

# Articles 33 and 34 - purpose of the aid in the form of wage subsidies; definition of 'production unit'

1. **Page title:** Please insert the full Article reference (e.g. "Art. 1(4) a)") and a short title (e.g. "Deggendorf principle").
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Article	<p>Article 33 - Aid for the employment of workers with disabilities in the form of wage subsidies</p> <p>Article 34 - Aid for compensating the additional costs of employing workers with disabilities</p>
Key words	<i>aid for entering the market, aid for remaining on the market, wage subsidies, eligible costs, production unit</i>
Member State	PL
Question	<p><b><u>1. Article 33(3)</u></b></p> <p>Aid in the form of wage subsidies may be granted if the recruitment of persons with disabilities leads to a net increase in employment in the undertaking over the previous 12 months. Polish authorities ask for confirmation whether, although this provision refers only to recruitment, the explanation of the Commission services remain valid as posted on the website at:</p> <p><a href="http://ec.europa.eu/competition/state_aid/legislation/gber_practical_faq_en.pdf">http://ec.europa.eu/competition/state_aid/legislation/gber_practical_faq_en.pdf</a></p> <p><b><u>2. Article 34 (2) (f)</u></b></p> <p>If the beneficiary provides sheltered employment, eligible costs may be, among others, the costs of constructing, installing or modernising the production units of the undertaking concerned. Therefore, due to the lack of definition of the term "production unit", does it only mean the rooms in which the employer offering sheltered employment carries out production, or should it be understood broadly - as all units that the employer uses to conduct economic activity, e.g. to provide services, as well as other rooms, e.g. rest and social base as required under national law.</p>
Creation Date	2014.11.14
COMP Reply	<p>1. We have not amended this Article but we have added in the recital that aid for the entering and remaining on the market is possible. As no substantive modification was operated, there is no need to deviate from the previous interpretation given in the FAQ.</p> <p>2. It shall be understood broadly as covering all units that the employer uses to conduct economic activity.</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>

<b>COMP Reply date</b>	2014.12.14
COMP Responsible	<input checked="" type="checkbox"/> COMPsupport ESTATE-AID-WIKI

<sup>1</sup> 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

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