



Brussels,  
EMPL/C.1/

**Subject: Your complaint regarding the abuse of temporary contracts in Spanish public administrations**

Dear petitioner,

Thank you for your message which was sent to my services in view of my responsibility in matters of labour law.

As indicated in the information provided by the European Commission in the framework of the petition to the European Parliament No 0774/2021 which can be found in the following link:

[https://www.europarl.europa.eu/doceo/document/PETI-CM-719914\\_EN.pdf](https://www.europarl.europa.eu/doceo/document/PETI-CM-719914_EN.pdf)

the European Commission has received a large number of similar complaints to your petition, pointing to a possible infringement of European Union law related to the implementation of Directive 1999/70/EC in the field of public administration in Spain.

Given the high number of complaints received regarding the same issue, the Commission registered all of them under a unique reference number CHAP (2013)01917 and are currently treated as a multiple complaint.

In the framework of that complaint, I must inform you that, on 7 July 2021, Royal Decree-Law 14/2021 of 6 July on urgent measures to reduce temporary employment in the public sector<sup>1</sup> was published. That Royal Decree-Law included the amendment of the consolidated text of the Law on the Basic Public Employees Statute, approved by Royal Legislative Decree 5/2015 of 30 October.<sup>2</sup> The regulation included in the Royal Decree-Law was in turn modified by Law 20/2021 of 28 December 2021.<sup>3</sup>

The Commission is currently analysing the changes introduced in Spanish law and will follow future legislative processes related to it closely in order to assess the conformity of the resulting regulation with Council Directive 1999/70/EC of 28 June 1999 concerning the framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP and the relevant case law of the Court of Justice.

You can find all the updated information on the results of the examination of the complaints carried out by the Commission and the follow-up measures that the Commission decides to take at the following link:

[https://ec.europa.eu/info/about-european-commission/contact/problems-and-complaints/how-make-complaint-eu-level/joining-similar-complaints/decisions-multiple-complaints\\_es](https://ec.europa.eu/info/about-european-commission/contact/problems-and-complaints/how-make-complaint-eu-level/joining-similar-complaints/decisions-multiple-complaints_es)

Yours sincerely,

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<sup>1</sup> BOE n. 161, of 07/07/2021, BOE-A-2021-11233.

<sup>2</sup> BOE n. 261, of 31/10/2015, BOE-A-2015-11719.

<sup>3</sup> BOE n. 312, of 29/12/2021, BOE-A-2021-21651.

Adam POKORNY