

**DECREE-LAW No. 18 of 17 March 2020**

*Measures to strengthen the National Health Service and economic support for families, workers and businesses related to the COVID-19 epidemiological emergency. ("CURA ITALIA" DECREE) (20G00034) (Italian Official Gazette - General Series No. 70 of 17 March 2020)*

**DECREE-LAW NO. 18 OF 17 MARCH 2020**

**(Official Gazette, 17 March 2020, No. 69)**

Measures to strengthen the National Health Service and economic support for families, workers and businesses related to the COVID-19 epidemiological emergency. ("CURA ITALIA" DECREE)

**THE PRESIDENT OF THE REPUBLIC**

Given Articles 77 and 87 of the Constitution;

Given the Decree-Law No. 6 of 23 February 2020, converted, with amendments, by the Law No. 13 of 5 March 2020;

Given the Decree-Law No. 9 of 2 March 2020;

Given the Decree-Law No. 11 of 8 March 2020;

Given the Decree-Law No. 14 of 9 March 2020;

In consideration of the extraordinary need and urgency to contain the negative effects that the COVID-19 epidemiological emergency is causing on the social-economic national structure, providing for measures to strengthen the national health service, civil protection and security, as well as supporting to the public and private employment and for the benefit of families and businesses;

In consideration of the extraordinary need and urgency to adopt other provisions in the fields of justice, transport, agriculture and sport, entertainment, culture, school and university;

In consideration, also, of the extraordinary need and urgency of providing the suspension of payment obligations for taxes and contributions, others fulfilments and tax incentives;

In consideration of the Parliament resolutions adopted on 11 March 2020, by which the government has been authorized, by implementing what stated on the Report to Parliament submitted pursuant to Article 6, paragraph 5, of Law No. 243 of 24 December 2012, to amend and update the debt repayment plan in accordance to the medium-term objective to meet health needs and socio-economic issues arising from the COVID-19 epidemiological emergency;

On the proposal of the President of the Council of Ministers and the Ministry of the Economy and Finance;

**ISSUES THE FOLLOWING DECREE-LAW**

## **TITLE I**

### **Measures to strengthen the National Health Service**

#### **Article 1**

##### ***(Additional financing for incentives for employees of the National Health Service)***

1. For the year 2020, with a view to increasing the resources allocated for remuneration of overtimes working hours by health care workers employee of companies and entities of the National Health Service directly employed in activities aiming at contrasting the COVID-19 epidemiological emergency outbreak, the contractual funds for the working conditions of the medical and health management of the health sector and contractual funds for working conditions and assignments of health care personnel have increased overall, for each region and autonomous province, by way of derogation from Article 23, paragraph 2, of the Legislative Decree No. 75 of 25 May 2017, equal to the amount indicated for each of them in the table attached as Annex A, which forms an integral part of this Decree-Law.
2. In order to implement paragraph 1, an expenditure equal to Euro 250 million is authorized to be applied to the current health financing for the year 2020. The relevant funding may be accessed by all the regions and autonomous provinces of Trento and Bolzano, by way of derogation from the legislative provisions establishing for the special autonomies the regional and provincial competition to the current health funding, on the basis of access quotas to current indistinct health needs recorded for the year 2019 and for the amounts shown in the table in Annex A.
3. For the purposes referred to in Article 1, paragraph 1 letter a) and paragraph 6) of Decree-Law No. 14 of 9 March 2020, a further expenditure of Euro 100 million is authorized, amounting to the current health financing established for the year 2020, within the limits of the amounts shown in the table attached as Annex A.

#### **Article 2**

##### ***(Strengthening of the human resources of the Ministry of Health)***

1. Taking into account the need to strengthen supervision, monitoring and control activities hygienic-sanitary and prophylaxis carried out at the main ports and airports, also in order to adapt service levels in a timely manner to new health care needs resulting from the spread of COVID-19, the Ministry of Health is authorized to hire under a fixed-term employment contract with duration not exceeding three years, 40 units of medical health managers, 18

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units of executives veterinary surgeons and 29 non-managerial staff with the profile professional of prevention technician, belonging to area III, economical position F1, of the central functions division, to be allocated to peripheral offices, using their own rankings or those approved by other administrations for competitions public, even indefinitely.

**2.** In order to meet the costs arising from the implementation of paragraph 1, is authorized the expenditure equal to Euro 5,092,994 for the year 2020, Euro 6,790,659 for the years 2021 and 2022 and Euro 1,697,665 for the year 2023. The related charges equal to Euro 2,345,000 for the year 2020, to Euro 5,369,000 for the year 2021, to Euro 2,000,000 for each of the years 2022 and 2023 are charged by corresponding reduction to special current portion of the special fund entered for budgetary purposes for the three-year period 2020-2022, under the "Reserve and Special Funds" program of the "Funds to be distributed" mission of the estimate of the Ministry of Economy and Finances for the year 2020, with the aim of partly using the provision relating to the Ministry of Health and, as for Euro 2,747,994 for the year 2020, Euro 1,421,659 for the year 2021 and Euro 4,790,659 for the for the year 2022, through the corresponding use of the provision of part fund current entered in the statement of estimates of the Ministry of Health, pursuant to Article 34-ter, paragraph 5, of Law No. 196 of 31 December 2009.

**Article 3**

***(Strengthening of territorial assistance networks)***

**1.** The regions, autonomous provinces of Trento and Bolzano and health establishments may conclude agreement pursuant to Article 8-quinquies of the Legislative Decree No. 502 of 30 December 1992, for the purchase of additional health services, by way of derogation from the expenditure limit referred to in Article 45, paragraph 1-ter of the Decree-Law No. 124 of 26 October 2019, converted, with amendments, by Law No. 157 of 19 December 2019, in case:

(a) the emergency situation due to the COVID-19 outbreak requires the implementation of the plan referred to in point (b) in the regional and provincial territory of this subparagraph;

(b) from the plan, adopted in implementation of the circular of the Ministry of Health protocol No. GAB 2627 on 1 March 2020, in order to increase the budget of the beds in the intensive care units and in the pneumology and infectious diseases, isolated and equipped with the necessary equipment for the support ventilatory and in accordance with the indications given by the Ministry of Health with Circular protocol No. GAB 2619 dated 29 February 2020, it appears that it is not possible to pursue the objectives of assistance

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strengthening as set out in the mentioned in the Circular of 1 March 2020 in public facilities and in the accredited private facilities, through the services purchased with the agreements in force at the date of this Decree.

**2.** If it is not possible to pursue the purposes referred to in paragraph 1 by means of the conclusion of agreements within the meaning of the same subparagraph, regions, autonomous provinces of Trento and Bolzano and the health establishments, by way of derogation from the provisions of referred to in Article 8-quinquies of Legislative Decree No. 502 of 30 December 1992, are authorized to enter into contracts for the same purpose with not-accredited private structures, provided they are authorized in accordance with Article 8-ter of the same Legislative Decree.

**3.** In order to cope with the exceptional shortage of medical staff and health professions, as a consequence of the emergency due to the COVID-19 outbreak, as an hospitalized or in absentia due to infection by COVID-19, private facilities, accredited and non-accredited, upon request of the regions or of the autonomous provinces of Trento and Bolzano or of the health care companies, make available the health care personnel on duty as well as the premises and the equipment present in the above mentioned facilities. The activities rendered by the private structures referred to in this paragraph shall be compensated in accordance with Article 6, paragraph 4.

**4.** Agreements concluded pursuant to subparagraphs 1 and 2 as well as the measures referred to in subparagraph 3 cease to be effective at the end of the state of emergency referred to in the resolution of the Council of Ministers of 31 January 2020.

**5.** All the above without prejudice to the measures referred to in paragraphs 1, 2 and 3 already taken due to force majeure to deal with the emergency caused by the COVID-19 outbreak.

**6.** For the implementation of paragraphs 1 and 2, it is authorized a total expenditure of Euro 240 million for the year 2020 and for the implementation of paragraph 3, it is authorized an expenditure of Euro 160 million for the year 2020. The related charge is to be applied to the current health financing established for the same year. All regions and autonomous provinces of Trento and Bolzano have access to the funding, by way of derogation from the legislative provisions establishing for the special autonomies, the regional and provincial competition for health financing, based on access quotas for indistinct health needs currently detected for the year 2019. The allocation of the amount referred to herein shall be in accordance with the table set out in Annex A, which shall form integral part to this Decree-Law.

## **Article 4**

### ***(Discipline of temporary health areas)***

1. The regions and autonomous provinces may activate, also by way of derogation from the authorization and accreditation requirements, health areas, even temporary ones, both inside and outside of hospitalization, care, reception and assistance facilities, public and private, or other suitable locations, for emergency management of COVID19, until the end of the state of emergency deliberated by the Council of the Ministers on 31 January 2020. The accreditation requirements do not apply to hospitalization and care facilities for the duration of the state of emergency.
2. The construction works strictly necessary to make the structures suitable for the reception and assistance for the purposes referred to in paragraph 1 may be carried out in derogation from the provisions of the Decree of the President of the Republic No. 380 of 6 June 2001, of regional laws, land use plans and local construction regulations, as well as, until the end of the state of emergency deliberated by the Council of Ministers on 31 January 2020, to the obligations referred to in the Decree of the President of the Republic No. 151 of 1 August 2011. The respect of minimum fire-fighting requirements shall be deemed to be fulfilled by complying with the provisions of Legislative Decree No. 81 of 9 April 2008. The works can be started at the same time as the submission of the application or complaint for the commencement of activities at the competent municipality. This provision shall also apply to hospitals, universities, polyclinics, institutions of hospitalization and care of scientific nature, accredited and authorized facilities.
3. All the above without prejudice to the measures already adopted pursuant to paragraph 1 by the health care structures due to force majeure to deal with the COVID-19 emergency.
4. The implementation of paragraph 2 shall be carried out up to the amount of Euro 50 million, based on the amount laid down in Article 20 of Law No. 67 of 11 March 1988, as refinanced by Article 1, paragraph 555, of Law No. 145 of 30 December 2018 within the resources not yet allocated to the regions. The resources referred to in this paragraph may be accessed by all the regions and autonomous provinces of Trento and Bolzano, by way of derogation from the legislative provisions establishing the provincial competition for the financing referred to in Article 20 above of Law No. 67 of 11 March 1988, on the basis of the access quotas for the current indistinct health needs recorded for the year 2019. By way of derogation from the provisions referred to in Article 20 of Law No. 67 of 11 March 1988, the amount referred to in this paragraph shall be allocated in accordance with the

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following table attached as Annex B, which forms an integral part of this Decree. With one or several executive decrees of the Ministry of Health are eligible for funding the interventions referred to in this Article, up to the amounts set forth in Annex B; the resulting transfer of resources shall be carried out as a result of presentation by the Region to the Ministry of Economy and Finance of the progress of the work.

**Article 5**

***(Incentives for the production and supply of medical devices)***

1. In order to ensure the production and supply of medical devices and personal protective equipment, at current market values as at 31 December 2019, in relation to their inadequate availability in the period of COVID-19 emergency, the Extraordinary Commissioner referred to in Article 122 is authorised to provide financing by means of non-refundable grants and management accounts, as well as subsidised loans, to the undertakings producing these products devices.
2. To this end, the Extraordinary Commissioner shall make use of the National Agency to the attraction of investments and the development of *Invitalia S.p.A.*, which operates as the managing entity for the measure with burden on the resources referred to in the paragraph 6.
3. The Extraordinary Commissioner referred to in Article 122 shall, within five days as of the entry into force of this Decree-Law, define and initiate the measure and provide specific provisions to ensure its management.
4. Funding may also be granted to companies that make available the devices in accordance with Article 34, paragraph 3, of Decree-Law No. 9 of 2 March 2020.
5. Personal protective equipment shall be provided as a priority to doctors, and to health and social workers.
6. For the purposes set out in this Article, an expenditure of Euro 50 million shall be authorized for the year 2020, for subsidised loans and financing, under conditions compatible with the European legislation. The resources shall be credited to a special non-interest-bearing current account in the name of the Agency, opened at the Central State Treasury. The management has the nature of management off-balance-sheet, subject to audit by the Court of Auditors, in accordance with Article 9 of Law No. 1041 of 25 November 1971. Reporting is carried out by the subject in charge of the measure.
7. The charges deriving from paragraph 6 shall be paid in accordance with Article 126.

## **Article 6**

### ***(Requirements in use or ownership)***

1. Until the end of the state of emergency, declared by resolution of the Council of Ministers on 31 January 2020, the Head of the Department of Civil Protection may order, within the limits of the available resources referred to in paragraph 10, also upon request of the Extraordinary Commissioner referred to in Article 122, with own Decree, the requisition in use or ownership, by any public or private entity, of health and medical-surgical facilities, as well as movable property of any kind, needed to deal with the aforementioned health emergency, including for ensuring the supply of facilities and equipment to health care or hospital facilities companies located in the national territory, as well as to implement the number of specialized beds in the hospitalization wards for patients suffering from the mentioned pathology.

2. The requisition in use may last not more than six months from the date of apprehension of the good, or until the end of the duration of the aforementioned state of emergency. If, by the expiry of that time limit, the good is not returned to the owner without substantial alteration and in the same place where it was requisitioned, or other place if the owner allows it, the requisition in use turns into requisition into property, unless the person concerned expressly allows the extension of the time limit.

3. Movable property which, through use, is consumed or substantially altered may be subject to requisition only on property.

4. Concurrently with the apprehension of the requisitioned goods, the administration shall pay a sum of money to the owner as an indemnity for the goods concerned. In case of refusal of the owner to receive such sum, it is placed at his disposal by means of an offer, including a non-formal offer, and therefore paid upon acceptance. This sum shall be paid, in line with the current market values that the requisitioned goods had as at 31 December 2019 and without taking into account changes in prices resulting from subsequent changes in either supply or demand, as follows:

(a) in the case of requisition of property, the requisition allowance shall be 100% of that value;

(b) in the case of a requisition in use, the allowance shall be equal, for each month or fraction thereof, at one sixtieth of the value calculated for requisitioning of property.

5. If the decree of requisition in use does not indicate for the return a shorter term, the allowance paid to the owner is provisionally settled by reference to the number of months or fraction of months elapsing between the date of the measure and that of the end of the

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emergency referred to in paragraph 1, in any event up to the maximum referred to in the first sentence of paragraph 2.

**6.** In cases where the requisition in use is prolonged, as well as in those of its own transformation in requisition in property, the difference between the indemnity already paid and that due for the further period, or the one due to the in accordance with letter a) of subparagraph 4, shall be paid to the owner within 15 days by the expiry of the specified time limit for use. If no new term for the duration of the use of the goods, it shall be carried out in accordance with letter a) of paragraph 4.

**7.** In cases where immovable property needs to be temporarily available for the purpose of dealing with unavoidable needs relating to the emergency referred to in paragraph 1, the Prefect, upon proposal of the Department of Civil Protection and after hearing the Department of prevention territorially competent, may order, with its own Decree, the requisition in use of hotel facilities, or others buildings with similar characteristics of suitability, to accommodate people in health surveillance and fiduciary or permanent home isolation, where such measures cannot be implemented at the concerned person's home.

**8.** Concurrently with the apprehension of the property requirement under paragraph 7, the Prefect, availing himself of the resources referred to in this Decree, shall pay the owner of these assets a sum of money by way of requisition allowance. In case of refusal of the owner to receive it, it is placed at his disposal by means of an offer, including a non-formal offer, and therefore paid upon acceptance. The requisition allowance is settled in the same Decree as the Prefect, who uses the Revenue Agency for the purposes of the estimate, in the same way as of the current market value of the requisitioned property or that of properties of similar characteristics, to a corresponding extent, for each month or fraction of month of effective duration of the requisition, at 0.42% of that value. The requisition of real estate may continue until 31 July 2020, or until the term of the duration of the state of emergency referred to in paragraph 1. If in the requisition Decree in use is not indicated for the refund a shorter period, the allowance paid to the owner is provisionally liquidated with reference to the number of months or fraction of months between the date of the measure and that of the deadline of the emergency in paragraphs 1 and 2. In any case of extension of the requisition, the difference between the indemnity already paid and the indemnity due for the additional period is paid to the owner within 30 days after the expiry of the term originally indicated. If no term is indicated, the requisition is presumed to run until 31 July 2020, or until the end of the extended duration of the state of emergency referred to in paragraph 1.



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**9.** In case of complaints, even before courts, it cannot be suspended the enforceability of the requisition orders referred to in this Article, as provided for by Article 458 of Legislative Decree No. 66 of 15 March 2010.

**10.** For the implementation of this Article, expenditure shall be authorised within the following limits up to a maximum of Euro 150 million for the year 2020, which shall be provided in accordance with of Article 18, paragraph 4.

**Article 7**

***(Temporary enlistment of military doctors and nurses)***

**1.** In order to combat and contain the COVID-19 outbreak, exceptional enlistment, on demand, of military personnel of the Italian Army in temporary service is authorized for the year 2020, with an exceptional one-year-period military service, in the following measures established for each category of personnel:

- (a) 120 medical officers, with the rank of lieutenant;
- (b) 200 NCOs, with the rank of marshal.

**2.** Italian citizens who meet the following requirements may be recruited, subject to the opinion of the competent committee of advancement:

- (a) not more than 45 years of age;
- (b) possession of a master's degree in medicine and surgery and the relative professional qualification, for the personnel referred to in paragraph 1, letter a), or of the degree in nursing and the relative professional qualification, for the personnel referred to in paragraph 1, lett b);
- (c) not having been considered permanently unfit for military service;
- (d) not having been discharged by authority from previous service in the armed forces;
- (e) not having been convicted of an unintentional offences, including by a sentence of application of the penalty on request, with conditional suspension or with criminal conviction, or not having been indicted in criminal proceedings for unintentional offences.

**3.** The enlistment procedures referred to in this Article shall be managed through online portal at the website of the Ministry of Defence "www.difesa.it" and conclude themselves within 15 days of the date of entry into force of this Decree.

**4.** The personnel referred to in paragraph 1 is not provided with an employment relationship and provides active service for the duration of the military service itself. It is attributed the legal and economic treatment equal to permanent service.

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5. For the same purpose as that referred to in paragraph 1, is authorized the maintenance in service of a further 60 units of medical officers of the Armed Forces belonging to the Completion Forces, referred to in Article 937, paragraph 1, letter d) of the Legislative Decree No. 66 of 15 March 2010.

6. The charges referred to in this Article in the amount of Euro 13,750,000 for 2020 and of Euro 5,662,000 for 2021 shall be paid in accordance with Article 126.

**Article 8**

***(Urgent hiring of technical officers for biology, chemistry and physics at military health facilities)***

1. In order to meet the extraordinary and urgent needs arising of COVID-19, to ensure the essential levels of care and to support and to synergistically support other structures of any level of the National Health Service, taking into account the exponential increase of the services to be paid for by the Scientific Department of the "Celio Military Hospital" also due to the biological emergencies and the associated need for development of rare pathogen tests, the Ministry of Defence, verified the impossibility to use personnel already in service, may confer individual fixed-term assignments, subject to public notice, up to a maximum of six personnel members of a non-management level belonging to Area 3, economic position F1, professional profile of technical officer for biology, chemistry and physics.

2. The tasks referred to in paragraph 1 shall be conferred after a selection carried out on the basis of qualifications and interview by means of comparative procedures, shall last one year and shall not be renewable.

3. The professional activities carried out pursuant to paragraphs 1 and 2 shall constitute preferential titles for the recruitment of staff in the same professional profiles at the Ministry of Defence.

4. For the purposes referred to in this Article, the expenditure of Euro 115,490 is authorized for each of the years 2020 and 2021 and the related charges shall be provided:

- for the year 2020, by a corresponding reduction in the available fund for any shortcomings in the chapters relating to the three-armed forces referred to in Article 613 of Legislative Decree No. 66 of 15 March 2010;

- for the year 2021, by means of a corresponding reduction in the fund for the reallocation of functions related to the rationalization program, unification, reduction and modernization of infrastructure assets, for the requirements of operation, modernization and maintenance and support of the means, systems, materials and structures provided for

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the Armed Forces, including the Carabinieri Corps, as well as for the rebalancing of the main areas of expenditure of the Ministry of Defence, with the aim of ensuring maintaining the effectiveness of the military instrument and supporting capabilities operational as per Article 619 of Legislative Decree No. 66 of 15 March 2010.

**Article 9**

***(Strengthening of Military Healthcare Facilities)***

1. In order to address the particular emergency needs related to the COVID-19 outbreak, the expenditure of Euro 34.6 million is authorized for the year 2020 for the strengthening of military health services and for the purchase of medical devices, and health care facilities aimed at the management of emergency and biocontainment cases.
2. For the year 2020, the Military Pharmaceutical Chemical Plant in Florence is authorized for the production and distribution of disinfectants and activity-based substances germicidal or bactericidal, within the expenditure limit of Euro 704,000,
3. Charges resulting from this Article, amounting to Euro 35,304 million for the year 2020 are to be paid in accordance with Article 126.

**Article 10**

***(Reinforcement of INAIL human resources)***

1. For the same purposes as in Decree-Law No. 14 of 9 March 2020, National Institute for Insurance against Accidents at Work [*hereinafter also referred to as "INAIL"*], also in its capacity of implementer of civil protection interventions as set forth in Article 1, paragraph 1, of the Ordinance No. 630 of 3 February 2020 issued by the Chief of the Department of Civil Protection, is entitled to recruit a team of 200 specialized doctors and 100 nurses following the same procedures set out in Article 1 of the aforementioned Decree-Law, by conferring self-employed jobs, including coordinated and continuous collaboration agreements, for a period not exceeding six months, which may be extended due to the persistence of the state of emergency, and in any case no longer than 31 December 2020, by way of derogation to Article 7 of Legislative Decree No. 165 of 30 March 2001, and Article 9, paragraph 28, of Legislative Decree No. 78 of 31 May 2010, converted, with amendments, by Law No. 122 of 30 July 2010.
2. The costs referred to in paragraph 1, equal to Euro 15,000,000, are paid by the Institute's financial statements, using the resources allocated to the coverage of relations in convention with outpatient specialist doctors. The compensation for the financial effects in

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terms of requirements and net indebtedness, equal to Euro 7,725,000 for the year 2020, shall be paid in accordance with Article 126.

**Article 11**

***(Urgent provisions to ensure the continuity of the welfare and research activities of the National Institute of Health)***

1. In order to deal with the needs of epidemiological surveillance and coordination related to the handling of the COVID-19 emergency, including the recruitment of personnel, also by way of derogation to the percentages referred to in Article 9, paragraph 2 of Legislative Decree No. 218 of 25 November 2016, the current budget of the National Institute of Health is increased by Euro 4,000,000 for each of the years 2020, 2021 and 2022. For the purposes referred to in the first sentence, the Institute is also entitled to hire, for the three-year period 2020-2022, on a fixed-term basis, No. 50 staff units divided as follows:

- (a) 20 staff units with medical manager qualifications;
- (b) 5 staff units with first researcher/technologist, level II, qualifications;
- (c) 20 staff units with researcher/technologist, level III, qualifications;
- (d) 5 staff units with Research Entity Technical Consultant (CTER), level VI, qualifications.

2. The costs referred to in paragraph 1, equal to Euro 4,000,000 for each of the years 2020, 2021 and 2022, are paid by the corresponding use of the current portion of the fund recorded in the forecasts budget of the Ministry of Health, pursuant to Article 34-ter, paragraph 5, of Law No. 196 of 31 December 2009.

**Article 12**

***(Extraordinary measures for the remaining in service of healthcare personnel)***

1. In order to deal with the extraordinary and urgent needs arising out from the spread of the COVID-19 and to guarantee the essential levels of assistance, as long as the state of emergency declared by the Council of Ministers on 31 January 2020 continues, once it has been ascertained the impossibility to recruit personnel, also by means of the appointments provided for in Articles 1 and 2 of the Decree-Law No. 14 of 9 March 2020, the companies and entities of the National Health Service are entitled to keep in service the medical and healthcare managers, as well as the staff employed in the healthcare function and the socio-healthcare professionals, also by way of derogation to the limits provided for by the current provisions on retirement.

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2. For the same purposes and term referred to in paragraph 1, doctors and health personnel of the National Police force may be retained in service also by way of derogation from the limits provided for by the current provisions on retirement.

**Article 13**

***(Derogation of rules on recognition of health-related professional qualifications)***

1. For the duration of the COVID-19 epidemiological emergency, by way of derogation to Articles 49 and 50 of the Decree of the President of the Republic No. 394 of 31 August 1999 and subsequent amendments, and to the provisions of the Legislative Decree No. 206 of 6 November 2007 and subsequent amendments, the temporary exercise of healthcare professional qualifications is allowed to professionals who intend to exercise on the national territory a healthcare profession achieved abroad regulated by specific European Union Directives. The interested candidates shall submit an application, together with a certificate of enrolment in the registry of the Country of provenance, to the Regions and Autonomous Provinces, which can temporarily recruit such professionals pursuant to Articles 1 and 2 of Decree-Law No. 14 of 9 March 2020.

**Article 14**

***(Further provisions concerning health surveillance)***

1. The provision referred to in Article 1, paragraph 2, letter h), of Decree-Law No. 6 of 23 February 2020 shall not apply to employees of companies operating in the production and supply of pharmaceuticals and medical and diagnostic devices as well as to the related research activities as well as to the integrated supply chain for subcontractors. The employees referred to in the previous period shall suspend their activity in the event of respiratory diseases or a positive diagnosis for COVID-19.

**Article 15**

***(Extraordinary provisions for the production of surgical masks and personal protective devices)***

1. Without prejudice to the provisions set out in Article 34 of Decree-Law No. 9 of 2 March 2020, for the handling of the COVID-19 emergency, and as long as the state of emergency declared by the Council of Ministers on 31 January 2020 continues, by way of derogation to the provisions in force, it is allowed to manufacture, import and market surgical face masks and personal protective devices.

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2. The manufacturers and importers of the surgical face masks referred to in paragraph 1, as well as those who market them and who intend to benefit of the exemption provided for therein, shall send to the National Institute of Health a self-certification in which, under their sole liability, they certify the technical characteristics of the face masks and declare that they fulfil all the safety requirements provided for in the regulations in force. Within and no later than 3 days from the above-mentioned self-certification, manufacturers and importers shall also transmit to the National Institute of Health any information useful for the validation of the surgical face masks referred to therein. The National Institute of Health, within 3 days of receipt of the information indicated in this paragraph, shall decide whether the surgical face masks comply with the regulations in force.

3. Manufacturers, importers of the personal protective devices referred to in paragraph 1 and those who market them, who intend to make use of the exemption provided for therein, shall send INAIL a self-certification in which, under their sole liability, they certify the technical characteristics of the aforementioned devices and declare that they comply with all the safety requirements provided for in the regulations in force. Within and no later than 3 days of the aforementioned self-certification, the manufacturers and importers shall also transmit to INAIL all elements useful for the validation of the personal protective devices referred to therein. INAIL, within 3 days of receiving the information referred to in this paragraph, shall decide whether the personal protective devices comply with the regulations in force.

4. Should the results of the assessment referred to in paragraphs 2 and 3 establish that the products do not comply with the regulations in force, without prejudice to the application of the provisions on self-certification, the manufacturer shall immediately cease production and the importer shall be prohibited from marketing.

**Article 16**

***(Further safeguards for the benefit of employees and community)***

1. In order to reduce the spread of the COVID-19 virus, as long as the state of emergency declared by the Council of Ministers on 31 January 2020, continues, throughout the entire national territory, with reference to employees who are objectively unable to maintain the interpersonal distance of one meter in the performance of their activities, the surgical face masks available on the market, whose use is regulated by Article 34, paragraph 3, of Decree-Law No. 9 of 2 March 2020, are considered as personal protective equipment (PPE), referred to in Article 74, paragraph 1, of Legislative Decree No. 81 of 9 April 2008.

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2. For the purposes of paragraph 1, as long as the state of emergency declared by the Council of Ministers on 31 January 2020, continues, individuals located throughout the entire national territory are allowed to use filter masks lacking the CE conformity marking and produced by way of derogation of the marketing regulations in force.

**Article 17**

***(Urgent provisions concerning the testing of drugs and medical devices for the COVID-19 epidemiological emergency)***

1. Only during the period of state of emergency declared by the Council of Ministers on 31 January 2020, without prejudice to the provisions in force on clinical trials of drugs and medical devices, in order to improve the ability to coordinate and analyse the available scientific evidence, AIFA [*literally, the "Italian Medicines Authority"*] is entrusted with the possibility to access all the data of the experimental studies and compassionate uses referred to in paragraph 2.

2. The data resulting from the trials referred to in paragraph 1 shall only concern experimental studies and compassionate uses of drugs for patients with COVID-19. The study protocols shall be preliminarily evaluated by AIFA's Scientific Technical Commission (STC), which shall also communicate the results to the Scientific Technical Committee of the Crisis Unit of the Department of Civil Protection.

3. Only during the period of state of emergency declared by the Council of Ministers on 31 January 2020, the ethics committee of the National Institute for Infectious Diseases Lazzaro Spallanzani of Rome, which is the only national ethics committee for the evaluation of clinical trials of human drugs and medical devices for patients affected by COVID-19, expresses its national advice, also on the basis of the assessment of the AIFA's STC.

