



**Ordonanta de urgenta nr. 130/2020 privind unele masuri pentru acordarea de sprijin financiar din fonduri externe nerambursabile, aferente Programului operational Competitivitate 2014-2020, in contextul crizei provocate de COVID-19, precum si alte masuri in domeniul fondurilor europene**

In vigoare de la 06 august 2020

Formele de sprijin din fonduri externe nerambursabile prevazute de prezenta ordonanta de urgenta se refera la:

- a) microgranturi acordate din fonduri externe nerambursabile sub forma de suma forfetara;
- b) granturi pentru capital de lucru acordate sub forma de suma forfetara si in procent din cifra de afaceri;
- c) granturi pentru investitii productive acordate din fonduri externe nerambursabile in baza evaluarii proiectului de investitii depus.

**Beneficiarii sunt :**

- intreprinderile mici si mijlocii, denumite in continuare IMM-uri;
- persoanele fizice autorizate, denumite in continuare PFA;
- cabinetele medicale individuale, denumite in continuare CMI,

a caror activitate a fost afectata de raspandirea virusului SARS-CoV-2 sau a caror activitate a fost interzisa prin ordonante militare pe perioada starii de urgenta sau ingradite pe perioada starii de alerta.

Beneficiarii finali ai ajutorului de stat sunt IMM/microintreprinderi/PFA/CMI, organizatii neguvernamentale cu activitate economica,

**Emergency Ordinance no. 130/2020 on some measures for providing financial support from non-reimbursable external funds, related to the Competitiveness Operational Program 2014-2020, in the context of the crisis caused by COVID-19, as well as other measures in the field of European funds**

In force since August 6<sup>th</sup> , 2020

The forms of support from non-reimbursable external funds provided by this emergency ordinance refer to:

- a) micro-grants granted from non-reimbursable external funds in the form of a lump sum;
- b) grants for working capital granted in the form of a lump sum and as a percentage of turnover;
- c) grants for productive investments granted from non-reimbursable external funds based on the evaluation of the submitted investment project.

**The beneficiaries are:**

- small and medium enterprises, hereinafter referred to as SMEs;
  - authorized natural persons, hereinafter referred to as PFA;
  - individual medical offices, hereinafter referred to as CMI,
- whose activity has been affected by the spread of the SARS-CoV-2 virus or whose activity has been banned by military ordinances during the state of emergency or restricted during the state of alert.

The final beneficiaries of state aid are SMEs/micro-enterprises/PFA/CMI, non-governmental organizations with economic activity, hereinafter referred to as NGOs with economic and sports



denumite in continuare ONG-uri cu activitate economica și sportiva, care primesc ajutorul de stat prin intermediul micrograntului/grantului pentru capital de lucru/grantului pentru investitii productive, prin incheierea unui contract de ajutor de stat cu administratorul schemei de ajutor de stat

IMM-urile sunt beneficiari pentru fondurile externe nerambursabile prevazute la lit. a)-c), iar PFA-urile si CMI-urile pentru fondurile externe nerambursabile prevazute lit. a).

### MICROGRANTURILE

Micrograntul reprezinta un grant direct in valoare de 2.000 euro acordat sub forma de suma forfetara beneficiarilor de ajutor de stat considerati vulnerabili la riscul de raspandire a virusului SARS-CoV-2.

Microgranturile au valoarea de 2.000 euro si se acorda o singura data, sub forma de suma forfetara. Fondurile alocate pentru acordarea de microgranturi in cadrul POC (Programul operational Competitivitate) 2014-2020 sunt in valoare totala de 100.000.000 euro, din care 85.000.000 euro se aloca din bugetul POC 2014-2020 si 15.000.000 euro din cofinantarea de la bugetul de stat.

Microgranturile se acorda pe baza de contract de acordare a ajutorului de stat incheiat cu urmatoarele categorii de beneficiari:

- a) IMM-uri care fac dovada ca nu detin salariati cu contract individual de munca la data de 31 decembrie 2019;
- b) PFA, alti profesionisti, astfel cum sunt reglementati de art. 3 alin. (2) din Legea nr. 287/2009 privind Codul civil care desfasoara profesii liberale reglementate prin acte cu putere de lege si ONG-uri cu activitate economica in unul din domeniile de activitate prevazute in anexa nr. 1 la prezenta ordonanta;

activity, which receive state aid through micro-grant / working capital grant / grant for productive investments, by concluding a state aid contract with the administrator of the state aid scheme

SMEs are beneficiaries for the non-reimbursable external funds provided in let. a) -c), and the PFAs and MICs for the non-reimbursable external funds provided in let. a).

### MICROGRANTS

The microgrant represents a direct grant of 2,000 euros granted in the form of a lump sum to state aid beneficiaries considered vulnerable to the risk of spreading the SARS-CoV-2 virus.

