



SPANISH CONSTITUTIONAL COURT  
Cabinet of the President  
Press Office

## INFORMATION NOTE No. 53/2015

### THE TC GRANTS LEAVE TO PROCEED TO THE CONFLICT OF COMPETENCE LODGED BY THE GOVERNMENT AGAINST CREATING A COMMISSIONER FOR CATALONIA'S NATIONAL TRANSITION

The Plenary Meeting of the Constitutional Court (TC) has granted leave to proceed to the appeal brought by the Government against Catalanian *Generalitat* Decree 16/2015, of 24 February, creating a National Transition Commissioner: the Executive Plan for the Preparation of State Structures and Strategic Infrastructures Plan; and the provisions and steps implemented further to or in abidance with said Decree or said Plans, or pursuing their purposes.

The Court has resolved to serve notice of the foregoing appeal to the Catalanian Government, which has been granted a term of twenty days in which to present any documents and pleadings are deemed appropriate.

The Plenary Meeting has also agreed to automatically suspend the validity and application of the challenged precepts and steps, as a result of the Government upholding Art. 161.2 of the Spanish Constitution (*"The Government may contest before the Constitutional Court the provisions and resolutions adopted by bodies of the Autonomous Communities. This challenge shall entail the suspension of the contested provisions or resolutions, but the Court must either ratify or lift the suspension, as the case may be, within a period of not more than five months"*).

The granting of leave to proceed does not entail any decision whatsoever on the merits of the appeal, which the Court will examine shortly.

Madrid, 8 July 2015