4. The ethics committee referred to in paragraph 3 shall acquire from the promoters all protocols for experimental trials on drugs in phases II, III and IV for treatment of patients affected by COVID-19, as well as any amendments and requests from physicians for compassionate use.

5. The ethics committee referred to in paragraph 3 communicates the advice to AIFA's STC, the latter shall publish it through its institutional website. In order to deal with the emergency caused by COVID-19 and as long as the state of emergency declared by the Council of Ministers on 31 January 2020, continues, by way of derogation from the current procedures on data acquisition for the purposes of experimentation, AIFA, after consulting the national ethics committee referred to in paragraph 3, shall publish, within 10 days of

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the entry into force of this Decree, a bulletin indicating the simplified procedures for the aforementioned data acquisition as well as for the modalities of accession to the studies.

6. In applying this Article, no new and increased charges on public finance will arise. The relevant public administrations shall fulfil the requirements set out in this Article using the human, financial and instrumental resources available under current regulations applicable to their financial statements.

**Article 18**

***(Funding refinancing)***

1. The level of financing of the standard national health system to which the State contributes, in relation to the interventions provided for under this Title together with those referred to in Decree-Law No. 14 of 9 March 2020, is increased by Euro 1,410,000 for the year 2020. The Regions and Autonomous Provinces of Trento and Bolzano together with the relevant entities of the regional health services shall set up, on the basis of the accounting for the year 2020, a dedicated cost centre marked with the unique code "COV 20", thus ensuring a separate accounting record of the events related to the management of the emergency, which in any case are included in the economic models set out in the Ministerial Decree of 24 May 2019. Each Region is required to draw up a specific operational Programme for the management of the COVID-19 emergency to be approved by the Ministry of Health in agreement with the Ministry of Economy and Finance and to be monitored jointly by such Ministries.

2. In light of the extraordinary and urgent needs arising from the spread of COVID-19, for the verification of the economic balance of the National Health Service for the year 2019, with regard to the year 2020 the deadline of 30 April referred to in Article 1, paragraph 174, of Law No. 311 of 30 December 2004, is deferred to 31 May and, consequently, the deadline of 31 May is deferred to 30 June.

3. In order to deal with the extraordinary needs related to the state of emergency resolved by the Council of Ministers on 31 January 2020, for the year 2020 the fund referred to in Article 44 of Legislative Decree No. 1 of 2 January 2018 is increased by Euro 1,650,000, including the resources referred to in Article 6, paragraph 10.

4. The costs referred to in this Article shall be paid in accordance with Article 126.

**TITLE II**

**Supporting measures for labour**



## **Section I**

### **Extension of the special social shock absorbers measures throughout the whole national territory**

#### **Article 19**

##### ***(Special provisions concerning the ordinary salary integration and ordinary allowance treatment)***

1. Employers who suspend or reduce their working activity in the year 2020 due to events related to the COVID-19 epidemiological emergency, may apply for the granting of the ordinary salary integration treatment or access to the ordinary allowance with the causal "COVID-19 emergency", for periods starting from 23 February 2020 for a maximum duration of nine weeks and in any case within the month of August 2020.
2. Employers who submit a request as per paragraph 1 are exempt from compliance with Article 14 of Legislative Decree No. 148 of 14 September 2015 as well as from the terms of the procedure provided for in Article 15, paragraph 2, and Article 30, paragraph 2 of the aforesaid Legislative Decree, for the ordinary allowance, without prejudice to the information, consultation and joint examination which shall be carried out also electronically within three days following the date of the prior notification. The application, in any case, must be submitted within the end of the fourth month following the month in which the period of suspension or reduction of work activity began and it is not subject to verification of the requirements of Article 11 of Legislative Decree No. 148 of 14 September 2015.
3. The periods of ordinary salary integration and ordinary allowance granted in accordance with paragraph 1 are not counted for the purposes of the limits set out in Article 4, paragraphs 1 and 2, and Articles 12, 29, paragraph 3, Article 30, paragraph 1, and Article 39 of Legislative Decree No. 148 of 14 September 2015, and are neutralized for the purposes of subsequent requests. Only for the year 2020 the ordinary cheque guaranteed by the Salary Integration Fund (*literally "Fondo di integrazione salariale" and hereinafter referred to also as "FIS"*) shall not be subject to the company threshold referred to in Article 29, paragraph 4, second sentence, of Legislative Decree No. 148 of 14 September 2015.
4. Only for the periods of ordinary salary integration and ordinary allowance granted pursuant to paragraph 1 and in consideration of the relevant case, the provisions of Articles

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5, 29, paragraph 8, second sentence, and 33, paragraph 2, of Legislative Decree No. 148 of 14 September 2015 shall not apply.

5. The ordinary allowance referred to in paragraph 1 shall also be granted, solely for the period indicated and for the year 2020, to employees of employers registered with the FIS who employ on an average of more than 5 employees. The aforesaid treatment at the request of the employer may be provided by means of direct payment of the service by National Institute for Social Security [*hereinafter referred to also as "INPS"*].

6. The Funds referred to in Article 27 of Legislative Decree No. 148 of 14 September 2015 guarantee the disbursement of the ordinary allowance referred to in paragraph 1 in the same manner described in this Article. The financial charges relating to the aforesaid service shall be borne by the State financial statements up to a limit of Euro 80,000,000 for the year 2020 and shall be transferred to the relevant Funds by decree of the Ministry of Labour and Social Policies in agreement with the Ministry of Economy and Finance.

7. The Trentino and South Tyrol bilateral solidarity funds, established pursuant to Article 40 of Legislative Decree No. 148 of 14 September 2015, guarantee the payment of the ordinary allowance referred to in paragraph 1, in the same manner described in this Article.

8. The employees paid by the provisions referred to in this Article must be employed by the employers requesting the benefit on 23 February 2020 and the provision referred to in Article 1 paragraph 2 of Legislative Decree No. 148 of 14 September 2015 shall not apply to the said employees.

9. The income support benefits referred to in paragraphs 1 to 5 and in Article 21 shall be recognised within the expenditure ceiling of Euro 1,347.2 million for the year 2020. INPS shall monitor the expenditure limit referred to in the first period of this paragraph. Should this monitoring reveal that the expenditure limit has been reached even prospectively, INPS shall not consider further applications.

10. The charges provided for in this Article shall be paid in accordance with Article 126.

**Article 20**

***(Ordinary salary integration treatment for companies that are already in the extraordinary lay-off fund)***

1. Companies which, on the effective date of Decree-Law No. 6 of 23 February 2020, are in the process of receiving extraordinary salary integration treatment may apply for ordinary salary integration treatment in accordance with Article 19 and for a period not exceeding nine weeks. The granting of ordinary treatment suspends and replaces the special

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integration treatment already in progress. The granting of ordinary salary integration treatment may also cover the same workers who benefit from extraordinary salary integration to fully cover their working time.

2. The granting of ordinary salary integration treatment is subject to the suspension of the effects of the extraordinary lay-off fund previously authorised and the related period of ordinary salary integration treatment granted pursuant to Article 19 shall not be counted for the purposes of the limits set out in Article 4, paragraphs 1 and 2, and Article 12 of Legislative Decree No. 148 of 14 September 2015.

3. The provisions of Article 5 of Legislative Decree No. 148 of September 14, 2015 shall not apply solely to periods of ordinary salary integration treatment granted pursuant to paragraph 1 and in consideration of the relevant case.

4. In consideration of the limited operations resulting from the containment measures for the health emergency, on a temporary basis, Articles 24 and 25 of Legislative Decree No. 148 of 14 September 2015, limited to the procedural deadlines, shall not apply to the execution of the joint examination and the presentation of the relative applications for the access to extraordinary salary integration treatments.

5. The income support benefits referred to in paragraphs 1 to 3 are recognized within the expenditure threshold of 338.2 million euros for the year 2020. INPS will monitor the expenditure threshold referred to in the first period of this paragraph. Should this monitoring reveal that the expenditure threshold has been reached also prospectively, INPS will not consider further applications.

6. In Article 14 paragraph 1 of Decree-Law No. 9 of 2 March 2020, the words "*on interruption*" are replaced by the following: "*on suspension*".

7. The charges provided for in this Article shall be paid in accordance with Article 126.

**Article 21**

***(Ordinary allowance treatment for employers with ongoing solidarity allowance treatments)***

1. Employers who are members of the FIS and who, on the effective date of Decree-Law No. 6 of 23 February 2020, are in the process of receiving a solidarity allowance, may apply for an ordinary allowance in accordance with Article 19 for a period not exceeding nine weeks. The granting of ordinary treatment suspends and replaces the solidarity allowance already in progress. The granting of ordinary allowances may also cover the same workers who receive solidarity allowances to cover all working time.

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2. The periods in which there is coexistence between solidarity allowance and allowance granted pursuant to Article 19 shall not be counted for the purposes of the thresholds envisaged by Article 4 paragraphs 1 and 2 and Article 29 paragraph 3 of Legislative Decree No. 148 of 14 September 2015.
3. The income support benefits referred to in paragraphs 1 to 2 shall be recognized in accordance with the provisions of Article 19, paragraph 9.
4. The provisions of Article 29, paragraph 8, second sentence, of Legislative Decree No. 148 of 14 September 2015 shall not apply to the ordinary allowance periods granted pursuant to paragraph 1 and in consideration of the relevant case.
5. The charges provided for in this Article shall be paid in accordance with Article 126.

**Article 22**

***(New provisions for the lay-off fund by way of derogation)***

1. With reference to employers working in the private sector, including those working in agriculture, fisheries and the third sector, including civilly recognised religious bodies, for whom the protections provided for by the current provisions on suspension or reduction of working hours are not applicable, the Regions and Autonomous Provinces may grant, as a result of the COVID-19 epidemiological emergency, subject to prior agreement, which may also be concluded electronically, with the trade unions that are comparatively more representative at national level for employers, wage subsidies by way of derogation, for the duration of the suspension of the employment relationship and in any case for a period not exceeding nine weeks. For employees, notional contributions and related charges are granted. The treatment referred to in this paragraph, limited to employees in the agricultural sector, for hours of reduction or suspension of activities, within the limits laid down therein, shall be treated as work for the purposes of calculating agricultural unemployment benefits. The agreement referred to in this paragraph shall not be required for employers employing up to five employees.
2. Domestic employers shall be excluded from the application of paragraph 1.
3. The treatment referred to in this Article shall be granted up to a maximum of 3,293.2 million euros for the year 2020, starting from 23 February 2020 and limited to employees already in force on the same date. The resources referred to in the first sentence of this paragraph shall be distributed among the Regions and Autonomous Provinces by one or more decrees of the Ministry of Labour and Social Policy in agreement with the Ministry of Economy and Finance.

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4. The treatments referred to in this Article are granted by decree of the relevant Regions and Autonomous Provinces, to be electronically transmitted to INPS within forty-eight hours of their adoption, and whose effectiveness is in any case subject to verification of compliance with the expenditure thresholds referred to in paragraph 3. The Regions and Autonomous Provinces, together with the concession decree, shall submit the list of beneficiaries to INPS, which shall provide the aforementioned benefits, after verifying compliance, also prospectively, with the expenditure thresholds referred to in paragraph 3. Applications shall be submitted to the Region and the Autonomous Provinces, which shall instruct them according to the chronological order in which they are submitted. INPS shall monitor compliance with the expenditure threshold, providing the results of this activity to the Ministry of Labour and Social Policy and to the relevant Regions and Autonomous Provinces. Should the above-mentioned monitoring reveal that the expenditure threshold has been reached, even prospectively, the Regions will not be able in any case to issue other concessionary measures.
5. The financial resources relating to the treatments referred to in paragraph 1, allocated to the Autonomous Provinces of Trento and Bolzano, shall be transferred to the respective bilateral solidarity funds of Trentino and Alto Adige, which have been set up pursuant to Article 40 of Legislative Decree No. 148 of 14 September 2015, and which authorise the related benefits.
6. For the treatment referred to in paragraph 1, the provisions of Article 19, paragraph 2, first sentence of this Decree shall not apply. Treatment may be granted exclusively by direct payment of the service by INPS, by applying the provisions of Article 44, paragraph 6-ter, of Legislative Decree No. 148 of 2015.
7. The provisions of Articles 15 and 17 of Decree-Law No. 9 of 2 March 2020 remain unaltered.
8. The charges provided for in this Article shall be paid in accordance with Article 126.

**TITLE II**

**Special rules on the reduction of working time and support for workers**

**Article 23**

*(Leave and indemnity for employees in the private sector, workers registered in the Separate Management under Article 2, paragraph 26 of Law No. 335 of 8 August 1995, and self-employed workers, for emergency COVID-19)*

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1. For the year 2020 as from 5 March, as a result of the suspension of educational services for children and educational activities in schools of all levels, as per the Decree of the President of the Council of Ministers of 4 March 2020, and for a continuous or fractioned period not exceeding fifteen days, parents employed in the private sector are entitled, pursuant to paragraphs 9 and 10, for children not older than 12 years, subject to the provisions of paragraph 5, to a specific leave of absence, for which is paid an indemnity equal to 50 per cent of the salary, calculated in accordance with Article 23 of Legislative Decree No. 26 March 2001, 151 of 26 March 2001, with the exception of paragraph 2 of the same Article. The above periods are paid by imputed contributions.
2. Periods of parental leave, if any, referred to in Articles 32 and 33 of the above-mentioned Legislative Decree n. 151 of 26 March 2001, taken by parents during the period of suspension referred to in this Article, shall be converted into the leave referred to in paragraph 1 with right to allowance and not counted or compensated as parental leave.
3. Working parents enrolled exclusively in the Separate Account referred to in Article 2, paragraph 26, of Law No. 335 of 8 August 1995, are entitled, pursuant to paragraphs 9 and 10, for the period referred to in paragraph 1, for children not older than 12 years, without prejudice to the provisions of paragraph 5, to a specific leave, for which is paid an allowance, for each eligible day, equal to 50 per cent of 1/365 of the income identified according to the basis of calculation used to determine the maternity allowance. The same allowance is extended to self-employed parents registered with National Institute for Social Security and is commensurate, for each eligible day, with 50 per cent of the conventional daily salary established annually by law, depending on the type of self-employed work performed.
4. The entitlement to the leave referred to in this Article shall be granted alternately to both parents, for a total of 15 days, and shall be subject to the condition that there is no other parent in the family unit beneficiary income support instruments for suspension or cessation of employment or other unemployed or non-working parent.
5. Without prejudice to the extension of the period of paid leave referred to in Article 24, the age limit referred to in paragraphs 1 and 3 does not apply with reference to children with disabilities in a situation of seriousness ascertained in accordance with Article 4, paragraph 1, of Law No. 104 of 5 February 1992, enrolled in schools of all levels or housed in day care centres.
6. Without prejudice to the provisions of paragraphs 1 to 5, parents who are employed in the private sector with children between the ages of 12 and 16, provided that there is no

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other parent in the household in receipt of income support in the event of suspension or cessation of work or that there is no non-working parent, shall have the right to abstain from work for the period of suspension of childcare services and educational activities in schools of all levels, without payment of allowances or recognition of imputed contributions, with a ban on dismissal and the right to keep one's job.

7. The provisions of this Article shall also apply to foster parents.

8. As from the entry into force of this provision, as an alternative to the services referred to in paragraphs 1, 3 and 5 and for the same beneficiary workers, there shall be the possibility of choosing the payment of a bonus for the baby-sitting services up to a total maximum limit of Euro 600, to be used for services provided during the period referred to in paragraph 1. The bonus is paid through the family booklet referred to in Article 54-bis, Law No. 50 of 24 April 2017.

9. The bonus referred to in paragraph 8 is also paid to self-employed workers who are not members of INPS, subject to notification by the respective pension funds of the number of beneficiaries.

10. The operating procedures for access to the leave referred to in paragraphs 1 and 2 or the bonus referred to in paragraph 8 are established by INPS. On the basis of the applications received, National Institute for Social Security shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry of Economy and Finance. If monitoring reveals that the expenditure limit referred to in paragraph 10 has been exceeded, INPS shall reject the applications submitted.

11. The benefits referred to in this Article shall be recognized up to a total limit of Euro 1,261.1 million per year for the year 2020.

12. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 24**

*(Extension of paid leave pursuant to Article 33 of Law No. 104 of 5 February 1992)*

1. The number of days of paid leave paid by imputed contributions referred to in Article 33, paragraph 3, of Law No. 104 of 5 February 1992 is increased by a further twelve days in March and April 2020.

2. The benefit referred to in paragraph 1 shall be granted to health care personnel compatibly with the organizational needs of the companies and entities of the National Health Service involved in the COVID-19 emergency and the health sector.

3. The costs referred to in this Article shall be paid in accordance with Article 126.

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**Article 25**

***(Leave and allowances for public sector employees, as well as bonuses for the purchase of baby-sitting services for employees in the accredited public and private health sector, for the COVID-19 emergency)***

1. As of 5 March 2020, as a result of the suspension of educational services for children and educational activities in schools of all levels, as per the Decree of the President of the Council of Ministers of 4 March 2020, and for the entire period of suspension provided for therein, parents who are employed in the public sector are entitled to the specific leave and related allowance referred to in Article 23, paragraphs 1, 2, 4, 5, 6 and 7. The leave and allowance referred to in the first period shall not be granted in all cases where one or both workers are already receiving similar benefits.
2. Payment of the allowance and details of how the leave is to be taken shall be made by the public administration with which the employment relationship is conducted.
3. For employees in the public and private and health sector, belonging to the category of doctors, nurses, biomedical laboratory technicians, medical radiology technicians and socio medical operators, the bonus for the purchase of baby-sitting services for the care and supervision of children up to 12 years, provided for in Article 23, paragraph 8 as an alternative to the benefit referred to in paragraph 1, is paid within the overall maximum limit of 1,000 Euros. The provision referred to in this subparagraph shall also apply to security, defence and public emergency personnel employed for the needs related to the COVID- 19 epidemiological emergency.
4. For the purposes of access to the bonus referred to in paragraph 3, the worker applies via the telematic INPS channels and in accordance with the technical-operational procedures established by the same Institute, indicating, at the time of the application, the benefit he intends to take advantage of, and the number of days of allowance or the amount of the bonus that he intends to use. On the basis of the applications received, INPS shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry of Economy and Finance. If monitoring reveals that the expenditure limit referred to in paragraph 5 has been exceeded, including prospective deviations, INPS shall reject the applications submitted.
5. The benefits referred to in this Article shall be recognized up to a total limit of Euro 30 million for the year 2020.



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6. Until the date of termination of the state of emergency on national territory relating to the health risk associated with the pathologies deriving from COVID-19, declared in the resolution of the Council of Ministers of 31 January 2020, published in the Official Gazette No. 26 of 1 February 2020, the permits for statutory auditors provided for in Article 79, paragraph 4, of Legislative Decree No. 267 of 18 August 2000, may be predetermined in 72 hours. For mayors who are civil servants, the absences from work resulting from this paragraph shall be equivalent to those governed by Article 19, paragraph 3, of Decree No. 9 of 2 March 2020.

7. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 26**

***(Urgent measures to protect the period of active surveillance of private sector workers)***

1. The period spent in quarantine with active surveillance or in permanent home trust with active surveillance referred to in Article 1, paragraph 2, letters h) and (i) of Decree No. 6 of 23 February 2020 by workers in the private sector shall be treated as illness for the purposes of the economic treatment provided for by the relevant legislation and shall not be considered for the purposes of the conduct period.

2. Until 30 April to public and private employees in possession of the recognition of disability with connotation of seriousness pursuant to Article 3, paragraph 3, of Law No. 104 of 5 February 1992, as well as to workers in possession of certification issued by the attending physician, certifying a condition of risk deriving from immunodepression or from the results of oncological pathologies or from the performance of related life-saving therapies, in accordance with Article 3, paragraph 1, of the same Law No. 104 of 1992, the period of absence from the service prescribed by the competent health authorities is equivalent to hospitalization referred to in Article 19, paragraph 1, of decree No. 9 of 2 March 2020.

3. For the periods referred to in paragraph 1, the attending physician shall draw up the certificate of illness with the details of the measure that gave rise to the quarantine with active surveillance or the fiduciary home stay with active surveillance referred to in Article 1, paragraph 2, points h) and i) of Decree No. 6 of 23 February 2020.

4. Disease certificates transmitted before the entry into force of this provision shall be considered valid even in the absence of the measure referred to in paragraph 3 by the public health operator.

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5. In derogation of the provisions in force, the burden borne by the employer, who applies to the social security institution, and by the social security institutions related to the safeguards referred to in this Article shall be borne by the State up to a maximum expenditure limit of Euro 130 million for the year 2020.
6. If the worker is suffering from a confirmed COVID-19 illness, the certificate shall be drawn up by the attending physician in the usual telematic manner, without the need for any measures on the part of the public health operator.
7. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 27**

***(Allowances for professionals and workers with a coordinated and continuous collaboration relationship)***

1. Freelance professionals who were holders of an active VAT registration number on 23 February 2020 and workers with coordinated and continuous collaboration relationships active on the same date, who are members of the separate account as per Article 2, paragraph 26, of Law No. 335 of 8 August 1995, who do not have a pension and who are not enrolled in other compulsory social security schemes, shall be granted an allowance of 600 euros for the month of March. The allowance referred to in this Article does not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.
2. The allowance referred to in this Article shall be paid by INPS, upon request, within the overall expenditure limit of Euro 203,4 million for the year 2020. INPS shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry of Economy and Finance. Should this monitoring reveal that any deviation, including prospective deviations, INPS shall reject the applications submitted.
3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 28**

***(Allowances for self-employed workers enrolled in the AGO)***

1. Self-employed workers enrolled in the special management of the Ago, who do not have a pension and who are not enrolled in other compulsory social security schemes, with the exclusion of the Separate Management referred to in Article 2, paragraph 26, of Law No. 335 of 8 August 1995, shall be granted an allowance of 600 euros for the month of March

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The allowance referred to in this Article does not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.

2. The allowance referred to in this Article shall be paid by INPS, upon request, within the overall expenditure limit of Euro 2,160 million for the year 2020. INPS shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry of Economy and Finance. Should this monitoring reveal that any deviation, including prospective deviations, INPS shall reject the applications submitted.

3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 29**

***(Allowances for seasonal workers in tourism and spas)***

1. Seasonal employees in the tourism sector and spas who have involuntarily ceased their employment between 1 January 2019 and the date of entry into force of this provision, who do not have a pension and who are not employed on the date of entry into force of this provision, shall be granted an allowance of Euro 600 for the month of March. The allowance referred to in this Article does not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.

2. The allowance referred to in this Article shall be paid by INPS, upon request, within the overall expenditure limit of Euro 103,8 million for the year 2020. INPS shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry of Economy and Finance. Should this monitoring reveal that any deviation, including prospective deviations, INPS shall reject the applications submitted.

3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 30**

***(Workers' allowance in the agricultural sector)***

1. Fixed-term agricultural workers who do not have a pension and who have worked in 2019 at least 50 actual days in agriculture shall receive an allowance of Euro 600 for the month of March. The allowance referred to in this Article does not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.

2. The allowance referred to in this Article shall be paid by INPS, upon request, within the overall expenditure limit of Euro 396 million for the year 2020. INPS shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry

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of Economy and Finance. Should this monitoring reveal that any deviation, including prospective deviations, INPS shall reject the applications submitted.

**3.** The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 31**

***(Non-combination between allowances)***

**1.** The allowances referred to in Articles 27, 28, 29, 30 and 38 shall not be combined with each other and shall not be paid to recipients of income of citizenship pursuant to Decree No. 4 of 28 January 2019, converted with amendments by Law No. 26 of 28 March 2019.

**Article 32**

***(Extension of the deadline for the submission of applications for agricultural unemployment in the year 2020)***

**1.** In view of the COVID-19 epidemiological emergency, for agricultural workers on fixed and permanent contracts and for the equivalent figures referred to in Article 8 of Law No. 334 of 12 March 1968, regardless of whether they are resident or domiciled in the national territory, the deadline for the submission of applications for agricultural unemployment referred to in Article 7, paragraph 4, of Decree No. 338 of 9 October 1989, converted with amendments by Law No. 389 of 7 December 1989, is extended to 1 June 2020, only for applications not already submitted in 2019.

**Article 33**

***(Extension of deadlines for NASpI and DIS COL unemployment applications)***

**1.** In order to facilitate the submission of NASpI and DIS-COLL unemployment applications, in view of the COVID-19 epidemiological emergency, for the events of involuntary termination of employment occurred from 1 January 2020 until 31 December 2020, the time limits provided for in Article 6, paragraph 1, and Article 15, paragraph 8, of Legislative Decree No. 22 of 22 April 2015, are extended from sixty-eight to one hundred and twenty-eight days.

**2.** For applications for NASpI and DIS-COLL submitted after the ordinary deadline referred to in Articles 6, paragraph 2, and 15, paragraph 9, of Legislative Decree No. 22 of 4 March 2015, the period of benefit begins on the 68th day following the date of involuntary termination of the employment relationship.

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3. The deadlines for submitting the application for the self-entrepreneurial incentive as per Article 8, paragraph 3, of Legislative Decree No. 22 of 2015, as well as the deadlines for fulfilling the obligations as per Article 9, paragraphs 2 and 3, as per Article 10, paragraph 1, and as per Article 15, paragraph 12, of the same Legislative Decree, are also extended for a further 60 days.

**Article 34**

***(Extension of time-limits in social security and welfare matters)***

1. In view of the COVID-19 epidemiological emergency, from 23 February 2020 until 1 June 2020 the lapse of the time-limits relating to social security, welfare and insurance benefits provided by National Institute for Social Security and National Institute for Insurance against Labour Accidents shall be suspended by right.
2. The limitation periods shall also be suspended for the same time period referred to in paragraph 1 and for the same matters referred to therein.

**Article 35**

***(Third sector provisions)***

1. In Article 101, paragraph 2 of the Third Sector Code, as per Legislative Decree No. 117 of 3 July 2017, the words "*within twenty-four months from the date of its entry into force*" are replaced by the following "*by 31 October 2020*".
2. In Article 17, paragraph 3, of Legislative Decree No. 112 of 3 July 2017, the words "*within eighteen months from the date of its entry into force*" are replaced by the following "*by 31 October 2020*".
3. For the year 2020, the non-profit organizations of social utility, registered in the relevant registers, referred to in Article 10 of Legislative Decree No. 460 of 4 December 1997, the voluntary organizations registered in the regional and autonomous province registers under Law No. 266 of 11 August 1991, and the social promotion associations registered in the national, regional and autonomous province registers of Trento and Bolzano under Article 7 of Law No. 383 of 7 December 2000, for which the deadline for the approval of the financial statements falls within the emergency period, as established by the resolution of the Council of Ministers of 31 January 2020, may approve their financial statements by the same date indicated in paragraphs 1 and 2, also in derogation of the provisions of the law, regulation or by-laws.

## **Article 36**

### ***(Provisions on patronage)***

1. In view of the COVID-19 epidemiological emergency, patronage and social welfare institutions may:

a) in derogation of Article 4 of Ministerial Decree No. 193 of 10 October 2008, enacting Law No. 152 of 30 March 2001, acquire, until the end of the state of health emergency, the mandate of patronage by electronic means, it being understood that the immediate regularization of the aforementioned mandate in accordance with the regulations in force must take place once the current emergency situation has ceased before the relevant practice is formalized with the social security institution;

b) in derogation of Article 7 of Ministerial Decree No. 193 of 10 October 2008, provide for a reduction in the opening hours to the public and, taking into account the current need to reduce the number of staff present in the offices and to reduce the flow of users, the service to users can be moderated, ensuring the opening of the offices only in cases where it is not possible to operate through the organization of the activity with a remote mode;

c) in derogation of the terms provided for respectively in letters b) and c) of paragraph 1 of Article 14 of Law No. 152 of 30 March 2001, by 30 June 2020 communicate to the Ministry of Labour and Social Policies the report for the financial year 2019 and the names of the members of the administrative and control bodies, as well as summary and statistical data on the welfare activities carried out in 2019 and those relating to the organisational structure in Italy and abroad.

## **Article 37**

### ***(Suspension of the time limits for the payment of social security and welfare contributions and compulsory insurance premiums for domestic workers)***

1. The deadlines for the payment of social security contributions and compulsory insurance premiums due from domestic employers falling due from 23 February 2020 to 31 May 2020 shall be suspended. There shall be no refund of social security contributions and compulsory insurance premiums already paid. Payments of social security contributions and compulsory insurance premiums suspended pursuant to this Article shall be made no later than 10 June 2020, without penalties and interests.

2. The limitation periods referred to in Article 3 paragraph 9 of Law No. 335 of 8 August 1995 shall be suspended from 23 February 2020 to 30 June 2020 and shall be resumed from

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the end of the period of suspension. Where the course begins during the period of suspension, it shall be deferred until the end of the period.