The micro-grants have a value of 2,000 euros and are granted only once, in the form of a lump sum. The funds allocated for the granting of microgrants within the POC (Competitiveness Operational Program) 2014-2020 are in the total amount of 100,000,000 euros, of which 85,000,000 euros are allocated from the 2014-2020 POC budget and 15,000,000 euros from the co-financing from the state budget.

The micro-grants are granted on the basis of a contract for granting state aid concluded with the following categories of beneficiaries:

- a) SMEs that prove that they do not have employees with an individual employment contract as of December 31, 2019;
- b) PFA, other professionals, as regulated by art. 3 para. (2) of Law no. 287/2009 on the Civil Code that carries out liberal professions regulated by acts with the force of law and NGOs with economic activity in one of the fields of activity provided in annex no. 1 the present ordering;

- c)** PFA/CMI, daca au fost implicate in transportul, echiparea, evaluarea, diagnosticarea si tratamentul pacientilor diagnosticati cu COVID-19, care nu au beneficiat de stimulentele acordate in baza Ordonantei de urgenta a Guvernului nr. 43/2020.

Microgranturile se acorda pe baza de contract de acordare a ajutorului de stat, beneficiarilor care indeplinesc urmatoarele conditii cumulative:

- a)** au desfasurat activitate curenta/operationala pe perioada a cel putin unui an calendaristic inainte de data depunerii cererii de finantare, cu exceptia PFA/CMI pentru care inceperea activitatii poate sa fi avut loc pana la data de 1 februarie 2020;
- b)** au obtinut o cifra de afaceri in exercitiul financiar anterior depunerii cererii de finantare de cel putin echivalentul in lei a 5.000 euro la data depunerii cererii de finantare, cu exceptia beneficiarilor ajutorului de stat prevazuti la art. 5 lit. b) si c) din ordonanta;
- c)** isi mentin activitatea pe o perioada de cel putin 6 luni de la acordarea formei de sprijin sub forma de microgrant.

Beneficiarii de microgranturi vor depune o declaratie pe proprie raspundere prin care isi vor asuma faptul ca utilizarea microgranturilor in alte scopuri decat cele prevazute de prezenta ordonanta de urgenta atrage dupa sine recuperarea ajutorului de stat acordat impreuna cu plata accesoriilor pentru recuperarea ajutorului de stat.

Microgranturile se pot utiliza pentru:

- a)** cheltuieli privind stocurile de materii prime, materiale, marfuri, precum si alte categorii de stocuri necesare activitatii curente/operationale desfasurate de beneficiari;
- b)** datorii curente si restante fata de furnizorii curenti, inclusiv fata de furnizorii de utilitati potrivit contractelor incheiate;

- c)** PFA/CMI, if they were involved in the transport, equipment, evaluation, diagnosis and treatment of patients diagnosed with COVID-19, who did not benefit from the medical incentive granted based on the Government Emergency Ordinance no. 43/2020.

The micro-grants are granted on the basis of a contract for granting state aid to beneficiaries who meet the following cumulative conditions:

- a)** have carried out current/operational activity for a period of at least one calendar year before the date of submission of the financing application, except for the PFA/CMI for which the start of the activity may have taken place until February 1, 2020;
- b)** obtained a turnover in the financial year prior to the submission of the financing application of at least the equivalent in lei of 5,000 euros at the date of submission of the financing application, except for the beneficiaries of the state aid provided in art. 5 lit. b) and c) of the ordinance;
- c)** maintain their activity for a period of at least 6 months from the granting of the form of support in the form of microgrant.

The beneficiaries of microgrants will submit a declaration on their own responsibility by which they will assume that the use of microgrants for purposes other than those provided by this emergency ordinance entails the recovery of state aid granted together with the payment of accessories for state aid recovery.

Microgrants can be used to:

- a)** expenses regarding the stocks of raw materials, materials, goods, as well as other categories of stocks necessary for the current / operational activity carried out by the beneficiaries;
- b)** current and overdue debts to current suppliers, including to utility providers according to concluded contracts;

- c)** cheltuieli privind chiria pe baza de contract incheiat;
- d)** cheltuieli privind achizitia de servicii si reparatii necesare activitatii curente de baza, cu exceptia serviciilor de consultanta, studii si alte categorii de servicii indirecte cu activitatea curenta;
- e)** cheltuieli privind echipamentele de protectie medicala, inclusiv materiale de dezinfectie pentru protectia impotriva raspandirii virusului SARS-CoV-2;
- f)** cheltuieli privind achizitia de obiecte de inventar, inclusiv obiecte de inventar de natura mijloacelor fixe necesare pentru reluarea activitatii curente;
- g)** cheltuieli privind achizitia de echipamente, utilaje, instalatii, tehnologii, dotari independente necesare pentru reluarea activitatii;
- h)** cheltuieli privind plata datoriilor catre bugetul statului.

