

## UK Subsidy Control: Minimal Financial Assistance (“MFA”) Notification

Declaration by **[PARTICIPANT COMPANY]**

### Subsidy control and thresholds

As part of your participation in the Launch Academy Programme (the “**Programme**”), we consider that you shall receive a form of subsidy, since the Programme is partially funded using public funds. “Subsidy” for the purposes of this declaration is defined in the Subsidy Control Act 2022 (“**2022 Act**”).

In accordance with the 2022 Act, there are exemptions from the subsidy control rules where the total amount of public funding granted to a single economic actor does not exceed a Minimum Financial Assistance threshold of £315,000 over any period of three fiscal years (the “**MFA Threshold**”).

The MFA Threshold is calculated by reference to any subsidies you have received in the current financial year and the previous two financial years, which shall include any State Aid that you received under the UK’s previous State Aid regime when the UK was a member of the EU (for example *de minimis* aid).

### Group companies

The MFA Threshold may apply to your entire group of companies. If you are part of a group or company structure that is considered a “single economic actor”, then any subsidy or State Aid received by other companies within your group could count towards the MFA Threshold and may be assessed at a group level.<sup>1</sup>

### Quantifying the subsidy to you under the Programme

The value of the publicly funded support provided to you under the Programme shall amount to **£19,933.22**. We are proposing to provide this support to you under the MFA exemption.

In order to ensure that the support you receive will not cause you to exceed the MFA Threshold, you are required to accurately complete the table within this notification. Please provide the full amount of any subsidies including, but not limited to: any State Aid under the EU’s State Aid regime, any MFA and SPEI assistance (respectively, analogous to *de minimis* aid and SGEI assistance under the EU’s State Aid regime) received from any source during the current financial year, and the previous two financial years.

By providing the below declaration you are confirming that upon receiving the support under the Programme your MFA Threshold will not be exceeded. It is your responsibility to obtain your own advice to confirm that any subsidy received can and will be managed in compliance with UK subsidy control obligations. Therefore, you may wish to obtain your own independent legal advice when making this declaration. The provision of a false declaration may lead to the recovery of the value of the support provided by the Programme plus interest.

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<sup>1</sup> For guidance purposes only, please note that UK Government guidance on subsidies as at 20 January 2022 provides that: “a company with subsidiaries or branches should be regarded as a single economic actor, and the level of subsidy should be assessed at group level, unless the subsidiaries are effectively autonomous of the group and cannot rely on it for resources/financing.” However, you should seek your own legal advice where you are unclear as to whether your group constitutes a single economic actor.

**This document is for review only and does not require action at this stage**

You should keep a copy of this completed notification for your own records. You must also ensure that you maintain appropriate expenditure records.

If you have queries in connection with this MFA notification, or if you have concerns that the MFA threshold has been, or upon receiving the support under the Programme, will be, exceeded, please contact Dylan Hill (*Project Manager*), [dylan.hill@ore.catapult.org.uk](mailto:dylan.hill@ore.catapult.org.uk). Please return this completed declaration to us.

Yours faithfully,

*ORE Catapult*

SAMPLE

## DECLARATION

for and on behalf of [PARTICIPANT COMPANY] incorporated and registered in [COUNTRY] with company number [NUMBER] whose registered office is at [REGISTERED OFFICE ADDRESS]

FISCAL YEAR AND DATE OF AWARD OF FINANCIAL ASSISTANCE	NAME OF GRANTOR OF FUNDING	TYPE OF ASSISTANCE GRANT/LOAN OR OTHER INSTRUMENT	BASIS/STATUS OF SUBSIDY (E.G. SPEI, MFA, DE MINIMIS, ETC.) (IF SPECIFIED IN GRANT AWARD/OFFER LETTER)	VALUE /AMOUNT GRANTED (GROSS): PLEASE EXPRESS IN GBP
<b>TOTAL</b>				

I certify that:

- (a) the information given on this declaration is accurate to the best of my knowledge;
- (b) the full amount of all subsidies received during the current financial year and the previous two financial years has been declared;
- (c) that upon receiving the support from the Programme the MFA Threshold will not be exceeded; and
- (d) we acknowledge the provision of a false declaration may lead to the recovery of the value of the support from the Programme plus interest.

I confirm the form is signed by a Director, Authorised Signatory or Company Secretary of [COMPANY NAME, COMPANY NUMBER, COMPANY ADDRESS] and understand that we may be required to provide evidence of the information given above, and of signing authority of any individual.