



EUROPEAN COMMISSION

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SENSITIVE* : *COMP Operations*

**Subject: State Aid SA.57494(2020/N) – Portugal
COVID-19: Direct grant and loan guarantee scheme – Autonomous
Region of Madeira**

Excellency,

1. PROCEDURE

- (1) By electronic notification of 12 June 2020, Portugal notified aid in the form of direct grants and guarantees on loans for the Autonomous Region of Madeira (“the measure”) under the Temporary Framework for State aid measures to support the economy in the current COVID-19 outbreak, as amended (“the Temporary Framework”).¹ The Portuguese authorities submitted further information on 15 and 17 to 19 June 2020.
- (2) Portugal exceptionally agrees to waive its rights deriving from Article 342 of the Treaty on the Functioning of the European Union (“TFEU”), in conjunction with Article 3 of Regulation 1/1958² and to have this Decision adopted and notified in English.

2. DESCRIPTION OF THE MEASURE

- (3) Portugal considers that the COVID-19 outbreak has started to affect the real economy. The measure forms part of an overall package of measures and aims to

* Handling instructions for SENSITIVE information are given at <https://europa.eu/db43PX>

¹ Communication from the Commission - Temporary framework for State aid measures to support the economy in the current COVID-19 outbreak, 19 March 2020, OJ C 91I, 20.3.2020, p. 1-9, as amended by Communication from the Commission C(2020) 2215 final of 3 April 2020 on the Amendment of the Temporary Framework for State aid measures to support the economy in the current COVID-19 outbreak, OJ C 112I, 4.4.2020, p. 1-9 and by Communication from the Commission C(2020) 3156 final of 8 May 2020 on the Amendment of the Temporary Framework for State aid measures to support the economy in the current COVID-19 outbreak, OJ C 164, 13.5.2020, p. 3-15.

² Regulation No 1 determining the languages to be used by the European Economic Community, OJ 17, 6.10.1958, p. 385.

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ensure that sufficient liquidity remains available in the market, to counter the liquidity shortage faced by undertakings because of the outbreak, to ensure that the disruptions caused by the outbreak do not undermine the viability of the undertakings and thereby to preserve the continuity of economic activity during and after the outbreak.

- (4) According to the Portuguese authorities, the Autonomous Region of Madeira has been particularly affected by the COVID-19 outbreak and the confinement measures taken by the national and regional authorities due to its remoteness, insularity and economic dependence on a reduced number of products and services.
- (5) The compatibility assessment of the measure is based on Article 107(3)(b) TFEU, as interpreted by Section 2 and Sections 3.1, 3.2 and 3.4 of the Temporary Framework, respectively.

2.1. The nature and form of aid

- (6) The measure provides aid in the form of direct grants and guarantees on loans.

2.2. Legal basis

- (7) The legal basis for the measure comprises *inter alia* the following rules:
 - Articles 199(g), 225 and 227 of the Portuguese Constitution,
 - Decree 14-A/2020 of 18 March 2020 declaring a state of emergency for the whole territory of Portugal (subsequently extended) and Regional Resolution 272/2020 of 30 April 2020 declaring a state of emergency in the Autonomous Region of Madeira (subsequently extended),
 - Resolution 33-A/2020 of April 30 declaring a state of calamity for the whole national territory (subsequently extended) and Regional Resolution 272/2020 of 30 April declaring a state of calamity in the Autonomous Region of Madeira (subsequently extended),
 - Article 13 of Decree-Law 10-J/2020 of 26 March 2020 establishing exceptional measures to protect the credits of families, companies, private social solidarity institutions and other entities of the social economy and a special regime of State guarantees regarding the COVID-19 outbreak,
 - Decree-Law 211/98 of 16 July 1998 regulating the activity of mutual guarantee societies (sociedades de garantia mútua, “SGMs”), as amended,
 - Decree-Law 229/98 of 22 July 1998 establishing the Mutual Counter-guarantee Fund (Fundo de Contragarantia Mútuo, “FCGM”) and defining the functions of SPGM Sociedade do Investimento S.A. (“SPGM”),
 - Regional Legislative Decree 28-A/99/M of 30 November 1999 establishing the Institute for Enterprise Development of the Autonomous Region of Madeira (“Instituto de Desenvolvimento Empresarial”, “IDE, IP-RAM”), as amended.

2.3. Administration of the measure

- (8) SPGM is responsible for administering loan guarantees under the measure. It heads the Portuguese Mutual Guarantee System, manages FCGM, and supports the creation of SGMs by participating in their share capital.
- (9) FCGM is a public legal entity responsible for ‘promoting and carrying out the actions required to ensure the solvency of the Mutual Guarantee Societies’. It counter-guarantees operations performed by the SGM, having several guarantee lines, resulting from public or international funding. In case FCGM is delayed in performing its obligations, creditors are entitled to take action against the Portuguese State. The counter-guarantee provided by FCGM reduces the risk incurred by the SGM, reducing its required provisions and having a multiplier effect on its ability to provide guarantees without undermining their solvency ratio.
- (10) At the operational level, the SGM provides guarantees to the final beneficiaries ensuring the repayment of the amount due to the lender up to the coverage specified in recital (24).
- (11) IDE, IP-RAM is responsible for administering direct grants under the measure in cooperation with SPGM. It is a public institute under the supervision of the Regional Secretary of Economy of the Government of the Autonomous Region of Madeira. IDE, IP-RAM is in charge of implementing all the incentives for the promotion of the economic development of the Autonomous Region of Madeira.

2.4. Budget and duration of the measure

- (12) The Portuguese authorities estimate that no more than EUR 32 million in nominal amounts will be guaranteed under the measure. The estimated budget for direct grants under the measure is up to EUR 40 million.
- (13) The direct grants will be funded by the budget of the Autonomous Region of Madeira, while the loan guarantees will be funded by own funds of the public entity FCGM to which IDE, IP-RAM proportionately contributes. According to the Portuguese authorities, the Autonomous Region of Madeira represents 2.4% of Portugal’s GDP and 2.5% of its workforce.
- (14) Aid may be granted under the measure as from its approval until no later than 31 December 2020.

2.5. Beneficiaries

- (15) The final beneficiaries of the measure are SMEs (excluding micro-enterprises) and large enterprises³ that have an economic activity in the Autonomous Region of Madeira and employees registered in the Social Security System of the Autonomous Region of Madeira with both employer and employee discounting to the same public scheme. This is regardless of whether or not the beneficiaries belong to a group of companies (thus regardless of the head office of its ultimate

³ As defined in Annex I to Commission Regulation (EU) No 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty, OJ L 187 of 26.6.2014, p. 1.

mother company).⁴ Financial institutions are excluded as eligible final beneficiaries of the measure.

- (16) To be eligible for aid under the measure, final beneficiaries must meet the following conditions:
- (a) they must be legally constituted;
 - (b) they must not be in default before the entities granting the measure, including the financial institutions acting as intermediaries (i.e., excluding non-compliant undertakings which have debts with IDE, IP-RAM and the financial institutions acting as intermediaries);
 - (c) they must not have unregistered incidents/defaults with the financial institutions and the Mutual Guarantee System at the date of the execution of the loan agreement (i.e., they should not have incidents or breaches that are not remedied towards the financial institutions and the Mutual Guarantee System);
 - (d) they must have their tax and social security situation regularised with the competent authorities;
 - (e) they must have organised accounting under the terms of the Accounting Standardization System (SNC);
 - (f) they must commit to maintain (at least a part of) their permanent workforce for a period of 18 months from the date of the execution of the loan agreement; and
 - (g) they must present a positive net position in the last approved balance sheet, while undertakings with negative equity in the last approved balance sheet must present a regularised situation in the interim balance sheet until the date of the aid application.⁵
- (17) Aid may not be granted under the measure to undertakings that were already in difficulty within the meaning of the General Block Exemption Regulation (“GBER”)⁶, the Block Exemption Regulation for the Agricultural Sector

⁴ This includes branches and subsidiaries of companies and groups of mainland Portugal and other EU countries with economic activities and a workforce in Madeira.

⁵ This condition does not apply to undertakings whose activity started less than 12 months from the date of the aid application.

⁶ As defined in Article 2(18) of Commission Regulation (EU) No 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty, OJ L 187, 26.6.2014, p. 1.

