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Factsheet for case **HR-2020-12/385**

Deferral payment and reduction of financial compensation for failure to fulfil the obligation of quota employment of persons with disabilities

Factsheet generated on 25 April 2020, 20:50

Country	Croatia, applies nationwide
Time period	Open ended, started on 19 March 2020
Type	Legislation or other statutory regulation
Category	Supporting businesses to stay afloat – Direct or indirect financial support
Case created	08 April 2020 (updated 14 April 2020)

Background Information

According to the Act of Professional Rehabilitation and Employment of People with Disability (OG 157/13, 152/14 i 39/18), aquota system has been introduced. It implies the obligation for all employers who have at least 20 workers to employ a certain number of people with disability in an appropriate workplace and in adequate working conditions or to pay a financial compensation for failure to fulfill this obligation in the amount of 30% of the gross minimum wage (HRK 1,218.75 or € 162.50).

Content of measure

Amendments to the Act on Professional Rehabilitation and Employment of People with Disabilities (OG 32/20), stipulate that for all payers of financial compensation because of the failure to fulfill the obligation of quota employment, the compensation is reduced and it is equal to 20% of the minimum wage. Therefore, since 1 March 2020, mentioned compensation has been defined in the amount HRK 812.50 (€ 108) per month for every disabled employee which has not been employed. The same Act specifies the possibility to postpone the payment of the financial compensation for failure to fulfil the obligation of quota employment of persons with disabilities.

Use of measure

This is relatively small but still a respective possibility to mitigate financial problems of the companies that are faced with solvency problems due to the crisis. Furthermore, Legal entities who do not meet the obligation of quota employment of persons with disabilities may also make their obligation in a substitute way by:

- concluding one or more business cooperation agreements with a self-employed person with disabilities,
- concluding one or more business cooperation contracts with a shelter and an integrate workshops, or a company, cooperative or association where more than half of the workers are persons with disabilities,
- accept one student with disabilities as intern and/or accept a person with disability on professional training without establishing the employment relation.
- provide scholarships for regular education for one or more person(s) with disabilities.

Actors, target groups and funding

Actors	Target groups	Funding
National government	All companies	No special funding required

Social partners

Role of social partners	No involvement
Form of involvement	No involvement

Social partners were not involved due to the nature of the measure.

Sectors and occupations

This case is not sector-specific.

This case is not occupation-specific.

Sources

- 24 December 2013: Zakon o profesionalnoj rehabilitaciji i zapošljavanju osoba s invaliditetom (narodne-novine.nn.hr)
- 19 March 2020: Zakon o izmjenama i dopuni Zakona o profesionalnoj rehabilitaciji i zapošljavanju osoba s invaliditetom (narodne-novine.nn.hr)