Information about the follow up brought to the complaints registered under reference CHAP(2013)01917 - Absence of measures to prevent abusive use of successive fixed-term contracts in the Spanish public sector.

Current situation

As pointed out in a previous communication,¹ on 7 July 2021, Royal Decree-Law 14/2021 of 6 July on urgent measures to reduce temporary employment in the public sector² 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.³

The regulation included in the Royal Decree-Law was in turn modified by Law 20/2021 of 28 December 2021.⁴

Moreover, amendments on the applicable rules for public employees working in some specific sectors were only recently approved.⁵

The Commission is analysing the introduced amendments and the resulting national legislation in order to assess the conformity of the law currently applicable to fixed-term employees in the Spanish public sector with Council Directive 1999/70/EC⁶ and the relevant case law of the Court of Justice.

Complainants will be kept informed through this website⁷ of the results of the Commission's investigation.


² BOE n. 161, of 07/07/2021, BOE-A-2021-11233.


⁴ BOE n. 312, of 29/12/2021, BOE-A-2021-21651.


⁷ https://ec.europa.eu/info/how-make-complaint-eu-level/joining-similar-complaints/decisions-multiple-complaints_en