Beneficiarul final al ajutorului de stat depune un raport de progres privind cheltuielile efectuate la banca in termen de 90 de zile de la data la care disponibilul a fost transferat in contul bancar al acestuia. Nedepunerea raportului de progres in termenul solicitat sau depunerea acestuia cu informatii lipsa ori necompletarea acestuia cu informatii/documente solicitate da dreptul Programului operational Competitivitate/Ministerului Economiei, Energiei si Mediului de Afaceri/Agentiilor pentru intreprinderi mici si mijlocii, atragere de investitii si promovare a exportului (AIMMAIPE), sa initieze demersurile legale pentru recuperarea sprijinului financiar acordat sub forma de microgrant.

Ministerul Economiei, Energiei si Mediului de Afaceri (MEEMA) verifica indeplinirea conditiei privind mentinerea activitatii timp de 6 luni, prin interogarea automata a bazelor de date. Verificarea utilizarii fondurilor potrivit destinatiilor prevazute de prezenta ordonanta de urgenta se face pe baza de esantion de 1%, pe perioada de durabilitate a schemei, dar nu mai mult de 3 ani.

- c)** expenses regarding the rent based on a concluded contract;
- d)** expenses regarding the acquisition of services and repairs necessary for the basic current activity, except for consulting services, studies and other categories of indirect services with the current activity;
- e)** expenses regarding medical protection equipment, including disinfection materials for protection against the spread of SARS-CoV-2 virus;
- f)** expenses regarding the acquisition of inventory objects, including inventory objects of the nature of the fixed assets necessary for the resumption of the current activity;
- g)** expenses regarding the acquisition of equipment, machinery, installations, technologies, independent endowments necessary for the resumption of the activity;
- h)** expenses regarding the payment of debts to the state budget.

The final beneficiary of the state aid submits a progress report on the expenses incurred at the bank within 90 days from the date on which the cash was transferred to its bank account. Failure to submit the progress report within the required deadline or its submission with missing information or failure to complete it with requested information/documents entitles the Operational Program Competitiveness/Ministry of Economy, Energy and Business Environment/Agencies for small and medium enterprises, attracting investment and export promotion (AIMMAIPE), to initiate the legal steps for the recovery of the financial support granted in the form of microgrant. The Ministry of Economy, Energy and Business Environment (MEEMA) verifies the fulfillment of the condition regarding the maintenance of the activity for 6 months, by automatically querying the databases. The verification of the use of the funds according to the destinations provided by this emergency ordinance is made on the basis of a



## GRANTURI PENTRU CAPITAL DE LUCRU

Prin acordarea de granturi pentru capital de lucru se intelege alocarea de fonduri externe nerambursabile sub forma de suma forfetara, conform prevederilor art. 3 alin. (1) din Regulamentul (UE) nr. 1.301/2013 al Parlamentului European si al Consiliului din 17 decembrie 2013.

Alocarea grantului pentru capital de lucru se realizeaza pe baza de cota procentuala din cifra de afaceri, fiind destinat IMM-urilor a caror activitate a fost afectata de raspandirea virusului SARS-CoV-2 sau a caror activitate a fost interzisa sau redusa prin ordonante militare pe perioada starii de urgenta si/sau pe perioada starii de alerta, in conditiile specifice prevazute de prezenta ordonanta de urgenta.

**Valoarea sprijinului din fonduri externe nerambursabile pentru capital de lucru se stabileste astfel:**

**a)** pentru IMM-urile cu cifra de afaceri aferenta anului 2019 cuprinsa intre 5.000 si 13.500 euro, valoarea grantului este de 2.000 euro;

**b)** pentru IMM-urile cu cifra de afaceri aferenta anului 2019 cuprinsa intre 13.501 si 1.000.000 euro, valoarea grantului se stabileste in procent de 15% din cifra de afaceri si nu poate depasi suma de 150.000 euro. Pentru IMM-urile cu cifra de afaceri cu echivalentul in euro de peste 1 milion de euro, valoarea maxima a ajutorului este de 150.000 euro. Daca un beneficiar de ajutor de stat cu statut de intreprindere legata care nu se incadreaza in categoria IMM-urilor a depus o singura cerere de finantare valoarea grantului pentru capital de lucru nu poate depasi 150.000 de euro la data platii grantului.

Granturile pentru capital de lucru se acorda, pe baza de contract de acordare a ajutorului de stat, IMM-urilor din domeniile de activitate: restaurante,

sample of 1%, for the duration of the scheme, but not more than 3 years.

## GRANTS FOR WORKING CAPITAL

By granting working capital grants is meant the allocation of non-reimbursable external funds in the form of a lump sum, according to the provisions of art. 3 para. (1) of Regulation (EU) no. 1.301 / 2013 of the European Parliament and of the Council of 17 December 2013.

