

<b>VEH 071</b> <b>DE MINIMIS STATE AID DECLARATION</b>	<b>Transport Malta</b> <b>Land Transport Directorate</b>  Telephone: 80072393/25560000 Email: info.tm@transport.gov.mt Website: www.transport.gov.mt	 <b>Transport Malta</b>
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This declaration shall be submitted as a supporting document with applications for government grants subject to the *De Minimis* State Aid rules which are submitted by single undertakings established in Malta or voluntary organisations that carry out an economic activity within the meaning of Article 107 TFEU. For the purpose of this declaration the terms:

- ‘single undertaking’ includes all enterprises having at least one of the following relationships with each other:
  - a) one enterprise has a majority of the shareholders’ or members’ voting rights in another enterprise;
  - b) one enterprise has the right to appoint or remove a majority of the members of the administrative, management or supervisory body of another enterprise;
  - c) one enterprise has the right to exercise a dominant influence over another enterprise pursuant to a contract entered with that enterprise or to a provision in its memorandum or articles of association;
  - d) one enterprise, which is a shareholder in or member of another enterprise, controls alone, pursuant to an agreement with other shareholders in or members of that enterprise, a majority of shareholders’ or members’ voting rights in that enterprise.

Enterprises having any of the relationships referred to in points (a) to (d) above through one or more other enterprises shall also be considered to be a single undertaking.

- ‘fiscal year’ means the fiscal year as used for tax purposes by the applicant concerned.

If the submitted application is approved, the applicant will benefit from de minimis State aid in line with one of the applicable Regulations outlined below, and the respective thresholds established therein:

Sector	Regulation	Total amount of de minimis aid per single undertaking
Agriculture	Commission Regulation (EU) No. 1408/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the agriculture sector (OJ L 352/9, 24.12.2013), as amended by Commission Regulation (EU) 2019/316 of 21 February 2019 amending Regulation (EU) No 1408/2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the agriculture sector (OJ L 51 I/1, 22.2.2019)	Not exceeding €20,000 over any period of three fiscal years.
Fisheries and Aquaculture	Commission Regulation (EU) No. 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the fishery and aquaculture sector (OJ L 190/45, 28.6.2014), as amended by Commission Regulation (EU) 2020/2008 of 8 December 2020 amending Regulations (EU) No 702/2014, (EU) No 717/2014 and (EU) No 1388/2014, as regards their period of application and other relevant adjustments (OJ L 414/15, 9.12.2020)	Not exceeding €30,000 over any period of three fiscal years.
All other Sectors	Commission Regulation (EU) No. 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid (OJ L 352/1, 24.12.2013), as amended by Commission Regulation (EU) 2020/972 of 2 July 2020, amending Regulation (EU) No 1407/2013 as regards its prolongation and amending Regulation (EU) No 651/2014 as regards its prolongation and relevant adjustments (OJ L 215/3, 7.7.2020)	Not exceeding €200,000 (or €100,000 in the case of single undertakings performing road freight transport for hire or reward) over any period of three fiscal years.

This maximum threshold would include all State aid granted under this scheme and any other State aid measure granted under the *de minimis* rule. Any *de minimis* aid received in excess of the established threshold will have to be recovered, with interest, from the undertaking receiving the aid.

The following is an indicative list of the possible forms of State aid:

- Grants from public bodies;
- Loans or loan guarantees at favourable rates;
- Tax benefits, waiving or deferral of fees or interest normally due;
- Marketing and advertising assistance;
- Consultancy, training, and other support provided either for free or at a reduced rate;
- Aid for investment in environmental projects or research and development assistance; and
- Purchase, rent, or lease of immovable property at less than market rate.

Potentially, any assistance from a public body may constitute State aid. Should you have any doubts whether any public assistance received is *de minimis* aid, you should contact the agency or department from which the assistance was received in order to ascertain this.

**DECLARATIONS**

I declare that a comprehensive amount of *de minimis* aid received by the single undertaking to date during the current fiscal year and the previous two fiscal years is:

Fiscal Year 2021	Fiscal Year 2022	Fiscal Year 2023	TOTAL
€	€	€	€

I declare that all enterprises related to the applicant that fit within the definition of ‘single undertaking’ outlined above, are: (list registration numbers – NOT APPLICABLE TO SOLE TRADERS)


Furthermore, I declare that any *de minimis* aid received and/or applied for by the above enterprise(s) has been included in the comprehensive amount of *de minimis* aid outlined above and as further detailed below.

Name of Undertaking:			
Registration No.:		VAT number:	
Address:			
Mobile number:		Telephone no:	
Email Address:			

I hereby also declare that the statements made, and information given in this application, are true and correct. I understand that giving false or misleading information in connection with this application is a serious offence and may be treated as a fraudulent claim.