**Article 38**

***(Entertainment workers' allowance)***

1. Workers enrolled in the entertainment workers' pension fund, with at least 30 daily contributions paid in the year 2019 to the same fund, whose income does not exceed 50,000 euros, and who do not have a pension, are entitled to an allowance for the month of March equal to 600 euros. The allowance referred to in this Article does not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.
2. Workers who are employees on the date of entry into force of this provision shall not be entitled to the allowance referred to in paragraph 1.
3. The allowance referred to in this Article shall be paid by National Institute for Social Security, upon request, within the overall expenditure limit of Euro 48,6 million for the year 2020. INPS shall monitor them and communicate the results to the Ministry of Labour and Social Policy and the Ministry of Economy and Finance. Should this monitoring reveal that any deviation, including prospective deviations, INPS shall reject the applications submitted.
4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 39**

***(Provisions concerning flexible work)***

1. Until the date of 30 April 2020, employees with disabilities in the conditions referred to in Article 3, paragraph 3, of Law No. 104 of 5 February 1992, or who have a disabled person in their family unit in pursuant to Article 3, paragraph 3, of Law No. 104 of 5 February 1992, have the right to perform the work in a flexible manner pursuant to Articles 18 to 23 of Law No. 81 of 22 May 2017, provided that this modality is compatible with the characteristics of the performance.
2. Workers in the private sector suffering from serious and proven pathologies with reduced working capacity shall be given priority in accepting applications to perform their work in a flexible manner in accordance with Articles 18 to 23 of Law No. 81 of 22 May 2017.

**Article 40**

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***(Suspension of cross-compliance measures)***

1. Without prejudice to the economic benefits, given the emergency situation on the national territory relating to the risk of spread of the COVID-19 virus decreed for a period of 6 months by resolution of the Council of Ministers of 31 January 2020 and the measures adopted to prevent the spread of the virus as set out in the decrees of the President of the Council of Ministers of 8 and 9 March 2020, in order to limit the mobility of persons to events that are strictly necessary, the obligations connected with the use of the citizenship income referred to in Decree No. 4 of 28 January 2019 and the terms provided for therein, the cross-compliance measures and the relative terms in any case provided for NASPI and DISCOLL recipients by Legislative Decree No. 22 of 4 March 2015, and for beneficiaries of wage subsidies pursuant to Articles 8 and 24-bis of Legislative Decree No. 148 of 14 September 2015, the fulfilments relating to the obligations referred to in Article 7 of Law No. 68 of 12 March 1999, the selection-based start-up procedures referred to in Article 16 of Law No. 56 of 28 February 1987, as well as the deadlines for the convocations by employment offices to participate in orientation initiatives referred to in Article 20, paragraph 3, letter a), of Legislative Decree No. 150 of 14 September 2015 are suspended for two months after the entry into force of this Decree.

**Article 41**

***(Suspension of the activities of the INPS central and peripheral committees and of the decrees establishing and reconstituting them)***

1. The activities of the INPS central and peripheral committees and the effectiveness of the decrees establishing and reconstituting the Committees shall be suspended until 1 June 2020.
2. The salary supplements pertaining to the bilateral solidarity funds pursuant to Legislative Decree No. 148 of 14 September 2015 shall be granted by the commissioners referred to in paragraph 3, according to the functions assigned by law to the Committees themselves.
3. Until 1 June 2020, the Chairpersons of the existing bilateral solidarity Fund shall be appointed Commissioners of the respective Funds.

**Article 42**

***(National Institute for Insurance against Accidents at Work)***

1. In view of the COVID-19 epidemiological emergency, from 23 February 2020 until 1 June 2020, the expiry of the time-limits relating to claims for benefits provided by INAIL



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shall be suspended automatically and shall resume at the end of the period of suspension. The limitation periods shall also be suspended for the same period and for the same benefits referred to in paragraph 1. Finally, the terms for revising the pension upon request of the pensioner, as well as upon INAIL instructions, provided for by Article 83 of Decree of the President of the Republic No. 1124 of 1965, which expire during the period indicated in paragraph 1, are suspended. These time-limits shall restart from the end of the period of suspension.

2. In confirmed cases of coronavirus infections (SARS- CoV-2) at work, the certifying physician draws up the usual accident certificate and sends it electronically to the INAIL which ensures the protection of the injured person in accordance with the regulations in force. INAIL benefits in proven cases of coronavirus infections at work are also provided for the period of quarantine or fiduciary home stay of the injured person with the resulting abstention from work. The above accident events affect the management of the insurance business and are not included in the calculation of the average rate of fluctuations in the accident rate referred to in the Articles 19 et seq. of the Inter-Ministerial Decree of 27 February 2019. This provision shall apply to public and private employers.

**Article 43**

***(Contributions to companies for safety and security and strengthening of health care facilities)***

1. In order to support the continuity, safely, of the companies' production processes, following the coronavirus health emergency, INAIL will transfer to Invitalia by 30 April 2020 the amount of Euro 50 million to be paid to companies for the purchase of equipment and other personal protective equipment, out of the funds already planned in the 2020 budget of the same institution for the financing of projects under Article 11, paragraph 5, of Legislative Decree No. 81 of 9 April 2008.

2. In order to strengthen the protection of injured and technopathic workers and to strengthen, among others, the functions of prevention and health surveillance, the INAIL is authorized to launch tender procedures and consequently to employ, as of the year 2020, with a corresponding increase in the organic endowment, a contingent of 100 permanent staff, with the qualification of first level medical manager in the specialist branch of forensic and occupational medicine.

3. The resulting recruitment of staff shall take effect for 50% of the staff as from 1 November 2020 and for the remaining 50% as from 1 January 2022. The related costs,

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equal to Euro 821,126 for the year 2020, Euro 4,926,759 for the year 2021, Euro 9,853,517 as of the year 2022, are charged to the INAIL budget. The financial effects in terms of requirements and net indebtedness, amounting to Euro 423,000 for the year 2020, Euro 2,538,000 for the year 2021 and Euro 5,075,000 per year from 2022, shall be offset in accordance with Article 126.

**Article 44**

***(Establishment of the Income Fund of last resort for workers affected by the COVID-19 virus)***

1. In order to ensure income support measures for employed and self-employed workers who, as a result of the epidemiological emergency caused by COVID 19, have ceased, reduced or suspended their activity or their employment relationship, a Fund called "Fund for the income of last resort" shall be set up in the Ministry of Labour and Social Policy to grant the same persons referred to in this paragraph an allowance, within the budget limit of Euro 300 million for the year 2020.
2. By means of one or more decrees of the Ministry of Labour and Social Policy, in conjunction with the Ministry of Economy and Finance, to be adopted within thirty days of the entry into force of this Decree, the priority criteria and the procedures for the allocation of the allowance referred to in paragraph 1 are defined, as well as the possible portion of the budget limit referred to in paragraph 1 to be allocated, on an exceptional basis, in view of the epidemiological emergency situation, to the support of the income of professionals enrolled in the private law bodies of compulsory social security referred to in Legislative Decrees No. 509 of 30 June 1994 and No. 103 of 10 February 1996.
3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 45**

***(Provisions concerning the personnel involved in the restoration of the electricity service)***

1. In order to ensure the continuity of activities that cannot be deferred in order to restore the electricity service throughout Italy, the authorizations already held by the relevant personnel shall remain valid until 30 April 2020, even in cases of temporary impossibility to carry out the practical updating courses.

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2. The duty of the employer to provide training for theoretical refresher courses, also remote in compliance with the containment measures adopted for the COVID-19 epidemiological emergency, shall remain unaffected.

**Article 46**

***(Suspension of the appealing procedures against dismissals)***

1. As of the date of entry into force of this Decree, the commencement of the procedures referred to in Articles 4, 5 and 24 of Law No. 223 of 23 July 1991 shall be prohibited for 60 days and during the same period pending procedures commenced after 23 February 2020 shall be suspended. Until the expiry of this period, the employer, regardless of the number of employees, may not withdraw from the contract for justified objective reasons within the meaning of Article 3 of Law No. 604 of 15 July 1966.

**Article 47**

***(Facilities for people with disabilities and compensatory support measures also at home)***

1. On the entire national territory, in order to counteract and contain the spread of the COVID-19 virus and taking into account the difficulty of enforcing the rules of social distancing, in the semi-residential Centres, however they are called by the regional regulations, with a social-assistance, social-educational, multi-functional, socio-occupational, health and social-health care for people with disabilities, their activity is suspended from the date of this Decree and until the date referred to in Article 2, paragraph 1, of the Prime Ministerial Decree of 9 March 2020. The Local Health Authority may, in conjunction with the managing bodies of the socio-medical and health day care centres referred to in the first period, activate non-deferrable interventions in favour of people with disabilities with a high need for health support, where the type of services and the organization of the structures themselves allow for compliance with the envisaged containment measures. In any case, for the duration of the state of emergency referred to in the resolution of the Council of Ministers of 31 January 2020, absences from the activities of the centres referred to in the previous paragraph, regardless of their number, shall not be a cause for dismissal or exclusion from them.

2. Without prejudice to the provisions of Articles 23, 24 and 39 of this Decree and until 30 April 2020, the absence from work by one of the cohabiting parents of a disabled person cannot constitute just cause for withdrawal from the employment agreement in accordance

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with Article 2119 of the Civil Code, provided that the impossibility of taking care of the disabled person following the suspension of the activities of the Centres referred to in paragraph 1 is previously communicated and justified.

**Article 48**

***(Individual home services)***

1. During the suspension of educational and school services, as per Article 2 of the Legislative Decree No. 65 of 13 April 2017, set forth in the provisions issued pursuant to Article 3, paragraph 1, of Decree-Law No. 6 of 23 February 2020, and during the suspension of social and health and welfare activities in day care centres for the elderly and people with disabilities, when provided for by regional orders or other provisions, considering the emergency of civil protection and the consequent state of need, public administrations provide, using the available staff already employed in these services, employed by private parties operating by agreement, concession or contract, services in individual forms at home or remotely or rendered in compliance with health directives in the same places where services are normally provided without recreating aggregation. These services can be carried out according to priorities identified by the relevant administration, through co-planning with the managing bodies, using the same operators and the ordinary funds allocated for this purpose, under the same insurance conditions provided so far, also in derogation of any contractual, conventional, concession clauses, adopting specific protocols that define all the necessary measures to ensure maximum protection of the health of operators and users.

2. During the suspension of educational and school services and social and health and social welfare services referred to in paragraph 1 of this Article, public administrations shall be authorized to pay private operators of these services for the period of suspension, on the basis of what is indicated in the budget. The services converted to another form, subject to agreement between the parties in accordance with the procedures indicated in paragraph 1 of this Article, shall be paid to the operators of these services for the period of suspension, on the basis of what is indicated in the budget. The services converted to another form, subject to agreement between the parties in accordance with the procedures indicated in paragraph 1 of this Article, shall be paid to the operators with a portion of the amount due for the provision of the service in such a way as implemented prior to the suspension and subject to a check on the actual performance of the services. A further portion will also be paid which, added to the previous one, will give rise, in favour of the parties to whom the

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service is entrusted, to a total payment of an amount equal to the amount already provided, net of any loss of income related to the different way the service is carried out. The payment of the second instalment shall be made after the check that the current facilities have been effectively kept, exclusively by the persons entrusted with these activities, through the personnel in charge, it being understood that they must be immediately available and in compliance with all the provisions in force, with particular reference to those issued for the purpose of containing the contagion by COVID-19, upon resumption of normal operations.

3. The payments referred to in paragraph 2 shall result in the termination of the wage guarantee fund and the wage supplementation fund, by way of derogation where recognized for the suspension of the childcare educational services referred to in Article 2 of Legislative Decree No. 65 of 13 April 2017, and of the services of primary school educators, or social and health and welfare services provided in agreement, as part of the provisions adopted in implementation of Decree-Law No. 6 of 23 February 2020 and by regional orders or other provisions requiring the suspension of day care centres for the elderly and people with disabilities.

**TITLE III**

**Liquidity support measures through the banking system**

**Article 49**

***(Central SME Guarantee Fund)***

1. For a period of 9 months from the date of entry into force of this Decree, by way of derogation from the current provisions of the Fund referred to in Article 2, paragraph 100, letter a), of Law No. 662 of 23 December 1996, the following measures shall apply:

- a) the guarantee shall be granted free of charge;
- b) the maximum guaranteed amount per company is raised, in accordance with the European legislation, to Euro 5 million;
- c) for direct guarantee measures, the percentage of cover shall be 80% of the amount of each financing operation for a maximum guaranteed amount per company of Euro 1,500,000. For reinsurance operations, the percentage of cover is equal to 90% of the amount guaranteed by the credit consortia ("Confidi") or other guarantee fund, provided that the guarantees issued by the same do not exceed the maximum percentage of cover of 80% and for a maximum amount guaranteed per company of Euro 1,500,000;

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- d) they shall be eligible for a loan guarantee from the Fund against rescheduling of the beneficiary's debt, provided that the new loan provides additional credit to the beneficiary in an amount equal to at least 10% of the outstanding amount of the rescheduled loan;
- e) administrations and holders of Special Sections of the Fund or of EU programs supplementing its resources or operations may ensure their contribution with a view to raising the maximum percentage guaranteed by the Fund to a maximum of 80% direct guarantee and 90% reinsurance;
- f) for operations for which banks or financial intermediaries have agreed, including on their own initiative, to suspend the payment of the repayment instalments, or of the capital tranche only, in connection with the effects caused by the spread of the COVID-19 Virus, on operations paid by the Fund's guarantee, the duration of the Fund's guarantee shall be extended accordingly;
- g) without prejudice to the exclusions already provided for in Article 6, paragraph 2, of the Decree of the Minister for Economic Development in conjunction with the Minister for Economic and Financial Affairs of 6 March 2017, for the purposes of access to the Fund's guarantee, the probability of default by undertakings shall be determined exclusively on the basis of the economic and financial form of the valuation model referred to in Part IX, letter A, of the eligibility conditions and general provisions for the administration of the Guarantee Fund set out in the Annex to the Decree of the Minister for Economic Development of 12 February 2019. In any case, companies with exposures classified as "non-performing" or "probable default" within the meaning of the banking regulations or falling within the notion of "company in difficulty" within the meaning of Article 2, point 18 of Regulation (EU) No. 651/2014 are excluded;
- h) no commission is due for failure to complete the financial transactions referred to in Article 10, paragraph 2, of the Ministerial Decree of 6 March 2017;
- i) for real estate investment operations in the tourism - hotel and real estate sectors, with a minimum duration of 10 years and for an amount exceeding Euro 500,000, the Fund's guarantee may be cumulated with other forms of guarantee obtained for the loans;
- j) for guarantees on specific portfolios of financing dedicated to companies damaged by the COVID-19 emergency, or belonging, for at least 60%, to specific sectors/branches affected by the epidemic, the portion of the junior tranche paid by the Fund may be increased by 50%, which may be further increased by 20% in the event of the involvement of additional guarantors;

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k) are eligible for the guarantee of the fund, with coverage of 80% direct guarantee and 90% reinsurance, new 18 month loans minus one day of an amount not exceeding Euro 3,000 granted by banks, financial intermediaries provided for by Article 106 of Legislative Decree No. 385 of 1 September 1993 [*so-called Banking Consolidation Text and hereinafter also referred to as "TUB"*] and other entities authorized to grant credit and granted to individuals carrying out business activities, arts or professions subject to the COVID-19 emergency as per self-certified declaration pursuant to Article 47 of Decree of the President of the Republic 445/2000. In favour of these beneficiaries the intervention of the Central Guarantee Fund for small and medium enterprises is granted free of charge and without evaluation;

l) sector administrations, also in conjunction with the relevant associations and bodies, may provide resources to the Fund for the establishment of special sections to support access to credit for certain economic sectors or business chains;

m) all time-limits relating to the administrative formalities concerning operations guaranteed by the Fund shall be extended for three months.

2. In Article 11, paragraph 5, of Decree-Law No. 185 of 29 November 2008, converted, with amendments, by Law No. 2 of 28 January 2009, the words "*and private*" are inserted after the words "*public bodies*".

3. The guarantees referred to in Article 39, paragraph 4, of Decree-Law No. 201 of 6 December 2011, converted, with amendments, by Law No. 214 of 22 December 2011, as well as guarantees on minibond portfolios, are granted from the Fund's available endowment, ensuring the existence, from time to time, of an amount of free resources of the Fund, allocated to the issue of guarantees on individual financial transactions, equal to at least 85% of the Fund's available endowment.

4. Microcredit operators registered in the list referred to in Article III of the Consolidated Banking Act referred to in Legislative Decree No. 13 August 2010. 141, in possession of the micro small and medium enterprise requirement, shall benefit, free of charge and up to a maximum of 80 % of the amount of the financing and, with regard to new enterprises established or having started their activity no later than three years before the application for the Fund's guarantee and which cannot be usefully assessed on the basis of the last two approved financial statements, without creditworthiness assessment, from the Fund's guarantee referred to in Article 2, paragraph 100, letter a) of Law No. 23 December 1996. 662, on loans granted by banks and financial intermediaries aimed at granting, by the same

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operators, microcredit operations in favour of beneficiaries as defined by the same Article III and by the Decree of the Ministry of Economy and Finance No. 176 of 17 October 2014.

**5.** In Article 111, paragraph 1, letter a) of Legislative Decree No. 385 of 1 September 1993, the words “Euro 25,000.00” are replaced by the following: “Euro 40,000.00”. The Ministry of Economy and Finance shall adapt Ministerial Decree No. 176 of 17 October 2014 to the new provisions.

**6.** For operations guaranteed, in whole or in part, by the special sections of the Fund, the maximum percentage of the Fund’s guarantee may be raised for new operations up to the highest limit allowed by the European Union legislation if the latter is raised above the limit laid down on the date of entry into force of this Article. By a subsequent decree of a non-regulatory nature issued by the Ministry of Economy and Finance, further types of operations may be identified, including for individual technical forms or specific sectors of activity, for which the Fund’s coverage percentages may be raised up to the maximum allowed by the European Union legislation, considering the resources available and the potential impact on the economy.

**7.** For the purposes referred to in paragraph 1, the Guarantee Fund referred to in Article 2, paragraph 100, letter a) of Law No. 662 of 23 December 1996 shall be allocated Euro 1,500 million for the year 2020.

**8.** The provisions referred to in paragraph 1, insofar as they are compatible, shall also apply to the guarantees referred to in Article 17, paragraph 2, of Legislative Decree No. 102 of 29 March 2004 in favour of agricultural and fisheries undertakings. For the purposes referred to in this paragraph, Euro 80 million shall be allocated to ISMEA for the year 2020.

**9.** By decree of a non-regulatory nature issued by the Ministry of Economy and Finance, in conjunction with the Ministry of Economic Development, further measures of financial support to businesses may be envisaged, including the issuance of low-interest loans and guarantees of up to 90%, in favour of businesses, or banks and other intermediaries providing new loans to businesses. The same decree regulates the technical forms, cost, conditions and persons authorized to issue loans and guarantees, in accordance with European legislation on state aid. The resources necessary for the implementation of the above measures can be identified by the Decree within the resources available under current legislation, as well as under Article 126, paragraphs 5 and 8 of this Decree-Law.

**10.** The costs provided for by this Article shall be paid in accordance with Article 126.



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**Article 50**

***(Amendments to FIR Law)***

1. Article 1 of Law No. 145 of 30 December 2018 is amended as follows:

a) in paragraph 496, after the words: "*paragraph 499*", the following paragraph is added: "*Pending the drawing-up of the allocation plan, an advance payment may be granted to the shareholder up to a maximum of 40% of the amount of the allowance decided by the Technical Commission following the completion of the preliminary examination*";

b) in paragraph 497, after the words: "*paragraph 499*", the following paragraph is added: "*The bondholder, pending the drawing-up of the allocation plan, may be granted an advance payment up to a maximum of 40% of the amount of the allowance decided by the Technical Commission following the completion of the preliminary examination*".

2. In Article 1, paragraph 237, of Law No. 160 of 27 December 2019, the words: "*18 April 2020*" are replaced as follows: "*18 June 2020*".

**Article 51**

***(Measures to contain the costs for SMEs of the credit consortia ("Confidi") Guarantee referred to in Article 112 of the TUB)***

1. The annual contributions and other sums paid, with the exception of those by way of sanction, by the credit consortia ("*confidi*") to the Body referred to in Article 112-bis of Legislative Decree No. 385 of 1 September 1993, may be deducted from the contributions provided for in paragraph 22 of Article 13 of Decree-Law No. 269 of 30 September 2003, converted with amendments by Law No. 326 of 24 November 2003.

2. The provisions of paragraph 3-bis of Article 20 of Legislative Decree No. 141 of 13 August 2010 shall also apply to the Bodies referred to in Articles 112-bis and 113 of Legislative Decree No. 385 of 1 September 1993.

**Article 52**

***(Implementation of Article 2, paragraph 1 of Directive (EU) 2019/2177 of the European Parliament and of the Council of 18 December 2019 amending Directive 2009/138/EC on the taking-up and pursuit of the business of insurance and reinsurance (Solvency II))***

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1. Article 36-septies of Legislative Decree No. 209 of 7 September 2005, paragraph 9 is replaced as follows:

*"9. As of the financial year 2019, subject to the provisions of Article 36-octies, paragraph 1, the increase referred to in paragraph 8 shall be applied when the difference described in such paragraph is positive and the risk-adjusted national spread exceeds 85 basis points".*

**Article 53**

***(Export credit measures)***

1. In order to support for the year 2020 export credit [in the tourism sector concerned] in sectors affected by the impact of the health emergency, the Ministry of the Economy and Finance is authorized to release the State guarantee in favour of SACE Spa, referred to in Article 6, paragraph 9-bis, of Decree-Law No. 269 of 30 September 2003, converted, with amendments, by Law No. 326 of 24 November 2003, for operations in the cruise sector, approved by SACE S.p.A. within the date of entry into force of this Decree, up to a maximum amount of Euro 2.6 billion<sup>1</sup>.

2. The State guarantee shall be released by decree of the Ministry of Economy and Finance, at the request of SACE S.p.A., after hearing the Committee referred to in Article 3 of the Decree of the President of the Council of Ministers on the proposal of the Ministry of Economy and Finance in conjunction with the Ministry of Economic Development on 19 November 2014, considering the endowment of the fund referred to in Article 6, paragraph 9-bis of Decree-Law No. 269 of 30 September 2003, converted, with amendments, by Law No. 326 of 24 November 2003 and within the limits of available resources.

**Article 54**

***(Implementation of the "first home" Solidarity Fund, so-called "Gasparrini Fund")***

1. For a period of 9 months from the entry into force of this Decree-Law, as an exception to the ordinary Fund provisions set out in Article 2, paragraphs 475 to 480 of Law 244/2007:

a) eligibility for the benefits of the Fund is extended to self-employed workers and freelance professionals who self-certify under Articles 46 and 47 of Decree of the President

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<sup>1</sup> In accordance with the sole Article of the Public Statement of the Presidency of the Council of Ministers of 18 March 2020, in this paragraph, the words: *"in the tourism sector concerned"* shall be deemed to be expunged.

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of the Republic 445/2000 of in a quarter following 21 February 2020 or in the shorter period between the date of application and the aforementioned date, it has recorded a decrease in its turnover of more than 33% of its turnover in the last quarter of 2019 as a result of the shutdown or restriction of its activity in accordance with the provisions issued by the authority responsible for the coronavirus emergency;

b) the submission of the equivalent economic situation indicator ("*ISEE*") is not required for access to the Fund.

2. Paragraph 478 of Article 2 of Law No. 244/2007 shall be replaced as follows:

*"478. In the case of loans granted by banking or financial intermediaries, the Fund established under paragraph 475, upon request of the borrower who intends to make use of the option provided for in paragraph 476, submitted through the intermediary itself, shall pay compensatory interest at the rate of 50% of the interest accrued on the outstanding debt during the suspension period".*

3. By means of a decree of a non-regulatory nature adopted by the Ministry of Economy and Finance, the provisions required to implement this Article, as well as paragraph 1 and Article 26 of Decree-Law No. 9/2020 may be adopted.

4. For the above-mentioned purposes, the Fund referred to in Article 2, paragraph 475 of Law No. 244/2007 is assigned 400 million Euros for 2020, to be paid into the treasury account referred to in Article 8 of the regulation referred to in Ministerial Decree No. 132/2010.

5. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 55**

***(Financial support measures for businesses)***

Article 44-*bis* of Decree-Law No. 34 of 30 April 2019, converted with amendments by Law No. 58 of 28 June 2019, is replaced as follows:

*Article 44-bis*

1. If a company transfers, within 31 December 2020, pecuniary receivables due from defaulting debtors in accordance with paragraph 5, it may transform into a tax credit the assets for deferred tax assets relating to the following components: tax losses not yet computed as a reduction in taxable income pursuant to Article 84 of the Consolidated Income Tax Act, pursuant to Decree of the President of the Republic No. 917 of 22 December 1986, at the date of the transfer; amount of the notional return exceeding the total net income referred to in Article 1, paragraph 4, of Decree-Law No. 201 of 6

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December 2011, converted, with amendments, by Law No. 214 of 22 December 2011, not yet deducted or enjoyed by means of a tax credit at the date of the transfer. For the purposes of determining tax losses, the limits set forth in the second sentence of paragraph 1 of Article 84 of the aforesaid Consolidated Law do not apply. For the purposes of conversion into a tax credit, the elements referred to in this paragraph may be considered for a maximum amount not exceeding 20% of the nominal value of the assigned receivables. For the purposes of this Article, the assigned receivables may be considered for a maximum nominal value of 2 billion euros, determined considering all assignments made by 31 December 2020 by companies related by control relationships within the meaning of Article 2359 of the Civil Code and by companies controlled, even indirectly, by the same party. Deferred-tax assets attributable to the abovementioned elements may be converted into tax credits even if they are not recognized in the financial statements. The transformation into a tax credit takes place on the effective date of the assignment of the receivables. As of the effective date of the assignment of the receivables, for the assignor:

- a) losses referred to in Article 84 of the Income Tax Consolidation Act relating to deferred tax assets that can be converted into a tax credit under this Article shall not count as a deduction from tax credit;

- b) the excess of the notional return over the total income referred to in Article 1, paragraph 4, of Decree-Law No. 201 of 6 December 2011, converted, with amendments, by Law No. 214 of 22 December 2011, relating to deferred tax assets that can be converted into a tax credit pursuant to this Article, shall not be deductible or available for tax credit.

**2.** The tax credits resulting from the transformation do not generate interest. They may be used, without limit of amount, as set-off in accordance with Article 17 of Legislative Decree No. 241 of 9 July 1997, or they may be transferred in accordance with Article 43-*bis* or Article 43-*ter* of Decree of the President of the Republic No. 602 of 29 September 1973, or they may be requested for reimbursement. The tax credits must be indicated in the tax return and do not contribute to the generation of the business income or the tax base of the regional tax on productive activities.

**3.** The transformation of deferred tax assets into tax credits is conditional on the assignor company exercising the option referred to in Article 11, paragraph 1, of Decree-Law No. 59 of 3 May 2016, converted, with amendments, by Law No. 119 of 30 June 2016. If the option has not already been exercised, it must be exercised by the end of the current financial year on the date on which the assignment of the receivables becomes effective; the option becomes effective from the financial year following the one on which the

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assignment becomes effective. For the purposes of the application of the aforementioned Article 11 of Decree-Law No. 59 of 2016, converted, with amendments, by Law No. 119 of 2016, the amount of deferred tax assets also includes deferred tax assets that can be converted into tax credits pursuant to this Article, as well as tax credits resulting from the transformation of the aforementioned deferred tax assets.

4. This Article does not apply to companies for which the state of bankruptcy or the risk of bankruptcy has been ascertained pursuant to Article 17 of Legislative Decree No. 180 of 16 November 2015, or the state of insolvency pursuant to Article 5 of Royal Decree No. 267 of 16 March 1942, or Article 2, paragraph 1, letter b) of the Code of business crisis and insolvency, as per Legislative Decree No. 14 of 12 January 2019.

5. For the purposes of this Article, default shall be deemed to have occurred if the non-payment lasts for more than ninety days from the date on which it was due.

6. The provisions of this Article do not apply to the assignment of receivables between companies that are related by control relationships within the meaning of Article 2359 of the Civil Code and to companies controlled, even indirectly, by the same entity.

**Article 56**

***(Measures supporting micro, small and medium enterprises affected by the COVID-19 outbreak)***

1. For the purposes of this Article, the COVID-19 outbreak is formally recognized as an exceptional event seriously affecting the economy pursuant to Article 107 of the Treaty on the Functioning of the European Union.

2. For the purposes of supporting the entrepreneurial activities damaged by the COVID 19 outbreak the Enterprises, as defined under paragraph 5 herein, may avail itself, following prior notification – concerning debt exposures vis-à-vis banks, financial intermediaries according to Article 106 of Legislative Decree No. 385 of 1 September 1993 and the other subject authorized to grant loans in Italy – of the following measures of financial support:

a) for the opening of revocable credit lines, and for loans granted following advance payments on existing loans existing as of 29 February 2020 or, if greater, as of the date of publication of this Decree, the amounts loaned, both for the part used and the part not used, cannot be revoked wholly or partly until 30 September 2020;

b) for loans not in instalments with expiration date before 30 September 2020, the agreements are extended, jointly with the relevant ancillary elements and without any formality, until 30 September 2020 at the same conditions;

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c) for mortgages and other loans with reimbursement in instalments, also finalized by the issue of agricultural bills of exchange, the payment of the instalments and leasing rents expiring before 30 September 2020 is suspended until 30 September 2020 and the reimbursement plan of the suspended instalments or rent has been deferred, jointly with the ancillary elements and without any formality, according to modalities that ensure the absence of new or further costs for both parties; the enterprises are entitled to request the suspension for the refund of the capital.

