

SUMMARY INFORMATION SHEET ON AID MEASURES IN FORCE ON 1ST MAY 2004
(EXISTING AID)

1. GENERAL ASPECTS

Country:

POLAND

Title of the aid measure (English):

Co-financing of safety and security equipment, which is essential for functioning and supervising of civil aviation.

Title of the aid measure (Original language):

Dofinansowanie zakupów sprzętu i urządzeń, niezbędnych dla bezpieczeństwa działalności lotniczej i nadzoru w tym zakresie.

Legal basis (precise reference):

Act of 3 July 2002 - Aviation Law (Journal of Laws No 130, item 1112 as amended): Art. 26 clause 2 point 4 and Art. 183 (please find enclosed).

Ministry or other administrative body responsible for the measure and its implementation:

Civil Aviation Office.

Person(s) to contact:

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Level at which the measure is administered (central government, regional, other)?

Central government.

When did the measure enter into effect?

17 August 2002 (the day of entering into force of Aviation Law).

What is the duration of the measure (expiry date)?

Unlimited.

2. DESCRIPTION OF THE MEASURE

Which transport sector is eligible (rail, aviation, maritime, etc.)?

Aviation sector.

What are the main aim(s) and objectives of the aid?

The main objective is the development of adequate standards in terms of civil aviation safety and security by co-financing the necessary equipment.

Form of the measure (scheme, ad hoc, individual):

Aid scheme.

What are the instruments (or forms) of aid, ex.:

Direct grant.

For each instrument of aid please give a short description of the conditions applying to the instrument.

The aid applies only to projects connected with civil aviation safety or security equipment. The beneficiary is obliged to declare that at least 25% of the total value of the equipment will be financed by its own funds.

Budget: give the overall budget made available for the measure (in local currency and Euros):

2003: 6 305 000 PLN (app. 1 327 000 EUR),

2004: 7 262 000 PLN (app. 1 529 000 EUR),

2005 – and others - to be adopted annually .

Is the budget adopted annually? If yes, what is the average annual budget?

The budget for the aid is adopted annually. Based on the historical data, the average annual budget is 6 783 000 PLN (app. 1 428 000 EUR).

Specify the eligible beneficiaries (i.e. their character and estimated number).

Entities that operate on the civil aviation market (especially airport operators and air carriers).

Is the aid available on non-discriminatory basis, open to all potential beneficiaries, irrespective of nationality?

The aid is available on non-discriminatory basis to all potential beneficiaries.

What are the eligible costs?

The eligible costs are expenditures connected with buying of safety or security equipment (fixed assets, documentation, installment costs).

What is the maximum aid intensity?

75 % of the total value of the equipment.

Specify the criteria according to which the amount of aid and/or the aid intensity has been calculated.

The criteria and aid intensity are calculated on the basis of rules provided in Aviation Law (Art. 26 clause 2 point 1) as well as in the internal Decision of the President of Civil Aviation Office regarding ways of distributing funds for purposes stated above. Besides, according to the adopted rules, the entity must incur at least 25% of the investment costs from its own resources. The amounts of aid

depend on annual decisions of the President of Civil Aviation Office based on the financial plan referred to in Art. 26 clause 3 of Civil Aviation Act and on the amount applied for by beneficiaries.

Does the measure provide “operating aid”? If “Yes”, please provide details.

No.

If the measure relates to services of general economic interest or public service obligations, please specify by what means this task has been entrusted to the undertaking and how compensation is calculated.

N/A

May the aid in question be cumulated with any other aid measures in operation and if so, does the measure contain provisions limiting the cumulation of aid?

Yes, the measure can be cumulated with other aid measures. The measure does not contain provisions limiting the cumulation of aid.

Does the aid measure fall within existing exemption regulations or guidelines? If so, please specify.

Referring to aid for infrastructure investment, the measure falls within point II.3 of the Guidelines on application of Articles 92 and 93 of the EC Treaty and Article 61 of the EEA agreement to State aids in the aviation sector (94/C 350/07).

Enclosure:

Act of 3 July 2002 – Aviation Law (Journal of Laws No 130, item 1112 as amended)