



EUROPEAN COMMISSION  
Competition DG

Markets and cases IV: Basic Industries, Manufacturing and Agriculture  
State aids: Industrial restructuring

Brussels, 16.10.2013  
COMP E3/ECM/MB/ark\*2013/102348

Mr Carlo Stagnaro  
*on behalf of* Istituto Bruno Leoni  
Via Bossi 1  
Torino  
10144 Italy

E-mail: [carlo.stagnaro@brunoleoni.it](mailto:carlo.stagnaro@brunoleoni.it)

**Subject: Your letter regarding alleged aid to Alitalia dated 15 October 2015**

Dear Sir,

Thank you for your letter of 15 October 2013 on behalf of Istituto Bruno Leoni in which you bring to our attention an alleged infringement of the State aid rules of the European Union. We understand that you are concerned that the Italian State, through Poste Italiane S.p.A., may provide State aid to Alitalia in the form of a EUR 75 million capital increase.

According to Article 20(2) of Regulation 659/1999 as amended,<sup>1</sup> formal complaints can only be submitted by interested parties by duly completing the compulsory complaints form.

Interested parties are parties whose own interests might be affected by the measure; these are for example competitors or trade associations.<sup>2</sup> Since you do not qualify as interested party, your submission cannot be treated as formal complaint within the meaning of Article 20(2) of Regulation 659/1999 as amended. However, I thank you for the information you have submitted. The Commission will keep this information as general market information.

Note however that the Commission has decided to open an *ex officio* preliminary investigation on the matter, registered with number SA.37491.

Yours faithfully,

Joachim LÜCKING  
Head of Unit

Contact persons: Eduardo CABRERA MAQUEDA ( [REDACTED] ) and Marta BALOSSINO (e-mail: [REDACTED] ).

<sup>1</sup> Council Regulation (EU) No 734/2013 of 22 July 2013 amending Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty, OJ L204, 31.07.2013, p. 15

<sup>2</sup> See Article 1(h) of Regulation 659/1999.