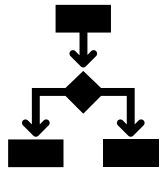


State aid after Brexit

Complying with the Northern Ireland Protocol

March 2021

State aid and subsidy after Brexit



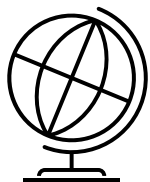
[Northern Ireland Protocol](#),

Article 10: EU State aid laws
(EU (Withdrawal) Act 2018, s. 7A)



[EU-UK Trade and Cooperation Agreement \(TCA\)](#),

Part 2, Title XI, Chapter 3: New “State subsidy” regime
(EU (Future Relationship) Act 2020, section 29)



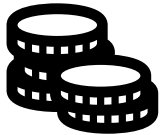
Other international treaties

See UKGov [Technical Guidance on subsidy control](#)

Northern Ireland Protocol, Article 10



Aid?



De minimis



GBER

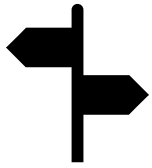


Notification



Enforcement

Which measures are “caught”?



EOTBEUNI ≈ EOTBMS?

Goods or electricity only



European Commission

[Notice to Stakeholders on Brexit and State aid](#)

E.g. C-690/13 *Trapeza Eurobank* at 23-25



UK Internal Market Act 2020, s. 48

UKGov [Technical Guidance on subsidy control](#)

Examples



Grant-making



Contracts

[Notice on the notion of State aid](#)



“Dual” compliance?

[Jorren Knibbe](#), No5 Chambers, © 2021

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For any questions, advice or representation please email jkn@no5.com.