

**Disclaimer:** This factsheet has not been subject to the full Eurofound evaluation, editorial and publication process.

Factsheet for case **ES-2020-13/602**

## Extraordinary measure applicable to cooperatives for the adoption of agreements in the case of temporary collective dismissals or reduction of working time

Factsheet generated on 01 May 2020, 19:28

Country	Spain, applies nationwide
Time period	Open ended, started on 27 March 2020
Type	Legislation or other statutory regulation
Category	Protection of workers at the workplace – Changes of working hours or work-arrangements
Case created	14 April 2020 (updated 30 April 2020)

### Background information

In order to allow cooperatives to implement temporary collective dismissal procedures or reduced working time schemes, the government had introduced some flexibility in the formal requirements to adopt corporate decisions.

More specifically, when due to lack of adequate or sufficient means, the General Assembly of the cooperative cannot be called to hold it through virtual means, the Governing Council will assume the authority to approve the total or partial suspension of the provision of work for its members and partners and will issue the corresponding certification for processing, under the terms provided in articles 22 and 23 of Royal Decree-Law 8/2020, of March 17, of extraordinary urgent measures to face the economic and social impact of COVID-19 .

### Content of measure

Although the legal statutes had not provided for it, during the state of alarm period, the sessions of the governing and administrative bodies of cooperatives and the trustees of foundations may be held by videoconference or by multiple conference call, provided that all the members of the body have the

necessary means, the secretary of the body recognizes their identity, and expresses it in the minutes, which they will immediately send to the email addresses of each one of the attendees. The same rule will be applied to the delegated committees and to the other mandatory or voluntary committees that it has constituted. The session will be understood to be held at the domicile of the legal entity.

When due to lack of adequate or sufficient means, the General Assembly of the cooperative cannot be called to hold it through virtual means, the Governing Council will assume the authority to approve the total or partial suspension of the provision of work for its members and partners and will issue the corresponding certification for processing, under the terms provided in articles 22 and 23 of Royal Decree-Law 8/2020, of March 17, of extraordinary urgent measures to face the economic and social impact of COVID-19 .

## Use of measure

No data available

## Actors, target groups and funding

Actors	Target groups	Funding
National government	Other businesses	No special funding required

## Social partners

Role of social partners	Not applicable
Form of involvement	Unknown

No involvement reported

## Sectors and occupations

This case is not sector-specific.

This case is not occupation-specific.

## Sources

- 27 March 2020: Royal Decree 9/2020 ([www.boe.es](http://www.boe.es))