(“ABER”)⁷ and the Block Exemption Regulation for the Fishery and Aquaculture Sector (“FIBER”)⁸ on 31 December 2019.

- (18) Aid is granted under the measure either directly or through credit institutions and other financial institutions as financial intermediaries.

2.6. Sectoral and regional scope of the measure

- (19) The measure is open to the sectors listed in the Annex to this Decision. Those sectors apply exclusively to the territory of the Autonomous Region of Madeira.

2.7. Basic elements of the measure

2.7.1. Loan guarantee scheme

2.7.1.1. Nature of eligible instruments

- (20) The guarantees granted under the measure relate to new working capital loans where the credit institution postpones the payment of the loan principal for a maximum period of 18 months (‘grace period’).

2.7.1.2. Maximum amount of eligible instruments

- (21) The overall amount of loans per beneficiary shall not exceed:
- (a) double the annual wage bill of the beneficiary (including social charges as well as the cost of personnel working on the undertaking’s site but formally in the payroll of subcontractors) for 2019, or for the last year available. In the case of undertakings created on or after 1 January 2019, the maximum loan shall not exceed the estimated annual wage bill for the first two years in operation; or
 - (b) 25% of the beneficiary’s total turnover in 2019.
- (22) Up to these maximum amounts, the amount of aid under this part of the measure shall be calculated on the following basis:
- (a) 40% of the monthly wage bill to which is accrued the 23.75% referring to the Single Social Tax (the integrated single social security contribution) multiplied by 8 for small companies and by 6 for medium and large undertakings, as confirmed in the last formal declaration concerning the month prior to the application for financing to the bank, of the remuneration submitted to the Social Security of the Autonomous Region of Madeira; or

⁷ As defined in Article 2(14) of Commission Regulation (EU) No 702/2014 of 25 June 2014 declaring certain categories of aid in the agricultural and forestry sectors and in rural areas compatible with the internal market in application of Articles 107 and 108 TFEU, OJ L 193, 1.7.2014, p. 1.

⁸ As defined in Article 3(5) of Commission Regulation (EU) No 1388/2014 of 16 December 2014 declaring certain categories of aid to undertakings active in the production, processing and marketing of fishery and aquaculture products compatible with the internal market in application of Articles 107 and 108 TFEU, OJ L 369, 24.12.2014., p. 37.

(b) for undertakings having recourse to a ‘lay-off mechanism’ (temporary reduction of working hours or suspension of labour contracts), the amount of financing is limited to 20% of the monthly wage bill multiplied by 8 for small companies and by 6 for medium and large undertakings, as confirmed in the previous formal declaration concerning the month prior to the application for financing to the bank, of the remuneration submitted to the Social Security of the Autonomous Region of Madeira.

(23) The Portuguese authorities will not apply different maximum amounts for loans with a maturity until 31 December 2020, as per point 25(e) of the Temporary Framework.

2.7.1.3. Maximum amount of the guarantee

(24) The guarantees shall not exceed 80% of the loan principal and losses shall be sustained proportionally and under the same conditions by the credit institution and the State. The Portuguese authorities further confirm that when the size of the loan decreases over time, the guaranteed amount decreases proportionally.

2.7.1.4. Maximum duration of the guarantee

(25) The maximum duration of the guarantees is five years.

2.7.1.5. Remuneration of the guarantee

(26) The guarantee premiums are set in accordance with point 25(a) of the Temporary Framework, calculated quarterly based on the outstanding amount of the loan principal:

Type of recipient	For 1 st year	For 2 nd -3 rd year	For 4 th -5 th year
SMEs	25bps	50bps	100bps
Large enterprises	50bps	100bps	200bps

2.7.1.6. Mobilisation of the guarantee

(27) The mobilisation of the guarantees is contractually linked to specific conditions which are agreed between the parties when the guarantees are initially granted. In particular, the guarantees may be called upon by the credit institutions in case of breach by the final beneficiaries of any payment obligations under the respective loan agreements.

2.7.1.7. Additional provisions

(28) The measure shall be implemented through the Portuguese mutual guarantee system and entails two different levels:

(a) The SGM grants guarantees to final beneficiaries on eligible instruments described in recital (20). Those guarantees have the characteristics described in recitals (21) to (27).

- (b) FCGM grants a counter-guarantee to the SGM that covers 100% of the guarantees issued by the SGM to the final beneficiaries. FCGM is entitled to part of the guarantee premium.
- (29) In principle, all commercial credit institutions have access to the measure.
- (30) The SGM shall conduct an operation-to-operation risk analysis (both credit risk and commercial risk) in relation to the issuance of guarantees under the measure. Guarantees may be granted under the measure only if the eligible undertakings commit to maintain (at least a part of) their permanent workforce for a period of 18 months from the date of the execution of the loan agreement and will not initiate or execute any dismissal of employees for economic reasons, either through collective dismissals or through the abolition of job positions.

2.7.2. *Direct grant scheme*

2.7.2.1. Form of aid

- (31) The measure provides direct grants for the (total or partial) conversion of the loan principal guaranteed under the loan guarantee scheme described in Section 2.7.1 into direct grants. This means that the guaranteed loan is (totally or partially) repaid by IDE, IP-RAM to the credit institution.
- (32) The direct grant is earmarked for the (total or partial) repayment of the underlying loan principal and/or of the guarantee premium.
- (33) Aid may be granted under the measure as from its approval until no later than 31 December 2020.

2.7.2.2. Maximum amount of aid

- (34) The overall nominal value of the direct grant shall not exceed EUR 120 000 per undertaking active in the fishery and aquaculture sector⁹ or EUR 100 000 per undertaking active in the primary production of agricultural products¹⁰ or EUR 800 000 per undertaking for all other undertakings; all figures used must be gross, that is, before any deduction of tax or other charges.
- (35) The Portuguese authorities confirm that:
- (a) aid granted to undertakings active in the processing and marketing of agricultural products¹¹ is conditional on not being partly or entirely passed on to primary producers and is not fixed on the basis of the price or

⁹ As defined in Article 2(1) of Commission Regulation (EU) No 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the fishery and aquaculture sector, OJ L 190, 28.6.2014, p. 45.

¹⁰ All products listed in Annex I to the TFEU with the exception of the fishery and aquaculture sector.

¹¹ As defined in Article 2(6) and Article 2(7) of Commission Regulation (EC) No 702/2014 of 25 June 2014 declaring certain categories of aid in the agricultural and forestry sectors and in rural areas compatible with the internal market in application of Articles 107 and 108 of the Treaty on the Functioning of the European Union, OJ L 193, 1.7.2014, p. 1.

quantity of products purchased from primary producers or put on the market by the undertakings concerned;

- (b) aid to undertakings active in the primary production of agricultural products will not be fixed on the basis of the price or quantity of products put on the market;
- (c) aid to undertakings active in the fishery and aquaculture sector will not concern any of the categories of aid referred to in Article 1, paragraph (1)(a) to (k) of Commission Regulation (EU) No 717/2014;¹²
- (d) where an undertaking is active in several sectors to which different maximum aid amounts apply in accordance with points 22(a) and 23(a) of the Temporary Framework, Portugal will ensure, by appropriate means such as separation of accounts, that the relevant ceiling is respected for each of those activities and that the overall maximum amount of EUR 800 000 is not exceeded per undertaking. Where an undertaking is active in the sectors covered by point 23(a) of the Temporary Framework, the overall maximum amount of EUR 120 000 is not exceeded per undertaking.

2.7.2.3. Additional provisions

- (36) To benefit from the measure, eligible undertakings must: (i) commit to maintain (at least a part of) their permanent workforce for a period of 18 months from the date of the execution of the loan agreement; (ii) demonstrate a reduction in their volume of sales by 40% at a minimum between March and May 2020 compared to the previous 90 days;¹³ and (iii) attest that they meet the conditions listed in recital (16).
- (37) IDE, IP-RAM decides on the conversion of the loan principal into a direct grant on a “first come, first served” basis and determines the exact amount of the direct grant per beneficiary depending on the ability of the beneficiary to maintain (at least a part of) its permanent workforce for a period of 18 months from the date of the execution of the loan agreement.

2.8. Cumulation

- (38) The Portuguese authorities confirm that aid granted under the measure may be cumulated with aid under *de minimis* Regulations¹⁴ or the respective Block

¹² Commission Regulation (EC) No (EU) No 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid in the fishery and aquaculture sector, OJ L 90, 28.6.2014, p. 45.

