

• State Aid for Transport Services and Infrastructure

1 – 2 October | Brussels | Training

Experts



Phedon Nicolaides (Chair)

Professor at the University of Maastricht; Visiting Professor at the College of Europe, and Academic Director at Lexxion Training



Joanna Fornalczyk

Partner, Comper, Comper Fornalczyk i Wspólnicy sp.j., Łódź



Erik Gadman

Counsel, Gernandt & Danielsson, Stockholm



France Jeanty

Case Handler, State aids Industrial Restructuring, Directorate General for Competition, European Commission, Brussels



Benjamin Linke

Senior Legal Counsel, Legal Department, Deutsche Bahn, Frankfurt, Germany



Philipp Melcher

Consultant, Morais Leitão, Galvão Teles, Soares da Silva & Associados, Lisbon



Hanna Standtke

Case Handler, State Aid Transport, DG COMP – Directorate-General for Competition, European Commission, Brussels



Péter Staviczyk

Hungarian Permanent Representation, Brussels

Day 1

- EU System of State Aid Control and Recent Policy Developments
- The Concept of SGEI in the Transport Sector
- Developments in the Application of the Regulation and Guidelines
- How to Determine Public Service Obligations and Public Service Compensation
- Complying with PSO
- Practical Usage of PSO Structures in Poland

Day 2

- GBER rules for Ports –The Commission’s Decision Making Practices
- National Experience of the Granting of State Aid with GBER Requirements
- Case Study: EU Member States’ National Experience in Economics of Ports Financing
- Guidelines on State Aid to Airports and Airlines & Overview of Important EC Decisions



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General Information



Methodology

The participants will be actively involved in the training. The sessions will combine presentations, case studies and discussion on practical problems. You will have ample opportunities to present your own problematic issues and discuss them with the speakers and participants from other Member States.

Just send us your cases and questions in advance! We will forward them to our speakers, who will answer them during the training. All information concerning such problems and cases will be treated confidentially.

The process of true learning happens in three stages:

1. Identification of the main points or principles
2. Appreciation of the complexities and limitation of the principles, and
3. Application of the principles

Our Training Method combines these three stages of learning to ensure that the participants obtain the best possible understanding of EU rules.

Who should participate?

- Experts from the State Aid Monitoring Offices
- Public officials involved in funding and financing of transport services and infrastructure from:
 - Ministries for Transport and Infrastructure
 - National agencies for Transport, Railways, Roads and other transport sectors
 - Regional governments
 - Communal and City council
- State aid experts from:
 - Railways undertakings
 - Airport operators
 - Airlines
 - Ports & other private companies involved transport services
- Lawyers and consultants specialised in transport and public affairs

Your benefits

- Get a detailed overview of the most important State aid rules for the transport sector
- Stay up to date with the newest developments in the application of the Regulation 1370/07 on public services for land transport
- Discuss the State aid rules for airports and airlines
- Make sure that your funding for transport infrastructure complies with the State aid rules and learn how to avoid overcompensation for the transport services
- Participate in interactive sessions and exercises on MEIP and calculation of compensation
- Analyse your problems and discuss your questions with acknowledged experts

Participant of the training "State Aid for Transport Services and Infrastructure", 18-19 September 2017:

"Great event from professional point of view! Highly recommended for all practitioners and interested in the topic!"

Please contact: Ms Zrinka Mozara



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Programme



Chair & Speaker: Phedon Nicolaides, *Professor at the University of Maastricht; Visiting Professor at the College of Europe, and Academic Director at Lexxion Training*

Day 1, Tuesday, 1 October

- 08:45 Registration & Welcome Coffee
- 09:15 Welcome Note & Introduction Round
- 09:30 **EU System of State Aid Control and Recent Policy Developments**
Phedon Nicolaides
- 10:30 Coffee Break & Networking
- 11:00 **The Concept of SGEI in the Transport Sector**
Phedon Nicolaides
- 12:00 Lunch
- 13:30 **Developments in the Application of the Regulation and Guidelines**
Philipp Melcher, *Consultant, Morais Leitão, Galvão Teles, Soares da Silva & Associados, Lisbon*
- 14:15 **How to Determine Public Service Obligations and Public Service Compensation**
Philipp Melcher
- 15:00 Coffee Break & Networking
- 15:30 **Complying with PSO**
Benjamin Linke, *Senior Legal Counsel, Legal Department, Deutsche Bahn, Frankfurt, Germany*
- 16:15 **Practical Usage of PSO Structures in Poland**
Joanna Fornalczyk, *Partner, Comper, Comper Fornalczyk i Wspólnicy sp.j., Łódź*
- 17:30 Summary and end of the 1st day
Phedon Nicolaides

