

**Question for written answer P-004102/2015
to the Commission**

Rule 130

Laura Agea (EFDD), Fabio Massimo Castaldo (EFDD) and Dario Tamburrano (EFDD)

Subject: Tuscany Regional Law 69/2011 and possible infringement of EU competition rules

Under Law 69 of 28 December 2011, the Tuscany regional authority reassigned the services provided by the ATO administration units referred to in Articles 148 and 202 of Legislative Decree 152/06 and abolished under Law 191 of 23 December 2009, while restructuring integrated urban waste management so as to guarantee quality, efficiency and effectiveness. Article 42 of the above law indicates that, to ensure efficiency and effectiveness, the integrated urban waste management services provided by each ATO administrative unit must now be entrusted to a single body.

However, the guidelines for local production systems of economic significance adopted by the Italian Government in April 2013 are opposed to the definition of services in terms of those provided by ATO administrative units on the grounds that this might undermine the provisions of Article 34 of Legislative Decree 79/2012 concerning competition.

Can the Commission indicate whether Article 42 of the above law runs counter to EU competition rules and in particular the provisions of Regulation (EC) No 1/2003?