



SPANISH CONSTITUTIONAL COURT
Cabinet of the President
Press Office

INFORMATION NOTE No. 75/2015

THE TC GRANTS LEAVE TO PROCEED TO THE GOVERNMENT'S APPEAL AGAINST THE REFORM OF ARRANGEMENTS OF SHOPPING FACILITIES IN CATALONIA

The Plenary Meeting of the Spanish Constitutional Court has granted leave to proceed to the unconstitutionality appeal lodged by the President of the Government against Decree-Law 7/2014, of the Catalanian *Generalitat*, of 23 December. This decree partly repeals and consequently amends Art. 9 of Decree-Law 1/2009, of 22 December, on the arrangement of shopping facilities.

The Court has resolved to serve notice of the foregoing appeal to the Congress, to the Senate, and to the *Generalitat* and Parliament of Catalonia, which have been granted a term of fifteen days in order to provide any documents and pleadings they deem appropriate.

The Plenary Meeting has also agreed to suspend the validity and applicability of the challenged decree-law, as an automatic consequence of the Government upholding Article 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. A challenge will entail suspension of the contested provision or resolution, but the Court must either ratify or lift the suspension, as the case may be, within a maximum of 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, 7 October 2015.