Day 2, Wednesday, 2 October

Morning Session: Port

- 09:30 **GBER rules for Ports – The Commission’s Decision Making Practices**
France Jeanty, *Case Handler, State aids Industrial Restructuring, Directorate General for Competition, European Commission, Brussels*
- 10:15 Coffee break and networking
- 10:45 **National Experience of the Granting of State Aid with GBER Requirements**
Erik Gadman, *Counsel, Gernandt & Danielsson, Stockholm*
- 11:30 **Case Study: EU Member States’ National Experience in Economics of Ports Financing**
Péter Staviczyk, *State Aid Attaché, Permanent Representation of Hungary to the EU, Brussels*

12:15 Lunch

Afternoon Session: Airport

- 13:30 **Guidelines on State Aid to Airports and Airlines & Overview of Important EC Decisions**
Hanna Standtke, *Case Handler, State Aid Transport, DG COMP – Directorate-General for Competition, European Commission, Brussels*
- 15:30 Summary, End of the Training and Distribution of your Certificates

Phedon Nicolaides

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Curricula Vitae



Phedon Nicolaidis, Professor at the University of Maastricht; Visiting Professor at the College of Europe, and Academic Director at Lexxion Training

Phedon Nicolaidis was educated in the United States, the Netherlands and the United Kingdom. He has a PhD in Economics and a PhD in Law. He presently holds positions at the College of Europe and the University of Maastricht. He has published extensively on European integration, competition policy and State aid. He is also on the editorial boards of several journals. Dr. Nicolaidis has organised seminars and workshops in many different Member States, and has acted as consultant to several public authorities.

Joanna Fornalczyk, Partner, Comper, Comper Fornalczyk i Wspólnicy sp.j., Łódź

Ph.D. in economic sciences in the field of management sciences. Graduate of the doctoral studies of the Faculty of Management at the University of Lodz and graduate of the Faculty of Management at the University of Lodz, with a specialization in Strategic Management. Two-time scholarship of the Ministry of National Education. Certified Internal Auditor (CIA, cert. No. 150362) Since 1999, she has worked on numerous consulting projects and procedures for the protection of competition, as well as in a number of projects in the field of State aid, carried out for both donors and beneficiaries of aid, including in the construction, chemical, transport, entertainment, science and technology parks, aviation. Good knowledge of Polish and European competition law and State aid with regard to decision-making practice of the European Commission and the Court of Justice of the European Union. Specializes in issues related to the financing of public services (public transport, waste management, culture, sport and recreational infrastructure, road and green areas maintenance, social housing), construction and management of airports, infrastructure projects and the assessment of applications for funding from the European Funds. Along with fields of expertise, she has been deeply involved in the process of SGEI compensation calculations and audits. Vast experience as trainer on issues related to State aid.

Erik Gadman, Counsel, Gernandt & Danielsson, Stockholm

Erik Gadman is responsible for the public procurement practice at Gernandt & Danielsson, one of Sweden's leading law firms. He advises clients on all aspects of public procurement law. Erik has extensive experience of successfully representing both suppliers and contracting authorities in review procedures, ineffectiveness proceedings, and applications for the imposition of alternative penalties. He has also successfully represented clients in a large number of actions for damages for alleged infringements of public procurement law. Legal 500 has ranked Erik as a Next Generation Lawyer in the field of public procurement and recommended him in the field of EU & competition. Erik holds a juris kandidat degree from Uppsala University and an LL.M. degree from UCLA School of Law.

France Jeanty, Case Handler, State Aids: Industrial Restructuring, Directorate General for Competition, European Commission

France Jeanty has been working at DG Competition since 2016 specializing in industrial restructuring through state aid. France provides legal and economic analysis of public support measures provided by member states and determines whether such interventions qualify as state aid and if they fulfil the proper criteria for authorization. Before taking on her current role at the European Commission, France Jeanty worked for 6 years at BNP Paribas as an investment manager for private equity. She attained her Masters in Business Engineering at the Louvain School of Management in Belgium graduating Suma Cum Laude.

Benjamin Linke, Senior Legal Counsel, Legal Department, Deutsche Bahn, Frankfurt, Germany

Benjamin Linke is working as a lawyer in the legal department of Deutsche Bahn AG in Frankfurt am Main (Germany). He is part of the unit for Public Commercial Law, State Aid Law and Public Transport Contract Law. Dr. Linke started consulting transport undertakings and competent authorities in 2011 when he was working in an international law firm in Hamburg. He specialises in Public Procurement Law, State Aid Law and Public Commercial Law and he regularly publishes in the aforementioned fields. He is also editor and author of a comprehensive legal commentary on Regulation (EC) No 1370/2007. Dr. Linke acquired law degrees from the Universities of Tübingen (Germany) and Edinburgh (UK). He wrote his Ph.D. thesis on State aid law in the public transport sector.