**Where a fraudulent claim arises, Transport Malta may institute criminal proceedings against those responsible. In the event of an incorrect payment of a claim, Transport Malta reserves the right to recover funds paid in error.**

Name and Surname of representative:			
Identity card number:		Date:	
Signature:			

**DETAILED INFORMATION CONCERNING APPLICABLE STATE AID UNDER THE DE MINIMIS RULE.**

*Information should include both State aid received as well as applications for de minimis State aid still pending approval by potential grantors*

Date <i>(E.g.: 12/01/2021)</i>	Source/Grantor <i>(E.g.: Central Government)</i>	Type of State Aid <i>(E.g.: Soft Loan Scheme)</i>	Amount in € <i>(E.g. €10,000)</i>

## Data Protection Privacy Notice

The Authority for Transport in Malta, (Transport Malta) of Triq Pantar, Hal Lija, Malta, LJA 2021, is the Data Controller for the purpose of the Data Protection Act CAP 586 and the General Data Protection Regulation (EU) (GDPR) 2016/679. This Privacy Notice sets out the way in which we collect and process your Personal Information, as well as the steps we take to protect such information.

### 1. The information we collect and how we use it

- 1.1. From this Application, Transport Malta collects different types of information. Such information is that required by Law and is used explicitly for your applications related to Vehicle Registration and Drivers' Licences. It is to be noted that if the required information is not provided, the said application cannot be processed.
- 1.2. The primary purpose for collecting information is mainly to process the applications related to Vehicle Registration and Drivers' Licences, however, your Personal information may also be used for related purposes that amongst others include sending notifications, renewal of licence after expiry period, and for the provision of information with regards to any legislative amendments which may affect the services offered to you.

### 2. To whom we disclose information

- 2.1. This information will be solely used for the reasons detailed above. However there may be cases where personal information is shared with the following third parties for reasons listed below;
  - Any third-party offering assistance in providing the service, including Insurance companies and Contractors responsible for the development of Vehicle Registration and Licensing or Driving Licences Applications;
  - Any law enforcement body who may have any reasonable requirement to access your personal information; and
  - Third party entities responsible for the data processing and printing of relative licences.

### 3. Data Subject Rights

- 3.1. With respect to your privacy rights, Transport Malta is obliged to provide you with reasonable access to the Personal Data that you have provided to us. Your other principal rights under data protection law are:
  - a. the right for information and the right to access;
  - b. the right to rectification and the right to erasure;
  - c. the right to restrict processing;
  - d. the right to object to processing;
  - e. the right to data portability;
  - f. the right to complain to a supervisory authority and the right to withdraw consent.
- 3.2. If you wish to access or amend any Personal Data we hold about you, or to request that we delete any information about you, you may contact us by sending a request to [dataprotection.tm@transport.gov.mt](mailto:dataprotection.tm@transport.gov.mt). We will acknowledge your request within seventy-two (72) hours and will do our utmost to handle it promptly. We will respond to these requests within a month, with a possibility to extend this period for particularly complex requests in accordance with Applicable Law.
- 3.3. At any time, you may object to the processing of your Personal Data on legitimate grounds, except if otherwise permitted by applicable law.
- 3.4. In accordance with Applicable Law, we reserve the right to withhold personal data if disclosing it would adversely affect the rights and freedoms of others. Moreover, we reserve the right to charge a fee for complying with such requests if they are deemed manifestly unfounded or excessive.

### 4. Retention period

- 4.1. Personal data will be retained for not more than 3 months from date of application should the application not be submitted complete or is rejected.
- 4.2. Once the Licence is issued, we will retain your information for as long as needed to provide you with our service, or to comply with our legal obligations, resolve disputes and enforce our agreements.

### 5. Security

- 5.1. We take appropriate security measures to protect against loss, misuse and unauthorised access, alteration, disclosure, or destruction of your information. Additionally, steps will also be taken to ensure the ongoing confidentiality, integrity, availability, and resilience of systems and services processing personal information, and will restore the availability and access to information in a timely manner in the event of a physical or technical incident. All information gathered is kept confidential and is used solely for the processing of Vehicle Registration and Licensing or Driving Licences.
- 5.2. If we learn of a security systems breach, we will inform you of the occurrence of the breach in accordance with applicable law.

### 6. Governing Law

All data collected in this form is processed in accordance with the Privacy Laws that include General Data Protection Regulation (Regulation 2016/679/EU) and Chapter 586 of the Laws of Malta (Data Protection Act).

### 7. Data Protection Officer

- 7.1. Transport Malta has a Data Protection Officer ("DPO") who is responsible for matters relating to privacy and data protection. The DPO can be reached at the above address or by email: [dataprotection.tm@transport.gov.mt](mailto:dataprotection.tm@transport.gov.mt).

### 8. Contacting us

- 8.1. Please address any questions, comments and requests regarding the application process to [info.tm@transport.gov.mt](mailto:info.tm@transport.gov.mt).