

Art. 34 - Eligible costs

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Article	Article 34 - Aid for compensating the additional costs of employing workers with disabilities
Key words	Workers with disabilities; eligible costs; additional costs;
Member State	SI
Question	<p>Slovenia has quite a few Companies Employing disabled people – providers of sheltered employment. These companies have a special status, which they can receive if the employ at least 50% of employees with disabilities.</p> <p>Example:</p> <p>A company X uses for the production the same facilities for both disabled and “able-bodied” workers. A need for new space appears – additional warehouse for storage of products of this company. This company would also need to construct new offices for accounting department.</p> <p>Question:</p> <p>Referring to GBER, Article 34, paragraph 2. (f) - Can the eligible costs cover the whole (100%) of costs for constructing the warehouse? Do eligible costs cover any cost for constructing the offices for accounting department when no one of the accounting staff is disabled? Accounting department though provides services for both disabled and “able-bodied” workers.</p>
Creation Date	
COMP Reply	<p>According to Article 34, the GBER block exempts aid for the <u>additional</u> cost of employing workers with disabilities. Additionally paragraph (f) refers to cost resulting <u>directly</u> from the employment of workers with disabilities. As long as the warehouse cost is the same as any other warehouse, any type of worker can work there and does not entail additional cost linked to the disabled personnel (e.g. access, special machinery) then none of the cost shall be eligible. He same goes for the construction accounting department. Such cost is not linked <u>directly</u> to integrating workers with disabilities in company's workforce but provides support services for everybody.</p> <p><i>Disclaimer: This reply does not represent a formal and definite position of the European Commission but is only an informal guidance provided by the services of DG Competition to facilitate the application of the GBER. It is therefore not binding and cannot create legal certainty or legitimate expectations.</i></p>
COMP Reply date	2015.06.18

COMP Responsible	<input checked="" type="checkbox"/> COMP 03 eState aid WIKI
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¹ Article numbers & names

- Article 32 - Aid for the recruitment of disadvantaged workers in the form of wage subsidies
- Article 33 - Aid for the employment of workers with disabilities in the form of wage subsidies
- Article 34 - Aid for compensating the additional costs of employing workers with disabilities
- Article 35 - Aid for compensating the costs of assistance provided to disadvantaged workers

² AU, BE, BG, HR, CY, CZ, DK, EE, FI, FR, DE, EL, HU, IE, IT, LV, LT, LU, MT, NL, PL, PT, RO, SK, SI, ES, SE, UK.