¹³ For undertakings having their head office and business in the island of Porto Santo, the minimum sales reduction is 15%.

¹⁴ Commission Regulation (EU) No 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid (OJ L 352, 24.12.2013, p.1), Commission Regulation (EU) No 1408/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid in the agriculture sector (OJ L 352, 24.12.2013 p. 9), Commission Regulation (EU) No 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid in the fishery and aquaculture sector (OJ L 190, 28.6.2014, p. 45) and Commission Regulation (EU) No 360/2012 of 25 April 2012 on the application of Articles

Exemption Regulations¹⁵ provided the provisions and cumulation rules of those Regulations are respected.

- (39) The Portuguese authorities confirm that aid under the measure may be cumulated with other forms of Union financing, provided that the maximum aid intensities indicated in the relevant Guidelines or Regulations are respected.
- (40) The Portuguese authorities confirm that aid granted under the measure may be cumulated with aid granted under other measures approved by the Commission under other sections of the Temporary Framework provided the provisions in those specific sections are respected.
- (41) The Portuguese authorities confirm that if the beneficiary receives aid on several occasions or in several forms under the direct grant mechanism under the measure¹⁶ or aid under other measures approved by the Commission under Section 3.1 of the Temporary Framework, the overall maximum cap per undertaking, as set out in points 22(a) and 23(a) of that framework, shall be respected.
- (42) The Portuguese authorities confirm that aid granted under Section 3.2 of the Temporary Framework shall not be cumulated with aid granted for the same underlying loan principal under Section 3.3 of that framework and vice versa. Aid granted under Section 3.2 and Section 3.3 may be cumulated for different loans provided the overall amount of loans per beneficiary does not exceed the ceilings set out in point 25(d) or in point 27(d) of the Temporary Framework.
- (43) A beneficiary may benefit in parallel from multiple schemes under Section 3.2 provided the overall amount of loans per beneficiary does not exceed the ceilings set out in point 25(d) of the Temporary Framework.

2.9. Monitoring and reporting

- (44) The Portuguese authorities confirm that they will respect the monitoring and reporting obligations laid down in Section 4 of the Temporary Framework (including the obligation to publish relevant information on each individual aid

107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid granted to undertakings providing services of general economic interest (OJ L 114 of 26.4.2012, p. 8).

¹⁵ Commission Regulation (EU) No 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty, OJ L 187 of 26.6.2014, p. 1, Commission Regulation (EC) No 702/2014 of 25 June 2014 declaring certain categories of aid in the agricultural and forestry sectors and in rural areas compatible with the internal market in application of Articles 107 and 108 of the Treaty on the Functioning of the European Union, OJ L 193, 1.7.2014, p. 1 and Commission Regulation (EU) No 1388/2014 of 16 December 2014 declaring certain categories of aid to undertakings active in the production, processing and marketing of fishery and aquaculture products compatible with the internal market in application of Articles 107 and 108 of the Treaty on the Functioning of the European Union OJ L 369, 24.12.2014, p. 37.

¹⁶ Notably when the beneficiary receives both aid in the form of a conversion of the guaranteed loan and in the form of a direct grant under this scheme.

granted under the measure on the comprehensive national State aid website or Commission's IT tool within 12 months from the moment of granting¹⁷).

3. ASSESSMENT

3.1. Lawfulness of the measure

- (45) By notifying the measure before putting it into effect, the Portuguese authorities have respected their obligations under Article 108(3) TFEU.

3.2. Existence of State aid

- (46) For a measure to be categorised as aid within the meaning of Article 107(1) TFEU, all the conditions set out in that provision must be fulfilled. First, the measure must be imputable to the State and financed through State resources. Second, it must confer an advantage on its recipients. Third, that advantage must be selective in nature. Fourth, the measure must distort or threaten to distort competition and affect trade between Member States.
- (47) The measure is imputable to the State, since it is based on the legal acts listed in recital (7) and it is administered by SPGM, the entity heading the Portuguese Mutual Guarantee System, and IDE, IP-RAM, a public institute under the supervision of the Regional Secretary of Economy. It is financed through State resources, since it is financed by public funds. More specifically, the direct grants under the measure are funded by the budget of the Autonomous Region of Madeira, while the loan guarantees are funded by guarantees and own funds of the public entity FCGM to which IDE, IP-RAM proportionately contributes.
- (48) The measure confers an advantage on its beneficiaries in the form of direct grants and non-market conform guarantees on loans. The measure thus relieves those beneficiaries of costs which they would have had to bear under normal market conditions.
- (49) The advantage granted by the measure is selective, since it is awarded only to certain undertakings that meet the conditions in recitals (15) to (17) and (19) and excludes the financial sector.
- (50) The measure is liable to distort competition, since it strengthens the competitive position of its beneficiaries. It also affects trade between Member States, since those beneficiaries are active in sectors in which intra-Union trade exists.
- (51) In view of the above, the Commission concludes that the measure constitutes aid within the meaning of Article 107(1) TFEU. The Portuguese authorities do not contest that conclusion.

3.3. Compatibility

- (52) Since the measure involves aid within the meaning of Article 107(1) TFEU, it is necessary to consider whether the measure is compatible with the internal market.

¹⁷ Referring to information required in Annex III to Commission Regulation (EU) No. 651/2014 of 17 June 2014 and Annex III to Commission Regulation (EU) No 702/2014 and Annex III of the Commission Regulation (EU) No 1388/2014 of 16 December 2014. For guarantees, the nominal value of the underlying instrument shall be inserted per beneficiary.

- (53) Pursuant to Article 107(3)(b) TFEU the Commission may declare compatible with the internal market aid “*to remedy a serious disturbance in the economy of a Member State*”.
- (54) By adopting the Temporary Framework on 19 March 2020, the Commission acknowledged (in Section 2) that “*the COVID-19 outbreak affects all Member States and that the containment measures taken by Member States impact undertakings*”. The Commission concluded that “*State aid is justified and can be declared compatible with the internal market on the basis of Article 107(3)(b) TFEU, for a limited period, to remedy the liquidity shortage faced by undertakings and ensure that the disruptions caused by the COVID-19 outbreak do not undermine their viability, especially of SMEs*”.
- (55) The measure aims at facilitating the access of undertakings to external finance at a time when the normal functioning of credit markets is severely disturbed by the COVID-19 outbreak and that outbreak is affecting the wider economy and leading to severe disturbances of the real economy of Member States.
- (56) The measure is part of a series of measures conceived at national level by the Portuguese authorities to remedy a serious disturbance in their economy. The importance of the measure to stimulate lending by private banks to enterprises during the COVID-19 outbreak is widely accepted by economic commentators and the measure is of a scale which can be reasonably anticipated to produce effects across the economy of the Autonomous Region of Madeira, which is important for the entire Portuguese economy. The measure is also justified by the severe crisis that the sectors mentioned in recital (19) are undergoing in the Autonomous Region of Madeira due to the COVID-19 outbreak. This crisis is aggravated by the remoteness, insularity, small size, difficult topography and climate of the Autonomous Region of Madeira, as well as by its strong reliance on tourism and other services sectors. Finally, the measure has been designed to meet the requirements of specific categories of aid (“*Limited amounts of aid*” and “*Aid in the form of guarantees on loans*”) described in Sections 3.1 and 3.2 of the Temporary Framework and the requirements for aid in the form of guarantees and loans channelled through credit institutions or other financial institutions described in Section 3.4 of the Temporary Framework.
- (57) The Commission accordingly considers that the measure is necessary, appropriate and proportionate to remedy a serious disturbance in the economy of a Member State and meets all the conditions of the Temporary Framework.
- (58) For the loan guarantees granted under the measure:
- The measure sets minimum levels for guarantee premiums in compliance with point 25(a) of the Temporary Framework (recital (26)).
 - Guarantees may be granted under the measure by 31 December 2020 at the latest (recital (14)). The measure therefore complies with point 25(c) of the Temporary Framework.
 - The maximum loan amount per beneficiary covered by guarantees granted under the measure is limited in line with point 25(d) of the Temporary Framework (recitals (21) to (22)).

