

DECLARATION OF SME-STATUS

Company name:

Registration number:

You are a small or medium-sized enterprise and want to profit from SME funding?

The criteria for qualifying as an SME can be found in the relevant User Guide of the European Commission:

http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=uriserv:OJ.L_.2003.124.01.0036.01.ENG

You are considered an enterprise if you engage in an economic activity, irrespective of your legal form.

Please inform us whether you

- are an autonomous enterprise and only need to provide your own data*
- or whether you must include data of other enterprises because of participations.*

If you apply for SME funding you are required to submit a Declaration of SME Status.

1 CAN YOU ANSWER THE FOLLOWING QUESTIONS WITH YES?

You are completely autonomous?

This means:

- You have no participation in other enterprises.*
- No enterprise has a participation in your enterprise.*
- You do not form an economic entity with other enterprises – according to EU law linked through a natural person or group of natural persons acting jointly.*

You are also considered as autonomous if your participations fall under the conditions listed in Article 3 para. 2 a) to d).¹

or

Are you a partner enterprise?

This means according to Article 3 para 2:

- You hold an interest of at least 25% but no more than 50% in another enterprise and/or*

¹ Official Journal No. L 124 of 20/05/2003 p. 0036 – 0041; http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv:OJ.L_.2003.124.01.0036.01.ENG

- another enterprise holds an interest of at least 25% but no more than 50% in your enterprise.

Or

- Are you a linked enterprise?

You have one of the following relationships with another enterprise – Article 3 para 3:

- One enterprise holds a majority of the shareholders' or members' voting rights in another enterprise.
- One enterprise is entitled to appoint or remove a majority of the administrative, management or supervisory body of another enterprise.
- One enterprise is entitled to exercise a dominant influence over another enterprise pursuant to a contract concluded with that enterprise.
- One enterprise is entitled to exercise a dominant influence over another enterprise pursuant to a provision in the memorandum or articles of association of that enterprise.
- One enterprise which is a shareholder in or member of another enterprise exercises sole control over a majority of shareholders' or members' voting rights in that other enterprise, provided that it has previously entered into an agreement to that effect with the other shareholders in or members of the enterprise.

2 WHAT THRESHOLD VALUES APPLY TO YOUR ENTERPRISE?

If you are **not an autonomous enterprise**:

Please refer to the SME Definition User Guide of the European Commission to determine your company data. Please calculate the threshold values on an annual basis according to the last annual accounts.

You are a **small enterprise** if you meet the following criteria:

- your staff headcount is below 50 (annual work units) **AND**
- your annual turnover / annual balance sheet total does not exceed 10 million euros

You are a **medium-sized enterprise** if you meet the following criteria:

- your staff headcount is below 250 (annual work units) **AND**
- your annual turnover does not exceed 50 million euros or
- your annual balance sheet total does not exceed 43 million euros

3 PLEASE CONFIRM:

You are authorised to sign for your company and hereby declare that the information provided about the SME status of the above company is true and correct.

If you have provided incorrect information the Austrian Research Promotion Agency (FFG) will be entitled to reclaim the funding amount, including interest, and take the appropriate legal measures.

I am not aware of any reasons that would prevent the company from qualifying as an SME.

Place, Date

Name of authorised
signatory (in block letters)

Signature of authorised
signatory