Philipp Melcher, Consultant, Morais Leitão, Galvão Teles, Soares da Silva & Associados, Lisbon



Philipp advises domestic and international clients on competition law (antitrust, state aid), trade law (antidumping, antisubsidy) and general EU law and represents them in proceedings before national and European Union authorities and courts. Before joining MLGTS in 2015, he worked at Gleiss Lutz (2008-2014), one of Germany's leading law firms. He was Associated Partner of the firm and based at its Brussels and Frankfurt offices. During his legal clerkship (2005-2007) and alongside his postgraduate studies at King's College London (2007/2008), Philipp worked, inter alia, at the EU Commission (in the unit responsible for the enforcement of state aid rules in the area of transport and energy) and in the legal department of a major US internet company.

Hanna Standtke, Case Handler, State Aid Transport, DG COMP – Directorate-General for Competition, European Commission, Brussels

Hanna Standtke joined the Directorate General for Competition after qualifying as a lawyer in Germany. Her specialisation is European and German public law. In the European Commission, she is part of unit F2, handling State aid cases and policy matters in the transport sector. Predominantly, she deals with questions regarding airport-airline agreements as well as investment- and operating aid for airports. Recent publications include an article outlining a modern perspective on the landmark EDF ruling in Milestones in State Aid Case Law.

Péter Staviczyk, State Aid Attaché, Permanent Representation of Hungary to the EU, Brussels

Studied law at the Pázmány Péter Catholic University Faculty of Law (1996-2001) and Comparative Law at the International Faculty of the University Robert Schuman Strasbourg (1999-2002). He did a banking-lawyer postgraduate training (2000-2002) and took part in the common European specialist course of the Ministry of Foreign Affairs and the French École National d'Administration in spring 2002. He has been working at the State Aid Monitoring Office in Budapest since 2001. In 2007, he was appointed as head of the unit. He is a regular speaker at the seminars on State aid. Since January 2011 he is the attaché responsible for State aid at the Permanent Representation of Hungary to the EU in Brussels.

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Registration



Venue

Maastricht University – Campus Brussels

Avenue de Tervueren, 153, Brussels

Phone: +31 433 884 38

campusbrussels@maastrichtuniversity.nl

Participation fee

- YES, I would like to participate for the reduced fee for public authorities **EUR 1.240*** (excl. VAT).
- YES, I would like to participate for the regular fee of **EUR 1.640*** (excl. VAT).
- YES, I am European State Aid Law Quarterly – EstAL-subscriber (EUR 100 discount if applicable).

* 21% Belgian VAT will be added.

The participation fees include the material, drinks and snacks during the breaks and lunch.

Newsletter subscription

- Please send me information about State Aid issues for free. I may unsubscribe from this service any time.

Cancellations

Cancellations should be made in writing per post or fax. Please note that the full fee will be charged for cancellations received after 16 September 2019 (included illness or impediment which prevents one from fulfilling ones duties). Nomination of a substitute remains possible. A cancellation arising by reason of too small a number of participants is effected no later than two weeks prior to the seminar. In this case the participation fee will be refunded. A requirement for reimbursement of travel and accommodation expenses as well as loss of working hours is not possible, unless such costs result from wantonly negligent or deliberate behaviour on the part of the organiser. For more detailed information, scope and conduct of contract as well as cancellation policy, please check the Terms & Conditions on our website.

Please register with:



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Name

Position, Department

Company Name

Address

Address

Phone, Fax

E-Mail

VAT Reg.-No.

Date, Signature

Upcoming events

Workshop: Toolbox for State Aid Rules and Public Procurement 8-10 October 2019 | Brussels

With a special focus on best practices and practical case studies, this new intensive format will provide you with innovative solutions and hands-on examples on how Public Procurements are affected by the State aid rules. What would be considered State aid in this context? How could this be avoided before concluding the contract award procedure? Join us this September in Brussels and stay up to date with the newest State aid and Public Procurement developments!

Training: EU State Aid Law for Waste Management and Infrastructure 29-30 October 2019 | Brussels

As part of its Circular Economy Action Plan the European Commission also adopted a package of legislative proposals on waste management. What are the challenges and opportunities of this new plan? How to encourage waste prevention and communal recycling initiatives? How to identify appropriate State aid schemes for projects in the waste management sector?