- The measure limits the duration of the guarantees to a maximum of five years (recital (25)). Those guarantees cover 80% of the loan principal and losses stemming from the loans are sustained proportionally and under the same conditions by the credit institutions and the State (recital (24)). Furthermore, when the size of the loan decreases over time, the guaranteed amount decreases proportionally (recital (24)). The measure therefore complies with point 25(f) of the Temporary Framework.
- Guarantees granted under the measure relate to new working capital loans (recital (20)). The measure therefore complies with point 25(g) of the Temporary Framework.
- Undertakings already in difficulty on 31 December 2019 are excluded from benefitting from the measure (recital (17)). The measure therefore complies with point 25(h) of the Temporary Framework.
- The measure introduces safeguards in relation to the possible indirect aid in favour of the credit institutions or other financial institutions to limit undue distortions to competition.
 - First, the guarantees granted under the measure relate to new working capital loans, where the credit institution postpones the payment of loan principal for a maximum period of 18 months ('grace period').
 - Second, the SGM conducts an operation-to-operation risk analysis (both credit risk and commercial risk) in relation to the issuance of guarantees under the measure, which ensures the passing on of the advantage from the State guarantee in the form of higher volume of financing, riskier portfolios, lower collateral requirements and lower interest rates.
 - Third, all commercial credit institutions have, in principle, access to the measure, which means that beneficiaries can search the best conditions for the credit operation, thus fostering competition among credit institutions.
 - Fourth, the fee collected by the SGM from the final beneficiaries is shared with FCGM, thus contributing to reduce the possible indirect advantage for them.

The safeguards thus ensure that these institutions, to the largest extent possible, pass on the advantages of the measure to the final beneficiaries (recitals (20) and (29) to (30)). The measure therefore complies with points 28 to 31 of the Temporary Framework.

- The cumulation rules set out in point 24bis of the Temporary Framework are respected (recitals (42) to (43)).
- The mobilisation of the guarantees is contractually linked to specific conditions, which have to be agreed between the parties when the guarantee is initially granted (recital (27)).

(59) For the direct grants granted under the measure:

- The aid takes the form of direct grants (recitals (31) to (32)).

The overall nominal value of the direct grant shall not exceed EUR 120 000 per undertaking active in the fishery and aquaculture sector or EUR 100 000 per undertaking active in the primary production of agricultural products or EUR 800 000 per undertaking for all other undertakings; all figures used must be gross, that is, before any deduction of tax or other charges (recital (34)). The measure therefore complies with points 22(a) and 23(a) of the Temporary Framework.

- Aid is granted under the measure on the basis of a scheme with an estimated budget as indicated in recital (12). The measure therefore complies with point 22(b) of the Temporary Framework.
- Aid will not be granted to undertakings under the measure that were already in difficulty on 31 December 2019 (recital (17)). The measure therefore complies with point 22(c) of the Temporary Framework.
- Aid will be granted under the measure no later than 31 December 2020 (recitals (14) and (31)). The measure therefore complies with point 22(d) of the Temporary Framework.
- Aid granted to undertakings active in the processing and marketing of agricultural products is conditional on not being partly or entirely passed on to primary producers and is not fixed on the basis of the price or quantity of products purchased from primary producers or put on the market by the undertakings concerned (recital (35)). The measure therefore complies with point 22(e) of the Temporary Framework.
- Aid to undertakings active in the primary production of agricultural products will not be fixed on the basis of the price or quantity of products put on the market. The measure therefore complies with point 23(b) of the Temporary Framework (recital (35)).
- Aid to undertakings active in the fishery and aquaculture does not concern any of the categories of aid referred to in Article 1, paragraph (1) (a) to (k), of Commission Regulation (EU) No 717/2014 (recital (35)). The measure therefore complies with point 23(c) of the Temporary Framework.
- Where an undertaking is active in several sectors to which different maximum aid amounts apply in accordance with points 22(a) and 23(a) of the Temporary Framework, Portugal will ensure, by appropriate means such as separation of accounts, that the relevant ceiling is respected for each of those activities and that the overall maximum amount of EUR 800 000 is not exceeded per undertaking. Where an undertaking is active in the sectors covered by point 23(a) of the Temporary Framework, the overall maximum amount of EUR 120 000 is not exceeded per undertaking (recital (35)). The measure therefore complies with point 23bis of the Temporary Framework.

- (60) The Portuguese authorities confirm that the monitoring and reporting rules laid down in Section 4 of the Temporary Framework will be respected (recital (44)). The Portuguese authorities further confirm that aid granted under the measure may only be cumulated with other aid provided the specific provisions in the sections of the Temporary Framework are respected and the cumulation rules of the relevant Regulations are respected (recitals (38) to (41)).
- (61) The Portuguese authorities commit to suspend the award and/or payment of any aid under the measure to any undertaking that has benefited from earlier unlawful aid declared incompatible by a Commission Decision (either as an individual aid or an aid under an aid scheme being declared incompatible), until that undertaking has reimbursed or paid into a blocked account the total amount of unlawful and incompatible aid and the corresponding recovery interest.

4. COMPLIANCE WITH INTRINSICALLY LINKED PROVISIONS OF DIRECTIVE 2014/59/EU AND REGULATION (EU) 806/2014

- (62) Without prejudice to the possible application of Directive 2014/59/EU on bank recovery and resolution (“BRRD”)¹⁸ and of Regulation (EU) 806/2014 on the Single Resolution Mechanism (“SRMR”),¹⁹ in the event that an institution benefiting from the measure meets the conditions for the application of that Directive or of that Regulation, the Commission notes that the measure does not appear to violate intrinsically linked provisions of the BRRD and the SRMR.
- (63) In particular, aid granted by Member States to non-financial undertakings as final beneficiaries under Article 107(3)(b) TFEU in line with the Temporary Framework, which is channeled through credit institutions or other financial institutions as financial intermediaries, may also constitute an indirect advantage to those institutions.²⁰ Nevertheless, any such indirect aid granted under the measure does not have the objective of preserving or restoring the viability, liquidity or solvency of those institutions. The objective of the measure is to remedy the liquidity shortage faced by undertakings that are not financial institutions and to ensure that the disruptions caused by the COVID-19 outbreak do not undermine the viability of such undertakings, especially of SMEs. As a result, aid granted under the measure does not qualify as extraordinary public financial support under Article 2(1) No 28 BRRD and Article 3(1) No 29 SRMR.
- (64) Moreover, as indicated in recital (58) above, the loan guarantee scheme introduces safeguards in relation to any possible indirect aid in favour of the credit institutions or other financial institutions to limit undue distortions to competition. Such safeguards ensure that those institutions, to the largest extent possible, pass on the advantages provided by the measure to the final beneficiaries.
- (65) The Commission therefore concludes that the measure does not violate any intrinsically linked provisions of the BRRD and the SRMR.

¹⁸ OJ L 173, 12.6.2014, p. 190-348.

¹⁹ OJ L 225, 30.7.2014, p. 1-90.

²⁰ Points 6 and 29 of the Temporary Framework.

5. CONCLUSION

The Commission has accordingly decided not to raise objections to the aid on the grounds that it is compatible with the internal market pursuant to Article 107(3)(b) of the Treaty on the Functioning of the European Union.

The decision is based on non-confidential information and is therefore published in full on the Internet site: <http://ec.europa.eu/competition/elojade/isef/index.cfm>.