The allocation of the working capital grant is made on the basis of a percentage share of turnover, being intended for SMEs whose activity has been affected by the spread of the SARS-CoV-2 virus or whose activity has been banned or reduced by military ordinances on during the state of emergency and / or during the state of alert, under the specific conditions provided by this emergency ordinance.

**The value of the support from non-reimbursable external funds for working capital is established as follows:**

**a)** for SMEs with a turnover for 2019 between 5,000 and 13,500 euros, the value of the grant is 2,000 euros;

**b)** for the SMEs with the turnover afferent to the year 2019 comprised between 13,501 and 1,000,000 euros, the value of the grant is established in a percentage of 15% of the turnover and cannot exceed the amount of 150,000 euros. For SMEs with a turnover of more than EUR 1 million, the maximum aid amount is EUR 150,000.

If a beneficiary of state aid with the status of a tied enterprise that does not fall into the category of SMEs has submitted a single application for financing, the value of the working capital grant cannot exceed 150,000 euros at the date of payment of the grant.

Grants for working capital are granted, based on a state aid contract, to SMEs in the fields of activity: restaurants, hotels, cafes, food industry and other

hoteluri, cafenele, industria alimentara si alte activitati asimilate acesteia, viticultura, distributia de bunuri, servicii din domeniul transporturilor, agentiiilor de turism, editurilor/librariilor/bibliotecilor, industriilor creative, precum si al organizariilor de evenimente a caror activitate curenta a fost afectata de raspandirea virusului SARS-CoV-2 sau a caror activitate a fost interzisa ori redusa prin ordonante militare pe perioada starii de urgenta si/sau pe perioada starii de alerta.

Lista domeniilor de activitate eligibile este prevazuta in anexa nr. 2 la ordonanta.

Granturile pentru capital de lucru se acorda, pe baza de contract de acordare a ajutorului de stat, ONG-urilor cu activitate economica din domeniile invatamant, cultura si sport, cat si celor de utilitate publica din domeniul social.

Granturile pentru capital de lucru se acorda beneficiarilor care indeplinesc cumulativ urmatoarele **conditii**:

- a) au obtinut certificat de situatii de urgenta in baza Ordonantei de urgenta a Guvernului nr. 29/2020;
- b) au inregistrat profit operational din activitatea curenta (din activitatea de exploatare), in unul din ultimele doua exercitii financiare inainte de depunerea cererii de finantare pentru obtinerea grantului;
- c) dispun de coparticipare la constituirea capitalului de lucru in procent de minimum 15% din valoarea grantului la data utilizarii grantului pentru capital de lucru;
- d) mentin sau, dupa caz, suplimenteaza numarul de salariati, fata de data depunerii cererii, pe o perioada de minimum 6 luni, la data acordarii granturilor, cu exceptia situatiilor in care contractele individuale de munca sunt incheiate pentru sezonieri sau/si zilieri.

activities assimilated to it, viticulture, distribution of goods, services in the field transport, travel agencies, publishing houses / bookstores / libraries, creative industries, as well as event organizations whose current activity has been affected by the spread of the SARS-CoV-2 virus or whose activity has been banned or reduced by military ordinances during state of emergency and / or during the state of alert.

The list of eligible fields of activity is provided in annex no. 2 the commanding.

Grants for working capital are granted, based on a state aid contract, to NGOs with economic activity in the fields of education, culture and sports, as well as to those of public utility in the social field.

Grants for working capital are granted to beneficiaries who cumulatively meet the following **conditions**:

- a) they obtained a certificate of emergency situations based on the Government Emergency Ordinance no. 29/2020;
- b) have registered operational profit from the current activity (from the exploitation activity), in one of the last two financial years before submitting the financing application for obtaining the grant;
- c) have the co-participation in the constitution of the working capital in a percentage of at least 15% of the grant value at the date of using the working capital grant;
- d) maintain or, as the case may be, supplement the number of employees, compared to the date of submission of the application, for a period of at least 6 months, on the date of granting grants, except for situations where individual employment contracts are concluded for seasonal workers and / or day laborers.

In perioada 1 august-15 septembrie 2020, MEEMA elibereaza certificate de situatii de urgenta, la cerere, operatorilor economici a caror activitate a fost afectata in contextul pandemiei de COVID-19 in perioada starii de urgenta. Acest certificat atesta, in baza declaratiei pe propria raspundere, ca operatorul economic a inregistrat diminuarea veniturilor sau a incasarilor cu minimum 25% in luna martie, aprilie sau mai 2020 prin raportare la media lunilor ianuarie si februarie 2020 sau intreruperea partiala sau totala a activitatii ca efect al deciziilor emise de autoritatile publice competente pe perioada starii de urgenta decretate.