3. The notification provided under paragraph 2 is accompanied by the statement with which the Enterprise certifies under Article 47 Decree of the President of the Republic 445/2000 to have temporarily suffered a liquidity shortage as per the direct consequence of the spreading of the COVID-19 outbreak.

4. The enterprises whose debt exposures are not, as of the date of publication of this Decree, classified as non-performing credit exposure according to the provisions applicable to credit intermediaries may benefit of the measures provided under paragraph 2.

5. For the purposes of this Article, the Enterprises are intended for microenterprises, and the small and medium enterprises as defined in the Recommendation of the European Commission No. 2003/361/CE of 06 May 2003 based in Italy.

6. Upon the electronic request of the financing subject providing the indication of the maximum guaranteed amount, the activities subject of the supporting measures of paragraph 2 are admitted, without assessment, to be guaranteed by a suitable special section of the Fund provided by Article 2 paragraph 100, letter a) of Law No. 662 of 23 December 1996. The special section, with an endowment of Euro 1730 million, guarantees:

a) for an amount equal to the 33% the greater uses, as of 30 September 2020 vis-à-vis the amounts employed as of the date of publication of this Decree of the loans provided under paragraph 2, letter a);

b) for an amount equal to the 33% the loans and other funding whose expiration is extended under paragraph 2, letter b);

c) for an amount equal to 33% the single instalments of mortgages and the other loans in instalments or the leasing rent that are expiring within 30 September 2020 and that have been suspended under paragraph 2, letter c).

Concerning financing granted with funds, wholly or partly, owned by third parties, the activities under paragraph 2, letters a), b), and c) are executed without the prior authorization of the subjects above and with an automatic extension of the funding agreement concerning the prolongation of the funding activities, at the same conditions of

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the original agreement as well as concerning subsidized loans with prior notice to the incentivizing entities, that within 15 days may provide the eventual integration and operational modalities.

**7.** The guarantee of the special section of the Fund under paragraph 6 has an ancillary nature and is granted for free. The guarantee covers the payments provided in the agreement for interests and capital of the greater uses of credit lines and loans, of instalments or lease rents suspended, and the other funding extended under paragraph 6. For each activity admitted to the guarantee, a sum not inferior to 6% of the amount guarantee is allocated, to cover risks, on the endowment of the special section.

**8.** The enforcement of the guarantee may be requested by the intermediary [a] if they have been brought forward, within the 18 months following the ending of the support measures under paragraph 2, the enforcements proceedings concerning<sup>2</sup>:

(i) wholly or partial default of the debt exposures under paragraph 2, letter a);

(ii) failure to pay, also partially, the sums due for capital interest concerning the loans extended under paragraph 2, letter b);

(iii) default of one or more instalments or lease rents suspended under paragraph 2, letter c). In this case, the intermediaries may transmit to the SME Guarantee Fund ("*Fondo di Garanzia per le PMI*") the request to enforce the guarantee for the loans and funding under paragraph 2, letters a), b) and c) accompanied by an estimate of the final loss charged to the Fund. For cases under paragraph 2, letter c), the guarantee is enforced, upon the same grounds above, within the limits of the amounts of the instalments of the lease rent suspended until 30 September 2020. The Guarantee Fund, having verified the grounds of the request, proceeds to update the relevant allocations.

**9.** The Guarantee Fund, verified the grounds of the request, proceeds to liquidate in favour of the bank, within 90 days, an advance payment equal to 50% of the minor sum between the maximum amount guarantee by the Special session provided under paragraph 6 and the 33% of the final loss estimated charged to the Fund under paragraph 8.

**10.** The creditor which benefitted of the guarantee may require, within 180 days from the end of the enforcement proceedings, the liquidation of the remainder amount due as enforcement of the guarantee of the Fund. Within 30 days from the date of reception of the

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<sup>2</sup> According to the sole Article of the Communiqué of the President of the Council of Ministers of 18 March 2020, in this line, the letter "a" has to be considered expunged.

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documented enforcement requested the Guarantee Fund provides to pay the amount due to the beneficiaries of the guarantee.

**11.** The guarantee provided under this Article is compliant with the authorization of the European Commission provided under Article 107 of the Treaty on the Functioning of the European Union. Within 30 days from the entry into force of this law-decree the operating provisions of the Fund under Article 2, paragraph 100, letter a) of Law No. 662 of 23 December 2000 may be integrated.

**12.** The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 57**

***(Support of liquidity of the enterprises affected by the outbreak emergency by means of guarantee measures)***

**1.** For the purposes of supporting the liquidity of the enterprises affected by the "COVID-19" outbreak emergency, the exposures undertaken by Cassa Depositi e Prestiti S.p.A. also as first-loss guarantees on financing portfolios, in favour of banks and other subjects authorized to carry out credit activities which granted funding under any form to enterprises that suffered a revenue decrease caused by the emergency above, active in the sectors identified by Ministerial Decree pursuant to paragraph 2 of this Article, and that do not have access to the guarantee of the Fund provided under Article 2, paragraph 100, letter a) of Law No. 662 of 23 December 1996, may be aided by the guarantee of the State. The guarantee of the State is issued in favour of Cassa Depositi e Prestiti S.p.A. up to a maximum of 80% of the exposure undertaken is at a first request, market-oriented, expressed, unconditioned and irrevocable and compliant to the relevant legislation of the European Union.

**2.** With a Decree of the Ministry of the Economy and Finance, acting in concert with the Ministry of the Economic Development, the criteria, modalities and conditions for granting the guarantee of paragraph 1 and the relevant enforcement procedure are established, the sectors of activity of the enterprises under paragraph 1 are determined, ensuring in any case the synergy with the Guarantee Fund under Article 2, paragraph 100 of Law No. 662 of 23 December 1996.

**3.** A fund to cover the guarantees granted by the State under paragraph 1 with a Euro 500 million endowment is established in the statement of estimates of the Ministry of the Economy and Finance. For this purpose, the establishment of a treasury account is



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authorized. The management of the Fund may be entrusted to a company whose capital is publicly owned under Article 19, paragraph 5 of Decree-Law No. 78/2009. The endowment of the fund, to which the commissions for access to the guarantee by CDP are paid to, is increased also by means of contributions by the central administration and regional entities. The commissions and the contributions under this paragraph are paid in the income section of the State budget to be allocated to the Fund.

4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 58**

***(Suspension of the terms for refunding the fund 394/81)***

1. Until 31 December 2020, for subsidized financing granted under Article 2 of Decree-Law No. 251 of 28 May 1981, converted with amendments by Law No. 394 of 29 July 1981, a 12-month suspension of the payment of the capital quota and interest of the expiring instalments during the 2020 year can be granted, with a consequent shift of the depreciation schedule for a correspondent period.

**Article 59**

***(Provisions supporting the Regions in the purchase of the goods needed to face the COVID-19 emergency)***

1. Limited to the duration of the state of emergency concerning the COVID-19 outbreak, without prejudice to the validity of the export support measures provided under Legislative Decree No. 143 of 31 March 1998, SACE S.p.A. is authorized to grant guarantees and insurance coverage, at market condition and benefitting from the guarantee of the State, in favour of foreign suppliers for the sale to the Regions of goods concerning the health emergency for COVID-19. The guarantees and the insurance may be issued also to national banks, as well as foreign banks, or to Italian or foreign financial actors in case they comply with suitable principles concerning organization, surveillance, capitalization, and operation for loans granted in any form and destined to financing of the above activities, as well those connected or instrumental to them. The operational methods of the activities described above are established by SACE S.p.A. upon its governance rules and within the specific limits provided yearly in the law concerning the State budget.

**Article 60**

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***(Relief from expiration of the terms concerning payments)<sup>(A)</sup>***

1. The payments *vis-à-vis* the public administrations including those concerning social security contributions and compulsory insurance premiums expiring on 16 March 2020 are extended to 20 March 2020.

**Article 62**

***(Suspension of the payments, the deductions, the social security contributions and mandatory insurance premiums)***

1. The words "24 and 29" of Article 8 of Decree-Law No. 9 of 2 March 2020 are replaced by "and 24".

2. The provisions of Article 8, paragraph 1, of Decree-Law No. 9 of 2 March 2020 are applied also to the following persons:

a) national sport federations, sport promotion entities, sport associations and companies, professionals and amateurs, as well as persons that manage stadiums, sports venues, gyms and clubs, dance facilities, fitness and body building, sports centres, swimming pools and centres;

b) persons managing theatres, concert halls, movie theatres, included the ticket sale services and the activities supporting artistic events, as well as disco clubs, dance halls nightclub, gaming and pool centres;

c) persons managing lottery and gambling establishments and including the machines and appliances connected;

d) persons organizing classes, fairs and events, those of artistic, cultural, recreational, sportive, and religious nature included;

e) persons managing catering activities, ice cream parlours, pastry shops, bars and pubs;

f) persons managing museums, libraries, archives, historic monuments and places, as well as botanical gardens, zoological gardens and natural reserves;

g) persons managing kindergartens and daily assistance services for disabled minors, educational services and pre-schools, educational services for first and second grade students, professional training programs, sailing schools, navigation schools, flying schools, issuing commercial licenses and professional chauffeur driving schools;

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<sup>(A)</sup> Concerning some clarifications on the suspension of the tax payments and social security contributions following the COVID-19 outbreak emergency provided under this Article, please see: Resolution of the Tax Authority of No. 12/E of 18 March 2020.

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- h) persons carrying out non-residential social assistance services for disabled people or the elderly;
- i) the thermal establishments under Law No. 323 of 24 October 2000 and physical wellness centres;
- l) persons managing amusement or theme parks;
- m) persons managing bus stations, train stations, subway stations, harbour stations and airports;
- n) persons managing transport of persons or goods services on land, at sea, on air, on river, on lakes and lagoons, included funiculars, cable-cars, gondola lifts, and ski lifts;
- o) persons managing renting services of means of transportation on land, by air, on sea, on river, on lakes and lagoons;
- p) persons managing renting services of sporting and recreational goods or facilities and appliances for events and shows;
- q) persons that carry out tourist guide and tourist assistance services;
- r) the non-profit organizations having social utility of Article 10 of Legislative Decree No. 460 of 4 December 1997 registered in the relevant registers, the volunteer organizations registered in national and regional registers as well as those of the autonomous provinces under Law No. 266 of 11 August 1991, and social advancement associations registered in national and regional registers as well those of the autonomous provinces of Bolzano and Trento under Article 7 of Law No. 383 of 7 December 2000, that carry out, exclusively or mainly, one of more general interest activities under Article 5, paragraph 1, of Legislative Decree No. 117 of 3 July 2017<sup>(A)</sup>.

**3.** For tourism and hospitality enterprises, travel and tourist agencies, and tour operators as well as for the persons under paragraph 2, the terms of the payments concerning value-added taxes expiring in the month of March 2020 are suspended.

**4.** The payments suspended under paragraphs 2 and 3 and under Article 8, paragraph 1, of Decree-Law No. 9 of 2 March 2020 are performed, without the charge of penalties and interests in a single instalment within 31 May 2020, or in multiple instalments up to a maximum of 5 monthly instalments of equal amounts commencing in the month of May 2020. The sums already paid shall not be refunded.

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<sup>(A)</sup> Concerning some clarifications on the suspension of the tax payments and social security contributions following the COVID-19 outbreak emergency provided under this Article, please see: Resolution of the Tax Authority of No. 12/E of 18 March 2020.

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5. National sport federations, sport promotion entities, sport associations and companies, professionals and amateurs indicated in paragraph 2, letter a) apply the suspension of the same paragraph until 30 June 2020. The payments suspended under the sentence above without the charge of penalties and interests in a single instalment within 30 June 2020, or in multiple instalments up to a maximum of 5 monthly instalments of equal amounts commencing in the month of June 2020. The sums already paid shall not be refunded.

**Article 62**

***(Suspension of the terms of the formalities and of the tax payments and contributions)***

1. For the persons having tax residence, registered office or headquarters in the territory of the State are suspended the tax formalities different from the payments and different from the taxation at the source; and the deductions concerning additional regional and municipal taxes, that expire in the period between 8 March 2020 and 31 May 2020. Without prejudice to the provision of Article 1 of Decree-Law No. 9 of 8 March 2020 regarding the terms concerning the pre-filled income statement.

2. For the persons carrying out entrepreneurial, artistic or professional activities having tax residence, registered office or headquarters in the territory of the State with revenues or remuneration not greater than Euro 2 million in the tax year prior to the incumbent at the time of entry into force of this Decree-Law, the payments due to self-assessment expiring in the period between 8 March 2020 and 31 March 2020 are suspended:

- a) concerning withholding taxes of Articles 23 and 24 of Decree of the President of the Republic No. 600 of 29 September 1973 and to the deductions concerning additional regional and municipal taxes, that the above-mentioned as withholding tax agent;
- b) concerning value-added tax;
- c) concerning social security contributions and mandatory insurance premiums.

3. The suspension of the payment of the value-added tax under paragraph 2 is applied regardless of the volume of the revenue or remuneration accrued to the persons carrying out entrepreneurial, artistic or professional activities having tax residence, registered office or headquarters in the Provinces of Bergamo, Cremona, Lodi and Piacenza.

4. The persons having tax residence, registered office or headquarters in the municipalities indicated in Annex 1 of the Decree of the President of the Council of Ministers of 1 March 2020, are still subject to the provisions of Article 1 of the Decree of the Ministry of Economy and Finance of 24 February 2020 published on the Official Gazette No. 48 of 26 February 2020.

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5. The payments suspended under paragraphs 2 and 3, as well as under the Decree of the Ministry of Economy and Finance of 24 February 2020 are performed, without the application of penalties and interests, in a single instalment within 31 May 2020 or in multiple instalments up to a maximum of 5 monthly instalments of equal amount commencing on May 2020. The sums already paid shall not be refunded.
6. The formalities suspended under paragraph 1 are performed within 30 June 2020 without the application of penalties.
7. For persons having tax residence, registered office, or headquarters in the territory of the State with revenues or remuneration no greater than Euro 400,000 in the tax year prior to the incumbent at the time of entry into force of this Decree-Law, the revenues and remunerations are not subject to withholding taxes under Articles 25 and 25-*bis* of Decree of the President of the Republic No. 600 of 23 September 1973 by the withholding tax agent upon the condition that they do not bear expenses for employment relationships or treated as. The taxpayers availing themselves of this option issue a specific statement providing that the revenue and remuneration are not subject to tax withholding under this provision and that they will pay the amounts of the deductions not carried by the withholding tax agent in a single instalment within 31 May 2020 or in multiple instalments up to a maximum of 5 monthly instalments of equal amount commencing on May 2020, without penalties or interests.

**Article 63**

***(Employee Premium)***

1. The persons entitled to the employee income under Article 49, paragraph 1, of the Consolidated Income Tax enacted with the Decree of the President of the Republic No. 917 of 22 December 1986 having an aggregate employee income in the prior year not greater than Euro 40,000 are entitled to a premium for the month of March 2020, that does not constitutes taxable income, amounting to Euro 100 to be connected to the number of working days performed in the work premises in the above-mentioned month.
2. The withholding tax agents of Article 23 and 29 of Decree of the President of the Republic No. 600 of 29 September 1973 pay, automatically, the incentive provided under paragraph 1 commencing on the remuneration to be paid in the month of April and in any case within the term to carry out the end-of-year set off activities.
3. The withholding tax agents of paragraph 2 set off the incentive paid by means of the legal instrument of Article 17 of Legislative Decree No. 241 of 9 July 1997.

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4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 64**

***(Tax credit for the expenses incurred in the sanitization of the work spaces)***

1. For the purpose to incentivize the sanitization of the work spaces, as a measure of the outbreak of the virus COVID-19, the persons carrying out an entrepreneurial, artistic or professional activity are granted, for the tax year 2020, a tax credit equal to 50% of the sanitization expenses of the work spaces and the work tools borne and documented up to a maximum of Euro 20,000 per beneficiary, in the aggregate limit of Euro 50 million for the year 2020.

2. A Decree of the Ministry of Economic Development acting in concert with the Ministry of Economy and Finance to be issued within 30 days from the date of entry into force of this Decree-Law shall establish the criteria and the modes for application and benefit of this tax credit also in order to ensure compliance with the expense limit provided under paragraph 1.

3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 65**

***(Tax credit for shops and stores)***

1. For the purpose of limiting the negative effects of the prevention and containment measures linked to the COVID-19 outbreak emergency, the persons carrying out entrepreneurial activity are granted for the year 2020 a tax credit of 60% of the lease rent for the month of March 2020 of real estate of cadastral class C/1.

2. The tax credit is not applied to the activities set out in Annex 1 and 2 of the Decree of the President of the Council of Ministers of 11 March 2020 and it is usable, exclusively, as a set off under Article 17 of Legislative Decree No. 241 of 9 July 1997.

3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 66**

***(Tax incentives for liberal donations in cash or in kind in support of the measures to contrast the COVID-19 outbreak emergency)***

1. Liberal donations in cash or in kind, performed in the year 2020 by natural persons and by non-commercial entities in favour of the State, of the Regions, and the local authorities, of entities or public institutions, of foundations and no-profits associations legally

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recognized, aimed at funding the actions for the containment and management of the COVID-19 outbreak emergency, are entitled to a deduction of the gross tax for the purpose of the income tax up to 30% and for an amount not greater than Euro 30,000.

2. Liberal donations in cash or in kind in support of the actions for the contrast of the COVID-19 performed in the year 2020 by persons entitled to business income are subject to Article 27 of Law No. 133 of 13 May 1999. For the purpose of the regional income tax on businesses, the liberal donations of the first sentence are deductible in the tax year in which they are performed.

3. For the purpose of valuing the donations in kind under paragraphs 1 and 2, the provisions of Articles 3 and 4 of the Decree of the Ministry of Labour and Social Policies of 28 November 2019 are applied as far as they are compatible,

4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 67**

***(Suspension of the terms concerning the activities of the tax authorities)***

1. From 8 March to 31 May 2020 the terms concerning the activities of liquidation, control, assessment, collection and litigation by the offices of the tax authorities. From 8 March to 31 May 2020 the terms to answer the consultation ("*interpello*") petitions, including those to be rendered following the submission of the supplemental documentation under Article 11 of Law No. 212 of 27 July 2000, Article 6 of Legislative Decree No. 128 of 5 August 2015, and Article 2 of Legislative Decree No. 147 of 14 September 2015 are suspended as well. For the same period the term of Article 3 of Legislative Decree No. 156 of 24 September 2015 for the regularization of the of the consultations petitions of the prior sentence is suspended as well. The terms of Article 7, paragraph 2, of Legislative Decree No. 128 of 5 August 2015, the terms of Article 1-*bis* of Decree-Law No. 50 of 24 April 2017, the terms of Articles 31-*ter* and 31-*quarter* of the Decree of the President of the Republic No. 600 of 23 September 1973 and the terms concerning the proceedings of Article 1 paragraphs from 37 to 43 of Law No. 190 of 23 December 2014 are suspended as well.

2. Concerning the consultation petitions of the preceding paragraph submitted in the suspension period, the terms for the answer set out in the relevant provisions, as well as the terms for their regularization, as established in Article 3 of Legislative Decree No. 156 of 24 September 2015 commence on the first day of the month following the end of the suspension period. During the suspension period, the submission of the above-mentioned

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consultation petitions and requests for legal advice is allowed exclusively by electronic means, by means of certified electronic mail according to the Decree of the President of the Republic No. 68 of 11 February 2005 or, for persons non-resident that do not avail themselves of an approved agent within the territory of the State, by means of a communication at the ordinary electronic mail address [div.contr.interpello@agenziaentrate.it](mailto:div.contr.interpello@agenziaentrate.it).

3. The activities not being undelayable and urgent, being the answers to the petitions brought forth under Articles 492-*bis* of the Italian Civil Procedure Code, 155-*quarter*, 155-*quinquies*, 155-*sexies* of the implementation provisions, accesso provisions to the Tax Registry database, including the Archive of the Financial Relationships, authorized by the President, or by the delegated judges, as well as the answers to the petitions brought forth under Article 22 of Law No. 231 of 7 August, and under Article 5 of Legislative Decree No. 33 of 14 March 2013, are suspended from 8 March to 31 May 2020.

4. Concerning the terms of forfeiture and of the statute of limitations regarding the activities of the offices of the Tax Authorities, Article 12 of Legislative Decree No. 159 of 24 September 2015 is applied by derogation of the provisions of Article 3, paragraph 3 of Law No. 212 of 27 July 2000.

**Article 68**

***(Suspension of the terms for the payment of the amounts entrusted to the collection agent)***

1. Concerning tax and non-tax income, the terms for the payments expiring in the period from 8 march to 31 May 2020 arising from payment orders issued by collection agents as well as the notices provided under Articles 29 and 30 of Decree-Law No. 78 of 31 may 2010, converted with amendments by Law No. 122 of 31 July 2010 are suspended. The payments subject to the suspension shall be performed in a single instalment within the month following the elapsing of the suspension period. The sums already paid shall not be refunded. The provisions of Article 12 of Legislative Decree No. 159 of 24 September 2015 are applied.

2. The provisions of paragraph 1 shall be applied also to the measures of Article 9 paragraphs from 3-*bis* to 3-*sexies* of Decree-Law No. 16 of 2 March 2012 converted with amendments by Law No. 44 of 26 April 2012 and to the injunctions of Royal Decree No. 639 of 14 April 1910 issued by local authorities, as well as the measures of Article 1, paragraph 792 of Law No. 160 of 27 December 2019.



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3. The term for the payment due on 28 February 2020 pursuant to Article 3, paragraphs 2, letter b) and 23, and to Article 5, paragraph 1, letter d) of Decree-Law No. 119 of 23 October 2018 converted with amendments by Law No. 136 of 17 December 2018 as well as Article 16-*bis* paragraph 1, letter b), item 2, of Decree-Law No. 34 of 30 April 2019 converted with amendments by Law No. 58 of 28 June 2019, and the terms of payment of 31 March 2020 of Article 1, paragraph 190 of Law No. 145 of 30 December 2018 are postponed to 31 May.

4. Taking into consideration the provisions of paragraphs 1 and 3 of this Article and by derogation of the provisions of Article 19, paragraph 1 of Legislative Decree No. 112 of 13 April 1999, the notices regarding the uncollectability of the payments entrusted to the collecting agents in the year 2018, 2019, and 2020 are to be submitted, respectively within 31 December 2023, within 31 December 2024, and within 31 December 2025.

**Article 69**

***(Extension of the terms for payments in the gambling sector)***

1. The deadline for the payment of the sole tax levy on the appliances referred to in Article 110, paragraph 6, letters (a) and (b) of the consolidated text referred to in Royal Decree No. 773 of 18 June 1931 and for the concession charge expiring on 30 April 2020 shall be extended to 29 May 2020. The sums due may be paid in equal monthly instalments, with the obligation to pay legal interests that are computed day by day. The first instalment shall be paid within 29 May and the subsequent instalments within the last day of each following month; the last instalment shall be paid within 18 December 2020.

2. Following the suspension of the activities of the bingo hall provided for by the Decree of the President of the Council of Ministers of 8 March 2020 as amended, the fee referred to in Article 1, paragraph 636, of Law No. 147 of 27 December 2013 as amended, is not due commencing on the month of March and for the whole period of suspension of activity.

3. The terms set forth in Article 1, paragraph 727 of Law No. 160 of 27 December 2019 and in Articles 24, 25 and 27 of Decree-Law No. 124 of 26 October 2019, converted by Law No. 157 of 19 December 2019, shall be extended forth 6 months.

4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 70**

***(Strengthening of the Customs and Monopolies Agency)***

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1. For the year 2020, the resources allocated to the remuneration of overtime work of the staff of the Customs and Monopolies Agency, in consideration of the significant commitments resulting from the increase in control activities at ports, airports and internal customs in relation to the COVID-19 health emergency, has increased by Euro eight million to be charged to the Agency's own funding, notwithstanding Article 23, paragraph 2, of Legislative Decree No. 75 of 25 May 2017. The offsetting of the financial effects in terms of requirements and net indebtedness, amounting to Euro 4.12 million for the year 2020, will be made in accordance with Article 126.

**Article 71**

***(Mention for waiver of suspension)***

1. A decree issued by the Ministry of Economy and Finance provides for the following forms of mention for taxpayers which, by not making use of one or more of the payment suspensions provided under this Title and under Article 37, perform any of the suspended payment and notify the Ministry of Economy and Finance.

**TITLE V**

**Further provisions**

**Section I**

**Further measures to deal with the emergency arising from the spread of Civ-19**

**Article 72**

***(Measures for the internationalization of the country system)***

1. In the Ministry of Foreign Affairs and International Cooperation's estimates, the fund to be distributed called "*Fondo per la promozione integrata*" is established, with an initial endowment of Euro 150 million for the year 2020, aimed at implementing the following initiatives:

a) the realization of an extraordinary communication campaign aimed at supporting Italian exports and the internationalization of the national economic system in the agri-food sector and in the other sectors affected by the emergency caused by the spread of COVID-19, also by making use of ICE-Italian Agency for the internationalization of enterprises and for the attraction of investments;

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b) the strengthening of the promotional activities of the country system carried out, also through the network abroad, by the Ministry of Foreign Affairs and International Cooperation and ICE-Italian agency for internationalization of enterprises and for the attraction of investment;

c) the co-financing of promotional initiatives aimed at foreign markets carried out by other public administrations referred to in Article 1, paragraph 2, of Legislative Decree No. 165 of 30 March 2000, through the negotiation of special conventions;

d) the grant of non-repayable co-financing of up to 50% of the financing granted under Article 2, paragraph 1, of Decree-Law No. 251 of 28 May 1981, converted with amendments by Law No. 394 of 29 July 1981, according to criteria and procedures established by one or more resolutions of the Facilitations Committee referred to in Article 1, paragraph 270, of Law No. 205 of 27 December 2017. The co-financing is granted within the limits and under the conditions laid down in the current European legislation on State aid to minor importance (*de minimis*).

**2.** In view of the need to contain immediately the negative effects on the internationalization of the country system as a result of the spread of COVID-19, the following provisions shall apply until 31 December 2020 to the measures referred to in paragraph 1, as well as those included in the extraordinary plan referred to in Article 30 of Decree-Law No. 133 of 12 September 2014, converted with amendments by Law No. 164 of 11 November 2014:

a) the supply, works and service contracts may be awarded in accordance with the procedure referred to in Article 63 of Legislative Decree No. 50 of 18 April 2016;

b) the Ministry of Foreign Affairs and International Cooperation and ICE - Italian Trade & Investment Agency can avail itself of the *Agenzia Nazionale per l'attrazione degli investimenti e lo sviluppo di impresa* S.p.a. - Invitalia, with modalities established by agreement, and within the limits of the financial resources available under current legislation.

**3.** The initiatives referred to in this Article are carried out in compliance with the strategic guidelines on the internationalization of companies adopted by the control room referred to in Article 14, paragraph 18-bis, of Decree-Law No. 98 of 6 July 2011, converted with amendments by Law No. 111 of 15 July 2011. The Fund referred to in paragraph 1 is shared between the different purposes by Decree of the Ministry of Foreign Affairs and International Cooperation, acting in concert with the Ministry of Economy and Finance.

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The Ministry of Economy and Finance is authorized to make the necessary budgetary changes by decree.

4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 73**

***(Simplifications on collegiate bodies)***

1. In order to counter and contain the spread of the COVID-19 and until the date of end of the state of emergency resolved by the Council of Ministers on 31 January 2020, the councils of municipalities, provinces and metropolitan cities and municipal executive councils they may not have regulated how the session are held by video conference, may be convened according to such manner, in compliance with the transparency and traceability criteria set by the chairman of the council, where present, or by the mayor, provided that there are systems that identify with certainty the participants, the regularity of the sittings is secured and the performance of the functions under Article 97 of the Legislative Decree No. 267 of 18 August 2000 is guaranteed, as well as the adequate publicity of the sessions, where provided, in accordance to the modalities identified by each entity.

2. For the time-period of paragraph 1, the chairmen of the collegiate bodies of National public bodies, also articulated at a territorial level, as well as the bodies of the chamber of commerce system, may arrange to convene the sessions of the aforementioned bodies by means videoconference, even if this mode not provided in the internal regulations, ensuring in any case the certainty in the identification of the participants and the security of communications.

3. For the same time-period provided in the paragraphs above, the application of the provisions of Article 1, paragraphs 9 and 55, of Law No. 56 of 7 April 2014, in relation to the opinion of the assemblies of the mayors and conferences of the metropolitan cities for the approval of the estimates and final budget, as well as other opinions requested by the provincial and metropolitan charters, is suspended.

