|  |  |  |
| --- | --- | --- |
|  | **Subsidy Minimal Financial** **Assistance Declaration Form** |  |
|  |
|  |
|  |
|  |

**Minimal Financial Assistance Declaration Form**

For the purpose of this declaration,

[ENTER Public sector applicant name] will be referred to as the **Digarbon Loan Recipient**

[ENTER Enterprise name] will be referred to as **the named enterprise**. In some cases, the Digarbon Loan Recipient will also be the named enterprise.

1. **Purpose**

This declaration is required because **the Digarbon Loan Recipient** has stated in their Digarbon application that **the named enterprise** is an enterprise as defined in the Subsidy Control Act (2022) **and** is the recipient of the Digarbon Loan and therefore is the recipient of a subsidy.

If **the named enterprise** has received less than a total of £315,000 in Minimal Financial Assistance (MFA) over the applicable period of the current and two most recent financial years, from any source (including the proposed Digarbon subsidy), then the subsidy can be provided as MFA.

Providing the subsidy as MFA the Welsh Government will not need to evaluate the subsidy against the subsidy control principles. Evaluation against the principles is only required for non-MFA subsidies to make a judgement as to whether the subsidy complies with the Subsidy Control Act (2022) and therefore if it should be awarded.

*What is MFA?*

*‘Minimal financial assistance (MFA) allows public authorities to award low-value subsidies without needing to comply with the majority of the subsidy control requirements. MFA has a financial threshold so no recipient can receive more than £315,000 over the applicable period.’*

*p.93 of UK Subsidy Control Regime: Statutory Guidance*

**2. MFA Declaration**

Welsh Government offers **the named enterprise** an MFA subsidy under the Subsidy Control Act (2022), subject to the Digarbon Loan Recipient and the **named enterprise**’s agreement to, and compliance with, the terms and conditions set out below.

To judge if Welsh Government can fund the subsidy in the application under MFA rules, **the named enterprise** must declare any other MFA subsidy they have received, excluding this Digarbon application, over the applicable period of the current and two most recent financial years.

For Welsh Government to provide the subsidy as MFA **the named enterprise** must declare that they will not exceed the MFA threshold of £315,000 cumulated over this and the previous two financial years, as specified in section 36(1) of the Subsidy Control Act (2022). This means **the named enterprise** must confirm they [[1]](#footnote-2) have not received more than £315,000 minus the value of the subsidy in MFA subsidies or comparable types of subsidies (see section 42(8) of the Subsidy Control Act) over this and the previous two financial years.

**MFA Declaration Section**

[Please populate this table]

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| [1] | [2] | [3] | [4] | [5] | [6] | [7] | [8] |
| Enterprise | Value of the DIGARBON subsidy  | Value of other subsidy **awarded** to **the named Enterprise** as MFA over the applicable period | Date MFA subsidy was awarded | Value of other subsidy **received** by **the named Enterprise** as MFA over the applicable period | Date MFA subsidy was received | Description of MFA subsidy | Total MFA subsidy value (DIGARBON + other MFA subsidy) |
| **[Enter Enterprise Name]** | **[INSERT VALUE OF DIGARBON SUBSIDY £]** |  |  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

***[1]*** *This is entered by Salix and is the name of the enterprise named in the Digarbon application form in Step 5a.*

***[2]*** *This is entered by Salix and is the value of the subsidy taken from the energy bill savings that are calculated in the Digarbon Loan Recipient’s application form. See Section 6 of this form for further details.*

***[3]*** *To be completed by the enterprise. This should be the amount of other subsidy awarded, over the period of the current and two most recent financial years.*

***[4]*** *Enter the date the subsidy was awarded.*

***[5]*** *Please enter the value of subsidy actually received.*

***[6]*** *Enter the date the subsidy was paid, including if this was paid by instalments.*

***[7]*** *Please confirm the nature of the subsidy (e.g. a Loan or a loan etc) and the purpose for which it was awarded (e.g. any project funded by it).*

***[8]*** *The value of [8] = [2] (the DIGARBON subsidy) + [3] (the value of other subsidy)*

We take this opportunity to remind **the named enterprise** that you are required to keep a written record of the amount of MFA you have received and the date/s when it was received. The written record must be kept for at least three years beginning with the date on which the MFA was given. This will enable you to respond to future requests from public authorities on how much MFA you have received and whether you have reached the cumulative threshold.

Please note that this confirmation must be sent by someone who is authorised to do so on behalf of your organisation.

I confirm, for and on behalf of, **the named enterprise** that receipt of MFA to the value shown in the above declaration table from the Welsh Government will not exceed **the named enterprise’s** MFA threshold specified in section 36(1) of the Subsidy Control Act (2022).

## **Enterprise signature:**

Signed\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

For and on behalf of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Position\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. The MFA financial threshold applies at company group level. [↑](#footnote-ref-2)