



DEPARTEMENTET

DG Move  
Att. Head of Unit, Jean-Louis Colson  
[Jean-louis.colson@ec.europa.eu](mailto:Jean-louis.colson@ec.europa.eu)

Dato 30. marts 2011  
J. nr.  
Sagsbeh. ABL

Anna Langskov Lorentzen  
Telefon 33 92 34 17  
abl@trm.dk

Dear Jean-Louis Colson,

Transportministeriet  
Frederiksholms Kanal 27 F  
1220 København K

As you may already have heard in Denmark CEO of DSB, Søren Eriksen stepped down on March 17. This was due to the fact that a number of issues open to criticism led to a strong qualification from the auditors.

Telefon 33 92 33 55  
Telefax 33 12 38 93  
trm@trm.dk  
www.trm.dk

The auditors have expressed a qualified opinion relating to DSB's business relations with DSBFirst and the transfer of maintenance of train sets at Helgoland from DSB to DSB's new Maintenance Company:

Bank Danske Bank,  
reg. 0216 kt. 4069 0658 80  
EAN 5798000893429  
CVR 43265717

"During the Management Audit it is our opinion that DSB's management of the intercompany transactions with DSBFirst and the transfer of maintenance of train sets at Helgoland has not been carried out with sufficient comprehension and proper consideration of the special requirements, which apply to competition exposed activities, including the need for the preparation of necessary documentation for the transactions prior to the trading. In particular, we emphasise the transfer of contractual rights regarding maintenance of train sets at Helgoland from DSBFirst to DSB Vedligehold A/S. We therefore find that it cannot be documented that DSB's management of the competition exposed activities has been correct," it says in the statement regarding the management audit.

The Danish Ministry of Transport has taken immediate action to investigate these transactions and in relation to this KPMG assists us with in depth analysis of the particular transactions in question.

Furthermore the Danish Ministry of Transport has engaged Kammeradvokaten – the legal advisor to the Danish Government - in order to clarify whether unlawful use of state aid has taken place.

At this early stage it is impossible to foresee the outcome of the different analyses. However we wish to emphasise to the Commission that we are doing everything in our power to make sure that all EU regulations concerning the use of state aid is fully respected.

We will keep the Commission informed about the situation.

Kind regards,

Lasse Winterberg



Head of Unit

Side 2/2