4. For the same time-period of paragraph 1, private associations, also non-recognized, and foundations that have not regulated how the videoconferencing sessions are held may be convened in such manner, in compliance with the transparency and traceability criteria, provided that they identify systems that allow for the certain identification of the participants, as well as adequate publicity of the sessions, where provided, in accordance with the modalities established by each entity.

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5. The implementation of this provision must not result in new or increased burdens on public finances. The public administrations concerned shall comply with the formalities by means of the human, financial and instrumental resources available on their own budgets as to current legislation.

**Article 74**

***(Measures for the functionality of the Police Force, the Armed Forces, the National Fire Brigade, the prefectural career and the staff of the roles of the Internal Civil Administration)***

1. For the purposes of carrying out, by the Police Forces and the Armed Forces, for a period of ninety days from the date of entry into force of this Decree, the major tasks related to the containment of the spread of COVID-19, the total expenditure of Euro 59,938,776.00 for the year 2020 is authorized, of which Euro 34,380,936 for the payment of overtime remuneration and Euro 25,557,840 for other charges related to staff employment.

2. In consideration of the level of exposure to the risk of COVID-19 infection related to the performance of the institutional duties of the Police Force, the Armed Forces, including the Harbour Masters' Corps ("*Capitaneria di Porto*"), Coast Guard, in order to enable the extraordinary sanitization and disinfection of the offices, premises and vehicles used by the Forces themselves, as well as to ensure the appropriate supply of personal protective equipment and the appropriate equipment of the relevant staff employed, the total expenditure of Euro 23,681,122 for the year 2020 is authorized, of which Euro 19,537,122 for expenses of sanitization and disinfection of the offices, premises and vehicles and for the purchase of personal protective equipment, Euro 4,000.000 for the purchase of operational equipment and 144,000 euros for the payment of overtime remuneration for the personnel of the Harbour Masters' Corps ("*Capitaneria di Porto*") – Coast Guard.

3. In order to ensure the performance of tasks assigned to the National Fire Brigade and the safety of the personnel employed, for the same period of paragraph 1, for the year 2020, the total expenditure of Euro 5,973,600 is authorized, of which Euro 2,073,600 euros for the payment of overtime remuneration, Euro 900,000 for of the enlistment of volunteers and Euro 3,000,000 euros for equipment and materials of the specialist teams for combating biological risk, to increase the personal protection devices of operational personnel and the collective and individual protection devices, both collective and personal, for the personnel in the place of service, as well as for the purchase of products and IT licenses for smart working.

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4. For the purpose of ensuring the action of the Ministry of the Interior, also in the territorial divisions of the Prefectures – U.t.G., and the performance of the assigned tasks in relation to the COVID-19 outbreak emergency, for a period of further 90 days from the expiration of the period specified in Article 22, paragraph 3, of the Decree-Law No. 9 of 2 March 2020, the total expenditure of Euro 6,636,342 is authorized, of which Euro 3,049,500 for the payment of overtime remuneration, of which Euro 1,765,842 for expenses of personnel to be sent on missions, Euro 821,000 for health expenses, cleaning and the purchase of personal protective equipment and Euro 1,000,000 for the purchases of products and IT licenses for smart working. The expenditure on missions is set by derogation of the limit of Article 6, paragraph 12, of the Decree-Law No. 78 31 May 2010, in order to ensure the temporary replacement of staff on duty at the Prefectures – U.t.G.

5. In order to ensure, for a 90-day period from the date of entry into force of this Decree, the performance of the major tasks assigned to the administration for public safety in relation to the COVID-19 outbreak emergency, the total expenditure of Euro 2,208,250 for the year 2020 is authorized to perform the payment of overtime remuneration for the staff of the civil administration of the interior referred to in Article 3, paragraph 2, letters a) and b), of Law No. 121 of 1 April 1981.

6. Concerning the implementation of the urgent measures for the containment and management of the COVID-19 outbreak emergency referred to in Decree-Law No. 6 of 23 February 2020, converted with amendments by Law No. 13 of 5 March 2020, in order to ensure the best enforcement of the related precautionary measures through the full operational efficiency of the Government's Territorial Prefectures-Offices, ensuring the immediate support and the quickest filling of the vacancies in the workforce, by derogation of the provisions of Article 5 of Legislative Decree No. 139 of 19 May 2000, the training course for access to the basic qualification for the prefectural career activated following the Public Competition process established by Ministerial Decree of 28 June 2017, published in the Official Gazette - 4th Special Series - "Competitions and Exams", number 49 of 30 June 2017, currently ongoing at the date of entry into force of this provision shall last, on an extraordinary basis, for one year and it is divided into two semesters, the first concerns theoretical-practical training, while the second consists in an operational internship carried out at the Prefectures-U.t.G. of the place of residence. The suspension of educational and training activities does not apply to the semester of operational internship. By Decree of an unregulatory nature of the Ministry of the Interior, having heard the President of the National School of Administration (SNA) at the Presidency of the Council

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of Ministers, the evaluation criteria of the participants in the training course referred to in Ministerial Decree No. 196 of 13 July 2002 are adapted to the course referred to in this Article. The positive result of the assessment shall lead to the successful completion of the probationary period and the qualification as an assistant deputy prefect. The position will be determined on the basis of the average of the grades obtained in the admission competition and in the final evaluation. The provision referred to in Article 7 of Legislative Decree No. 139 of 19 May 2000, limited to the requirement of a nine-month operational traineeship in the central structures of the administration of the Interior for the promotion to the status of deputy prefect, shall not apply to the officials referred to in this provision. For the purposes provided for in this paragraph, the expenditure of Euro 837 652 for the year 2020 and Euro 2 512 957 for the year 2021 shall be authorized.

7. In order to ensure respect for order and security in prisons and to cope with the emergency situation related to the spread of COVID-19, for the performance by the staff of the Prison Police Corps, by the career civil servants of the penitentiary, as well as the directors of penal institutions for minors, of more burdensome tasks arising from the extraordinary measures put in place for the outbreak containment, the total expenditure of Euro 6.219,625.00 is authorized for the year 2020, of which Euro 3,434,500.00 for the payment, also by derogating from the limits in force, of the overtime remuneration of which Euro 1,585,125.00 for other charges related to the temporary employment off-site of the staff needed, as well as Euro 1,200,000.00 for the costs of sanitization and sterilization of the premises available to the personnel and for the protection of the detained population.

8. The coverage of the costs provided under this Article, amounting to Euro 105,368,367 in 2020 and in Euro 2,512,957 in 2021, is provided, concerning Euro 105,368,367 in 2020 under Article 126, and for Euro 2,512,957 in 2021, by means of deduction of the allocation of the current account of the special fund ascribed, for the purpose of the three-year 2020-2022, within the scope of the program "Special Reserve Funds" of the mission "Funds to Distribute" of the state of prevision of Ministry of the Economy and Finances for the year 2021, using the relevant allocation of the Ministry of the Interior for this purpose.

**Article 75**

***(Purchases for the development of information systems for spreading smart working and online services for access by citizens and enterprises)***

1. For the purpose of facilitate the spreading of smart working provided by Article 18 of Law No. 8 of 22 May 2017, facilitate the distribution of online services and facilitate their

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access by citizens and enterprises, as further measures to combat the COVID-19 outbreak emergency, the awarding administrations, as defined in Article 3 of Legislative Decree No. 50 of 18 April 2016 as well as the independent administrative authorities, the National Commission for Companies and the Stock Exchange ("*Commissione Nazionale per le Società e la Borsa*") and the Surveillance Commission on Pension Funds, by derogating from any different law provision from criminal law, without prejudice to the compliance of the provisions of the code of anti-mafia laws and the preventive measures of Legislative Decree No. 159 of 6 September 2011, are authorized, until 31 December 2020, to purchase goods and IT services, preferably based on the Cloud SAAS (software as a service) model, as well as connectivity services, by means of a negotiated procedure without prior publication of the public tender under Article 63, paragraph 2, letter c) of Legislative Decree No. 50 of 18 April 2016, by selecting the awardee among four economic actors, of which one has to be "an innovation start-up" or "an innovation small-medium enterprise", registered within the relevant special section of the Companies' Register referred to in Article 25, paragraph 8 of Decree-Law No. 179 of 18 October 2012, converted with amendments by Article 1, paragraph 1, of Law No. 221 of 17 December 2012 and in Article 4, paragraph 1, Law No. 33 of 24 March 2015.

2. The public administrations transmit to the Department for digital transformation and to the Public Service Department ("*Dipartimento per la funzione pubblica*") of the Presidency of the Council of Ministers the decisions that establish the negotiated procedures.

3. The public administrations may execute the agreement with the prior acquisition of the statement of the economic actor certifying the possession of the general, financial and technical requirements, the regularity of the DURC, and the absence of exclusion reasons according to the reports from the Electronic Record of ANAC, as well as the prior assessment of the compliance with the requirements imposed by the provisions of the code of anti-mafia laws and the preventive measures of Legislative Decree No. 159 of 6 September 2011. At the end of the competitive procedure, the public administrations execute immediately the agreement and commence their performance, also by derogating Article 32 of Legislative Decree No. 50 of 2016.

4. The agreements of paragraph 1 must be related to projects compliant with the Three-year Plan for IT in the Public Administration. The actions for development and implementation of the IT systems must include, where possible, the integration with the qualification platforms of Articles 5, 62, 64, 64-*bis* of Legislative Decree No. 82 of 7 March 2005.



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5. The public administrations proceed pursuant to paragraph 1 with the resources available in the current legislation.

**Article 76**

***(Digital support group to the Presidency of the Council of Ministers for the implementation of measures for contrast of the COVID-19 emergency)***

1. For the purposes of concrete implementation of the measures adopted to contrast and contain the spread of the COVID-19 virus, with particular reference to the introduction of technological and digitalization of the public administration solutions, the President of the Council of Ministers or the delegated Minister, until 31 December 2020 avails itself of a team of experts, in possession of a specific and high level expertise in the study, support, and management of technological transformation processes, appointed under Article 9 of Legislative Decree No. 303 of 30 July 1999. With Decree of President of the Council of Ministers the team of expert is identified, its members and their fees.

2. To Article 8 paragraph 1-*quarter*, of Decree-Law No. 135 of 14 December 2018, converted with amendments by Law No. 12 of 11 February 2019 the following sentence is added at the end: "*The appointments to experts with decision adopted prior to 30 December 2019 are confirmed until the expiration of the appointment decision*".

3. The costs arising from the implementation of paragraph 1 are paid within the limits of the available resources under Article 8, paragraph 1-*quinquies* of Decree-Law No. 135 of 14 December 2018, converted with amendments by Law No. 12 of 11 February 2019 and Article 1, paragraph 399 of Law No. 160 of 27 December 2019.

**Article 77**

***(Extraordinary cleaning of school environments)***

1. In relation to the health emergency related to the spread of COVID-19, in order to allow public educational and educational institutions of the national education system, including approved schools ("*scuole paritarie*"), to equip themselves with materials for the extraordinary cleaning of the premises, as well as personal protection and personal hygiene devices, for both its staff and its students, the expenditure of Euro 43.5 million for the year of 2020 is authorized. The aforementioned financial resources are shared between the public educational institutions of the national education system, including the approved schools ("*scuole paritarie*"), with the decree referred to in Article 1, paragraph 601, of Law

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No. 296 of 27 December 2006. The coverage of the costs provided under this Article is carried out according to Article 126.

**Article 78**

***(Measures in favour of the agricultural sector and fishery)***

1. In Article 10-ter, paragraph 2, of Decree-Law No. 27 of 29 March 2019, converted with amendments by Law No. 44 of 21 May 2019, the words "50 percent" are replaced with the words "70 percent".
2. To deal with direct and indirect damage arising from the COVID-19 emergency and to ensure the business continuity of agricultural, fishing and aquaculture companies, in the statement of estimates of the Ministry of Agricultural, Food and Forestry Policies, a Fund is set up with an endowment of Euro 100 millions for the year 2020 to cover the total interest expenses on bank loans destined for working capital and debts restructuring, to cover the costs incurred for interest accrued over the last two years on mortgages contracted by the same companies, as well as for the temporary shutdown of fishing activity. With one or more Decree of the Ministry of Agricultural, Food and Forestry Policies, acting in concert with Permanent Conference on Relations between the State, the regions and the autonomous provinces of Trento and Bolzano, the criteria and methods of implementations of the Fund are defined, in accordance with the provisions of the Commission's Regulation (EU) 2019/316 of 21 February 2019, amending Regulation (EU) No. 1408/2013, related to the application of Article 107 and 108 of the Treaty on the Functioning of the European Union to "*de minimis*" aids in the agricultural sector.
3. In order to ensure the distribution of food for the emergency resulting from the spread of the COVID – 19 virus, the fund referred to in Article 58, paragraph 1, of the Decree-law 22 June 2012, no 83, converted, with amendments, by Law No. 134 of 7 August 2012, increase by 50 million euros for the year 2020.
4. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 79**

***(Urgent measures for air transport)***

1. For the purposes of this Article, the COVID-19 epidemic is formally recognized as a natural disaster and exceptional event, pursuant to Article 107, paragraph 2, letter b) of the Treaty on the Functioning of the European Union.

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2. In consideration of the damage suffered by the entire aviation industry due to the outbreak of the COVID 19 epidemic, Decree-Law, fulfil public service duties, measures form compensating the damages suffered as a direct consequence of the exceptional event are recognized to companies holding an air passenger transport license issued by ENAC which, as of the date of issue of this in order to allow the continuation of their activity. The methods of application of this provision are established by a non-regulatory Decree of the Ministry of Economic Development, acting in concert with the Ministry of Economy and Finance. The efficacy of this provision is subject to authorization by the European Commission pursuant to Article 108, paragraph 3, of the Treaty on the Functioning of the European Union.

3. In consideration of the situation determined on the activities of Alitalia - Società Aerea Italiana S.p.A. and Alitalia Cityliner S.p.A. both under extraordinary administration since the COVID-19 outbreak, the incorporation of a new company fully controlled by the Ministry of Economy and Finance or controlled by a company with a prevalent (direct or indirect) public ownership is authorized.

4. For the purposes of incorporating the company referred to in paragraph 3, one or more decrees of the Ministry of Economy and Finance, of a non-regulatory nature and subject to registration by the Court of Auditors ("*Corte dei Conti*"), representing the deed of incorporation of the new company, determine the corporate object, the Articles of Association and the initial share capital. The corporate bodies by derogation from the relevant provisions in force are appointed, as well as any other element necessary for the incorporation and functioning of the company is established. The Extraordinary Commissioner of the companies referred to in paragraph 3 is authorized to carry out any necessary or consequent formality for the completion of the procedure for the sale of the corporate assets of the two companies under extraordinary administration and until their actual transfer to the successful bidder for the purposes of what is necessary to the implementation of this provision. For the purposes of this paragraph, the Ministry of Economy and Finance is authorized to acquire interest in the share capital or to strengthen the capital endowment of the new company, also in more stages and by means of subsequent capital increases or capital endowment, also through companies with prevalent public ownership, also indirect.

5. The provisions of Legislative Decree No. 175 of 19 August 2016 as amended shall not apply to the company referred to in paragraphs 3 and 4.

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6. For the purpose of the possible transfer of the personnel included in the perimeter of the corporate assets of the companies under extraordinary administration referred to in paragraph 3, as efficiently and reorganized pursuant to Article 1, paragraph 3, of the Decree-Law No. 137 of 2 December 2019, converted with modifications by Law No. 2 of 30 January 2020, Article 5, paragraph 2-ter, of Decree-Law No. 347 of 23 December 2003, converted with modifications by Law No. 39 of 18 February 2004,, excluding any other applicable discipline.

7. For implementing of the provisions of this Article, a fund with an endowment of 500 million euros for the year 2020 has been set up. A decree to be adopted by the Ministry of Economy and Finance, acting in concert with the Ministry of Development, establishes the amounts to be allocated for the individual purposes set out in this Article. A decree of the Ministry of Economy and Finance can reallocate, without further burdens for the public finances, the amounts deriving from the valuation operations of movable and immovable assets or from distribution to dividends or capital reserves. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 80**

***(Increasing the budget for development contracts)***

1. For the grant of the facilities referred to in Article 43 of Decree-Law No. 112 of 25 June 2008, converted, with amendments, by Law No. 133 of 6 August 2008, in addition to the provisions of Article 1, paragraph 231, of Law No. 160 of 27 December 2019, an expenditure of a further Euro 400 million for the year 2020 is authorized.

2. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 81**

***(Urgent measures for the referendum in the year 2020)***

1. In consideration of the state of emergency on the national territory related to the health risks associated with the onset of pathologies deriving from transmissible viral agents, declared with the resolution of the Council of Ministers of 31 January 2020, published in the Official Gazette No. 26 of 1 February 2020, by derogation from the provisions of Article 15, paragraph 1, of Law No. 352 of 25 May 1970, the terms within which the referendum is carried for confirming the text of the Constitution providing: "*Amendments to Articles 56, 57 and 59 of the Constitution on the reduction of the number of members of Parliament*", published in the Official Gazette, General Series, No. 240 of 12 October

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2019, is fixed at two hundred and forty days from the communication of the Order that admitted it.

**Article 82**

*(Measures to operators providing electronic communications networks and services)*

1. Starting from the effective date of this Decree up to 30 June 2020, in order to increase the consumption of services on electronic communication networks, the following provisions are laid down.
2. Companies providing electronic communications networks and services, authorized under Chapter II of the Legislative Decree No. 259/2003, as subsequently amended and supplemented, shall take measures and shall carry out any useful initiative aimed at strengthening the infrastructure and ensuring the functioning of networks and the operation and continuity of services.
3. Companies providing electronic communications services available to the public shall take all necessary measures to enhance and ensure uninterrupted access to emergency services.
4. Companies providing electronic communications networks and services shall satisfy any reasonable request by users for the improvement of network capacity and service quality, giving priority to requests from the structures and areas regarded as having "priority" by the PdC emergency unit or by regional crisis units.
5. Companies providing electronic communications networks and services available to the public are considered as public utilities companies and they shall ensure network upgrade and maintenance works in compliance with health and hygiene standards and anti-accounting security protocols.
6. The extraordinary measures referred to in paragraphs 2, 3 and 4 shall be communicated to the Italian Communications Authority which, where necessary to achieving the purposes referred to in this Article and in compliance with its powers, shall amend or supplement the existing regulatory framework. No new or increased public finance burden shall arise from this Article.

**Article 83**

*(New urgent measures in order to counter the epidemic emergency from COVID-19 and to contain the impacts on civil, criminal, tax and military justice)*

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**1.** As from 9 March 2020 up to 15 April 2020, hearings of civil and criminal proceedings pending before all Italian Courts shall be delayed ex officio beyond 15 April 2020.

**2.** As from 9 March 2020 up to 15 April 2020, the time limits for the completion of any civil and criminal proceedings shall be suspended. Therefore, the time limits set for the preliminary investigation phase, the adoption of judicial measures and the submission of the relevant reasons, the lodging of documents instituting trial and enforcement proceedings, for appeals and, in general, all procedural time limits, shall be suspended for the same duration. In case of time limit begins during the period of suspension, the starting period shall be deferred until the end of that period. In case of time limit is counted backwards and falls, in whole or in part, during the period of suspension, the hearing or the activity from which the time limit begins is deferred so as to allow it to be respected. The terms for the notification of the appeal at first instance before the Tax Commissions and the term referred to in Article 17-bis, paragraph 2 of Legislative Decree No. 546 of 31 December 1992 shall be also suspended for the same duration stated on the first period.

**3.** The provisions referred to in paragraphs 1 and 2 shall not apply in the following cases:

a) cases falling within the jurisdiction of the Juvenile Court relating to declarations of adoptability, foreign unaccompanied minors, minors removed from the family and situations of serious harm; cases relating to maintenance or maintenance obligations arising from family, marriage or affinity relationships; precautionary proceedings for the protection of fundamental human rights; proceedings for the adoption of measures relating to protection, administration of support, interdiction, incapacitation in the cases of inferred reasoned situation which cannot be postponed and which is incompatible also with the adoption of provisional measures as long as the direct examination of the beneficiary is not incompatible with his age and health; proceedings referred to in Article 35 of Law No. 833 of 23 December 1978; proceedings referred to in Article 12 of Law No. 194 of 22 May 1978; proceedings for the adoption of protection orders against family abuse; proceedings to validate the expulsion, removal and detention of third country and European Union nationals; proceedings referred to in Articles 283, 351 and 373 of the Code of Civil Procedure and, in general, all proceedings whose delayed processing may cause serious injury to the parties. In the latter case, the declaration of urgency shall be made by the head of the judicial office or his delegate at the end of the summons or appeal, by unchallengeable decree and, for cases already started, by order of the judge of instruction or the chairman of the board, which cannot be challenged either;

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b) proceedings to validate the arrest or detention, proceedings in which the time limits referred to in Article 304 of the Code of Criminal Procedure expire during the suspension period, proceedings in which custodial security measures are applied or a request for the application of custodial security measures is pending and, where prisoners, accused people or their defendants expressly requests that the proceeding take place, also the following:

- 1) proceedings against detained people, except in cases of precautionary suspension of alternative measures, pursuant to Article 51-ter of Law No. 354 of 26 July 1975;
- 2) proceedings in which precautionary or security measures are applied;
- 3) proceedings in which preventive measures are applied or in which preventive measures are ordered.

c) proceedings of urgent nature, due to the need to take unavoidable evidence, in the cases referred to in Article 392 of the Code of Criminal Procedure. The declaration of urgency is made by the judge or the chairman of the board, upon request of the party, by a substantiated and unchallengeable decision.

**4.** In criminal proceedings in which the suspension of time limits pursuant to paragraph 2 is applied, the prescription and the time limits referred to in Articles 303 and 308 of the Code of Criminal Procedure shall also be suspended for the same period of time.

**5.** During the period of suspension of time limits and limited to non-suspended judicial activity, the heads of judicial offices may take the measures referred to in paragraph 7, letters from a) to f) and h).

**6.** In order to counter the epidemic emergency from COVID-19 and to contain the negative impacts on the performance of judicial activity, for the period between 16 April and 30 June 2020 the heads of the judicial offices, after consultation with the regional health authority, through the President of the Regional Council, and the Council of the Bar Association, shall adopt organizational measures, including those related to the handling of judicial affairs, necessary to ensure compliance with the health and hygiene indications provided by the Ministry of Health, also in agreement with the Regions, by the Civil Service Department of the Presidency of the Council of Ministers, by the Ministry of Justice and the prescriptions adopted on the matter by decrees of the President of the Council of Ministers, in order to avoid crowding within the judicial office and close contacts between people. For offices other than the Supreme Court and the Attorney General's Office at the Supreme Court, measures shall be taken in agreement with the President of the Court of Appeal and the Attorney General's Office at the Court of Appeal of the respective districts.

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7. In order to ensure the purposes referred to in paragraph 6, the heads of judicial offices may take the following measures:

- a) the restriction of public access to judicial offices, while ensuring access to them who have to carry out urgent activities;
- b) after consultation with the administrative manager, the limitation of the opening hours of the offices to the public, also in derogation of the provisions of Article 162 of Law No. 1196 of 23 October 1960 or, as a residual measure and only for offices that do not provide urgent services, the closure to the public;
- c) the regulation of access to services, subject to reservation, also through telephone or telematic means of communication, taking care that the convocation of users is staggered for fixed hours, as well as the adoption of any measure deemed necessary to avoid forms of crowding;
- d) the adoption of binding guidelines for the fixing and conduct of hearings;
- e) the handling in camera, pursuant to Article 472, paragraph 3, of the Code of Criminal Procedure, of all public criminal hearings or individual hearings and, pursuant to Article 128 of the Code of Civil Procedure, of public civil hearings;
- f) the handling of civil hearings that do not require the presence of parties other than defendants and parties by means of remote connections identified and regulated by order of the General Director of information and automated systems of the Ministry of Justice. The handling of hearing shall take place in any case in such a way as to safeguard the adversarial proceedings and the effective participation of the parties. Before the hearing, the judge shall inform the parties' defendants and the public prosecutor, if his participation is expected, day, time and method of connection. At the hearing the judge shall record in the minutes the manner to establish the identity of the parties and, in the case of parties, their free willingness. All further transactions shall be recorded in the minutes;
- g) the referral of hearings beyond 30 June 2020 in civil and criminal proceedings, with the exceptions set out in paragraph 3;
- h) the holding of civil hearings that do not require the presence of persons other than the parties' defendants through the exchange and electronic filing of written notes containing only the petitions and conclusions, and the subsequent adoption outside the hearing of the judge's decision.

8. For the period of effectiveness of the measures referred to in paragraphs 5 and 6 which preclude the bringing of the action, the prescription and limitation periods of the rights



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which may only be exercised by carrying out the activities precluded by the measures, shall be suspended.

**9.** In criminal proceedings, the prescription period and the time limits referred to in Articles 303, 308, 309, paragraph 9, 311, paragraphs 5 and 5-bis, and 324, paragraph 7, of the Code of Criminal Procedure and Articles 24, paragraph 2, and 27, paragraph 6, of Legislative Decree No. 159 of 6 September 2011 shall remain suspended for as long as the proceedings are postponed pursuant to paragraph 7, letter g), and, in any case, no later than 30 June 2020.

**10.** For the purpose of the calculation referred to in Article 2 of Law No. 89 of 24 March 2001, the period between 8 March and 30 June 2020 shall not be considered in the proceedings postponed pursuant to this Article.

**11.** Starting from 9 March 2020 to 30 June 2020, the deeds and documents referred to in Article 16-bis, paragraph 1-bis, of Decree-Law No. 179 of 18 October 2012, converted by Law No. 221 of 17 December 2012, shall also be filed in the offices that have the availability of the telematic filing service exclusively in the manner provided for in paragraph 1 of the same Article. The obligations to pay the unified contribution referred to in Article 14 of Decree of the President of the Republic No. 115 of 30 May 2002, as well as the advanced lump sum referred to in Article 30 of the same decree, connected with the filing of the documents in the manner provided for in the previous period, shall be fulfilled by means of telematic payment systems, including through the technological platform referred to in Article 5, paragraph 2, of Legislative Decree No. 82 of 7 March 2005.

**12.** Without prejudice to the application of Article 472, paragraph 3, of the Code of Criminal Procedure, starting from 9 March 2020 to 30 June 2020, participation to any hearing of detained, interned or remanded in custody people shall be ensured, where possible, by means of videoconferences or by means of remote connections identified and regulated by order of the General Director of information and automated systems of the Ministry of Justice, applied, insofar as compatible, the provisions of paragraphs 3, 4 and 5 of Article 146-bis of Legislative Decree No. 271 of 28 July 1989.

**13.** Communications and notifications relating to notices and measures adopted in criminal proceedings pursuant to this Article, as well as to Article 10 of Decree-Law No. 9 of 2 March 2020, shall be made through the criminal notice and communication System pursuant to Article 16 of Decree-Law No. 179 of 18 October 2012, converted, with amendments, by Law No. 221 of 17 December 2012, or through telematic systems

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identified and regulated by order of the General Director of information and automated systems of the Ministry of Justice.

**14.** Communications and notifications of the notices and measures referred to in paragraph 13 to defendants and other parties shall be made by sending them to the certified electronic email account of the trusted lawyer, without prejudice to the notifications which by law shall be made to the public defender.

**15.** All judicial offices are authorized to use the criminal notice and communication System for communications and notifications of notices and measures indicated in paragraphs 13 and 14, without the need for further verification as per Article 16, paragraph 10, of Decree-Law No. 179 of 18 October 2012, converted, with amendments, by Law No. 221 of 17 December 2012.

**16.** In penitentiary institutions and penal institutions for juveniles, starting from 9 March 2020 until 22 March 2020, interviews with relatives or other people to whom condemned, interned and accused people are entitled pursuant to Articles 18 of Law No. 354 of 26 July 1975, 37 of Decree of the President of the Republic No. 230 of 30 June 2000 and 19 of Legislative Decree No. 121 of 2 October 2018, shall be carried out remotely, and where possible by means of equipment and connections available to the prison and juvenile administration or by means of telephone correspondence, which may be authorized beyond the limits referred to in Article 39, paragraph 2 of the aforementioned Decree of the President of the Republic No. 230 of 2000 and Article 19, paragraph 1 of Legislative Decree No. 121 of 2018.

**17.** Considering the evidence represented by the health authority, the supervisory judiciary may suspend, in the period between 9 March 2020 and 31 May 2020, the granting of the premium permits referred to in Article 30-ter of Law No. 354 of 26 July 1975, the semi-freedom regime pursuant to Article 48 of the same law and Legislative Decree No. 121 of 2 October 2018.

**18.** The sessions of the Assize Courts and the Assize Courts of Appeal referred to in Article 7 of Law No. 287 of 10 April 1951, under way on the date of entry into force of this Decree, shall be extended until 30 June 2020.

**19.** By way of derogation from the provisions of Article 1, paragraph 1, of Legislative Decree No. 35 of 28 February 2008, for the year 2020 the elections for the renewal of the members of the judicial council and the governing council of the Supreme Court shall take place on the first Sunday and the following Monday of October.

