

The CCA adopted a decision on termination of the aid assessment procedure regarding the Annex of Programme of restructuring of Brodograđevna industrija Split d.d. as legal prerequisite for its continuation no longer exist. In the period after authorisation of the Plan of restructuring the concerned shipyard accumulated additional losses which have affected the increase of total costs of restructuring. This affected the change in the amount of own contribution of the undertaking and the amount of state aid and obligations of the Republic of Croatia from the Accession Treaty. The investor DIV d.o.o. delivered to the Ministry of Economy the Annex to the Programme of restructuring of BI Split d.d. In its decision the CCA terminated the aid assessment proceeding as legal prerequisite for its continuation no longer existed. Namely, in accordance with Article 36 of the Act of Accession of the Republic of Croatia to the EU, which among other things defines competences of the European Commission in the field of Croatian shipyard restructuring, the European Commission authorised the concerned Annex to the Programme of restructuring of BI Split d.d. This CCA decision on termination of the proceeding is based on the Act of Accession and Annex to the Act of Accession which is applied from the day of signing the Treaty i.e. 9 December 2011. As stated in the Treaty, the Commission's monitoring focuses on the area of competition policy, including the restructuring of the shipbuilding industry. Moreover, any subsequent change to the shipyard restructuring plan must comply with the key conditions set in the restructuring process and must be submitted to the Commission for acceptance. Therefore the CCA adopted this decision on termination of the proceedings due to the fact that the European Commission has already decided on this issue, i.e. it has authorised the concerned Annex to the Programme of restructuring of BI Split d.d.