


Art. 28(4) - the definition of any three year period

1. **Page title:** Please insert the full Article reference (e.g. "Art. 1(4) a)") and a short title (e.g. "Deggendorf principle")
2. **Table:** Fill in **only the green** fields. Please respect the instructions (they are essential to optimise search).
3. **Questions:** Please create 1 question page per question
4. **Creation date:** fill in following the pattern **yy y.mm.dd** (e.g. 2017.03.17)
5. When ready, click on Save at the bottom of the page: 
6. Please be aware that you will not more be able to edit the page after the DG COMP has provided the answer.

Article	Article 28 - Innovation aid for SMEs
Key words	any three year period
Member State	BG
Question	In the particular case of aid for innovation advisory and support services the aid intensity can be increased up to 100% of the eligible costs provided that the total amount of aid for innovation advisory and support services does not exceed EUR 200 000 per undertaking within any three year period . Please confirm that despite the similarity between this Article 28 and the De Minimis aid, the three year period is "any 3 year period" which is not further defined and must therefore be simply 3 x 365 days for each individual project, and not the fiscal years that are used for the De Minimis aid.
Creation Date	2020.03.12
COMP Reply	<p>Yes, we can confirm that the three year period according to Article 28 (4) GBER is to be understood as a three year period without any further specifications, i.e. as any three year period which begins as from when aid for innovation advisory and support services was granted for the first time.</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	2021.02.17
COMP Responsible	<input checked="" type="checkbox"/> HII ESTATE-AID-WIKI

¹ Article numbers & names

- Article 25 - Aid for research and development projects
- Article 26 - Investment aid for research infrastructure
- Article 27 - Aid for innovation clusters
- Article 28 - Innovation aid for SMEs
- Article 29 - Aid for process and organisational innovation
- Article 30 - Aid for research and development in the fishery and aquaculture sector

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