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| **SECTION 6- SUBSIDY CONTROL DECLARATION**  **All applicants must complete this section** |

**Mind Body Business Small Grant Scheme July 2024- March 25**

Although the UK has left the European Union, Article 10 of the NI Protocol[[1]](#footnote-1) provides that EU State aid rules will continue to apply in respect of measures which affect trade in goods between NI and the EU (including the production of and trade in agricultural products) and the production of wholesale electricity in NI (i.e. measures impacting on the Single Electricity Market).

Therefore, to determine which subsidy control regime rules apply (i.e. the EU’s State aid rules or the UK’s subsidy control regime), Ards and North Down Borough Council needs to know whether your company manufactures or trades in goods that might be traded into the EU Single Market or only provides services (which have no effect on the trading of goods).   
  
For the purpose of State aid/subsidy control – in order to be classified as a Service company ALL the company’s activity must be in the Services sector, i.e., the company does not engage in the manufacturing or trading of goods.

Please consider the following question carefully as this will determine which subsidy control regime applies and if you answer incorrectly this could result in your business receiving too much funding which could later give rise to this being recovered with interest.

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| Is **all** of your company’s business activity in the services sector? i.e., it does not manufacture or trade in goods with the EU and does not engage in activities relating to the production of a good. If you are not sure, please contact us for further advice | Yes No |

For information on services classification click on this link: [World Trade Organisation](https://protect-eu.mimecast.com/s/gKP8CAxxC9WpqIGRUdV?domain=wto.org)

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| **Declaration of EU ‘de minimis’ / TCA Article 364(4) received by the business** | | | | |
| The **Mind Body Business Small Grant Scheme 2024-25** provides either ‘de minimis’ aid (in accordance with the EU’s *De Minimis* Regulation (EC) No 1407/2013 of 18 December 2013, OJ L 352) or a subsidy as provided for in accordance with Article 364(4) of the *EU-UK Trade and Cooperation Agreement* (TCA) and as set out in paragraph 36(1) of Chapter 2 of the *Subsidy Control Bill[[2]](#footnote-2).*  As required by EU’s ‘de minimis’ Regulation and UK guidance on the TCA, the business must provide Ards and North Down Borough Council with details of all other *De Minimis* aid received in the current and previous 2 financial years and, if applicable, the amounts of any minimal financial assistance subsidies provided for in Article 364(4) of the subsidy control chapter of the TCA and set out in article 36(1) of Chapter 2 of the Subsidy Control Bill for the same time period.    The gross cash equivalent value of the subsidy awarded under this scheme is up to the value of **£250.00**  A false declaration by a business resulting in the EU ‘de minimis’ maximum of €200,000 being exceeded (or £315,000 in the case where the TCA applies) could later give rise to the aid being recovered with interest.  Has your company received aid that was classed as EU *De minimis* or a subsidy provided in accordance with Article 364(4) of the *TCA* and as set out in paragraph 36(1) of Chapter 2 of the Subsidy Control Bill in the current and previous 2 accounting years?[[3]](#footnote-3) If ‘Yes’, please provide details in the table below:-  Please provide details including the ‘Name of the Grant / Aid scheme’, the Awarding Body, the ‘Amount(s) Received’ and the ‘Dates received’. Please note only EU ‘de minimis’ aid or minimal financial assistance subsidies need to be declared. If you are not sure whether the award is EU ‘de minimis’ aid or minimal financial assistance subsidy please check with the Awarding Body. | | | | |
| **Type of Aid Approved & Awarding Body** | | **Amount £/€** | | **Date** |
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| **TOTAL** | |  | |  |
| **Company Name** | | | | |
| **Telephone Number** | | | | |
| **Email** | | | | |
| **Declaration**  I confirm that:   * The details provided on this form are current and accurate to the best of my knowledge. * The company is solvent and no distress or execution has been levied against it. | | | | |
| **Signed:** | **Position:** | | **Date:** | |
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1. <https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/840230/Revised_Protocol_to_the_Withdrawal_Agreement.pdf> [↑](#footnote-ref-1)
2. https://bills.parliament.uk/publications/44386/documents/1154

   3 You will only have received a Minimal Financial Assistance subsidy from 1 January 2021 when the TCA came into effect. [↑](#footnote-ref-2)
3. [↑](#footnote-ref-3)