
DRAFT STATUTORY INSTRUMENTS

2022 No.

The Subsidy Control (Subsidies and Schemes of Interest or Particular Interest) Regulations 2022

Subsidy, or subsidy scheme, of particular interest

3.—(1) A subsidy⁽¹⁾ is a subsidy of particular interest if paragraph (2), (3), (4) or (5) applies to the subsidy.

(2) This paragraph applies to a subsidy if—

- (a) the amount of the subsidy exceeds £1 million,
- (b) the total amount of the subsidy and any other related subsidy given to the same enterprise⁽²⁾ within the applicable period exceeds £10 million, and
- (c) none of the provisions mentioned in regulation 4(4) applies to the giving of the subsidy.

(3) This paragraph applies to a subsidy if—

- (a) the amount of the subsidy exceeds £1 million,
- (b) the total amount of the subsidy and any other related subsidy given to the same enterprise within the applicable period exceeds £5 million (but does not exceed the amount specified in paragraph (2)(b)),
- (c) the subsidy concerns a sensitive sector, and
- (d) none of the provisions mentioned in regulation 4(4) applies to the giving of the subsidy.

(4) This paragraph applies to a subsidy if—

- (a) the amount of the subsidy exceeds £1 million,
- (b) the giving of the subsidy would be subject to section 18 (Relocation of activities) of the Act, and
- (c) none of the provisions mentioned in regulation 4(4) applies to the giving of the subsidy.

(5) This paragraph applies to a subsidy if the giving of the subsidy would be subject to either of the following provisions of the Act:

- (a) section 20 (Restructuring);
- (b) section 21 (Restructuring deposit takers or insurance companies).

(6) A subsidy scheme is a subsidy scheme of particular interest if it allows for one or more subsidies of particular interest to be given under it.

(1) As defined in section 2 of the Subsidy Control Act 2022.

(2) As defined in section 7 of the Subsidy Control Act 2022.