



PRESS RELEASE NO. 53/2020

**THE PLENARY OF THE CONSTITUTIONAL COURT UNANIMOUSLY
ACCEPTS THE APPEAL OF UNCONSTITUTIONALITY FILED BY THE
GOVERNMENT AND SUSPENDS SEVERAL PROVISIONS OF THE DECREE-
LAW 2/2020 ON THE BOOST OF THE PRODUCTIVE ACTIVITY IN
ANDALUSIA**

The Plenary of the Constitutional Court has unanimously accepted the appeal of unconstitutionality filed by the Spanish Government against article 13 -except its first paragraph- and article 28, points 4 and 6, of the Decree-Law 2/2020, of 9 March, on the improvement and streamlining of legislation to boost the productive activity in Andalusia. The Government has also requested that points 11, 12, 13, 14 and 15 of article 28 be declared null and void due to their connection with point 6 of this article.

The President of the Spanish Government has invoked before the Court the article 161.2 of the Spanish Constitution to contest article 13 -except its first paragraph- and points 6, 11, 12, 13, 14 and 15 of article 28 of the Decree-Law 2/2020, of 9 March, on the improvement and streamlining of legislation to boost the productive activity in Andalusia. By virtue of article 161.2 of the Spanish Constitution and article 30 of the Organic Law of the Constitutional Court, the validity and application of the contested provisions must be suspended, in the case of the parties to these proceedings, from the moment the appeal was filed (22 April), and in the case of third parties, from the moment the suspension is published in the Spanish Official State Gazette.

The Court has agreed to notify the appeal and its appended documents to the Congress of Deputies, the Senate, as well as to the Parliament and Government of Andalusia so that they may enter these proceedings and file the arguments they deem appropriate.

The Spanish Government considers that the challenged provisions violate articles 86.1, 149.1.28 and 149.1.21 of the Spanish Constitution, and article 110.11 of the Statute of Autonomy of Andalusia.

Madrid, 6 May 2020.