

Commission Implementing Regulation (EU) 2016/1240 of 18 May 2016 laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to public intervention and aid for private storage (Text with EEA relevance)

TITLE III

**AID FOR PRIVATE STORAGE**

*CHAPTER I*

*Specific rules for aid for private storage*

*Section I*

**General provisions**

*Article 40*

**Submission and admissibility of tenders and applications for aid for private storage**

A tender or application for aid for private storage shall be admissible if it complies with the requirements laid down in Article 2 and the following conditions are met:

- (a) it includes at least the following information:
  - (i) a reference to the [<sup>F1</sup>published tendering procedure or Regulations] fixing the amount of aid for private storage in advance;
  - (ii) the storage period where so required in the [<sup>F1</sup>published tendering procedure or Regulations] fixing the amount of aid for private storage in advance;
  - (iii) the quantity of products covered by the tender or application;
  - (iv) where products are already stored, the name and address of each place of private storage, the location of the storage lots/batches/vats/silos with the corresponding quantities and, where appropriate, the number identifying the approved undertaking;
  - (v) in the case of tenders, the expiry date for the sub-period of submission;
  - (vi) in the case of tenders, the amount of aid in euro proposed per unit of measurement rounded to no more than two decimal places, exclusive of VAT;
- (b) the operator has lodged the amount of the security referred to in the [<sup>F2</sup>published tendering procedure or Regulations] fixing the amount of aid for private storage in advance.

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*Changes to legislation: There are currently no known outstanding effects for the Commission  
Implementing Regulation (EU) 2016/1240, Article 40. (See end of Document for details)*

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[<sup>F3</sup>This Article does not apply in relation to public intervention schemes in England, otherwise than in connection with exceptional market conditions which are the subject of a declaration under section 20 of the Agriculture Act 2020.

In relation to private storage aid schemes in England, this Article is to be read as if—

- a) in point (a)(vi), for “euro” there were substituted “sterling”;
- b) point (b) were omitted.]

[<sup>F4</sup>In relation to private storage aid schemes in Scotland, this Article is to be read as if—

- a) in point (a)(vi), for “euro” there were substituted “sterling”;
- b) point (b) were omitted.]

#### **Textual Amendments**

- F1** Words in Art. 40(a)(i)(ii) substituted (31.12.2020) by [The Market Measures Payment Schemes \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/823\)](#), regs. 1, **6(23)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 40(b) substituted (31.12.2020) by [The Market Measures Payment Schemes \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/823\)](#), regs. 1, **6(23)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 40 inserted (E.) (28.2.2023 at 9.10 a.m.) by [The Market Measures Payment Schemes \(Amendments, Revocation and Transitional Provision\) \(England\) Regulations 2023 \(S.I. 2023/124\)](#), regs. 1(2)(b), **9(10)** (with reg. 10)
- F4** Words in Art. 40 inserted (S.) (1.7.2023) by [The Public Intervention and Private Storage Aid \(Amendment and Suspension\) \(Scotland\) Regulations 2023 \(S.S.I. 2023/150\)](#), regs. 1, **9(10)** (with reg. 10)

**Changes to legislation:**

There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/1240, Article 40.