**Exceptie:** Sunt eligibile pentru accesarea granturilor privind capitalul de lucru si companiile sau ONG-urile care desfasoara activitati in domeniul targurilor si evenimentelor de afaceri, IT, tehnologie, digital, educatie financiara, strategie si management, care nu s-au calificat pentru obtinerea certificatului de urgenta din cauza specificului activitatii lor (organizare anuala, cu concentrarea veniturilor doar intr-o anumita perioada din an). In acest caz, scaderea de 25% ceruta pentru eliberarea certificatului de situatii de urgenta se va calcula luand in calcul anul fiscal 2020 prin comparatie cu anul fiscal 2019 sau, dupa caz, semestrul 1, respectiv semestrul al 2-lea 2020 prin comparatie cu 2019.

Beneficiarii pot utiliza granturile pentru capital de lucru pentru sustinerea urmatoarelor cheltuieli:

- a)** cheltuieli privind stocurile de materii prime, materiale, marfuri, precum si alte categorii de stocuri necesare activitatii curente/operationale desfasurate de beneficiari;
- b)** datorii curente si restante fata de furnizorii curenti, inclusiv fata de furnizorii de utilitati, potrivit contractelor incheiate;
- c)** cheltuieli privind chiria pe baza de contract incheiat;

Between August 1<sup>st</sup> and September 15<sup>th</sup>, 2020, MEEMA issues emergency certificates, upon request, to economic operators whose activity was affected in the context of the COVID-19 pandemic during the state of emergency. This certificate attests, based on the declaration on its own responsibility, that the economic operator registered the decrease of revenues or revenues by at least 25% in March, April or May 2020 compared to the average of January and February 2020 or the partial or total interruption of activity as effect of the decisions issued by the competent public authorities during the state of emergency declared.

**Exception:** They are eligible for access to working capital grants and companies or NGOs operating in the field of trade fairs and events, IT, technology, digital, financial education, strategy and management, which did not qualify for the certificate emergency due to the specifics of their activity (annual organization, with the concentration of revenues only in a certain period of the year). In this case, the 25% decrease required for the issuance of the emergency certificate will be calculated taking into account the fiscal year 2020 compared to fiscal year 2019 or, as the case may be, semester 1, respectively semester 2 2020 compared to 2019 .

Beneficiaries can use working capital grants to support the following expenses:

- a)** expenses regarding the stocks of raw materials, materials, goods, as well as other categories of stocks necessary for the current / operational activity carried out by the beneficiaries;
- b)** current and overdue debts to current suppliers, including to utility providers, according to the concluded contracts;
- c)** expenses regarding the rent based on a concluded contract;



**d)** cheltuieli privind achizitia de servicii necesare activitatii curente, cu exceptia serviciilor de consultanta, studiilor si altor categorii de servicii indirecte;

**e)** cheltuieli privind echipamentele de protectie medicala, inclusiv materiale de dezinfectie pentru protectia impotriva raspandirii virusului SARS-CoV-2;

**f)** cheltuieli privind achizitia de obiecte de inventar, inclusiv obiecte de inventar de natura mijloacelor fixe necesare reluarii activitatii curente;

**g)** cheltuieli privind achizitia de echipamente, utilaje, instalatii, tehnologii, dotari independente necesare reluarii activitatii;

**h)** cheltuieli privind plata datoriilor catre bugetul statului.

Beneficiarul de ajutor de stat depune un raport de progres privind cheltuielile efectuate la banca in termen de 180 de zile de la data la care disponibilul a fost transferat in contul bancar al acestuia.

#### GRANTURI PENTRU INVESTITII ACORDATE IMM-URILOR

Prin granturi pentru investitii se intelege sprijin din fonduri externe nerambursabile destinate beneficiarilor care implementeaza investitii in domeniul curent de activitate sau intr-un domeniu diferit de activitate, necesare pentru:

**a)** extinderea capacitatilor de productie existente, precum si pentru extinderea capacitatilor de prestari servicii;

**b)** realizarea de unitati noi ale capacitatilor de productie existente, precum si pentru realizarea unor unitati noi de prestare servicii;

**c)** reabilitarea/modernizarea unitatilor de productie existente, precum si pentru reabilitarea/modernizarea unor unitati noi de prestare servicii.

**d)** expenses regarding the acquisition of services necessary for the current activity, except for consulting services, studies and other categories of indirect services;

**e)** expenses regarding medical protection equipment, including disinfection materials for protection against the spread of SARS-CoV-2 virus;

**f)** expenses regarding the acquisition of inventory objects, including inventory objects of the nature of fixed assets necessary for the resumption of the current activity;

**g)** expenses regarding the acquisition of equipment, machinery, installations, technologies, independent endowments necessary for the resumption of the activity;

**h)** expenses regarding the payment of debts to the state budget.

The beneficiary of state aid submits a progress report on the expenses incurred at the bank within 180 days from the date on which the cash was transferred to his bank account.

