

**Question for written answer E-013268/2015
to the Commission**
Rule 130
Richard Sulík (ECR)

Subject: Proceeds from the bank levy in Slovakia - changes to how they can be used

The new Article 4 of Slovakia's Act No. 384/2011 Coll. on a special levy on selected financial institutions makes it possible to use the government's financial assets to boost the own funds of fully state-owned legal persons.

Under the amended provisions the Slovak Government has the right to determine a beneficiary legal person, the amount by which the legal person is to be recapitalised, and the aim and manner of these funds; what is more, a legal person which is not fully state owned might ultimately benefit from this financial assistance. The Slovak Government lay down these specifications in the regulation 165/2015 Coll. on the implementation of Article 4 (5) of Act No. 384/2011 Coll. This step was taken in connection with the controversial restructuring of the company Váhostav, a. s., of which the state is not a shareholder. So-called letterbox companies account for more than a third of unsecured claims.

Does the change of intended use for the proceeds of the special bank levy fall within the rules applicable to financial institutions which materially influence the stability of financial institutions and thus fall under the obligation to consult the ECB?

What sanctions can be taken for failing to consult the ECB on this matter?

Are the Slovak Government's actions at odds with EU competition rules – as a form of unauthorised state aid, for example?