Yours faithfully,

For the Commission

Margrethe VESTAGER
Executive Vice-President



Annex

List of sectors covered by the measure, applicable NACE codes

Extractive Industries

08111 Extraction of marble and other carbonate rocks
08112 Extraction of ornamental granite and similar stones
08113 Extraction of limestone and chalk
08114 Extraction of plaster
08115 Extraction of slate
08121 Extraction of gravel, sand and crushed stone
08122 Extraction of clay and kaolin
08910 Extraction of minerals for the chemical industry and for the manufacture of fertilizers
08920 Extraction of peat
08931 Extraction of sea salt
08932 Extraction of rock salt
08991 Extraction of feldspar
08992 Extraction of other non-metallic minerals, n.e.c.
09900 Other service activities related to the extractive industries

Transforming Industries

10320 Manufacture of fruit and vegetable juices
10393 Manufacture of sweets, jams, jellies and marmalade
10411 Production of crude animal oils and fats (*) - The company must issue a declaration attesting whether or not the financing is intended for the production of fish oils
10413 Production of crude vegetable oils (except olive oil)
10414 Refining of olive oil, oils and fats
10420 Manufacture of margarine and similar edible fats
10510 Dairy and dairy products
10520 Manufacture of ice cream and sorbets
10611 Cereal grinding
10613 Processing of cereals and legumes, n.e.c.
10620 Manufacture of amides, starches and related products
10711 Bread making
10712 Pastry
10720 Manufacture of cookies, biscuits, toasts and preservation pastries
10730 Manufacture of pasta, couscous and similar
10810 Sugar industry
10821 Manufacture of cocoa and chocolate
10822 Manufacture of confectionery
10830 Coffee and tea industry
10840 Manufacture of condiments and seasonings
10850 Manufacture of pre-cooked meals and dishes (*) - The company must issue a declaration attesting whether or not the financing is intended for the manufacture of pre-cooked meals and dishes based on fishery products
10860 Manufacture of homogenized and dietetic foods.
10891 Manufacture of yeasts, leavens and adjuvants for baking and pastry
10892 Manufacture of broths, soups and desserts
10893 Manufacture of other miscellaneous food products, n.e.c.
10911 Manufacture of pre-mixes - The company must issue a declaration attesting whether the financing is intended for the manufacture of fish meal or not
10912 Manufacture of feed for farm animals (except for aquaculture)
10913 Aquaculture food manufacturing
10920 Manufacture of pet food
11011 Manufacture of prepared spirit beverages
11012 Manufacture of unprepared spirit beverages
11013 Production of liqueurs and other distilled beverages
11021 Production of common and liqueur wines
11022 Production of sparkling and sparkling wines
11030 Manufacture of cider and other fermented fruit drinks
11040 Manufacture of vermouth and other non-distilled fermented drinks
11050 Brewing
11060 Malt manufacture
11071 Bottling of natural and spring mineral waters
11072 Manufacture of soft drinks and other non-alcoholic drinks, n.e.c.
12000 Tobacco industry
13101 Preparation and spinning of cotton fibres
13102 Preparation and spinning of wool-like fibres.

13103 Preparation and spinning of silk and preparation and texturing of synthetic and artificial filaments
13104 Sewing thread manufacturing
13105 Preparation and spinning of flax and other textile fibres
13201 Cotton-type weaving
13202 Woollen-type weaving
13203 Weaving of silk yarn and other textiles
13301 Bleaching and dyeing
13302 Stamping
13303 Finishing of yarns, fabrics and textile articles, n.e.c.
13910 Manufacture of knitted and crocheted fabrics
13920 Manufacture of made-up textile articles, except apparel
13930 Manufacture of carpets and rugs
13941 Manufacture of rope
13942 Net manufacturing
13950 Manufacture of non-woven and respective articles, except apparel
13961 Manufacture of trimmings and services
13962 Manufacture of textiles for technical and industrial use, n.e.c.
13991 Embroidery manufacture
13992 Lace manufacturing
13993 Manufacture of other miscellaneous textiles, n.e.c.
14110 Manufacture of leather garments
14120 Manufacture of working clothes
14131 Manufacture of other outerwear in series
14132 Manufacture of other tailored outerwear
14133 Garment finishing activities
14140 Manufacture of underwear
14190 Manufacture of other clothing items and accessories
14200 Manufacture of fur articles
14310 Manufacture of knitted socks and similar products
14390 Manufacture of other knitted apparel
15111 Tanning and finishing of hairless leather
15112 Manufacture of reconstituted leather
15113 Tanning and finishing of fur.
15120 Manufacture of travel and personal items, leather goods, and saddlery
15201 Footwear manufacturing
15202 Manufacture of footwear components
16101 Wood sawmill
16102 Wood impregnation
16211 Manufacture of wood fibre boards
16212 Manufacture of wood fibre panels
16213 Manufacture of veneer sheets, plywood, laminates and other panels
16220 Parquetry
16230 Manufacture of other construction carpentry
16240 Manufacture of wooden packaging
16291 Manufacture of other wooden products
16292 Manufacture of basketry and wickerwork
17110 Paste manufacturing.
17120 Manufacture of paper and cardboard (except corrugated)
17211 Manufacture of corrugated paper and cardboard (includes packaging)
17212 Manufacture of other paper and cardboard packaging
17220 Manufacture of paper articles for domestic and sanitary use
17230 Manufacture of paper stationery
17240 Wallpaper manufacturing
17290 Manufacture of other articles of paper pulp, paper and paperboard
18110 Newspaper printing
18120 Other printings
18130 Printing and media preparation activities
18140 Binding and related activities
18200 Reproduction of recorded media
20110 Manufacture of industrial gases
20120 Manufacture of dyes and pigments
20130 Manufacture of other basic inorganic chemicals
20144 Manufacture of other basic organic chemicals, n.e.c.
20151 Manufacture of chemical or mineral fertilizers and nitrogen compounds
20152 Manufacture of organic and organo-mineral fertilizers
20160 Manufacture of plastics in primary forms
20170 Manufacture of synthetic rubber in primary forms
20200 Manufacture of pesticides and other agrochemical products
20301 Manufacture of paints (except printing), varnishes, mastics and similar products
20302 Manufacture of printing inks

20303 Manufacture of prepared pigments, vitrifiable compositions and similar products
 20411 Manufacture of soaps, detergents and glycerin
 20412 Manufacture of cleaning, polishing and protection products
 20420 Manufacture of perfumes, cosmetics and hygiene products
 20510 Manufacture of explosives and pyrotechnic articles
 20520 Glue manufacturing
 20530 Manufacture of essential oils
 20591 Biodiesel manufacturing
 20592 Manufacture of auxiliary chemicals for industrial use
 20593 Manufacture of oils and greases, excluding that carried out at refineries
 20594 Manufacture of diverse other chemical products n.e.c.
 20600 Manufacture of synthetic or artificial fibres
 21100 Manufacture of basic pharmaceutical products
 21201 Manufacture of medicines
 21202 Manufacture of other pharmaceutical preparations and items
 22111 Manufacture of tires and air tubes
 22112 Tire reconstruction
 22191 Manufacture of rubber footwear components
 22210 Manufacture of plastic plates, sheets, tubes and profiles
 22220 Manufacture of plastic packaging
 22230 Manufacture of plastic products for construction
 22291 Manufacture of plastic footwear components
 22292 Manufacture of other plastic products, n.e.c.
 23110 Flat glass manufacturing
 23120 Moulding and transformation of flat glass
 23131 Glass packaging manufacturing
 23132 Glassware work
 23140 Glass fibre manufacturing
 23190 Manufacture and processing of other glass (includes technical glass)
 23200 Manufacture of refractory ceramic products
 23311 Manufacture of "azulejo" tiles.
 23312 Manufacture of tiles, mosaics and ceramic plates
 23321 Manufacture of bricks
 23322 Manufacture of roof tiles
 23323 Manufacture of domes
 23324 Manufacture of other ceramic products for construction
 23411 Clay pottery
 23412 Manufacture of household items of earthenware, porcelain and fine stoneware
 23413 Manufacture of ornamental faience, porcelain and fine stoneware items
 23414 Decoration activities of ceramic household and ornamental items
 23420 Manufacture of ceramic items for sanitary uses
 23430 Manufacture of insulators and insulating ceramic parts
 23440 Manufacture of other ceramic products for technical uses
 23490 Manufacture of other non-refractory ceramic products
 23510 Cement manufacturing
 23521 Lime manufacturing
 23522 Plaster manufacture
 23610 Manufacture of concrete products for construction
 23620 Manufacture of plaster products for construction
 23630 Manufacture of ready-mixed concrete
 23640 Mortar manufacture
 23650 Manufacture of fibre cement products
 23690 Manufacture of other concrete, plaster and cement products
 23701 Manufacture of items in marble and similar rocks
 23702 Manufacture of slate articles (chalkboard)
 23703 Manufacture of granite and rock items, n.e.c.
 23910 Abrasive products manufacturing
 23991 Manufacture of bituminous mixtures
 23992 Manufacture of other non-metallic mineral products, n.e.c.
 24410 Obtaining and first processing of precious metals
 24420 Obtaining and first processing of aluminium
 24430 Obtaining and first processing of lead, zinc and tin
 24440 Obtaining and first processing of copper
 24450 Obtaining and first processing of other non-ferrous metals
 24460 Nuclear fuel treatment
 24510 Cast iron casting
 24530 Light metal casting
 24540 Casting of other non-ferrous metals
 25110 Manufacture of metal construction structures
 25120 Manufacture of doors, windows and similar elements in metal