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**20.** For the period referred to in paragraph 1, the terms for carrying out any activity in mediation proceedings pursuant to Legislative Decree No. 28 of 4 March 2010, in assisted negotiation proceedings pursuant to Decree-Law No. 132 of 12 September 2014, converted, with amendments, by Law No. 162 of 10 November 2014, as well as in all out-of-court dispute resolution proceedings governed by the provisions in force, when these proceedings have been instituted by 9 March 2020 and when they are a condition for the prosecution of the claim, shall be suspended. The maximum duration of these proceedings shall be suspended accordingly.

**21.** The provisions of this Article, as far as compatible, shall also apply to proceedings relating to tax commissions and military judiciary.

**22.** Articles 1 and 2 of Decree-Law No. 11 of 8 March 2020 shall be repealed.

**Article 84**

***(New urgent measures in order to counter the epidemic emergency from COVID-19 and to contain the impacts on administrative justice)***

**1.** Without prejudice to paragraph 2, starting from 8 March 2020 until and including 15 April 2020, the provisions of this paragraph shall apply. All time limits relating to the administrative proceeding shall be suspended, in accordance with the provisions of Article 54, paragraphs 2 and 3, of the Administrative Proceeding Code. The public and chamber hearings of the proceedings pending at the offices of the Administrative Justice, fixed in that time period, shall be postponed ex officio to a later date. Preliminary proceedings, promoted or pending in the same period of time, shall be decided by monocratic decree by the chairman or by the judge delegated by him, with the rite referred to in Article 56 of the Administrative Proceeding Code, and the related collective hearing shall be set at a date immediately after 15 April 2020. However, the decree shall be issued in compliance with the terms set forth in Article 55, paragraph 5, of the Administrative Proceeding Code, except in the case referred to in Article 56, paragraph 1, first sentence, of the same code. Monocratic decrees which, as a result of this paragraph, have not been treated by the board in the chamber of council referred to in Article 55, paragraph 5, of the Administrative Proceeding Code remain effective, by way of derogation from Article 56, paragraph 4, of the same code, until the collegial discussion, without prejudice to the provisions of the last two periods of said Article 56, paragraph 4.

**2.** By way of derogation from paragraph 1, starting from 6 April up to 15 April 2020, disputes set out for discussion, whether at a chamber hearing or at a public hearing, shall

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be decided, without oral discussion, on the basis of the documents lodged, if all the parties to the proceedings jointly request it. The request shall be filed within the peremptory deadline of two days before the hearing and, in that case, the parties may file short notes within the same deadline. In precautionary proceedings in which a monocratic decree has been issued granting, in whole or in part, the request, the collective hearing in chambers is set, where possible, in the forms and within the time limits referred to in Article 56, paragraph 4, of the Administrative Proceeding Code, starting from 6 April 2020 and the board defines the precautionary phase in accordance with the provisions of this paragraph, except that within the time limit referred to in the previous period, one of the parties affected by the precautionary measure files a request for postponement. In such a case, the collegial hearing shall be postponed to a date immediately following 15 April 2020.

**3.** In order to counter the epidemic emergency from COVID- 19 and to contain its negative impacts on the performance of the judicial and advisory activity, starting from 8 March 2020 up to 30 June 2020, the presidents of the sections of the Council of State, the president of the Council of Administrative Justice for the Sicilian Region and the presidents of the regional administrative courts and their detached sections, after consultation with the regional health authority and the Council of the Bar Association of the city where the Office is located, shall adopt, in line with any coordination provisions dictated by the President of the Council of State or by the General Secretariat of Administrative Justice as far as their respective competencies, the organizational measures, including incidents on the handling of judicial and consultative affairs, necessary to allow compliance with the health and hygiene indications provided by the Ministry of Health, also in agreement with Regions, and the prescriptions imparted by the decrees of the President of the Council of Ministers issued pursuant to Article 3 of Decree-Law No. 6 of 23 February 2020, in order to avoid crowding within the judicial offices and close contacts between people.

**4.** The measures referred to in paragraph 3 may provide for one or more of the following measures:

- a) the restriction of access to judicial offices to persons who have carry out urgent activities;
- b) the limitation of the opening hours of the offices to the public or, as a last resort and only for services not providing urgent services, the suspension of opening to the public;
- c) the provision of booking services for access to services, including by telephone or telematic means of communication, ensuring that the convocation of users is staggered for fixed hours, and taking all measures deemed necessary to avoid forms of aggregation;

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d) the adoption of binding directives for the setting and handling of hearings, consistent with any provisions dictated by the President of the Council of State;

e) the postponement of the hearings to a date subsequent to 30 June 2020, in any case ensuring that they are treated with priority, also by means of a further calendarization of the hearings, with the exception of hearings and chambers of the precautionary and electoral councils, and for cases in respect of which the delayed treatment could cause serious injury to the parties; in this case, the declaration of urgency shall be made by the presidents referred to in paragraph 3 by an unchallengeable decree .

**5.** After 15 April 2020 and until 30 June 2020, by way of derogation from the provisions of the Administrative Proceeding Code, all disputes established for the handling of the case, whether at a chamber hearing or at a public hearing, shall be decided, without oral discussion, on the basis of the documents filed, without prejudice to the possibility of settlement of the case in accordance with Article 60 of the Administrative Proceeding Code, without any notice. The parties have the right to submit brief notes up to two free days before the date set for the hearing. The judge, on application made within the same time limit by the party who has not availed himself of the right to submit the notes, shall order the remittance in terms of those which, as a result of the second sentence of paragraph 1, it has not been possible to observe and shall adopt any consequent measure for the further and more expeditious conduct of the proceedings. In this case, the terms referred to in Article 73, paragraph 1, of the Administrative Proceeding Code are shortened by half, limited to ordinary procedure.

**6.** The judge shall deliberate in camera using remote connections, if necessary. The place from which the judges and the staff are connected shall be considered a chamber of council for all legal purposes.

**7.** The measures referred to in paragraphs 3 and 4 determining the forfeiture of the parties' procedural rights shall entail the parties' remand in terms.

**8.** The adoption of the measures referred to in paragraphs 3 and 4 preventing the exercise of rights shall constitute cause for suspension of prescription and limitation.

**9.** For the purposes of calculation referred to in Article 2 of Law No. 89 of 24 March 2001, the period between 8 March and 30 June 2020 shall not be considered in the proceedings postponed pursuant to this Article.

**10.** In Article 7, paragraph 4 of Decree-Law No. 168 of 31 August 2016, converted, with amendments, by Law No. 197 of 25 October 2016, the following shall be inserted after the words «shall be filed»: «also by means of the postal service,». Starting from 8 March until

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30 June 2020, the obligation referred to in the aforementioned Article 7, paragraph 4, shall be suspended.

**11.** Article 3 of Decree-Law No. 11 of 8 March 2020 shall be repealed.

**Article 85**

***(New urgent measures in order to counter the epidemic emergency from COVID-19 and to contain the impacts on accounting justice)***

**1.** The provisions provided for in Articles 83 and 84 shall apply, as far as compatible with and not contrary to the provisions laid down in this Article, to all the functions of the Court of Auditors.

**2.** In order to counter the epidemic emergency from COVID-19 and to contain its negative impacts on the performance of the institutional activities of the Court of Auditors, starting from 8 March 2020 up to 30 June 2020 the institutional heads of the territorial and central offices shall adopt, after consultation with the regional health authority and, for judicial activities, the Bar Council of the city where the Office is located, in line with any coordination provisions dictated by the Chairman or the General Secretary of the Court of Auditors, as far as their respective areas of competence, the organizational measures, including incidents in the handling of business, necessary to ensure compliance with the health and hygiene instructions provided by the Ministry of Health, also in agreement with Regions, and with the provisions set out in annex 1 to the Decree of the President of the Council of Ministers of 8 March 2020, in order to avoid crowding within the offices and close contacts between people.

**3.** The measures referred to in paragraph 2 may provide for one or more of the following measures:

- a) the restriction of public access to offices, while ensuring access for people required to carry out urgent activities;
- b) the limitation, after consultation with the competent manager, of the opening hours of offices to the public or, on a residual basis and only for offices not providing urgent services, closure to the public;
- c) the provision of reservation services for access to services, including by telephone or telematic means of communication, taking care that the convocation of users is staggered for fixed hours, as well as the adoption of any measure deemed necessary to avoid forms of crowding;

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d) the adoption of binding guidelines for the fixing and handling of hearings or meetings, consistent with the coordination provisions laid down by the President of the Court of Auditors, including the possible celebration in camera;

e) the provision for the holding of hearings that do not require the presence of persons other than the parties' defendants, or of meetings that do not require the presence of persons other than representatives of the administrations, by means of remote connections, in a manner suitable to safeguard the adversarial process and the effective participation in the hearing or meeting, also using computerized structures made available by third parties or by any means of communication that, with a statement in the minutes, allows the effective participation of the parties concerned;

f) the ex officio postponement of the hearings and meetings to a date after 30 June 2020, except for cases in respect of which the delay could cause serious prejudice to the parties.

4. In the event of referral, in respect of all judicial, investigative, advisory and control activities in the name of the Court of Auditors, the time limits under way on 8 March 2020 and expiring on 30 June 2020 shall be suspended and resumed with effect from 1 July 2020. With effect from 8 March 2020, the time limits relating to pre-trial investigation activities, ongoing prescriptions and investigation and verification activities relating to control shall also be suspended.

5. After 15 April 2020 and until 30 June 2020, by way of derogation from the provisions of the Accounting Justice Code, all pension disputes settled before the accounting judge in a monocratic forum, whether in a chamber hearing or in a public hearing, shall be decided without oral argument, on the basis of the documents filed. The parties are entitled to submit brief notes and documents up to two days before the date set for the hearing. The judge, dealt with the case, shall pronounce the sentence immediately, giving prompt notice to the parties by means of a certified electronic email. This is without prejudice to the judge's right to decide in a simplified form, pursuant to Article 167, paragraph 4, of Legislative Decree No. 174 of 26 August 2016, as amended. The judgment shall be filed with the secretary's office within fifteen days of its pronouncement. All the provisions compatible with the present rite provided for in part IV, title I, of Legislative Decree No. 174 of 26 August 2016, as amended, shall remain unaffected.

6. No. suspension of time limits shall apply for the prior checking of legality. In the event of referral of acts of the central administrations of the State to the collegial seat, the deliberative board, until 30 June 2020, shall be composed of the chairman of the central section of the legitimacy control and the six delegated directors in charge of the relative

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control offices, supplemented by the investigating judge in the event of disagreement, and shall deliberate with a minimum number of five judges in meetings that may be organized in a timely manner, also electronically.

7. For the purposes of calculation referred to in Article 2 of Law No. 89 of 24 March 2001, the period between 8 March 2020 and 30 June 2020 shall not be considered in proceedings in which hearings are postponed in accordance with this Article.

8. Article 4 of Decree-Law No. 11 of 8 March 2020 shall be repealed.

**Article 86**

*(New urgent measures in order to restore the function of penal institutions and to prevent the spread of the COVID-19)*

1. Without prejudice to the provisions of Articles 24 and 32 of Law No. 354 of 26 July 1975, in order to restore the function and to ensure the security conditions of the penal institutions damaged during the protests of the detainees, also in relation to the news on the epidemic spread of the COVID-19 within the national territory, the expense of Euro 20,000,000 is authorized in the year 2020 for the implementation of urgent restructuring and re-functionalization of the damaged structures and facilities and for the implementation of the prevention measures provided for in the protocols referred to in Article 2, paragraph 1, letter u) of the Decree of the President of the Council of Ministers dated 8 March 2020.

2. In the light of the emergency situation and in order to allow for the appropriate timeliness of the interventions referred to in the previous paragraph, until 31 December 2020 the execution of urgent works is authorized in accordance with the procedures set out in Article 163 of Legislative Decree No. 50 of 18 April 2016, also by way of derogation from the expenditure limits set out therein, without prejudice to the limit of the European threshold, and the deadlines for the submission of the expert report justifying the works.

3. The charges deriving from the implementation of this Article shall be provided for: with regard to Euro 10,000,000, by means of a corresponding reduction of the allocation of the special capital part fund entered, for the purposes of the three-year budget 2020-2022, within the project "Reserve and special funds" of the "Funds to be distributed" mission of the Ministry of Economy and Finance for the year 2020, for the purpose partially using the earmarking of the Ministry of Justice; as regards euro 10,000,000 pursuant to Article 126.

**Article 87**



***(Exceptional measures concerning remote work and exemption from service and insolvency proceedings)***

1. Until the termination of the state of epidemiological emergency by COVID-2019, or until an earlier date established by decree of the President of the Council of Ministers on the proposal of the Minister for Public Administration, remote work is the ordinary way of performing work in the public administrations referred to in Article 1, paragraph 2, of Legislative Decree No. 165 of 30 March 2001, which therefore:

- a) limit the presence of personnel in the offices in order to ensure only those activities that they consider unavoidable and that necessarily require presence in the workplace, also due to the management of the emergency;
- b) disregard the individual agreements and information obligations provided for in Articles 18 to 23 of Law No. 81 of 22 May 2017.

2. Work performance in remote work can also be carried out by means of Information Technology tools at the employee's disposal if they are not provided by the administration. In such cases Article 18, paragraph 2, of Law No. 81 of 23 May 2017 does not apply.

3. Where remote work, even in the simplified form referred to in subparagraph 1(b), is not possible, administrations shall use the instruments of residual vacation, leave, working time accounts, rotation and other similar institutions, in accordance with collective bargaining. When these possibilities have been exhausted, administrations may, with justification, exempt employees from the service. The period of exemption from service constitutes service rendered for all legal purposes and the administration does not pay the canteen replacement allowance, where applicable. This period shall not be counted within the limit referred to in the third paragraph of Article 37 of Decree of the President of the Republic No. 3 of 10 January 1957.

4. Constitutional and constitutionally relevant institutions, as well as independent administrative authorities, including Commissione nazionale per le società e la borsa [*literally, "Italian Companies and Stock Exchange Commission"*] and Commissione di vigilanza sui fondi pensione [*literally, "Pension Fund Supervisory Commission"*], each within the framework of its autonomy, shall adapt its system to the principles set out in this Article.

5. The conduct of competitive procedures for access to public employment, with the exception of cases in which the evaluation of candidates is carried out exclusively on a curricular basis or electronically, shall be suspended for sixty days from the entry into force of this Decree. This is without prejudice to the conclusion of the procedures for which the

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evaluation of candidates has already been completed, as well as the possibility of carrying out the procedures for the assignment of positions, including managerial positions, in the public administrations referred to in paragraph 1, which are set up and carried out electronically and which can also be concluded using the working methods referred to in the preceding paragraphs, including the procedures relating to progression as per Article 22, paragraph 15, of Legislative Decree No. 75 of 25 May 2017.

6. Until the end of the state of emergency resolved by the Council of Ministers on 31 January 2020, except in the cases referred to in Article 19, paragraph 1, of Decree-Law No. 9 of 2 March 2020, in consideration of the level of exposure to the risk of contagion from COVID-19 related to the performance of institutional tasks and in compliance with the pre-eminent functional requirements of the administrations concerned, the staff of the Police Forces, the Armed Forces and the National Fire Brigade may be temporarily relieved of their presence on duty, even for precautionary purposes only in relation to exposure to risk, pursuant to Article 37 of Decree of the President of the Republic No. 3 of 10 January 1957, by order of the heads of the management level of the Offices and Departments to which they belong, adopted in accordance with specific provisions issued by the competent administrations. This period shall be treated, for economic and social security purposes, in the same way as the service provided, with the exclusion of the payment of the indemnity in lieu of canteen, where applicable, and shall not be counted within the limit referred to in Article 37, third paragraph, of Decree of the President of the Republic No. 3 of 10 January 1957.

7. Until the same date referred to in paragraph 6, the staff of the Armed Forces, the Police Forces and the National Fire Brigade Corps absent from service for the reasons referred to in Article 19, paragraph 1, of Decree-Law No. 9 of 2 March 2020, shall be automatically placed on extraordinary license, extraordinary leave or sick leave, with the exclusion of such periods of absence from the calculation of the days provided for in Article 37, paragraph 3, of Decree of the President of the Republic No. 3 of 10 January 1957, from the maximum period of extraordinary license of convalescence for military personnel on voluntary rest and voluntary reenlistment and from the period of absence referred to in Articles 4 and 15 of the Decree of the President of the Republic of 7 May 2008 implementing the supplementary trade union agreement for managerial and non-managerial staff of the National Fire Brigade. The period of absence referred to in this paragraph constitutes service rendered for all purposes of law and the administration does not pay the canteen replacement allowance, where applicable.

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8. In Article 19, paragraph 4, of Decree-Law No. 9 of 2 March 2020, the word “*shall provide*” shall be replaced by “*may provide*”.

**Article 88**

***(Reimbursement of residence contracts and termination of contracts***

***for the purchase of tickets for shows, museums and other places of culture)***

1. The provisions of Article 28 of Decree-Law No. 9 of 2 March 2020 shall also apply to residence contracts for which it has become impossible to provide the service as a result of the measures adopted pursuant to Article 3 of Decree-Law No. 6 of 23 February 2020.
2. Following the adoption of the measures referred to in Article 2, paragraph L, letters b) and d) of the Decree of the President of the Council of Ministers of 8 March 2020 and from the date of adoption of the same decree, pursuant to and for the purposes of Article 1463 of the Civil Code, supervenes the impossibility to provide the performance due in relation to contracts for the purchase of tickets for performances of any kind, including cinema and theatre, and entrance tickets to museums and other places of culture.
3. Purchasers shall submit, within thirty days from the date of entry into force of this Decree, a specific request for reimbursement to the seller, attaching the relevant title of purchase. The seller, within thirty days of the submission of the request referred to in the first period, shall issue a voucher for the same amount as the purchase bond, to be used within one year of issue.
4. The provisions of paragraphs 2 and 3 shall apply until the date of effectiveness of the measures provided for by the President of the Council of Ministers Decree of 8 March 2020 and any further implementing decrees issued pursuant to Article 3, paragraph L, of Decree-Law No. 6 of 23 February 2020.

**Article 89**

***(Emergency fund for entertainment, cinema and audio-visual)***

1. In order to support the entertainment, cinema and audio-visual sectors as a result of the containment measures of COVID-19, two Funds are set up in the Ministry of Cultural Heritage and Activities and Tourism (MIBACT), one of current part and the other in capital account, for emergencies in the entertainment, cinema and audio-visual sectors. The Funds referred to in the first period have a total budget of Euro 130 million for the year 2020, of which Euro 80 million for the current part and Euro 50 million for capital assistance.

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2. By decree of the Ministry of Cultural Heritage and Activities and Tourism, to be adopted within thirty days from the date of entry into force of the law converting this Decree, the modalities for the allocation and allocation of resources to operators in the sectors, including artists, authors, performers and performers, are established, also taking into account the negative economic impact resulting from the adoption of measures to contain the COVID-19.

3. The charge resulting from paragraph 1, amounting to Euro 130 million for the year 2020, is provided by:

a) Euro 70 million in accordance with Article 126;

b) Euro 50 million through a corresponding reduction of the resources of the Development and Cohesion Fund referred to in Article 1, paragraph 6, of Law No. 147 of 27 December 2013. Consequently, CIPE Resolution No. 31/2018 of 21 March 2018, the sums already allocated by CIPE Resolution No. 31/2018 of 21 March 2018 to the Operational Plan "Culture and Tourism" under MIBACT are reshaped and reduced by the same amount for the year 2020.

c) Euro 10 million through reductions in the availability of the Single Entertainment Fund referred to in Article 1 of Law No. 163 of 30 April 1985.

**Article 90**

***(Urgent provisions to support the cultural sector)***

1. In order to face the negative economic consequences as a results of the containment measures of the COVID-19 referred to in the Decree-Law No. 6 of 23 February 2020, the quota referred to in Article 71-octies, paragraph 3-bis, of the fees collected in 2019, pursuant to Article 71-septies of the same law, for the private reproduction of phonograms and videogames, is intended to support authors, performers, and self-employed workers who perform copyright collection activities on the basis of a mandate agreement with the collective management bodies referred to in Article 180 of Law No. 633 of 22 April 1941.

2. By decree of the Ministry of Cultural Heritage and Activities and Tourism, in agreement with the Ministry of Economy and Finance, to be adopted within thirty days from the date of entry into force of the law converting the present decree, the requirements for access to the benefit are established, also taking into account the income of the recipients, as well as the modalities for implementing the provision referred to in paragraph 1.

**Article 91**

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***(Provisions on delays or breaches of contract resulting from the implementation of measures to contain and anticipate the price of public contracts)***

1. In Article 3 of the Decree-Law No. 6 of 23 February 2020, converted with amendments by Law No. 13 of 5 March 2020, the following paragraph is inserted after paragraph 6: “6-bis. *Compliance with the containment measures referred to in this Decree shall always be assessed for the purposes of excluding, pursuant to and for the purposes of Articles 1218 and 1223 of the Civil Code, the debtor’s liability, also with regard to the application of any forfeiture or penalties connected with delayed or omitted performances*”.

2. In Article 35, paragraph 18, of Legislative Decree No. 50 of 18 April 2016 as amended, after the words: “*The disbursement of the advance*” the following words are inserted: “, *also permitted in the case of emergency delivery, pursuant to Article 32, paragraph 8, of this code,*”.

**Article 92**

***(Provisions on road transport and transport of passengers)***

1. In order to face the sudden reduction of maritime traffic related to the transport of goods and persons, in relation to the operations carried out from the date of entry into force of this Decree until the date of 30 April 2020, the anchorage fee referred to in Article 1 of Decree of the President of the Republic No. 107 of 28 May 2009, attributed to the Port System Authorities pursuant to paragraph 6 of the same Article and Article 1, paragraph 982 of Law No. 296 of 27 December 2006, shall not be applied. In order to indemnify the aforesaid Authorities for the loss of revenue deriving from the disapplication of the anchorage tax, the expenditure of Euro 13.6 million for the year 2020 is authorized. The charges resulting from this paragraph shall be paid in accordance with Article 126.

2. In order to deal with the sudden reduction in maritime traffic relating to the transport of goods and persons, payment of the fees referred to in Articles 16, 17 and 18 of Law No. 84 of 28 January 1994 relating to the period between the date of entry into force of this Decree and that of 31 July 2020 shall be suspended. Payment of the suspended fees pursuant to the first period, to be made no later than 31 December 2020, also by instalment without interest, shall be made according to the procedures established by each Port System Authority.

3. In order to mitigate the economic effects of the spread of contagion from COVID-19, payments of customs duties, due between the date of entry into force of this provision and 30 April 2020 and made in accordance with the procedures provided for in Articles 78 and

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79 of Decree of the President of the Republic No. 43 of 23 January 1973, shall be deferred for a further thirty days without interest.

4. In consideration of the state of national emergency referred to in the resolution of the Council of Ministers of 31 January 2020, the circulation of vehicles to be submitted by 31 July 2020 to the inspection and testing activities referred to in Articles 75 and 78 of Legislative Decree No. 285 of 30 April 1992 or to the auditing activities referred to in Article 80 of the same Legislative Decree is authorised until 31 October 2020.

**Article 93**

***(Provisions on non-scheduled public transport services)***

1. In order to combat and contain the spread of the COVID-19 virus, and to ensure greater safety conditions for drivers and passengers, a contribution shall be made in favour of non-scheduled public transport operators who equip vehicles used for these services with partitions to separate the driver's seat from the seats reserved for customers, with the necessary certificates of conformity, type-approval or similar authorisation. To this end, a special fund is set up at the Ministry of Infrastructure and Transport with the endowment of Euro 2 million for the year 2020. The benefits consist in the recognition of a contribution, until exhaustion of the resources referred to in the first period, to the extent indicated in the decree referred to in paragraph 2 and in any case not exceeding fifty percent of the cost of each device installed.

2. By decree of the Ministry of Infrastructure and Transport, in agreement with the Ministry of Economy and Finance, to be adopted within sixty days of the date of entry into force of this rule, the maximum amount of the recognizable contribution shall be determined and the procedures for the submission of applications for the contribution and its payment shall be regulated.

3. The costs arising from the implementation of paragraph 1 shall be paid in accordance with Article 126.

**Article 94**

***(Increase in the allocation of the Solidarity Fund for aviation sector)***

1. The allocation of the Solidarity Fund for the air transport sector and the airport system, set up pursuant to Article 1-ter of Decree-Law No. 249 of 5 October 2004, converted, with amendments, by Law No. 291 of 3 December 2004, is increased by Euro 200 million for the year 2020.

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2. In derogation of Articles 4 and 22 of the Legislative Decree of 14 September 2015, No. 148, from the date of entry into force of this Decree and until 31 December 2020 may be authorized in the total limit of Euro 200 million for the year 2020 and in the maximum limit of ten months, subject to an agreement entered into by the Government at the Ministry of Labour and Social Policy, also in the presence of the Ministry of Infrastructures, Transports and Economic Development and the Region concerned, the extraordinary salary integration treatment due to company crisis if the company operating in the aviation sector has ceased or ceases production activities and there are concrete prospects for the sale of the business with consequent reabsorption of employment, within the limit of the resources allocated pursuant to paragraph 1.
3. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 95**

***(Suspension of payments of fees for the sports sector)***

1. For national sports federations, sports promotion entities, sports clubs and associations, professional and amateur sports clubs and associations, which have their fiscal domicile, registered office or place of business in the territory of the State, the terms for the payment of rents and concessions relating to the entrustment of public sports facilities of the State and local authorities shall be suspended from the date of entry into force of this Decree until 31 May 2020.
2. The payments of the fees shall be made, without penalty and interest, either in a single sum by 30 June 2020 or by instalments of up to five equal monthly instalments starting in June 2020.

**Article 96**

***(Allowances for sports employees)***

1. The indemnity referred to in Article 27 is paid by Sport e Salute S.p.A., up to a maximum of Euro 50 million for the year 2020, also in relation to collaborative relationships with national sports federations, sports promotion bodies, clubs and amateur sports associations, as per Article 67, paragraph 1, letter m), of Decree of the President of the Republic No. 917 of 22 December 1986, already in place on 23 February 2020. The aforesaid emolument does not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.

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2. For the purposes referred to in paragraph 1, the resources transferred to Sport e Salute S.p.A. shall be increased by Euro 50 million for the year 2020.
3. The applications of the interested parties, together with self-certification of the pre-existence of the collaboration relationship and the lack of other income from work, are presented to the company Sport e Salute S.p.A. which, on the basis of the register referred to in Article 7, paragraph 2, of Decree-Law No. 136 of 28 May 2004, converted into Law No. 186 of 27 July 2004, acquired by the National Olympic Committee (CONI) on the basis of specific agreements, instructs them according to the chronological order of presentation.
4. By decree of the Ministry of Economy and Finance, in agreement with the Delegated Authority for Sport, to be adopted within 15 days from the date of entry into force of this Decree, the procedures for the submission of the applications referred to in paragraph 3 are identified and the criteria for the management of the fund referred to in paragraph 2 are defined, as well as the forms of monitoring of expenditure and related control.
5. The costs referred to in this Article shall be paid in accordance with Article 126.

**Article 97**

***(Increase of FSC advances)***

1. In order to support the interventions financed with resources from the Development and Cohesion Fund 2014-2020 under the Operational Plans of the Central Administrations and the Development Pacts, the financial advances, referred to in point 2 letter h) of the resolution of the Interministerial Committee for Economic Planning No. 25 of 10 August 2016, and referred to in point 3.4 of CIPE resolution No. 26 of 10 August 2016, may be requested to the extent of twenty per cent of the resources allocated to individual interventions, if the latter are equipped, in the case of infrastructure interventions, with an approved executive project, or, in the case of interventions in favour of companies, with a measure for the allocation of financing. The interventions falling within the competence of ANAS and the Rete Ferroviaria Italiana are excluded.

**Article 98**

***(Urgent extraordinary measures to support the printing industry)***

1. In Article 57-bis of Decree-Law No. 50 of 24 April 2017, converted with amendment by Law No. 96 of 21 June 2017, the following paragraph is inserted after paragraph 1-bis:  
*"1-ter. Limited to the year 2020, the tax credit referred to in paragraph 1 shall be granted, under the same conditions and to the same entities contemplated, in the single measure of*



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*30 per cent of the value of the investments made, within the maximum expenditure limit established pursuant to paragraph 3 and in any case within the limits of the European Union regulations referred to in paragraph 1. For the purposes of granting the tax credit, the rules set forth in the regulations referred to in the President of the Council of Ministers Decree No. 90 of 16 May 2018 shall apply to profiles not derogated from this provision, insofar as they are compatible. For the year 2020, the telematic communication referred to in Article 5, paragraph 1, of the aforesaid decree shall be submitted in the period between 1 and 30 September of the same year, in the manner established in the same Article 5. The telematic communications transmitted in the period between 1 and 31 March 2020 shall in any case remain valid".*

2. Article 1, paragraph 806, of Law No. 145 of 30 December 2018 shall be amended as follows:

a) in the second sentence, the words "*Euro 2,000*" are replaced by the following "*2,000 for the year 2019 and Euro 4,000 for the year 2020*";

b) the following periods are added at the end: "*For the year 2020, the tax credit is extended to press distribution companies supplying daily newspapers and/or periodicals to resellers located in municipalities with a population of less than 5,000 inhabitants and in municipalities with only one point of sale and may also be based on the amounts spent on electricity supply services, telephone and Internet connection services, as well as on home delivery services for newspaper copies*".

