Case – Workshop

Participants will be divided into interactive workshop groups. Each group will be given a scenario and will be asked to:

- Identify State aid in the measure described
- Select suitable legal framework
- Develop a line of argumentation

Dr. Ulrich Soltész, Lawyer, Gleiss Lutz Lawyers, Brussels, Belgium



16.15-16.30

Discussion on the Results and Lessons Learned

16.30

End of Seminar and Hand-out of Certificates



DR. ULRICH SOLTÉSZ
Lawyer, Gleiss Lutz Lawyers,
Belgium

Dr. Ulrich Soltész, LL.M., is a recognised State aid expert Europe-wide working with the Gleiss Lutz Lawyers since 1997 in their office in

Brussels. His principal practice areas are EU competition and State aid law. He has published numerous articles on competition and State aid issues and is a contributor to a number of books on these topics. Ulrich’s recent State aid experience includes advising of aid recipients and national authorities in some of the recent major state aid cases at the Commission and the European Courts in Luxembourg. Dr. Soltész has also acted on behalf of complainants in many of the Commission’s landmark cases, like WestLB, Bankgesellschaft Berlin and the financing of public hospitals. He was involved in many transactions, especially privatisations, where state aid issues play a key role. He studied at the University of Freiburg and obtained a Master of Laws degree from the Free University of Brussels. Prior to joining the firm, he worked as a research and teaching assistant at the University of Freiburg. He became Partner in 2002.

PARTNERS

State Aid Rules for National Funding and EU Funds



BRZ, the young technical periodical for aid law, informs in the form of practical expert contributions regularly about current aid-legal and -political developments in Germany, Austria and the European Union. Special emphasis forms the competitive and competition-legal effects of aid. In the judicature judgment the decision practice follows the Courts of Justice, the European commission as well as the national authorities. Information about promotion ranges and -programs, check lists, case examples, literature discussions and meeting references round off the technical periodical.

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ORGANISATIONAL MATTERS

State Aid Rules for National Funding and EU Funds

Date of Event

26th - 27th April 2012, Berlin

Booking Number

S-408MC

Event Language

The event language will be English.

Event Price

1289,- Euro, excl. German VAT (19%)

The above price covers the following:

- Admission to the seminar
- Hand-out documents
- Soft drinks and coffee/tea on both event days
- Lunch on both event days

Booking Modalities

It is recommended to book soon as seats are limited. For organisational matters, we kindly ask you to complete the booking form in capital letters.



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E-Mail: reservierung@ellington-hotel.com

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NOTE

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BOOKING

BOOKING NUMBER: S-408MC(DM)

26th - 27th APRIL 2012, BERLIN

Herewith we register the following persons for the Seminar: "State Aid Rules for National Funding and EU Funds"

Delegate 1

Ms. Mr.

First name _____ Last name _____ Phone _____
Department _____ Fax _____
Job position _____ E-mail _____
Your organisation _____
Street _____
Postcode / City _____
Country _____

Delegate 2

Ms. Mr.

First name _____ Last name _____ Phone _____
Department _____ Fax _____
Job position _____ E-mail _____
Your organisation _____
Street _____
Postcode / City _____
Country _____

Delegate 3

Ms. Mr.

First name _____ Last name _____ Phone _____
Department _____ Fax _____
Job position _____ E-mail _____
Your organisation _____
Street _____
Postcode / City _____
Country _____

Invoice organisation

To the attention of _____
Street _____ Phone _____
Postcode / City _____ Fax _____
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In case of registration of more than one delegate - do you prefer: single invoice? collective invoice?

With my signature I confirm my registration and accept the General Terms and Conditions as legally binding.

I herewith agree to receive further information from the European Academy for Taxes, Economics & Law

Place, Date

Authorised Signature and Stamp



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