25210 Manufacture of central heating boilers and radiators
 25290 Manufacture of other metallic tanks and containers
 25300 Manufacture of steam generators (except central heating boilers)
 25401 Manufacture of hunting, sport and defence weapons
 25402 Armament manufacturing
 25501 Manufacture of forged, stamped and laminated products
 25502 Manufacture of products by spray metallurgy
 25610 Treatment and coating of metals
 25620 General mechanical activities
 25710 Manufacture of cutlery
 25720 Manufacture of locks, hinges and other hardware
 25731 Manufacture of hand tools
 25732 Manufacture of mechanical tools.
 25733 Manufacture of sintered parts
 25734 Manufacture of metal moulds.
 25910 Manufacture of heavy metal packaging
 25920 Manufacture of light metal packaging
 25931 Manufacture of wire products
 25932 Spring manufacturing
 25933 Manufacture of metal chains
 25940 Manufacture of rivets, screws and nuts
 25991 Manufacture of metal tableware and household articles
 25992 Manufacture of other miscellaneous metallic products, n.e.c.
 26110 Manufacture of electronic components
 26120 Manufacture of electronic circuit plates
 26200 Manufacture of computers and peripheral equipment
 26300 Manufacture of apparatus and equipment for communications
 26400 Manufacture of radio and television receivers and similar consumer goods
 26511 Manufacture of electricity, gas, water and other liquid meters
 26512 Manufacture of instruments and devices for measuring, checking, navigating and other purposes, n.e.c.
 26520 Manufacture of watches and clocks
 26600 Manufacture of radiation, electro medicine and electrotherapeutic equipment
 26701 Manufacture of non-ophthalmic optical instruments and equipment
 26702 Manufacture of photographic and cinematographic material.
 26800 Manufacture of magnetic and optical information media.
 27110 Manufacture of electric motors, generators and transformers
 27121 Manufacture of distribution and control equipment for high voltage electrical installations
 27122 Manufacture of distribution and control equipment for low voltage electrical installations
 27200 Manufacture of accumulators and batteries
 27310 Manufacture of fibre optic cables
 27320 Manufacture of other electrical and electronic wires and cables
 27330 Manufacture of devices and accessories for low voltage electrical installations
 27400 Manufacture of electric lamps and other lighting equipment
 27510 Manufacture of electrical appliances
 27520 Manufacture of non-electrical household appliances
 27900 Manufacture of other electrical equipment
 28110 Manufacture of engines and turbines, except engines for aircraft, automobiles and motorcycles
 28120 Manufacture of hydraulic and pneumatic equipment
 28130 Manufacture of other pumps and compressors
 28140 Manufacture of other taps and valves
 28150 Manufacture of bearings, gears and other drives
 28210 Manufacture of ovens and burners
 28221 Manufacture of lifts and assemblies loads, stairs and moving walkways
 28222 Manufacture of lifting and handling equipment, n.e.c.
 28230 Manufacture of office machinery and equipment, except computers and equipment
 28240 Manufacture of portable machine-tools with motor
 28250 Manufacture of non-domestic refrigeration and ventilation equipment
 28291 Manufacture of wrapping and packaging machines
 28292 Manufacture of scales and other weighing equipment
 28293 Manufacture of other miscellaneous general purpose machines, n.e.c.
 28300 Manufacture of machinery and tractors for agriculture, livestock and forestry
 28410 Manufacture of machine tools for metals
 28490 Manufacture of other machine tools
 28910 Manufacture of machinery for metallurgy
 28920 Manufacture of machinery for the extractive and construction industries
 28930 Manufacture of machinery for the food, beverage and tobacco industries
 28940 Manufacture of machinery for the textile, clothing and leather industries
 28950 Manufacture of machinery for the paper and cardboard industries
 28960 Manufacture of machinery for the plastic and rubber industries

28991 Manufacture of machinery for the building materials, ceramics and glass industries
 28992 Manufacture of other miscellaneous machines for specific use, n.e.c.
 29100 Manufacture of motor vehicles
 29200 Manufacture of bodywork, trailers and semi-trailers
 29310 Manufacture of electrical and electronic equipment for motor vehicles
 29320 Manufacture of other components and accessories for motor vehicles
 30111 Construction of metallic vessels and floating structures, except for recreation and sport
 30112 Construction of non-metallic boats, except for recreation and sport.
 30120 Construction of leisure and sporting boats
 30200 Manufacture of rolling stock for railways
 30300 Manufacture of aircraft, space vehicles and related equipment
 30400 Manufacture of military combat vehicles
 30910 Manufacture of motorcycles
 30920 Manufacture of bicycles and vehicles for the disabled
 30990 Manufacture of other transport equipment, n.e.c.
 31010 Manufacture of office and commercial furniture
 31020 Manufacture of kitchen furniture
 31030 Bedding manufacture
 31091 Manufacture of wooden furniture for other purposes
 31092 Manufacture of metal furniture for other purposes
 31093 Manufacture of furniture from other materials for other purposes
 31094 Furniture finishing activities
 32110 Coinage
 32121 Filigree manufacturing
 32122 Manufacture of jewellery and other goldsmithery items
 32123 Work of diamonds and other precious or semi-precious stones for jewellery and use
 32130 Manufacture of costume jewellery
 32200 Manufacture of musical instruments
 32300 Manufacture of sports goods
 32400 Manufacture of games and toys
 32501 Manufacture of ophthalmic optical material
 32502 Manufacture of orthopaedic material and prostheses and medical and surgical instruments
 32910 Manufacture of brooms, brushes and brushes
 32991 Manufacture of pens, pencils and similar
 32992 Manufacture of zips, buttons and the like
 32993 Manufacture of umbrellas and umbrellas
 32994 Manufacture of protective and safety equipment
 32995 Manufacture of wooden mortuary coffins
 32996 Other diverse manufacturing industries, n.e.c.
 33110 Repair and maintenance of metal products (except machinery and equipment)
 33120 Repair and maintenance of machinery and equipment
 33130 Repair and maintenance of electronic and optical equipment
 33140 Repair and maintenance of electrical equipment
 33150 Repair and maintenance of boats
 33160 Repair and maintenance of aircraft and spacecraft
 33170 Repair and maintenance of other transport equipment
 33190 Repair and maintenance of other equipment
 33200 Installation of industrial machinery and equipment
 10110 Cattle slaughter (meat production)
 10120 Poultry slaughter (meat production)
 10130 Manufacture of meat products
 10201 Preparation of fishery and aquaculture products
 10202 Freezing of fishery and aquaculture products
 10203 Preservation of fishery and aquaculture products in olive oil and other vegetable oils and other sauces
 10204 Salting, drying and other processing activities of fishery and aquaculture products
 10310 Preparation and preservation of potatoes
 10394 Peeling and processing of edible nuts
 10395 Preparation and preservation of fruit and vegetables by other processes
 10412 Production of olive oil
 10612 Hulling, whitening and other rice treatments
 16293 Cork preparation industry
 16294 Manufacture of cork stoppers
 16295 Manufacture of other cork products
 19100 Manufacture of coking plant products
 19201 Manufacture of refined petroleum products
 19202 Manufacture of petroleum products from waste
 19203 Manufacture of briquettes and agglomerates of coal and lignite
 20141 Manufacture of resinous products and their derivatives
 20142 Manufacture of charcoal (vegetable and animal) and associated products

22192 Manufacture of other rubber products, n.e.c.
24100 Manufacture of iron, steel and ferro-alloys
24200 Manufacture of steel tubes, pipes, hollow profiles and related accessories
24310 Cold drawing
24320 Cold rolling of narrow strip
24330 Cold forming
24340 Cold drawing
24520 Casting of steel

Electricity, Gas, Steam, Hot and Cold Water and Cold Air

35111 Hydro electricity production
35112 Production of electricity from thermal sources
35113 Production of electricity from wind, geothermal, solar and source, n.e.c.
35120 Electricity transport
35130 Electricity distribution
35140 Electricity trade
35210 Gas production
35220 Distribution of gaseous fuels through mains
35230 Pipeline gas trade
35302 Ice production
35111 Hydro electricity production
35112 Production of electricity from thermal sources
35113 Production of electricity from wind, geothermal, solar and source, n.e.c.
35301 Production and distribution of steam, hot and cold water and cold air by pipeline