**Article 99**

***(Donations in support of the fight against the COVID-19 epidemiological emergency)***

1. In relation to the many expressions of solidarity received, the Department of Civil Protection is authorized to open one or more bank accounts exclusively dedicated to the collection and use of donations aimed at dealing with the epidemiological emergency of the COVID-19 virus.

2. Article 27, paragraphs 7 and 8 of Legislative Decree No. 1 of 2 January 2018 shall apply to the current accounts referred to in paragraph 1 and to the resources existing therein.

3. During the period of the state of emergency approved by the Council of Ministers on 31 January 2020 and, in any case, until 31 July 2020, the acquisition of supplies and services by companies, agencies and entities of the National Health Service to be used in activities to combat the COVID-19 emergency, if it is financed exclusively through donations by private individuals or legal entities, pursuant to Article 793 of the Civil Code, it takes place

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through direct entrustment, without prior consultation of two or more economic operators, for amounts not exceeding the thresholds set out in Article 35 of Legislative Decree No. 50 of 18 April 2016, provided that the entrustment complies with the reason for the donations.

4. The higher revenues supplement and do not absorb the budgets established by regional allocation decree.

5. For the donations referred to in this Article, each beneficiary public administration shall implement separate reporting, for which the opening of a dedicated current account with its treasurer is authorised, ensuring full traceability. At the end of the state of national COVID-19 emergency, this separate report shall be published by each beneficiary public administration on its own website or, in the absence thereof, on another suitable website, in order to ensure the transparency of the source and use of such donations.

**Article 100**

***(Measures in support of universities, institutions of higher musical, choreographic and artistic education and research entities)***

1. In order to meet the extraordinary needs related to the state of emergency resolved by the Council of Ministers on 31 January 2020, a fund called "*Fund for the emergency needs of the University system, institutions of advanced musical, choreographic and artistic education and research entities*" is established for the year 2020 with an endowment of Euro 50 million to be included in the Ministry of University and Research's budget. One or more decrees of the Ministry of University and Research identify the criteria for the allocation and use of the resources referred to in the previous period between universities, institutions of higher musical and choreographic artistic education and research institutions and accredited colleges of merit. The charges envisaged by this paragraph shall be made in accordance with Article 126.

2. The mandates of the members of the statutory bodies of the public research bodies referred to in Article 1 of Legislative Decree No. 218 of 25 November 2016, with the exclusion of the National Institute of Statistics – ISTAT, shall be extended, where they expired on the date of entry into force of this Decree or expire during the period of the state of emergency resolved by the Council of Ministers on 31 January 2020, until the state of emergency itself continues. During the same period, the procedures referred to in Article 11 of Legislative Decree No. 213 of 31 December 2009 shall also be suspended.

3. Recipients of subsidized funds granted by the Ministry of Universities and Research under the Research Facilitation Fund pursuant to Article 5 of Legislative Decree No. 297

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of 27 July 1999 to companies with headquarters or local units located in Italy may, upon request, benefit from a six-month suspension of the payment of instalments due in July 2020 and a corresponding extension of the duration of the amortization plans. The Ministry proceeds, in compliance with the European regulations on State aid, with the recognition of the debt, including principal and interest, to be repaid at the legal interest rate and in six-monthly instalments in arrears. The charges referred to in this paragraph shall be paid in accordance with Article 126.

**Article 101**

***(Urgent measures for the continuity of the educational activity of Universities and Institutions of high artistic, musical and choreutic education)***

1. By way of derogation from the provisions of the University Regulations, the last session of the final tests for the academic year 2018/2019 shall be extended to 15 June 2020. Consequently, any other deadline related to the fulfilment of teaching or administrative deadlines functional to the carrying out of the aforementioned tests shall be extended.
2. During the period of suspension of attendance of teaching activities provided for in Articles 1 and 3 of Decree-Law No. 6 of 23 February 2020, training and student service activities, including orientation and tutoring, as well as learning verification activities carried out or provided at a distance according to the indications of the universities to which they belong, shall be counted for the purposes of carrying out the tasks referred to in Article 6 of Law No. 6 of 30 December 2010, 240, and are assessable for the purposes of assigning the two-yearly steps, in accordance with the provisions of Article 6, paragraph 14, of the same Law No. 240 of 2010, as well as for the purposes of assessment, as per Article 2, paragraph 3, and Article 3, paragraph 3, of Decree of the President of the Republic No. 232 of 15 December 2011, for the assignment of the next salary class.
3. The provisions of the previous paragraph are applied for the purposes of the evaluation of the activity carried out by researchers on fixed-term contracts, as per Article 24, paragraph 3, letter a) of Law No. 240 of 2010, as well as for the purposes of the evaluation, as per paragraph 5, of the same Article 24, of the didactics, supplementary didactics and student service activities, and of the research activities carried out by researchers on fixed-term contracts, as per Article 24, paragraph 3, letter b).
4. During the period of suspension referred to in paragraph 1, training activities and services to students provided at a distance according to the indications of the universities to which

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they belong shall be counted for the purposes of fulfilling the contractual obligations referred to in Article 23 of Law No. 240 of 30 December 2010.

5. The training activities carried out in accordance with the preceding paragraphs are valid for the purposes of calculating university credits, after verification of learning and for the purposes of certification of compulsory attendance.

6. With reference to the National Commissions for the qualification of first and second level university professors, referred to in Article 6 of the Decree of the President of the Republic of 4 April 2016, No. 95, formed, for the round of the national scientific qualification 2018-2020, on the basis of Decree of the President of the Republic 1052 of 30 April 2018, as amended by Decree of the President of the Republic No. 2119 of 8 August 2018, the work referred to the fourth quarter of the same round shall be completed, by way of derogation from Article 8 of the aforementioned Decree of the President of the Republic No. 95 of 2016, by 10 July 2020. As a result, the deadline for the submission of applications and the start of the work of the aforementioned Commissions for the fifth quarter of the 2018-2020 part-session, which must be completed by 10 November 2020, has been postponed to 11 July 2020. The National Commissions formed on the basis of Directorial Decree 1052 of 30 April 2018, as amended by Directorial Decree No. 2119 of 8 August 2018, in derogation of the provisions of Article 16, paragraph 3, letter f) of Law No. 240/2010, shall remain in office until 31 December 2020. By way of derogation from Article 6, paragraph 1 of Decree of the President of the Republic No. 95 of 2016, the procedure for the formation of the new National Commissions of two years' duration for the 2020-2022 round of the national scientific qualification shall be started by 30 September 2020.

7. The provisions of this Article shall also apply, *mutatis mutandis*, to institutions of higher artistic, musical and choreutic education.

**Article 102**

***(Eligibility to practise as a medical surgeon and further urgent measures in the health professions)***

1. The achievement of the single-cycle master's degree in Medicine and Surgery - Class LM/41 entitles the holder to practice the profession of doctor-surgeon, subject to acquisition of the judgement of suitability referred to in Article 3 of the Decree of the Ministry of Education, University and Research No. 58 of 9 May 2018. By Decree of the Ministry for Education, University and Research, enacted in derogation from the procedures set out in Article 17, paragraph 95, of Law No. 127 of 15 May 1997, the

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teaching system of Class LM/41 - Medicine and Surgery, as set out in the Decree of the Ministry for Education, University and Research of 16 March 2007, published in the Official Gazette No. 155 of 6 July 2007 (Ordinary Supplement), is adapted. By means of a Rector's Decree, by way of derogation from the procedures set out in Article 11, paragraphs 1 and 2, of Law No. 341 of 19 November 1990, the Universities shall provide for the adaptation of the teaching regulations of the Universities governing the regulations of the courses of study of Class LM/41-Medicine and Surgery. For students who, at the date of entry into force of this Decree, are already enrolled in the aforementioned Master's Degree Course, the faculty is still entitled to conclude their studies, according to the previous teaching regulations, with the achievement of the academic title only. In this case, the possibility of subsequently obtaining the qualification to practise the profession of doctor-surgeon, according to the procedures set out in paragraph 2, shall also remain unaffected.

**2.** Graduates in Medicine and Surgery, whose traineeship is not carried out within the course of study, pursuant to Article 3 of Decree of the Ministry of Education, University and Research No. 58 of 2018, are qualified to practice the profession of doctor-surgeon with the achievement of the assessment of the traineeship, required under Article 2 of Decree of the Ministry of Education, University and Research No. 445 of 19 October 2001.

**3.** As first application, the candidates of the second session - year 2019 of the State examinations for the practice of the profession of doctor-surgeon, who have already obtained the judgement of suitability in the course of the practical- Ministry traineeship, carried out in accordance with Article 3 of the Decree of the Ministry of Education, University and Research No. 58 of 2008, or who have obtained the assessment required under Article 2 of the Decree of the Ministry of Education, University and Research No. 445 of 2001, are qualified to practice the profession of doctor-surgeon.

**4.** The provisions of this Article shall apply from the entry into force of this Decree. As from the same date, the provisions of the Decree of the Ministry of Education, University and Research No. 58 of 2018, as well as those of the Decree of the Ministry of Education, University and Research No. 445 of 2001, relating to the organisation, the method of carrying out, the evaluation and the certification of the practical traineeship shall continue to be effective, insofar as they are compatible.

**5.** Only for the second session of the academic year 2018/2019, the final examination of the degree courses related to the degree classes in the health professions (L/SNT/2), (L/SNT/3) and (L/SNT/4), referred to in Article 6 of the Legislative Decree No. 502 of 30 December 1992, may be carried out remotely and the practical test may take place, subject

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to certification of the skills acquired as a result of the practical traineeship carried out during the respective courses of study, according to the indications set out in point 2 of the Circular of the Ministry of Health and the Ministry of Education, University and Research of 30 September 2016. For the duration of the COVID-19 epidemiological emergency, if the recognition pursuant to Directive 2005/36/EC and subsequent amendments of a professional qualification for the exercise of a health profession referred to in Article 1 of Law No. 4 of 1 February 2006 is subject to the performance of a compensatory examination, the same may be carried out remotely and the practical test may be carried out as per point 2 of the Circular of the Ministry of Health and the Ministry of Education, University and Research of 30 September 2016. Article 29 of Decree-Law No. 9 of 2 March 2020 shall be repealed.

**Article 103**

***(Suspension of time-limits in administrative proceedings and effects of the expiring administrative acts)***

1. For the purposes of calculating ordinary, mandatory, preparatory, endo-procedural, final and enforceable time-limits relating to the conduct of administrative proceedings on application by a party or *ex officio* pending on 23 February 2020 or commenced after that date, the period between the same date and 15 April 2020 shall not be taken into account. Public administrations shall take all appropriate organisational measures to ensure the reasonable duration and speedy conclusion of proceedings, with priority for those to be considered urgent, also on the basis of reasoned requests by the parties concerned. The deadlines for the formation of the administration's final will in the forms of significant silence provided for by the law are extended or deferred for the corresponding time.
2. All certificates, attestations, permits, concessions, authorizations and licensing acts however denominated, expiring between 31 January and 15 April 2020, shall remain valid until 15 June 2020.
3. The provisions referred to in the preceding paragraphs shall not apply to the time-limits laid down by specific provisions of this Decree and of Decree-Laws No. 6 of 23 February 2020, No. 9 of 2 March 2020 and No. 11 of 8 March 2020, as well as their implementing decrees.
4. The provisions referred to in paragraph 1 shall not apply to payments of wages, pensions, salaries for self-employment, remuneration for work performed or works rendered, services and supplies in any form whatsoever, unemployment benefits and other allowances from

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social security or welfare benefits, whatever they may be called, as well as contributions, subsidies and benefits to undertakings, whatever they may be called.

5. The terms of disciplinary proceedings for the staff of the administrations referred to in Article 1, paragraph 2, of Legislative Decree No. 165 of 30 March 2001, including those for the personnel referred to in Article 3 of the same Legislative Decree, pending on 23 February 2020 or commenced after that date, shall be suspended until 15 April 2020.

6. The execution of the measures for the release of properties, including those for non-residential use, is suspended until 30 June 2020.

**Article 104**

***(Extension of validity of identification documents)***

1. The validity for all purposes of the identification and identity documents referred to in Article 1, paragraph 1, letters c), d) and e) of Decree of the President of the Republic No. 445 of 28 December 2000, issued by public administrations, expired or expiring after the date of entry into force of this Decree is extended to 31 August 2020. The validity for the purposes of expatriation remains limited to the expiry date indicated in the document.

**Article 105**

***(Further measures for the agricultural industry)***

1. In Article 74 of Legislative Decree No. 276 of 10 September 2003, the words «*fourth degree*» are replaced by the following: «*sixth degree*». The charges deriving from this Article shall be provided in accordance with Article 126.

**Article 106**

***(Provisions concerning the conduct of company meetings)***

1. In derogation to the provisions of Article 2364, paragraph 2, and Article 2478-*bis* of the Civil Code or to the different provisions of the articles of association, the ordinary shareholders' meeting is convened within one hundred and eighty days from the end of the financial year.

2. By means of the notice of ordinary or extraordinary shareholders' meetings, joint stock companies, companies limited by shares, limited liability companies, [and] cooperatives and mutual insurance companies may provide, even by way of derogation from the various provisions of the articles of association, for the expression of votes by electronic means or by correspondence and the participation in the shareholders' meeting by means of

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telecommunications; the aforesaid companies may also provide that the shareholders' meeting shall be held, even exclusively, by means of telecommunications guaranteeing the identification of the participants, their participation and the exercise of their voting rights, pursuant to and for the purposes of Articles 2370, paragraph 4, 2479-*bis*, paragraph 4, and 2538, paragraph 6, of the Civil Code, without in any case requiring the chairman, secretary or notary to be in the same place, where applicable<sup>3</sup>.

**3.** In addition, limited liability companies may, also by way of derogation from the provisions of Article 2479, paragraph 4, of the Civil Code and the various provisions of the articles of association, allow voting to take place by written consultation or by written consent.

**4.** Companies with listed shares may appoint the representative provided for in Article 135-*undecies* of Legislative Decree No. 58 of 24 February 1998, even if the articles of association provide otherwise, for ordinary or extraordinary shareholders' meetings. The same companies may also provide in the notice of call that attendance at the shareholders' meeting shall take place exclusively through the representative designated pursuant to Article 135-*undecies* of Legislative Decree No. 58 of 24 February 1998; said representative may also be granted proxies or sub-delegations pursuant to Article 135-*novies* of Legislative Decree No. 58 of 24 February 1998, as an exception to Article 135-*undecies*, paragraph 4, of the same decree.

**5.** Paragraph 4 shall also apply to companies admitted to trading on a multilateral trading facilities and to companies with shares which are widely distributed among the public.

**6.** Mutual banks, Cooperative Credit Banks, cooperative societies and mutual insurers, also by way of derogation from Article 150-*bis*, paragraph 2-*bis*, of Legislative Decree No. 385 of 1 September 1993, Article 135-*duodecies* of Legislative Decree No. 58 of 24 February 1998 and Article 2539, paragraph 1, of the Civil Code and the provisions of the articles of association which envisage limits on the number of proxies that may be granted to the same party, may appoint the representative envisaged by Article 135-*undecies* of Legislative Decree No. 58 of 24 February 1998 for ordinary or extraordinary shareholders' meetings. The same companies may also provide in the notice of call that attendance at the shareholders' meeting shall take place exclusively through the aforementioned designated representative. Article 135-*undecies*, paragraph 5, of Legislative Decree No. 58 of 24

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<sup>3</sup> According to the sole Article of the Communication of the Presidency of the Council of Ministers 18 March 2020, in the second line of this paragraph, the word "and" shall be construed as deleted.



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February 1998 shall not apply. The deadline for conferring the proxy as per Article 135-*undecies*, paragraph 1, of Legislative Decree No. 58 of 24 February 1998 is set at the second day prior to the date of first call of the shareholders' meeting.

7. The provisions of this Article shall apply to meetings convened by 31 July 2020 or by the date, if subsequent, until the state of emergency on national territory relating to the health risk associated with the emergence of the COVID-19 outbreak is in force.

8. For publicly controlled companies referred to in Article 2, paragraph 1, letter m), of Legislative Decree No. 175 of 19 August 2016, the application of the provisions of this Article takes place within the financial and instrumental resources available under current legislation and does not entail new or increased burdens for public finance.

**Article 107**

***(Deferral of administrative-accounting terms)***

1. In view of the extraordinary situation of health emergency resulting from the spread of the COVID-19 epidemic and the objective need to lighten the administrative burden of public entities and bodies, including through the deferment of obligations and deadlines, the term for the adoption of the financial records or financial statements for financial year 2019, normally set at 30 April 2020, is deferred:

a) to 30 June 2020 for public entities and bodies other than companies subject to the provisions of Legislative Decree No. 91 of 31 May 2011. Consequently, for supervised public entities or bodies whose financial reports or financial statements are subject to approval by the competent supervisory authority, the deadline for approval of the financial reports or financial statements for the financial year 2019 normally set at 30 June 2020, is deferred to 30 September 2020;

b) to 31 May 2020 for the entities and their instrumental bodies to which the provisions of Title 1 of Legislative Decree No. 118 of 23 June 2011 apply. For the regions and autonomous provinces of Trento and Bolzano, the terms for the approval of the 2019 statement of accounts by the Council and the Board are postponed respectively to 31 May 2020 and 30 September 2020.

2. For the purposes referred to in paragraph 1, with regard to financial year 2020, the term for the resolution concerning the estimated financial statement referred to in Article 151, paragraph 1, of Legislative Decree No. 267 of 18 August 2000 is postponed to 31 May 2020.

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**3.** For 2020, the term referred to in Article 31 of Legislative Decree No. 118 of 23 June 2011 for the adoption of the financial statements related to 2019 is deferred to 31 May 2020. Consequently, the terms referred to in paragraph 7 of Article 32 of Legislative Decree No. 118 of 23 June 2011 are amended as follows for the year 2020:

- the 2019 financial statements of the entities referred to in letters b), point i), and c) of paragraph 2 of Article 19 of the aforementioned Legislative Decree No. 118/2011 shall be approved by the Regional Council within 30 June 2020;

- the consolidated financial statements of the Regional Health Service for 2019 are approved by the Regional Council by 31 July 2020.

**4.** The term for the determination of the tariffs of the Tari and the Tari fee, currently provided for by Article 1, paragraph 683-*bis*, of Law No. 147 of 27 December 2013, is deferred to 30 June 2020.

**5.** The Municipalities may, by way of derogation from Article 1, paragraphs 654 and 683, of Law No. 147 of 27 December 2013, approve the tariffs of the waste tax and the fee tariff adopted for 2019, also for 2020, providing for the determination and approval of the economic and financial plan of the waste service for 2020 by 31 December 2020. Any reconciliation between the costs resulting from the economic and financial plan for 2020 and the costs determined for 2019 may be distributed in three years, starting from 2021.

**6.** The term for adopting the single programming document referred to in Article 170, paragraph 1 of Legislative Decree No. 267 of 18 August 2000 has been postponed to 30 September 2020.

**7.** The term referred to in Article 246 paragraph 2, Article 251 paragraph 1, Article 259 paragraph 1, Article 261 paragraph 4, Article 264 paragraph 1, Article 243-*bis* paragraph 5, Article 243-*quater* paragraph 1, Article 243-*quater* paragraph 2, Article 243-*quater* paragraph 5 of Legislative Decree No. 267 of 18 August 2000 are postponed to 30 June 2020.

**8.** The term referred to in Article 264, paragraph 2, of Legislative Decree No. 267 of 18 August 2000 is scheduled for 30 September 2020.

**9.** The term referred to in Article 243-*quinquies*, paragraph 1 of Legislative Decree No. 267 of 18 August 2000 is scheduled for 31 December 2020.

**10.** In view of the state of national emergency linked to the spreading of the COVID-19 virus, from the date of entry into force of this Decree until 31 August 2020, the following terms, set out in Legislative Decree No. 267 of 18 August 2000, shall be postponed:

a) the period referred to in Article 141, paragraph 7, shall be one hundred and eighty days;

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- b) the period referred to in Article 143, paragraph 3, shall be one hundred and thirty-five days;
- c) the period referred to in Article 143, paragraph 4, shall be one hundred and eighty days;
- d) the period referred to in Article 143, paragraph 12, shall be one hundred and fifty days.

**Article 108**

***(Urgent measures for the performance of the postal service)***

**1.** From the date of entry into force of this decree until 30 June 2020, in order to ensure the adoption of measures to prevent the spreading of the COVID 19 virus referred to in the relevant legislation in force, to guarantee the protection of postal service personnel and recipients of postal items, for the performance of the postal service relating to registered mail, insured items and the distribution of packages, as referred to in Article 3 paragraph 2 of Legislative Decree No. 261 of 22 July 1999, as well as for the performance of postal notification services, as referred to in Law No. 890 of 20 November 1982 and Article 201 of Legislative Decree No. 285 of 30 April 1992, postal operators shall deliver the above items and packages by prior ascertainment of the presence of the addressee or the person authorised to receive them, without collecting the signature and subsequently placing the item in the mailbox of the home, office or business, on the floor or in another place, at the same address indicated at the same time by the addressee or the person authorised to receive it. The postal operator signs the delivery documents, which also certify the above delivery method.

**2.** Considering the evolution of the COVID-19 epidemiological situation and the particularly widespread nature of the epidemic with the constant increase of cases throughout the national territory, in order to allow the respect of the hygienic-sanitary regulations provided for by the current legislation aimed at containing the spreading of the pandemic, as an exceptional and transitory measure, the sum referred to in Article 202, paragraph 2 of Legislative Decree No. 285 of 30 April 1992, from the entry into force of this decree and until 31 May 2020, is reduced by 30% if payment is made within 30 days of the complaint or notification of the violation. The measure provided for in the previous period may be extended by decree of the President of the Council of Ministers if further terms are envisaged for the duration of the restrictive measures.

**Article 109**

***(Use of surpluses for current expenditure due to the COVID-19 emergency)***

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1. In view of the COVID-19 epidemiological emergency situation, by way of derogation from the procedures for the use of the free share of the administrative surplus referred to in Article 42, paragraph 6, of Legislative Decree No. 118 of 23 June 2011, without prejudice to the priorities relating to the coverage of off-balance-sheet liabilities and the safeguarding of budgetary balances, the regions and autonomous provinces of Trento and Bolzano, limited to the financial year 2020, may use the free share of the administrative surplus to finance current expenditure related to the current emergency.

2. For the purposes referred to in paragraph 1, by way of derogation from the procedures for the use of the free share of the administrative surplus referred to in Article 187, paragraph 2, of Legislative Decree No. 267 of 18 August 2000, without prejudice to the priorities relating to the coverage of off-balance sheet liabilities and the safeguarding of budget balances, local authorities may, for financial year 2020 only, use the free share of the administrative surplus to finance current expenditure related to the current emergency. For the same purposes and without prejudice to the respect of the principle of budget balance, local authorities, limited to the financial year 2020, may use, even in full, for the financing of current expenditure related to the current emergency, the revenue from building permits and the penalties provided for in the consolidated text of the laws and regulations on construction, referred to in Decree of the President of the Republic No. 380 of 6 June 2001, with the exception of the penalties referred to in Article 31, paragraph 4-bis, of the same consolidated text.

**Article 110**

***(Sose Questionnaires Postponement)***

1. The term referred to in Article 5, paragraph 1, letter c) of Legislative Decree No. 216 of 26 November 2010, concerning the due date for the return by the Provinces and Metropolitan Cities of the SOSE questionnaire referred to as FP20U and by the Municipalities referred to as FC50U, is set at one hundred and eighty days.

**Article 111**

***(Suspension of the capital share of regions with ordinary statutes loans)***

1. The regions with ordinary statute shall suspend the payment of the capital shares, expiring in 2020 after the date of entry into force of this decree, of the loans granted by the Ministry of Economy and Finance and Cassa Depositi e Prestiti S.p.A. transferred to the Ministry of Economy and Finance in accordance with Article 5, paragraphs 1 and 3, of

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Decree-Law No. 269 of 30 September 2003, converted, with amendments, by Law No. 326 of 24 November 2003. The suspended annual capital shares are refunded in the year after the year of conclusion of each contractual amortisation plan.

2. The expenditure savings referred to in paragraph 1 shall be used, subject to a specific budget variation to be approved by the Board of Directors for administrative reasons, for the purposes of relaunching the economy and supporting the economic sectors affected by the COVID-2019 epidemic, in accordance with the provisions of this decree.

3. In order to comply with the balance referred to in Article 1, paragraph 466 of Law No. 232 of 11 December 2016, at the Conference of State Regions, financial space for investments may be transferred to the most affected Regions.

4. The suspension referred to in paragraph 1 shall not apply to the liquidity anticipations referred to in Articles 2 and 3, paragraph 1, letters a) and b), of Decree-Law No. 35 of 8 April 2013, converted, with amendments, by Law No. 64 of 6 June 2013, and subsequent refinancing.

5. The charges deriving from paragraph 1 for 2020, amounting to Euro 4.3 million and to Euro 338.9 million in terms of the net balance to be financed, shall be paid pursuant to Article 126.

**Article 112**

***(Suspension of the capital share of local authority loans)***

1. The payment of the capital shares, expiring in 2020 after the date of entry into force of this Decree, of the loans granted by Cassa Depositi e Prestiti S.p.A. to local authorities, transferred to the Ministry of Economy and Finance in implementation of Article 5, paragraphs 1 and 3, of Decree-Law No. 269 of 30 September 2003, converted, with amendments, by Law No. 326 of 24 November 2003, is deferred to the year immediately following the expiry date of the contractual amortisation plan, on the basis of the periodicity of payment provided for in the measures and contracts governing the loans themselves.

2. The cost savings referred to in paragraph 1 shall be used for the financing of operations to deal with the COVID-19 emergency.

3. The suspension referred to in paragraph 1 does not apply to the liquidity advances referred to in Article 1, paragraph 10, of Decree-Law No. 35 of 8 April 2013, converted, with amendments, by Law No. 64 of 6 June 2013, and subsequent refinancing, as well as to loans that have benefited from deferrals of payment of the amortization installments

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expiring in 2020, authorized by the legislation applicable to local authorities whose territories have been affected by seismic events.

4. The charges deriving from paragraph 1 for the year 2020, amounting to 276.5 million, shall be paid in accordance with Article 126.

**Article 113**

***(Postponement of deadlines for waste communications)***

1. The following deadlines are extended until 30 June 2020:

- a) submission of the single model environmental declaration (MUD) referred to in Article 6, paragraph 2, of Law No. 70 of 25 January 1994;
- b) submission of the annual communication of data relating to batteries and accumulators placed on the national market in the previous year, as referred to in Article 15, paragraph 3, of Legislative Decree No. 188 of 20 November 2008, and transmission of data relating to the collection and recycling of waste of portable, industrial and vehicle batteries and accumulators pursuant to Article 17, paragraph 2, letter c) of Legislative Decree No. 188 of 20 November 2008;
- c) submission to the Coordination Centre of the communication referred to in Article 33, paragraph 2, of Legislative Decree No. 49 of 14 March 2014;
- d) payment of the annual fee for registration in the National Register of Environmental Managers referred to in Article 24, paragraph 4, of Decree No. 120 of 3 June 2014.

**Article 114**

***(Fund for the sanitation of the environments of Provinces, Metropolitan Cities and Municipalities)***

1. In view of the level of exposure to the risk of contagion from COVID-19 related to the performance of institutional tasks, a fund with an endowment of Euro 70 million for the year 2020 is set up at the Ministry of the Interior to help financing the costs of sanitation and disinfection of offices, environments and vehicles in provinces, metropolitan cities and municipalities. The fund is earmarked to municipalities for 65 million and to provinces and metropolitan cities for 5 million.

2. The fund referred to in paragraph 1 shall be distributed by Decree of the Ministry of the Interior, in agreement with the Ministry of Economy and Finance and the Ministry of Health, to be adopted, after consultation with the Conference of City State and Local

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Authorities, within 30 days of the date of publication of this Decree, taking into account the resident population and the number of ascertained cases of contagion from COVID-19.

**3.** The charges resulting from paragraph 1 for the year 2020, amounting to Euro 70 million, shall be paid in accordance with Article 126.

**Article 115**

***(Local police overtime)***

**1.** For the year 2020, the resources allocated to the financing of overtime work by local police staff of municipalities, provinces and metropolitan cities directly committed for the needs resulting from the measures to contain the epidemiological phenomenon by COVID-19, and limited to the duration of the effectiveness of the implementing provisions adopted pursuant to Article 3, paragraph 1, of Decree-Law No. 6 of 23 February 2020, with Decree of the President of the Council of Ministers of 9 March 2020, are not subject to the limits of accessory treatment provided for by Article 23, paragraph 2, of Legislative Decree No. 75 of 25 May 2017, subject to respect for budgetary balance.

