

**Question for written answer E-010076/2014
to the Commission**
Rule 130
Sofia Sakorafa (GUE/NGL)

Subject: Infringement of Article 107 *et seq.* TFEU in connection with the transfer of ELLINIKO AE to Lamda Development SA

Following a flawed and equivocal tendering procedure, a contract was signed for the transfer of ELLINIKO AE, which owns 624 hectares of coastal land, to the sole 'tenderer', Lamda Development SA.

However, the terms of the contract and related instruments infringe the provisions of Article 107 TFEU for the following reasons:

- A. Granting of a casino licence which was not provided for in the invitation to tender (point vii of contract conditions);
- B. ELLINIKO AE exempted from payment of any taxes relating to use and ownership of the property (paragraph 6, Article 42 of Law 3943/2011);
- C. Public services located on the property required to relocate, thereby incurring additional costs (Articles 7 and 8 of Law 4062/2012);
- D. Creation of an administrative body with exclusive powers regarding the collection and management of fees and charges (point vi of contract conditions);
- E. Payments to contractor for use of the premises by public services (Article 8 of Law 4062/2012).

In view of this:

What measures will the Commission take to remedy the above infringements of Article 107 *et seq.* TFEU, which raise serious questions regarding state aid for investors in the form of favourable treatment in selection/tendering procedures?