#### GRANTS FOR INVESTMENTS GRANTED TO SMES

Investment grants means support from non-reimbursable external funds intended for beneficiaries who implement investments in the current field of activity or in a different field of activity, necessary for:

**a)** the extension of the existing production capacities, as well as for the extension of the service provision capacities;

**b)** the realization of new units of the existing production capacities, as well as for the realization of new units for the provision of services;

**c)** rehabilitation/modernization of the existing production units, as well as for the rehabilitation/modernization of new service units.



Verificarea încadrării beneficiarului în categoria IMM se realizează, pe baza de esanțion, de către MEEMA/AIMMAIPE pe perioada implementării proiectelor, după depunerea cererii de finanțare și încheierea contractelor de finanțare, cu condiția recuperării sprijinului din fonduri externe nerambursabile dacă beneficiarul nu se încadrează în categoria de IMM la data depunerii cererii de finanțare.

Granturile pentru investiții se acordă pe proiect și beneficiar și au o valoare cuprinsă între 50.000 euro și 200.000 euro.

Granturile pentru investiții nu includ cofinanțarea proprie a beneficiarilor stabilită în procent de minimum 15% din valoarea proiectului de investiții solicitat pentru finanțare de către beneficiarii din regiunile mai puțin dezvoltate și 30% din valoarea proiectului de investiții solicitat pentru finanțare de către beneficiarii din regiunea București-Ilfov.

Domeniile de investiții susținute din fonduri externe nerambursabile și din cofinanțarea bugetului de stat includ:

- a)** viticultura, industria alimentară, panificație, patiserie și alte activități asimilate acestora, inclusiv procesare, prelucrare, distribuție și ambalare;
- b)** industria auto și servicii specifice auto, inclusiv servicii de reparații și spălătorii auto și altele asemenea;
- c)** energie și echipamente/tehnologii/utilaje pentru eficiența energetică;
- d)** construcții, materiale de construcții, echipamente, mijloace de transport specifice, utilaje, tehnologii în construcții;
- e)** servicii de transport, inclusiv servicii de transport internațional;
- f)** servicii de îngrijire și întreținere corporală;
- g)** servicii de reparații și întreținere;
- h)** turism, pensiuni turistice, hoteluri, restaurante și servicii de agrement, inclusiv infrastructura specifică de agrement;

The verification of the beneficiary's SME qualification shall be carried out on a sample basis by MEEMA/AIMMIPE during the implementation of the projects after applying for funding and concluding contracts for financing, provided recovery support from external funds if the recipient does not fall into the category of SME at the date of submission of the financing application.

Investment grants are awarded per project and beneficiary and have a value between 50,000 euros and 200,000 euros.

Investment grants do not include the beneficiaries' own co-financing set at a minimum of 15% of the value of the investment project requested for financing by beneficiaries from less developed regions and 30% of the value of the investment project requested for financing by beneficiaries from the Bucharest region. Ilfov.

The areas of investments supported from non-reimbursable external funds and from the co-financing of the state budget include:

- a)** viticulture, food industry, bakery, pastry and other activities assimilated to them, including processing, processing, distribution and packaging;
- b)** automotive industry and specific automotive services, including repair services and car washes and the like;
- c)** energy and equipment / technologies / machines for energy efficiency;
- d)** constructions, construction materials, equipment, specific means of transport, equipment, technologies in constructions;
- e)** transport services, including international transport services;
- f)** body care and maintenance services;
- g)** repair and maintenance services;
- h)** tourism, tourist pensions, hotels, restaurants and leisure services, including specific leisure infrastructure;

- i)** confectii metalice/lemn/mobilier;
- j)** confectii textile/pielarie;
- k)** industria farmaceutica si echipamente medicale, inclusiv depozite medicale pentru interventii in situatii de urgenta;
- l)** industrii creative, inclusiv din domeniul culturii si serviciilor creative;
- m)** servicii de educatie: crese si gradinite, scoli;
- n)** servicii de sanatate: cabinete medicale, echipamente medicale, dispozitive medicale si altele asemenea;
- o)** comert.
- p)** servicii de organizare de targuri, evenimente si expozitii (cod CAEN 8230)".

Lista domeniilor de activitate eligibile este prevazuta la anexa nr. 3 la ordonanta.

Granturile pentru investitii se acorda IMM-urilor si ONG-urilor cu activitate economica din domeniul cultural, cat si celor de utilitate publica din domeniul social pe baza de contract de acordare a ajutorului de stat.