**2.** A fund with an endowment of Euro 10 million has been set up at the Ministry of the Interior for the year 2020 in order to contribute to the disbursement of compensation for the increased overtime benefits referred to in paragraph 1 and for the purchase of personal protective equipment for the same personnel. The resources of the fund referred to in this paragraph shall be allocated by decree of the Ministry of the Interior in agreement with the Ministry of the Economy and Finance, after consultation with the Conference of City State and Local Authorities, adopted within 30 days of the date of publication of this decree, considering the resident population and the number of cases of COVID-19 contagion ascertained.

**3.** The charges resulting from paragraph 2 for the year 2020, amounting to Euro 10 million, shall be paid in accordance with Article 126.

**Article 116**

***(Deadlines for the reorganisation of Ministries)***

**1.** In view of the state of emergency throughout the national territory relating to the health risk associated with the onset of pathologies deriving from transmissible viral agents, declared in the Council of Ministers' resolution of 31 January 2020, published in the Official Gazette No. 26 of 1 February 2020, the deadlines provided for by the regulations in force concerning the reorganisation measures of the Ministries by Decree of the

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President of the Council of Ministers, expiring between 1 March and 31 July 2020, are extended by three months with respect to the date identified by the respective regulatory provisions.

**Article 117**

***(Urgent measures to ensure the continuity of the Communications Authority)***

1. In Article 7, paragraph 1, of Decree Law No. 104 of 21 September 2019, converted, with amendments, by Law No. 132 of 18 November 2019, the words "*until no later than 31 March 2020*" are replaced by the following: "*until no later than 60 days after the date of cessation of the state of emergency on the national territory relating to the health risk associated with the onset of diseases caused by transmissible viral agents, declared by the resolution of the Council of Ministers of 31 January 2020, published in the Official Gazette No. 26 of 1 February 2020*".

**Article 118**

***(Urgent measures to ensure the continuity of the Data Protection Authority)***

1. In Article 1, paragraph 1, of Decree-Law No. 75 of 7 August 2019, converted, with amendments, by Law No. 107 of 4 October 2019, the words "*by 31 March 2020*" are replaced by the following: "*within 60 days following the date of the cessation of the state of emergency on the national territory relating to the health risk associated with the onset of pathologies deriving from transmissible viral agents, declared with the resolution of the Council of Ministers of 31 January 2020, published in the Official Gazette No. 26 of 1 February 2020*".

**Article 119**

***(Support measures for honorary judges in service)***

1. In favour of the honorary magistrates referred to in Articles 1 and 29 of Legislative Decree No. 116 of 13 July 2017, in service on the date of entry into force of this Decree, a monthly financial contribution of 600 euros for a maximum of three months and based on the actual period of suspension referred to in Article 83 shall be paid. The financial contribution referred to in the previous period shall not contribute to the formation of income pursuant to Decree of the President of the Republic No. 917 of 22 December 1986.



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2. The contribution is not due to honorary judges who are public or private employees, even if they are retired, and cannot be cumulated with other contributions or indemnities however denominated paid in accordance with this decree.

3. The economic contribution referred to in paragraph 1 shall be granted by decree of the General Director of Home Affairs of the Department of Justice, of the Ministry of Justice, within the overall expenditure limit of Euro 9.72 million for the year 2020.

4. The costs deriving from this Article shall be provided for within the resources registered under the legislation in force in the year 2020, in the Program 1.4 "*Administrative management services for judicial activity*", "*Honorary Judicial Action*" of the Ministry of Justice's Budget Statement.

**Article 120**

***(Platforms for distance learning)***

1. The fund referred to in Article 1, paragraph 62, of Law No. 107 of 13 July 2015 is increased by Euro 85 million for the year 2020.

2. The resources referred to in paragraph 1 shall be allocated:

a) in the amount of Euro 10 million in 2020, to enable state educational institutions to immediately equip themselves with useful digital platforms and tools for distance learning, or to upgrade those already provided, in accordance with accessibility criteria for people with disabilities;

b) in the amount of Euro 70 million in 2020, to make individual digital devices available on loan to disadvantaged students for the use of the platforms referred to in letter a), as well as for the needed network connectivity;

c) in the amount of Euro 5 million in 2020, to train school staff on methodologies and techniques for distance learning. For this purpose, the fund referred to in Article 1, paragraph 125, of Law No. 107 of 13 July 2015 may also be used.

3. The educational institutions shall purchase the platforms and devices referred to in paragraph 1, letters a) and b), by means of the instruments referred to in Article 1, paragraphs 449 and 450, of Law No. 296 of 27 December 2006. If it is not possible to use the aforementioned instruments, the educational institutions shall purchase the platforms and devices referred to in paragraph 1, letters a) and b), also by way of derogation from the provisions of Legislative Decree No. 50 of 18 April 2016.

4. For the school year 2019/2020 only, in order to ensure the functionality of the IT equipment also in nursery schools, primary schools and secondary schools, as well as to

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support the use of distance learning platforms, the above mentioned educational institutions are authorized to sign contracts until the end of the teaching activities with technical assistants, up to a total limit of 1,000 units, also in derogation of the limits referred to in Article 19, paragraph 7, of Decree Law No. 98 of 6 July 2011, converted with amendments by Law No. 111 of 15 July 2011.

5. By decree of the Ministry of Education, the resources referred to in paragraph 1 shall be distributed among educational institutions, considering the distribution by income in the relevant region and the number of students per each. Under the same decree, the quota referred to in paragraph 4 shall also be distributed among the educational institutions, considering the number of students.

6. The Ministry of Education is authorised to advance to the educational institutions the amounts allocated in implementation of this Article and, in any case, those allocated in relation to the health emergency referred to in this decree, within the limit of the resources entered in the budget for this purpose and without prejudice to the subsequent carrying out of controls by the auditors of the educational institutions on the use of the financial resources referred to in this Article in relation to the purposes established therein.

7. The charge resulting from this Article, amounting to Euro 85 million for the year 2020 with regard to paragraphs 1 to 3, and to Euro 9.30 million for the year 2020 with regard to paragraph 4, shall be paid in accordance with Article 126.

**Article 121**

***(Measures to promote continuity of employment for short-term and occasional substitute teachers)***

1. In order to promote the continuity of employment of teachers already holding short-term and occasional replacement contracts, during periods of closure or suspension of teaching activities arranged in relation to the COVID-19 health emergency, the Ministry of Education in any case allocates financial resources to state educational institutions for short-term and occasional replacement contracts, based on the historical trend of expenditure and within the limit of the resources recorded for this purpose in the estimates of the Ministry of Education, University and Research. State educational institutions execute fixed-term contracts for auxiliary technical and teaching staff with their own instrumental equipment to carry out their working activities, within the limit of the resources allocated under the first period, in order to strengthen distance learning activities at State educational institutions, also in derogation of the provisions in force on the subject.

## **Article 122**

### ***(Extraordinary Commissioner for the implementation and coordination of measures to contain and combat the COVID-19 epidemiological emergency)***

**1.** By decree of the President of the Council of Ministers, an Extraordinary Commissioner is appointed for the implementation and coordination of the measures required to contain and combat the COVID-19 epidemiological emergency, referred to in the resolution of the Council of Ministers of 31 January 2020. In order to ensure the highest possible health response to the emergency, the Commissioner shall implement and supervise any intervention useful to deal with the health emergency, organizing, acquiring and supporting the production of all kinds of instrumental goods useful to contain and combat the emergency itself, or in any case necessary in relation to the measures adopted to combat it, as well as planning and organizing all related activities, identifying and directing the procurement of the necessary human and instrumental resources, identifying the needs, and proceeding with the acquisition and distribution of drugs, medical equipment and personal protective equipment. In the exercise of these activities, it may avail itself of actuators and in-house companies, as well as purchasing centres. The Commissioner, working in conjunction with the regions, autonomous provinces and health care companies and without prejudice to the provisions of Articles 3 and 4 of this decree, also provides for the strengthening of the capacity of hospital facilities, including through the allocation of infrastructure equipment, with particular reference to intensive and sub-intensive care wards. The Commissioner shall arrange, also through the Head of the Department of Civil Protection and, where necessary, the Prefect territorially competent, in accordance with Article 6 of this Decree, the requisitioning of movable, registered movable and immovable property, also using the Prefects territorially competent and provide for the management of the same. The Commissioner shall take any useful action to preserve and strengthen the production chains of goods necessary for combating and containing the emergency also pursuant to Article 5. For the same purpose, he/she may provide for the construction of new plants and the conversion of existing ones for the production of said assets through the commissioning of company branches, also by organizing the collection of necessary funds and defining the procedures for the acquisition and use of private funds allocated to the emergency, organizing their collection and controlling their use in accordance with the provisions of Article 99. Civil protection activities are ensured by the National Civil

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Protection System and coordinated by the Head of the Civil Protection Department in agreement with the Commissioner.

2. In carrying out the duties referred to in paragraph 1, the Commissioner shall cooperate with and support the regions in the exercise of their health-related powers and, also at the request of the regions, may, as a matter of urgency, take the necessary measures to deal with any exceptional situation. Such measures, of a non-regulatory nature, shall be immediately communicated to the State-Regions Conference and to the individual regions affected by the measure, which may request their review. The measures may be adopted in derogation of any provision in force, in compliance with the Constitution, the general principles of the legal system and the rules of the European Union. The measures taken must in any event be proportionate to the aims pursued.

3. The Commissioner is also responsible for organising and carrying out the preparatory activities for the granting assistance in response to the health emergency by the competent national and European authorities, as well as all operations to control and monitor the implementation of the measures, and for the coordinated management of the European Union Solidarity Fund (EUSF), as provided for in Regulation (EC) 2012/2002, and of the resources of the Development and Cohesion Fund allocated to the emergency.

4. The Commissioner shall act until the expiry of the aforementioned state of emergency and any extension thereof. The appointment shall be immediately notified to Parliament and published in the Official Gazette.

5. The Commissioner is chosen among experts in the management of complex activities and the planning of interventions of an extraordinary nature, with proven experience in the implementation of public works. The position of Commissioner shall be compatible with other public or private assignments and shall be carried out free of charge; any reimbursement of expenses shall be charged to the resources referred to in paragraph 9.

6. The Commissioner shall exercise the powers referred to in paragraph 1 in cooperation with the Head of the Department of Civil Protection, by using, through him/her, the components and operational structures of the National Civil Protection Service, as well as the Scientific Technical Committee, referred to in the Ordinance of the Head of the Department of Civil Protection of No. 630 of 3 February 2020. In order to carry out the functions referred to in this Article, the Commissioner may also avail him/herself of qualified experts in health and legal matters, in the number defined by the same.

7. The President of the Council of Ministers or a Minister delegated by him shall report to Parliament on the work of the extraordinary Commissioner.

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**8.** With regard to contracts relating to the purchase of the assets referred to in paragraph 1, as well as any other act of negotiation resulting from the urgent need to deal with the emergency referred to in paragraph 1, put in place by the Commissioner and the implementing parties, Article 29 of the Decree of the President of the Council of Ministers of 22 November 2010 on "*Regulations governing the financial and accounting autonomy of the Presidency of the Council of Ministers*" does not apply and all such acts are also outside the control of the Court of Auditors, without prejudice to the reporting obligations. For the same acts, the accounting and administrative liability is in any case limited to cases where the officer or agent who carried them out or implemented them has been found to be guilty of fraud. The acts referred to in this paragraph shall be immediately and definitively effective, enforceable and binding as soon as they are implemented. The same limitation of liability shall apply to the acts, opinions and technical-scientific assessments made by the Scientific Technical Committee referred to in paragraph 6 for the purposes of the negotiations referred to in this paragraph.

**9.** The Commissioner, for the acquisition of the assets referred to in paragraph 1, and for the activities referred to in this Article, shall meet within the limit of the resources allocated for the purpose by Resolution of the Council of Ministers to the National Emergency Fund referred to in Article 44 of Legislative Decree No. 1 of 2 January 2018; the resources shall be paid into special accounts registered in the name of the Commissioner. The Commissioner is also authorised to open a special bank account to allow the rapid settlement of transactions requiring immediate or advance payment of supplies, even without a guarantee. Article 27 of Legislative Decree No. 1 of 2 January 2018 shall apply to the current account and the resources therein.

**Article 123**

***(Home detention provisions)***

**1.** By way of derogation from the provisions of paragraphs 1, 2 and 4 of Article 1 of Law No. 199 of 26 November 2010, from the date of entry into force of this Decree and until 30 June 2020, the sentence of imprisonment shall be served, on request, at the convicted person's home or in another public or private place of care, assistance and reception, where it does not exceed eighteen months, even if it constitutes a residual part of the greater punishment, except where it concerns:

a) persons convicted for any of the offences listed in Article 4-bis of Law No. 354 of 26 July 1975, as amended, and Articles 572 and 612-bis of the Criminal Code;

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b) habitual offenders, professional or by tendency, pursuant to Articles 102, 105 and 108 of the Criminal Code;

c) prisoners who are subject to the special surveillance regime, pursuant to Article 14-bis of Law No. 354 of 26 July 1975, unless the complaint provided for in Article 14-ter of the same Law has been upheld;

d) prisoners who in the last year have been sanctioned for the disciplinary infractions referred to in Article 77, paragraph 1, numbers 18, 19, 20 and 21 of Decree of the President of the Republic No. 230 of 30 June 2000;

e) prisoners for whom a disciplinary report has been drawn up pursuant to Article 81, paragraph 1, of Decree of the President of the Republic No. 230 of 30 June 2000, as they were involved in the disturbances and riots since 7 March 2020;

f) prisoners without an effective and suitable domicile, also according to the needs of protection of the injured parties in relation to the offence.

**2.** The supervising judge shall take the measure ordering enforcement of the sentence at home, unless he/she finds that there are serious grounds for refusing to grant the measure.

**3.** Except in the case of juvenile offenders or offenders whose sentence is no longer than six months, the control procedure by electronic or other technical means made available to the individual penitentiaries shall be applied.

**4.** The control procedure, to the application of which the convicted person must give consent, is deactivated when the remaining sentence to be atoned comes below the six-month threshold.

**5.** By order of the Head of the Department of Prison Administration of the Ministry of Justice, in agreement with the Head of the Police-Director General of Public Security, adopted within ten days of the entry into force of this decree and periodically updated, the number of electronic and other technical means to be made available is identified, within the limits of the financial resources available under current legislation, which can be used for the execution of the sentence in the manner established by this Article, also taking into account health emergencies represented by the competent authorities. Enforcement of the measure against convicts with a residual sentence of more than six months to be enforced shall take place progressively from the inmates who have to serve the lower residual sentence.

**6.** For the purposes of applying the imprisonment sentences referred to in paragraph 1, the management of the penitentiary institution may omit the report provided for in Article 1, paragraph 4, Law No. 199 of 26 November 2010. In any case, the management is required

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to certify that the sentence to be carried out does not exceed eighteen months, even if it is a residual part of the greater sentence, that there are no preclusions as per paragraph 1 and that the sentenced person has given express consent to the activation of the control procedures, as well as to forward the report on the suitability of the domicile, drawn up as a priority by the penitentiary police or, if the sentenced person is subject to a recovery program or intends to undergo it, the documents referred to in Article 94, paragraph 1, of the Consolidated Text referred to in the Decree of the President of the Republic No. 309 of 9 October 1990, as subsequently amended.

7. For the juvenile offender against whom the sentence of imprisonment is ordered in the manner referred to in paragraph 1, the Juvenile Social Services Office with territorial jurisdiction in relation to the place of residence, in conjunction with the educational team of the institution, shall, within thirty days of receipt of notification of the execution of the measure in question, draw up an educational program in the manner set out in Article 3 of Legislative Decree No. 121 of 2 October 2018, to be submitted to the supervising judge for approval.

8. The further provisions of Article 1 of Law No. 199 of 26 November 2010, where compatible, shall not be affected.

9. The implementation of this Article shall not give rise to new or increased burdens on public finance. The administrations concerned shall carry out the planned activities using the human, financial and instrumental resources available under current legislation.

**Article 124**

***(Extraordinary premium licences for semi-freedom prisoners)***

1. Without prejudice to the further provisions of Article 52 of Law No. 354 of 26 July 1975, also by way of derogation from the overall maximum time limit referred to in paragraph 1 of the same Article, the licences granted to the sentenced person admitted to the semi-freedom regime may last until 30 June 2020.

**Article 125**

***(Extension of deadlines in the insurance sector and for energy efficiency and sustainable territorial development of small municipalities)***

1. For the year 2020, the terms provided by Article 30, paragraph 14-bis, of Decree Law No. 34 of 30 April 2019, converted, with amendments, by Law No. 58 of 28 June 2019, are extended by six months.

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2. Until 31 July 2020, the deadline referred to in Article 170-bis, paragraph 1, of Legislative Decree No. 209 of 7 September 2005, within which the insurance undertaking is required to maintain the guarantee provided under the insurance agreement until the new policy takes effect, shall be extended by a further fifteen days.

3. Until 31 July 2020, the deadlines referred to in Article 148, paragraphs 1 and 2 of Legislative Decree No. 209 of 7 September 2005, for the formulation of the offer or the reasoned objection, in cases of the necessary intervention of an expert or medical examiner for the assessment of damage to property or persons, shall be extended by a further 60 days.

4. In view of the effects determined by the extraordinary health emergency situation resulting from the spread of the COVID-19 outbreak, in order to counteract the financial difficulties of SMEs and facilitate their access to credit, Unioncamere and the chambers of commerce, in the current year, using the available resources of their respective budgets, may carry out specific interventions, including through specific agreements with the Central Guarantee Fund, with other guarantee bodies, as well as with subjects of the credit and financial system. For the same purposes, the chambers of commerce and their in-house companies are also authorised to intervene through the disbursement of loans with resources found using an online social lending and crowdfunding platform, keeping separate accounting of the proceeds achieved and the corresponding disbursements made.

**Article 126**

***(Financial provisions)***

1. With regard to the Resolutions approving the Report to Parliament, and the related Supplement, submitted pursuant to Article 6, paragraph 5, of Law No. 243 of 24 December 2012 and subsequent integrations and amendments, considering the effects of the interventions provided for by this decree, the issuance of Government bonds for an amount of up to Euro 25,000 million for the year 2020 is authorised. These amounts contribute to the redetermination of the maximum limit for the issuance of Government bonds established by the Budget Approval Law (*"legge di approvazione del bilancio"*) and the maximum level of recourse to the market established by the Budget Approval Law, in accordance with the Resolution. The financial effects of this decree are consistent with the Resolutions approving the Report to Parliament, and the related Supplement, referred to in the first period.

2. Annex 1 to Article 1, paragraph 1, of Law No. 160 of 27 December 2019 is replaced by Annex 1 to this decree.



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3. In Article 3, paragraph 2, of Law No. 160 of 27 December 2019, the words “Euro 58,000 million” are replaced by the following “Euro 83,000 million”.

4. The provisioning of the Fund for non-deferrable needs related to interventions not affecting the net indebtedness of the Public Administrations referred to in Article 3, paragraph 3 of Decree-Law No. 3 of 5 February 2020 is increased by Euro 2,000 million for the year 2020.

5. In view of the disappearance of the need to set aside the amount of the increased interest expense resulting from the issuance of public debt securities in 2017 in relation to the provisions of Article 27, paragraph 3, of Decree-Law No. 237 of 23 December 2016, converted, with amendments, by Law No. 15 of 17 February 2017, the resources of the Fund for structural interventions of economic policy, referred to in Article 10, paragraph 5, of Decree-Law No. 282 of 29 November 2004, converted, with amendments, by Law No. 307 of 27 December 2004, are disjoined and made available, in terms of competence and cash, for an amount equal to Euro 213 million per year starting from 2021.

6. The burden resulting from the implementation of paragraph 1 of this Article in terms of higher interest on the public debt and the charges referred to in Articles 7, 43, 55, 66 and 105, amounting in total to Euro 400.292 million for the year 2021, Euro 374.430 million for the year 2022, Euro 396.270 million for the year 2023, Euro 418.660 million for the year 2024, Euro 456.130 million for the year 2025, Euro 465.580 million for the year 2026, Euro 485.510 million for the year 2027, Euro 512.580 million for the year 2028, Euro 527.140 million for the year 2029, Euro 541.390 million for the year 2030 and Euro 492,700 million per year as from 2031, which increases to offset the effects in terms of net debt and requirements to Euro 530.030 million for 2021, Euro 451.605 million for 2022, Euro 471.945 million for 2023, Euro 496.235 million for 2024, to Euro 521.305 million for the year 2025, Euro 539.655 million for the year 2026, Euro 556.785 million for the year 2027, Euro 578.555 million for the year 2028, Euro 595.215 million for the year 2029, Euro 609.465 million for the year 2030 and Euro 560.775 million per year from the year 2031:

a) Euro 221.3 million for the year 2021, Euro 268.58 million for the year 2022, Euro 215.2 million for the year 2023, Euro 72.25 million for the year 2024, Euro 69.81 million for the year 2025, Euro 67.69 million for the year 2026, Euro 66.52 million for the year 2027, Euro 65.76 million for the year 2028, Euro 65.26 million for the year 2029 and Euro 26.58 million for the year 2030, increasing in terms of requirements and net debt to Euro 230,266 million for the year 2021, Euro 273,525 million for the year 2022 and Euro 216,023 million

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for the year 2023, with a corresponding use of part of the higher revenue and lower expenditure resulting from Articles 2, 7, 8, 11, 55, 66 and 74;

b) Euro 185.30 million for the year 2021, Euro 115 million for the year 2022, Euro 188 million for the year 2023, Euro 351.10 million for the year 2024, Euro 390.20 million for the year 2025, Euro 401.10 million for the year 2026, Euro 421.90 million for the year 2027, Euro 449.40 million for the year 2028, Euro 464.30 million for the year 2029, Euro 516 million for the year 2030 and Euro 494 million per year as from 2031, shall be provided by a corresponding reduction in the Fund for structural interventions of economic policy, referred to in Article 10, paragraph 5 of Decree-Law No. 282 of 29 November 2004, converted, with amendments, by Law No. 307 of 27 December 2004, as increased pursuant to paragraph 5 of this Article;

c) Euro 116 million for the year 2021, Euro 65 million for the year 2022, Euro 69 million for the year 2023, Euro 74 million for the year 2024, Euro 63 million for the year 2025, Euro 72 million for the year 2026, Euro 70 million for the year 2027, Euro 65 million for the year 2028, Euro 67 million for the year 2029 and Euro 69 million for the year as from 2030, by means of the corresponding use of the Fund for the compensation of the financial effects not provided for by current legislation resulting from the discounting of multi-annual contributions, as referred to in Article 6, paragraph 2, of Decree-Law No. 154 of 7 October 2008, converted, with amendments, by Law No. 189 of 4 December 2008.

7. The resources allocated to each of the measures provided for in this Decree are subject to monitoring by the Ministry of Economy and Finance. The Minister of the Economy and Finance, on the basis of the results of the monitoring referred to in the previous period, in order to optimise the allocation of available resources, is authorised, after consulting the competent Minister, to make the necessary budget changes by means of its own decrees, providing for the reshaping of the aforementioned resources among the measures provided for in this decree, with unchanged effects on public finance balances.

8. In the event that, after the implementation of paragraph 7, unused resources remain at 15 December 2020, they shall be paid by the persons responsible for the measures referred to in the previous paragraph by 20 December 2020 to a specific chapter of the statement of revenue of the State budget to be reallocated to the fund for the depreciation of Government bonds.

9. The resources allocated to the implementation by INPS of the measures referred to in this Decree shall be promptly transferred from the State budget to the Institute itself.

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**10.** The Public Administrations, in compliance with European regulations, shall allocate the available resources, within the framework of their respective programs co-financed by the European Structural and Investment Funds 2014/2020, to the implementation of interventions aimed at tackling the emergency situation related to the COVID-19 epidemiological infection, including expenditure related to the financing of working capital in SMEs, as a temporary measure, and any other investment, including human capital, and other expenditure necessary to strengthen the crisis response capabilities in public health services and in social sphere.

**11.** For the purposes of the immediate implementation of the provisions of this decree and pending the issue of the securities referred to in paragraph 1, the Minister of Economy and Finance is authorised to make, by means of its own decrees, the necessary budget changes and, where necessary, may order the use of cash advances, the regularisation of which, by issuing payment orders on the relevant expenditure items, shall be made by the end of the financial year 2020.

**Article 127**

***(Entry into force)***

**1.** This Decree shall enter into force on the day of its publication in the Official Gazette of the Italian Republic and shall be submitted to the Parliament's Chambers for conversion into law. This Decree, bearing the seal of the State, shall be included in the Italian Republic's Official Collection of Normative Acts. Everyone shall be under the obligation to observe and enforce it.

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**Annex 1**

(amounts in EUR million)

DIFFERENTIAL RESULTS			
- COMPETENCE -			
Description of differential result	2020	2021	2022
Maximum level of the net balance to be financed, considering the effects deriving from this law	-104.500	-56.500	-37.500
Maximum level of financial market access, taking into account the effects of this law (*)	339.340	311.366	301.350
- CASH -			
Description of differential result	2020	2021	2022
Maximum level of the net balance to be financed, considering the effects deriving from this law	-154.000	-109.500	-87.500
Maximum level of financial market access, taking into account the effects of this law (*)	388.840	364.366	351.350
(*) net of transactions carried out to repay before maturity or to restructure pre-existing liabilities with amortisation charged to the State.			

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**Annex 2****TABLE A**

	access quotas for health care demand for the year 2019	Article 1, paragraph 1	Article 1, paragraph 2	Article 3, paragraphs 1 and 2	Article 3, paragraph 3	<b>TOTAL</b>
PIEDMONT	7.38%	18,462,820	7,385,128	17,724,308	11,816,205	<b>55,388,461</b>
AOSTA VALLEY	0.21%	526,051	210,421	505,009	336,673	<b>1,578,154</b>
LOMBARDY	16.58%	41,451,232	16,580,493	39,793,183	26,528,788	<b>124,353,695</b>
BOZEN	0.85%	2,128,555	851,422	2,043,413	1,362,275	<b>6,385,664</b>
TRENT	0.89%	2,215,305	866,122	2,126,693	1,417,795	<b>6,645,916</b>
VENETO	8.12%	20,310,880	8,124,352	19,498,445	12,998,963	<b>60,932,640</b>
FRIULI	2.06%	5,154,555	2,061,822	4,948,373	3,298,915	<b>15,463,664</b>
LIGURIA	2.69%	6,726,896	2,690,759	6,457,821	4,305,214	<b>20,180,689</b>
EMILIA ROMAGNA	7.44%	18,598,263	7,439,305	17,854,332	11,902,888	<b>55,794,788</b>
TUSCANY	6.30%	15,760,280	6,304,112	15,129,868	10,086,579	<b>47,280,839</b>
UMBRIA	1.49%	3,726,843	1,490,737	3,577,770	2,385,180	<b>11,180,530</b>

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MARCHE	2.57%	6,422,635	2,569,054	6,165,729	4,110,486	<b>19,267,905</b>
LAZIO	9.68%	24,205,615	9,682,246	23,237,391	15,491,594	<b>72,616,846</b>
ABRUZZO	2.19%	5,480,293	2,192,117	5,261,081	3,507,387	<b>16,440,878</b>
MOLISE	0.52%	1,292,027	561,811	1,240,346	826,897	<b>3,876,080</b>
CAMPANIA	9.32%	23,288,405	9,315,362	22,356,869	41,904,579	<b>69,856,215</b>
APULIA	6.63%	16,582,736	6,663,095	15,919,427	10,612,951	<b>49,748,209</b>
BASILICATA	0.94%	2,347,965	939,186	2,254,047	1,502,698	<b>7,043,896</b>
CALABRIA	3.20%	7,993,950	3,197,580	7,674,192	5,116,128	<b>23,981,849</b>
SICILY	8.18%	20,457,765	8,183,106	19,639,454	13,092,969	<b>61,373,294</b>
SARDINIA	2.75%	6,866,929	2,746,771	6,592,252	4,394,834	<b>20,600,786</b>
<b>TOTAL</b>	<b>100%</b>	<b>250,000,000</b>	<b>100,000,000</b>	<b>240,000,000</b>	<b>160,000,000</b>	<b>750,000,000</b>

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**Annex 2****TABLE B**

	access quotas for health care demand for the year 2019	Article 4
PIEDMONT	7.39%	3,692,564
AOSTA VALLEY	0.21%	105,210
LOMBARDY	16.58%	8,290,246
BOZEN	0.85%	425,711
TRENT	0.89%	443,061
VENETO	8.12%	4,062,176
FRIULI	2.06%	1,030,911
LIGURIA	2.69%	1,345,379
EMILIA ROMAGNA	7.44%	3,719,653
TUSCANY	6.30%	3,152,056
UMBRIA	1.49%	745,369
MARCHE	2.57%	1,284,527
LAZIO	9.68%	4,841,123
ABRUZZO	2.19%	1,096,059
MOLISE	0.52%	258,405
CAMPANIA	9.32%	4,567,681
APULIA	6.63%	3,316,574
BASILICATA	0.94%	469,593
CALABRIA	3.20%	1,598,790
SICILY	8.18%	4,091,553
SARDINIA	2.75%	1,373,386
<b>TOTAL</b>	<b>100%</b>	<b>50,000,000</b>