



EUROPEAN COMMISSION

Brussels, 13.08.2004
C (2004) 3230/5

Subject: Measures that will be regarded as existing aid within the meaning of Article 88 (1) of the EC Treaty

Your Excellency,

During the course of 2003 and 2004, your authorities have submitted lists of measures which they wished to be considered as existing aid within the meaning of Article 88(1) EC. In accordance with the procedure provided for in Annex IV, Chapter 3, paragraph (1)(c) (under Article 22) of the Treaty of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia to the European Union, these measures have been examined by the Commission.

I have the honour to inform you that the Commission has decided not to raise any objections to the measures included in the list annexed to this letter on the grounds that there are no serious doubts as to their compatibility with the common market. They will therefore be regarded as existing aid within the meaning of Article 88(1) of the EC Treaty from the date of accession.

This decision does not prejudice any future decision by the Commission on the existing aid status of the measures submitted by your authorities but not included in the list annexed to this letter.

His Excellency Mr. WŁODZIMIERZ CIMOSZEWICZ
Minister of Foreign Affairs
Al. J. Ch. Szucha 23
00-580 Warszawa
POLAND

The Polish authorities are reminded that the interim procedure for existing aid does not apply to aid to the transport sector, nor to activities linked to the production, processing or marketing of products listed in Annex I to the EC Treaty with the exception of fisheries products and products derived thereof. Therefore, this decision explicitly excludes these sectors and any existing aid for such sectors must be communicated separately to the Commission pursuant to the rules applicable to the sector concerned.

Yours faithfully,

For the Commission

Mario MONTI
Member of the Commission

Annex: I

Annex: State aid measures in Poland considered to be existing aid within the meaning of Article 88(1) EC from the date of the accession of Poland to the European Union

COMP no.	Title of the aid measure (in original language)	Title of the aid measure (in English)	Duration	Date of approval	Aid granting authority	Aid objective	Budget Mio EUR	Form of aid	Individual aid / Aid scheme
AC Nr Yr									
PL 1 2004	ROZPORZĄDZENIE RADY MINISTRÓW OKREŚLAJĄCE OBSZARY, NA KTÓRYCH DOPUSZCZALNE JEST UDZIELANIE POMOCY REGIONALNEJ	Ordinance of the Council of Ministers specifying the territory on which regional aid can be granted	01/05/2004 until 31/12/2006	20.02.2004	Council of Ministers	Regional aid map	N/A	N/A	Scheme
PL 2 2004	Dopłaty przedmiotowe do podręczników szkolnych i akademickich	Object-specific subsidies to school and academic textbooks	20.7.1999 - 31.12. 2006	17/02/2004	Minister of National Education and Sport	Aid having a social character, granted to individual consumers	€1,927 million in 2004, about €6,18 million in 2004-2006	Subsidies for school and academic textbooks	Scheme
PL 37 2004	Pomoc na restrukturyzację dla Zakładów Przemysłu Bawełnianego "FROTEX" S.A.	Restructuring aid for Zakłady Przemysłu Bawełnianego "FROTEX" S.A.	restructuring plan from 2002, was mainly executed in 2003, though some elements are planned to be carried out within next few years	27/01/2004	Local Authority, State Fund for the Rehabilitation of Disabled Persons, Head of Tax Office	guidelines on state aid for rescuing and restructuring firms in difficulty	€0,207 million (total budget)	write-offs, arrangements into instalments, deferments	Individual aid

PL 46 2004	Pomoc na restrukturyzację dla Bystrzyckich Fabryk Mebli S.A.	Restructuring aid for Bystrzyckie Fabryki Mebli S.A.	second half of 2001 - June 30, 2006	10/02/2004	Municipality Office, Employee Guarantee Benefits Fund, Social Insurance Fund (ZUS) Wałbrzych, Public Fund for Rehabilitation of Disabled Persons (PFRON), Ministry of State Treasury	state aid for rescuing and restructuring firms in difficulty	€0,96 million (total budget)	write-offs or deferments of tax or fees, arranging payments into instalments, capital injection, preferential loan	Individual aid
PL 48 2004	Program pomocy regionalnej dla przedsiębiorców o szczególnym znaczeniu dla rozwoju miasta	Regional aid scheme for entrepreneurs of special importance for the development of the city	28/04/2004 - 2006	26/04/2004	City Council in Łódź	Regional aid	€1 million (average annual budget)	Exemption from real estate tax	Scheme