Granturile pentru investitii se acorda beneficiarilor care indeplinesc cumulativ urmatoarele **conditii**:

- a)** au avut activitate curenta/operationala desfasurata de minimum un an inaintea depunerii cererii de finantare;
- b)** au inregistrat profit operational din activitatea curenta, respectiv din activitatea de exploatare in unul din exercitiile financiare din ultimii 2 ani inainte de depunerea cererii de finantare;
- c)** se angajeaza sa asigure sustenabilitatea proiectului, respectiv sa asigure desfasurarea activitatii operationale/curente pentru o perioada de minimum 3 ani dupa expirarea duratei de implementare a proiectului;
- d)** realizeaza minimum 50% din valoarea veniturilor planificate in cadrul planului de afaceri anexa la cererea de finantare in primii 2 ani de durabilitate, iar diferenta pana la sfarsitul perioadei de durabilitate, respectiv anul al treilea;

- i)** metal / wood / furniture garments;
- j)** textile / leather garments;
- k)** the pharmaceutical industry and medical equipment, including medical warehouses for interventions in emergency situations;
- l)** creative industries, including in the field of culture and creative services;
- m)** education services: nurseries and kindergartens, schools;
- n)** health services: medical offices, medical equipment, medical devices and the like;
- o)** trade.
- p)** organization of fairs, events and exhibitions (CAEN code 8230) "

The list of eligible fields of activity is provided in annex no. 3 the commanding.

Investment grants are awarded to SMEs and NGOs with economic activity in the cultural field, as well as to those of public utility in the social field on the basis of a state aid contract.

Investment grants are awarded to beneficiaries who cumulatively meet the following conditions:

- a)** had current / operational activity carried out for at least one year before submitting the financing application;
- b)** they registered operational profit from the current activity, respectively from the exploitation activity in one of the financial years from the last 2 years before the submission of the financing application;
- c)** undertakes to ensure the sustainability of the project, respectively to ensure the development of the operational / current activity for a period of at least 3 years after the expiration of the project implementation period;
- d)** achieves at least 50% of the value of the revenues planned within the business plan annexed to the financing application in the first 2 years of sustainability, and the difference until the end of the sustainability period, respectively the third year;

**e)** dispun de cofinanțare proprie a proiectului în procent de minimum 15% din valoarea proiectului de investiții solicitat pentru finanțare pentru regiunile mai puțin dezvoltate, iar pentru regiunea București-Ilfov, de minimum 30% din valoarea proiectului solicitat la finanțare;

**f)** se angajează să prezinte dovezi privind rezonabilitatea costurilor pentru investițiile pentru care se solicită ajutor de stat.

Bugetul total destinat granturilor pentru investiții, fără cofinanțarea proprie a beneficiarilor, se repartizează pe regiuni de dezvoltare ale României, după cum urmează:

**a)** 15% din valoarea bugetului alocat din fonduri externe nerambursabile pentru regiunea București-Ilfov ca regiune mai dezvoltată;

**b)** 85% din valoarea bugetului alocat din fonduri externe nerambursabile pentru celelalte 7 regiuni mai puțin dezvoltate, prin utilizarea formulei de alocare din cadrul Programului operațional regional 2014-2020.

Beneficiarii de granturi pentru investiții pot utiliza granturile pentru investiții alocate pentru următoarele tipuri de cheltuieli:

- a) cheltuieli care sunt în legătură cu proiectul de investiții care face obiectul contractului de finanțare (cheltuieli cu realizarea/achiziția construcțiilor, achiziția de echipamente, inclusiv IT&C, tehnologii software, utilaje, instalații, tehnologii, dotări independente, mobilier de birou și mobilier specific, achiziția de terenuri în limita a 10% din valoarea eligibilă a proiectului, cheltuieli cu consultanța etc);
- b) cheltuieli pentru realizarea de depozite de echipamente medicale, medicamente, materiale sanitare destinate intervenției pentru situații de urgență;
- c) cheltuieli cu achiziția de echipamente, inclusiv echipamente IT&C, tehnologii software, tehnologii, utilaje, instalații, dotări

**e)** have their own co-financing of the project in a percentage of at least 15% of the value of the investment project requested for financing for the less developed regions, and for the Bucharest-Ilfov region, of at least 30% of the value of the project requested for financing;

**f)** undertakes to present evidence regarding the reasonableness of the costs for the investments for which state aid is requested.

The total budget for investment grants, without the beneficiaries' own co-financing, is distributed on the development regions of Romania, as follows:

**a)** 15% of the value of the budget allocated from non-reimbursable external funds for the Bucharest-Ilfov region as a more developed region;

**b)** 85% of the value of the budget allocated from non-reimbursable external funds for the other 7 less developed regions, by using the allocation formula within the Regional Operational Program 2014-2020.

Recipients of investment grants may use investment grants allocated for the following types of expenditure:

- a) expenses that are related to the investment project that is the object of the financing contract (expenses with the realization / acquisition of constructions, acquisition of equipment, including IT&C, software technologies, equipment, installations, technologies, independent endowments, office furniture and specific furniture, the acquisition of land within the limit of 10% of the eligible value of the project, consulting expenses, etc.);
- b) expenses for the construction of warehouses for medical equipment, medicines, sanitary materials intended for intervention for emergency situations;
- c) expenses with the acquisition of equipment, including IT&C equipment, software technologies, technologies, equipment, installations, independent endowments, office furniture and



independente, mobilier de birou si mobilier specific, obiecte de inventar de natura mijloacelor fixe pentru unitatile de productie/prestari servicii existente, precum si active necorporale referitoare la brevete de inventie, marci de produse, software necesar desfasurarii activitatii.