Water Capture, Treatment and Distribution; Sanitation, Waste Management and Disposal

38111 Collection of inert waste
38112 Collection of other non-hazardous waste
38120 Collection of hazardous waste
38211 Treatment and disposal of inert waste
38212 Treatment and disposal of other non-hazardous waste
38220 Treatment and disposal of hazardous waste
38311 Dismantling of end-of-life motor vehicles
38312 Dismantling electrical and electronic equipment, at the end of its life
38313 Dismantling of other equipment and goods, at the end of life
38321 Recovery of metallic waste
38322 Recovery of non-metallic waste
39000 Decontamination and similar activities
36001 Water collection and treatment
36002 Water distribution
37001 Wastewater collection and drainage
37002 Wastewater treatment

Construction

41100 Real estate promotion (development of building projects)
41200 Construction of buildings (residential and non-residential)
42110 Road and airport runway construction
42120 Railway construction
42130 Construction of bridges and tunnels
42210 Construction of networks for the transport of water, sewage and other fluids
42220 Construction of electricity transmission and distribution networks and telecommunications networks
42910 Hydraulic engineering
42990 Construction of other civil engineering works, n.e.c.
43110 Demolition
43120 Preparation of construction sites
43130 Boring and drilling
43210 Electric installation
43221 Plumbing installation
43222 HVAC installation
43290 Other building installations
43310 Plastering
43320 Assembly of carpentry and joinery work
43330 Floor and wall covering
43340 Painting and glass placement
43390 Other finishing activities in buildings
43910 Covering activities
43991 Rental of construction and demolition equipment with operator
43992 Other specialized construction activities, n.e.c.

Wholesale and Retail Trade; Repair of Motor Vehicles and Motorcycles

45110 Sale of passenger motor vehicles
45190 Sale of other motor vehicles
45200 Maintenance and repair of motor vehicles
45310 Wholesale of motor vehicle parts and accessories
45320 Retail trade of motor vehicle parts and accessories
45401 Wholesale and retail trade of motorcycles, parts and accessories
45402 Maintenance and repair of motorcycles, their parts and accessories
46110 Agents involved in the wholesale trade of agricultural raw materials and textiles, live animals and semi-finished products
46120 Agents involved in the wholesale trade of fuels, minerals, metals and chemicals for the industry
46130 Agents involved in the wholesale trade of wood and building materials
46140 Agents involved in the wholesale trade of machinery, industrial equipment, vessels and aircraft
46150 Agents involved in the sale of furniture, household goods and hardware
46160 Agents involved in the sale of textiles, clothing, footwear and leather goods
46170 Agents involved in the sale of food, beverages and tobacco
46180 Specialized agents in the wholesale trade of other products
46190 Agents of mixed wholesale trade without predominance
46211 Wholesale of animal food
46212 Wholesale of raw tobacco
46240 Wholesale of fur and leather
46350 Wholesale of tobacco
46382 Wholesale of other food products, n.e.c.
46390 Non-specialized wholesale of food, beverages and tobacco
46410 Wholesale of textiles
46421 Wholesale of clothing and accessories
46422 Wholesale of footwear
46430 Wholesale of electrical household appliances, radio and television sets
46441 Wholesale of ceramic and glass tableware
46442 Wholesale of cleaning products
46450 Wholesale of perfumes and hygiene products
46460 Wholesale of pharmaceutical products
46470 Wholesale of furniture, carpets, rugs and lighting articles
46480 Wholesale of watches and jewellery
46491 Wholesale of stationery
46492 Wholesale of books, magazines and newspapers
46493 Wholesale of toys, games and sports goods
46494 Other wholesale trade in consumer goods, n.e.c.
46510 Wholesale of computers, peripheral equipment and software
46520 Wholesale of electronic and telecommunications equipment and parts
46610 Wholesale of agricultural machinery and equipment
46620 Wholesale of machine tools
46630 Wholesale of machinery for the extractive industry, construction and civil engineering
46640 Wholesale of machinery for the textile industry, sewing and knitting machines
46650 Wholesale of office furniture
46660 Wholesale of other office machinery and equipment
46690 Wholesale of other machinery and equipment
46711 Wholesale of petroleum products
46712 Wholesale of solid, liquid and gaseous fuels, not derived from petroleum
46720 Wholesale of minerals and metals
46731 Wholesale of raw wood and by-products
46732 Wholesale of building materials (except wood) and sanitary equipment
46740 Wholesale of hardware, hand tools and articles for plumbing and heating
46750 Wholesale of chemicals
46762 Wholesale of other intermediate goods, n.e.c.
46771 Wholesale of scrap metal and scrap
46772 Wholesale of textile waste, cardboard and old paper
46773 Wholesale of waste materials, n.e.c.
46900 Non-specialized wholesale trade
47111 Retail sale in supermarkets and hypermarkets
47112 Retail sale in other non-specialized stores with food, beverages or tobacco predominating
47191 Non-specialized retail trade, without predominance of food products, beverages or tobacco, in department stores and similar
47192 Retail sale in other non-specialized stores, without predominance of food products, beverages or tobacco
47210 Retail sale of fruit and vegetables in specialized stores
47220 Retail sale of meat and meat products in specialized stores
47230 Retail sale of fish, crustaceans and molluscs in specialized stores
47240 Retail sale of bread, pastries and confectionery in specialized stores
47250 Retail sale of beverages in specialized stores

47260 Retail sale of tobacco products in specialized stores
 47291 Retail sale of milk and dairy products in specialized stores
 47292 Retail sale of food, natural and dietetic in stores specialized
 47293 Other retail sale of food products in specialized stores, n.e.c.
 47300 Retail sale of fuel for motor vehicles in specialized stores
 47410 Retail sale of computers, peripheral units and software in specialized stores
 47420 Retail sale of telecommunications equipment in specialized stores
 47430 Retail sale of audio-visual equipment in specialized stores
 47510 Retail sale of textiles in specialized stores
 47521 Retail sale of hardware and flat glass in specialized stores
 47522 Retail sale of paints, varnishes and similar products in specialized stores
 47523 Retail sale of DIY equipment, sanitary equipment, tiles and materials in similar establishments
 47530 Retail sale of carpets, rugs, curtains and wall and floor coverings in specialized stores
 47540 Retail sale of electrical household appliances in specialized stores
 47591 Retail sale of furniture and lighting articles in specialized stores
 47592 Retail sale of tableware, cutlery and other similar articles for household use, in specialized stores
 47593 Retail sale of other household articles, n.e.c., in specialized establishments
 47610 Retail sale of books in specialized stores
 47620 Retail sale of newspapers, magazines and stationery in stores specialized
 47630 Retail sale of discs, CDs, DVDs, tapes and similar in specialized stores
 47640 Retail sale of sporting goods, camping and leisure goods in stores specialized
 47650 Retail sale of games and toys in specialized stores
 47711 Retail sale of adult clothing in specialized stores
 47712 Retail sale of clothing for babies and children in specialized stores
 47721 Retail sale of footwear in specialized stores
 47722 Retail sale of leather goods and travel goods in specialized stores
 47730 Retail sale of pharmaceutical products in specialized stores
 47740 Retail sale of medical and orthopaedic goods in specialized stores
 47750 Retail sale of cosmetic and toilet articles in specialized stores
 47761 Retail sale of flowers, plants, seeds and fertilizers in specialized stores
 47762 Retail sale of pet animals and respective food in specialized stores
 47770 Retail sale of watches and jewellery in specialized stores
 47781 Retail sale of office machinery and other office supplies in specialized stores
 47782 Retail sale of optical, photographic, cinematographic and precision instruments in specialized stores
 47783 Retail sale of household fuels in specialized stores
 47784 Retail sale of other new products in specialized stores
 47790 Retail sale of second-hand goods in specialized stores
 47810 Retail sale at stalls, fairs and mobile sales units of food, beverages and tobacco
 47820 Retail sale via stalls, markets and mobile sales units of textiles, clothing, footwear, luggage and similar
 47890 Other retail sale via stalls, markets and mobile sales units of other products
 47910 Retail sale via mail order or via the Internet
 47990 Other retail trade, not carried out in stores, stalls, fairs or mobile sales units
 46213 Wholesale of raw cork
 46214 Wholesale of cereals, seeds, legumes, oilseeds and other agricultural raw materials
 46220 Wholesale of flowers and plants
 46230 Wholesale of livestock
 46311 Wholesale of fruit and vegetables, except potatoes
 46312 Wholesale of potatoes
 46320 Wholesale of meat and meat based products
 46331 Wholesale of milk, dairy products and eggs
 46332 Wholesale of olive oil, edible oils and fats
 46341 Wholesale of alcoholic beverages
 46342 Wholesale of non-alcoholic beverages
 46361 Wholesale of sugar
 46362 Wholesale of chocolate and confectionery
 46370 Wholesale of coffee, tea, cocoa and spices
 46381 Wholesale of fish, crustaceans and molluscs
 46761 Wholesale of natural, artificial and synthetic textile fibres

