


two days workshop

# Managing State Aid in ESI Funds

 13 - 14 June 2019 | Lisbon

Fee: 1050 EUR (excl. VAT)

VAT will be added when applicable

Payment method: Invoice

## DESCRIPTION

### Who is the Workshop for?

Representatives from public authorities in charge of financial management, control and audit, especially from:

Managing Authorities

Certifying Authorities

Audit Authorities

Intermediate Bodies

ESI Funds experts from regional and local authorities and experts involved in ETC Programme

Beneficiaries of EU funded projects, i.e.: Private and public companies, associations, research institutes

Public and private banks

International, national and local associations and networks

Consultants

After completing the official program of the first day of the Workshop the ESI Funds Academy is inviting the participants on the Thursday afternoon to a walking tour to discover the heart of Lisbon with our urban expert Jerome Crozy.

## PROGRAMME

**Thursday 13 June 2019**

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08.30 Registration and welcome coffee

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09.00 Welcome note from ESI Funds Academy, welcome note from Chair

Introduction round

Chair: Andrzej Kaznowski, Easy State Aid, Warsaw

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09.30 Concept of State Aid and Notification

- The requirements of Art. 107 & 108 of the TFEU
- How to identify State aid
- Notion of undertaking and economic activity
- State aid resources and imputability
- Determining advantage and Market Economy Operator Test (MEOT)
- Determining selectivity of the measure
- Effect on trade and distortion of competition
- The measure is State aid – so what?
- How to notify a measure?

Andrzej Kaznowski, Easy State Aid, Warsaw

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11.00 Coffee break

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11.30 Interdependence of State Aid and ESI Funds

- When do ESI Funds managers have to be aware of State aid
- Institutions to ensure compliance
- References in ESIF to State aid
- References in State aid to ESIF
- How much State aid may be granted?

- State aid tasks of the managing authorities
  - Obstacles and pitfalls for ESIF managers
  - Examples of State aid and ERDF/ESF
- Andrzej Kaznowski, Easy State Aid, Warsaw
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12.30            [Lunch](#)

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13.30            [State Aid Exemptions: De minimisaid, SGEI](#)

(45 minutes) De minimis regulation

- Concept of the De minimis aid
- Legal framework and scope of de minimis
- Thresholds and cumulation
- Exercises on application of the de minimis regulation

(45 minutes) GBER and its Application to ESIF

- GBER common provisions
- Scope and categories of exempted aid
- Thresholds, incentive effect, cumulation rules
- Publication, reporting and monitoring

Andrzej Kaznowski, Easy State Aid, Warsaw

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15.00            [Coffee break](#)

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15.30            [Specific provisions of GBER](#)

- Regional aid
- Training aid
- Employment aid
- State aid for environmental protection and energy
- State aid for R&D&I

17.00      End of the official Program of Day I

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19.00      Walking tour to discover the heart of Lisbon

Walking tour to discover the heart of Lisbon (60-90 minutes)

Starting point: Praca Dom Pedro IV

Guide: Jerome Crozy, expert on urban planning

Friday 14 June 2019

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08.45      Welcome coffee

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09.00      State Aid and ESIF – A practical approach

State Aid and ESIF – A practical approach

– Where does experience come from?

– The role of major projects

– Forthcoming changes in relation to financial perspective 2021-2027

Funding Infrastructure in Compliance with State Aid Rules

– Funding of infrastructures after the Leipzig/Halle judgement

– Analytical Grids on State aid rules applicable to public funding of infrastructure projects

ESIF Funded Infrastructure Projects in Specific Fields

– Avoiding State Aid – the case of waste water infrastructure

– Application of SGEI rules – the case of waste water infrastructure

**Stefan Akira Jarecki, PhD** Expert on compliance of ESI Funds with State Aid Rules

**Roman Głyszczuk** Legal expert, Managing Authority, Polish Governmental Administration, Warsaw,

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II.00      Coffee break

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II.30      Funding Infrastructure and Rolling Stock Projects

Funding Infrastructure and Rolling Stock Projects

- Aid in the form of compensation for discharging of public service obligation
- Landmark judgements (Leipzig-Halle, HH Ferries and Others v Commission, Eventech)
- Proposals of the EC for the next financial perspective

Application of SGEI rules to rail and local public transport projects

- Financing of infrastructure
- Rolling stock project
- New provisions of the PSO regulation

**Roman Głuszczyk** Legal expert, Managing Authority, Polish Governmental Administration, Warsaw

**Stefan Akira Jarecki, PhD** Expert on compliance of ESI Funds with State Aid Rules

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12.45      Lunch

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13.45      Experiences of a Managing Authority

Experiences of a Managing Authority in the Areas of:

- Construction of infrastructure
  - Purchase and modernization of rolling stock
- What if not State Aid in the form of SGEI compensation?
- Regional Aid for the purchase of rolling stock (railway guidelines)
  - Local infrastructure/Global Block Exemption Regulation (GBER)
  - Article 93 of the Treaty on the Functioning of the European Union

**Stefan Akira Jarecki, PhD** Expert on compliance of ESI Funds with State Aid Rules

**Roman Głuszczyk** Legal expert, Managing Authority, Polish Governmental Administration, Warsaw

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14.45

Good bye Coffee

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15.15

The End and Distribution of Certificates

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## EXPERTS

- **Andrzej Kaznowski**  
Expert on State Aid
  - Stefan Akira Jarecki, PhD  
Expert on State Aid and public transport regulation
  - Roman Gąszczyk  
Legal expert
  - Jérôme Crozy  
Expert on EU Management
  - Ana Diogo  
Expert on Planning and Evaluation
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## VENUE

4 \* Hotel in Lisbon

Hotel Açores Lisboa

Av. Columbano Bordalo Pinheiro 3, 1070-060 Lisboa, Portugal

<https://www.bensaude.pt/hotelacoreslisboa/en/>

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