- d) cheltuieli cu reabilitarea/modernizarea/extinderea si/sau realizarea unor depouri pentru mijloacele de transport din dotare sau pentru cele care urmeaza a se achizitiona;
- e) cheltuieli cu achizitia de mijloace de transport pentru transport persoane si marfuri necesare pentru desfasurarea activitatilor de transport, cu exceptia mijloacelor de transport in regim de taxi sau a celor care sunt destinate activitatilor administrative ale operatorului economic ori activitatilor de transport in interes propriu al acestora;
- f) cheltuieli privind dotarea mijloacelor de transport existente cu echipamente si tehnologii care conduc la imbunatatirea confortului/calitatii serviciilor de transport persoane si marfuri prestate.

Din granturile pentru investitii **nu se finanteaza:**

- a) cereri de finantare care au drept obiect realizarea unor servicii de consultanta, studii sau alte activitati asimilate acestora;
  - b) cereri de finantare care au drept obiect sedii de birouri sau alte activitati destinate investitiilor imobiliare pentru inchirierea de birouri/concesionarea sau orice alte forme de valorificare ale acestora;
  - c) orice alte cereri de finantare care nu sunt in legatura cu domeniile de investitii prevazute la art. 19 alin. (1) si (2) din ordonanta.
- Cheltuielile generate dupa punerea in functiune a proiectului de investitii de natura cheltuielilor cu

specific furniture, inventory items of the nature of fixed assets for the existing production units / services, as well as assets intangibles related to patents, product brands, software necessary to carry out the activity.

- d) expenses with the rehabilitation / modernization / extension and / or realization of some depots for the means of transport from the endowment or for those to be purchased;
- e) expenses with the acquisition of means of transport for the transport of persons and goods necessary for carrying out transport activities, except for means of transport in taxi mode or those intended for the administrative activities of the economic operator or transport activities in their own interest ;
- f) expenses regarding the endowment of the existing means of transport with equipment and technologies that lead to the improvement of the comfort/quality of the passenger and goods transport services provided.

Investment grants **do not finance:**

- a) financing requests that have as object the realization of consulting services, studies or other activities assimilated to them;
- b) financing applications that have as object office premises or other activities destined to real estate investments for office rental/concession or any other forms of their capitalization;
- c) any other financing requests that are not related to the investment domains provided in art. 19 para. (1) and (2) of the ordinance.

The expenses generated after the commissioning of the investment project in the nature of salary expenses, expenses with the acquisition of raw

salariile, cheltuielilor cu achizitia de materii prime, materiale consumabile, reparatii si mentenanta si alte asemenea categorii de cheltuieli sunt in sarcina beneficiarului final al ajutorului de stat.

## MASURI IN DOMENIUL FONDURILOR NERAMBURSABILE

Pe perioada starii de alerta, prin derogare de la art. 27 alin. (3) din Legea nr. 55/2020, institutiile si autoritatile publice, autoritatile de management, organismele intermediare si alti beneficiari de proiecte finantate din fonduri nerambursabile pot organiza concurs pentru ocuparea posturilor sau functiilor necesare implementarii proiectelor.

Pentru finalizarea implementarii schemei de ajutor de stat aferente, cheltuielile realizate de MEEMA in parteneriat cu AIMMAIPE si STS sunt eligibile pentru sprijin financiar din fonduri externe nerambursabile, aferente perioadei de programare 2021-2027, in perioada 1 ianuarie 2024-30 iunie 2025.

Fondurile acordate beneficiarilor sub forma de microgranturi si granturi pentru capital de lucru ramase neutilizate vor fi returnate administratorului de schema in termen de 30 de zile de la expirarea duratei contractului de acordare a ajutorului de stat, in caz contrar aceste vor fi recuperate in conditiile legii.

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materials, consumables, repairs and maintenance and other such categories of expenses are borne by the final beneficiary of state aid.

## MEASURES IN THE FIELD OF GRANTS

During the alert state, by derogation from art. 27 para. (3) of Law no. 55/2020, public institutions and authorities, managing authorities, intermediate bodies and other beneficiaries of projects financed from non-reimbursable funds may organize a competition for filling the positions or functions necessary for the implementation of the projects.

In order to complete the implementation of the related state aid scheme, the expenses incurred by MEEMA in partnership with AIMMAIPE and STS are eligible for financial support from non-reimbursable external funds, related to the programming period 2021-2027, between January 1, 2024 and June 2025.

The funds granted to the beneficiaries in the form of microgrants and grants for unused working capital will be returned to the scheme administrator within 30 days from the expiration of the duration of the state aid contract, otherwise they will be recovered in accordance with the law.

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