Transport and Storage

49310 Land, urban and suburban passenger transport
 49320 Occasional passenger transport in passenger vehicles
 49391 Intercity bus transport
 49392 Other land transport of different passengers n.e.c.
 49410 Road freight transport
 49420 Moving activities by road
 50101 Non-coastal passenger sea transport
 50102 Coastal and local passenger transport

50200 Maritime transport of goods
51210 Air transport of goods
52101 Cold storage
52102 Non-cold storage
52211 Land Transport Infrastructure Management
52212 Roadside Vehicle Assistance
52213 Other auxiliary activities for land transport
52240 Load Handling
52291 Organization of transport
52292 Customs agents and similar transport support
53100 Postal Activities Subject to Universal Service Obligations
53200 Other Postal and Courier Activities

Accommodation, Restoration and Similar

55111 Hotels with Restaurants
55112 Pensions with restaurant
55113 Inns with restaurant
55114 B & Bs with restaurant
55115 Motels with restaurant
55116 Apart-hotels with restaurant
55117 Holiday villages with restaurant
55118 Vacation apartments with restaurant
55119 Other hotel establishments with restaurant
55121 Hotels without restaurant
55122 Pensions without restaurant
55123 Tourist apartments without restaurant
55124 Other hotel establishments without restaurant
55201 Furnished accommodation for tourists
55202 Rural Tourism
55203 Summer Camps
55204 Other Short Term Accommodation
55300 Camping and Caravanning Parks
55900 Other accommodation places
56101 Traditional type restaurants
56102 Restaurants with counter seating
56103 Restaurants without table service
56104 Typical restaurants
56105 Restaurants with dance space
56106 Preparation of ready-to-take meals
56107 Restaurants, n.e.c. (includes mobile restoration activities)
56210 Provision of meals for events
56290 Other meal service activities
56301 Cafes
56302 Bars
56303 Pastry shops and Tea Rooms
56304 Other drinks establishments without shows
56305 Beverage establishments with dancing space

Information and Communication Activities

58110 Book publishing
58120 Editing lists for consultation
58130 Publishing of newspapers
58140 Publishing of magazines and other periodicals
58190 Other editing activities
58210 Editing computer games
58290 Editing other computer programs
59110 Production of films, videos and television programs
59120 Post-production technical activities for films, videos and television programs
59130 Distribution of movies, videos and television programs
59140 Film and video projection
59200 Sound recording and music editing activities
60100 Radio Activities
60200 Television Activities
61100 Wired telecommunications activities
61200 Wireless telecommunications activities
61300 Satellite telecommunications activities
61900 Other telecommunications activities
62010 Computer programming activities
62020 Computer consulting activities
62030 Management and operation of computer equipment

62090 Other activities related to information and computer technologies
63110 Data processing activities, domiciliation of information and related activities
63120 Web portals
63910 Activities of News Agencies
63990 Other Information Service Activities

Financial and Insurance Activities

66220 Activities of insurance intermediaries

Real Estate Activities

68100 Buying and selling of real estate
68200 Real estate rental
68311 Real Estate Mediation Activities
68312 Real Estate Raising Activities
68313 Real estate appraisal activities
68321 Property management on behalf of others
68322 Condominium management

Consulting, Scientific, Technical and Similar

69101 Legal practice
69102 Notary office activities
69200 Accounting and auditing activities; tax consultancy
70210 Public relations and communication activities
70220 Other business and management consultancy activities
71110 Architecture activities
71120 Engineering and related technical activities
71200 Testing and technical analysis activities
72110 Research and development in biotechnology
72190 Other physical and natural science research and development
72200 Research and experimental development on social sciences and humanities
73110 Publicity agencies
73120 Representative activities in the media
73200 Market research and opinion polls
74100 Design activities
74200 Photographic activities
74300 Translation and interpretation activities
74900 Other consultancy, scientific, technical and similar activities, n.e.c.
75000 Veterinary activities

Administrative and Support Services Activities

77110 Car Rental
77120 Heavy Vehicle Rental
77210 Rental of recreational and sporting goods
77310 Rental of agricultural machinery and equipment
77320 Rental of construction and civil engineering machinery and equipment
77330 Rental of office machinery and equipment (includes computers)
77340 Rental of means of sea and river transport
77390 Rental of other machinery and equipment, n.e.c.
78100 Activities of personnel selection and placement companies
78200 Activities of temporary employment agencies
78300 Other human resource provision
79110 Travel Agency Activities
79120 Tour Operator Activities
79900 Other Reservation Services and Related Activities
80100 Private security activities
80200 Activities related to security systems
80300 Research activities
81100 Combined building support activities
81210 General cleaning activities in buildings
81220 Other cleaning activities in buildings and industrial equipment
81291 Disinfection, rat removal and similar activities
81292 Other cleaning activities
81300 Planting and Garden Maintenance Activities
82110 Combined administrative service activities
82190 Photocopying, document preparation and other specialized administrative support activities
82200 Call centre activities
82300 Organization of fairs, congresses and other similar events
82910 Collection activities and credit assessment
82921 Gas bottling
82922 Other packaging activities

82990 Other support service activities provided to companies, n.e.c.

Education

85510 Sports and recreational teaching
85520 Teaching of cultural activities
85530 Driving and piloting schools
85591 Professional qualification
85592 Language schools
85593 Other educational activities, n.e.c.
85600 Education support service activities

Human Health Activities

86100 Activities of in-patient health facilities
86210 General medical practice activities, outpatient
86220 Specialized outpatient medical practice activities
86230 Odontology and dentistry activities
86901 Clinical analysis laboratories
86902 Ambulance activities
86903 Nursing activities
86904 Collection centres and organ banks
86906 Other human health activities, n.e.c.
87301 Support activities for the elderly, with accommodation
87302 Support activities for people with disabilities, with accommodation
87901 Social support activities for children and youth, with accommodation
87902 Social support activities with accommodation, n.e.c.
88101 Social support activities for the elderly, without accommodation
88102 Social support activities for people with disabilities, without accommodation
88910 Care activities for children, without accommodation
88990 Other social support activities without accommodation, n.e.c.

Artistic, Spectacle, Sports and Recreational Activities

90010 Performing arts activities
90020 Support activities for performing arts
90030 Artistic and literary creation
90040 Exploration of concert halls and related activities
91011 Library activities
91012 Filing activities
91020 Museum activities
91030 Activities of historical sites and monuments
91041 Activities of zoos, botanic and aquariums
91042 Activities of parks and nature reserves
93110 Sports Facilities Management
93120 Sports club activities
93130 Gym activities (fitness)
93192 Other sports activities
93210 Amusement and theme park activities
93291 Bullfighting activities
93292 Activities of recreational ports (marinas)
93293 Organization of tourist entertainment activities
93294 Other fun and recreational activities, n.e.c.

Other Service Activities

95110 Repair of computers and peripheral equipment
95120 Repair of communication equipment
95210 Repair of televisions and other similar consumer goods
95220 Repair of household appliances and other household and garden equipment
95230 Repair of footwear and leather goods
95240 Repair of furniture and similar, for domestic use
95250 Repair of watches and jewellery
95290 Repair of other personal and household goods
96010 Washing and dry cleaning of textiles and fur
96021 Hairdressing salons
96022 Beauty Institutes
96030 Funeral and related activities
96040 Physical wellness activities
96091 Tattoo and similar activities
96092 Pet services activities
96093 Other miscellaneous personal service activities, n.e.c.

Food industries

10120 Slaughtering of poultry (meat production)
10391 Freezing of fruit and vegetables

10392 Drying and dehydration of fruit and vegetables