

## **Quality of replies to the infringement complaint against Portugal concerning offset in a defence contract concluded by the PT government with the German Submarine Consortium ('the GSC') for supply of two submarines**

**Case** 1928/2014/PD - **Opened on** 18/12/2014 - **Decision on** 03/05/2016 - **Institution concerned** European Commission |

### **Allegation(s)**

The Commission failed to provide a satisfactory reply to the infringement complaint.

### **Claim(s)**

The Commission should (i) require the Portuguese authorities to use all possible legal means to return to a situation of legality, or, as a minimum, (ii) make it clear whether it considers that the new offset projects agreed, after the entry into force of the Directive and the publication of the Internal Guidance, were justified by "an essential security interest." The Commission should explain why it did not act upon the offsets which were renegotiated on two occasions, in 2012 and in 2014.