

Barcelona, 21 April 2020



## **EMERGENCY MEASURES COVID-19**

### **Information concerning applications for a deferral of Social Security contributions or liabilities, or for a moratorium.**

**This News Alert XXII explains the emergency measures relating to the deferral of Social Security contributions or liabilities, as well as moratorium applications, which are envisaged in Royal Decree 11/2020 of 31 March as part of the complementary social and economic measures to deal with COVID-19.**



## **INFORMATION CONCERNING APPLICATIONS FOR DEFERRALS OF SOCIAL SECURITY CONTRIBUTIONS OR LIABILITIES OR FOR A MORATORIUM**

Royal Decree 11/2020 of 31 March 2020, which adopted urgent complementary social and economic measures to deal with COVID-19, lays down measures concerning Social Security contributions. Specifically, two measures are envisaged:

- **Article 34: Moratorium on Social Security contributions.**
  - △ The Social Security authorities can grant 6-month interest-free moratoria to companies and self-employed workers under any Social Security scheme.
  - △ A moratorium can be requested for contributions accruing between April and June 2020.
- **Article 35: Deferral of payment of Social Security liabilities.**
  - △ Deferrals may be applied for with respect to Social Security liabilities legally falling due between April and June 2020. Interest at a rate of 0.5% will apply.

Both moratoria and deferrals must be applied for within the first ten calendar days of the statutory payment period.

The applications for both deferrals and moratoria must be filed by the authorised party using the means provided by the Treasury Department of the Social Security.

In order to clarify/simplify the information on deferrals and moratoria, we have included a summary on the following page.

We will continue to inform you of any new socio-economic measures and/or changes in legislation that may arise as a result of the COVID-19 pandemic.

The professionals that regularly work with your company are at your disposal for any clarification or additional information you may require in relation to the content of this News Alert. Please contact us by telephone at 934 677 414.

Yours sincerely,  
AUDICONSULTORES



MORATORIA	
Moratoria for companies	Moratoria for self-employed workers
<p>1. <u>Between 1 and 10 May</u>: A moratorium on contributions for <b>April, May or June 2020</b> may be applied for. A moratorium for one, two or all of these months may be applied for.</p> <p>2. <u>Between 1 and 10 June</u>: A moratorium on contributions for <b>May and June 2020</b> may be applied for. payment periods May or June 2020. A moratorium for one of both of these months may be applied for.</p> <p>3. <u>Between 1 and 10 July</u>: A moratorium on contributions for <b>June 2020</b> may be applied for.</p>	<p>1. <u>Between 1 and 10 May</u>: A moratorium on contributions for <b>May, June or July 2020</b> may be applied for. A moratorium for one, two or all of these months may be applied for.</p> <p>2. <u>Between 1 and 10 June</u>: A moratorium on contributions for <b>June and July 2020</b> may be applied for. A moratorium for one of both of these months may be applied for.</p> <p>3. <u>Between 1 and 10 July</u>: A moratorium on contributions for <b>July 2020</b> may be applied for.</p>
<p>The granting of a moratorium does not exempt companies from submitting the payment forms in accordance with the existing procedures and deadlines, or from making payment of contributions for salaried employees or similar workers.</p>	<p>In order for the Social Security Treasury Department to grant the moratoria on the payment of Social Security contributions, the requirements and conditions that will be laid down in a forthcoming Order by the Ministry of Inclusion, Social Security and Migration must be met.</p>

DEFERRALS
<p>1. <u>Between 1 and 10 April</u>: <b>companies</b> may apply for a deferral of the <b>contributions for March</b> and the <b>self-employed</b> may apply for a deferral of the <b>contributions for April</b>.</p> <p>2. <u>Between 1 and 10 May</u>: <b>companies</b> may apply for a deferral of the <b>contributions for April</b> and the <b>self-employed</b> may apply for a deferral of the <b>contributions for May</b>.</p> <p>3. <u>Between 1 and 10 June</u>: <b>companies</b> may apply for a deferral of the <b>contributions for May</b> and the <b>self-employed</b> may apply for a deferral of the <b>contributions for June</b>.</p>
<p>Deferrals due to the Covid 19 emergency applied for within the first ten days of the month are subject only to the exceptional interest rate of 0.5%. Non-deferrable contributions must be paid in a maximum of one month from the date on which the deferral is granted.</p> <p>If after the first ten calendar days of April, May or June companies or self-employed workers wish to apply for a deferral of their contributions they may do so, but late-payment interest will be applied at a rate of 3.75%. In the case of deferrals in which the party responsible for payment has been exempted from the obligation to provide security for extraordinary reasons, the interest applicable shall be the established late-payment interest plus two points.</p> <p>With regard to the presentation of guarantees for deferrals, on 9 April 2020, the Social Security Treasury Department amended Article 33.4.b) of the General Social Security Collection Regulations approved by Royal Decree 1415/2004 of 11 June, which states that the provision of guarantees to ensure compliance with deferrals of Social Security liabilities is not necessary when the total deferrable liability is equal to or less than €150,000 or when the deferrable liability is less than €250,000 and it is agreed that at least one third thereof should be paid within ten days of the notification of the authorisation of the deferral, and the rest within the following two years.</p>



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