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DRAFT STATUTORY INSTRUMENTS

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**2019 No.**

The State Aid (EU Exit) Regulations 2019

PART 2

Framework

**Approval of aid under Article 107(3)**

5.—(1) The CMA may approve aid under Article 107(3) of the TFEU only if the CMA is satisfied that any adverse effects on trade and competition are justified by the objective of the aid.

(2) In considering whether to approve aid under Article 107(3) of the TFEU, the CMA must have regard to any relevant CMA statement of policy and Secretary of State guidance.