

**Question for written answer E-009768/2016
to the Commission**
Rule 130
Tania González Peñas (GUE/NGL)

Subject: Infringement of EU legislation in Spain's public health sector

In September 2016 I tabled a question on the violation of workers' rights in Spain caused by infringement of the Framework Agreement on fixed-term work annexed to Directive 1999/70/EC. In the answer tabled by Ms Thyssen, the Commission said it welcomed the ruling of 14 September 2016 by the Court of Justice of the European Union and will be monitoring the Spanish authorities' implementation of the judgment.

In its conclusions, the Court ruled that a national law which permits the constant and successive renewal of temporary contracts in order to cover permanent and unchanging staff needs is not in line with EU law and creates a state of job insecurity.

There are far too many cases in Spain's public health sector of temporary contracts being renewed not to cover immediate or extraordinary needs – as the authorities falsely claim – but permanent needs in the service. Through the social security records we have become aware, for example, that there are staff in the Galician Health Service (SERGAS) who have been employed for years on temporary contracts that are constantly renewed, including hundreds that only run for one or two days at a time.

1. How much time does the Spanish Government have to bring national legislation into line with EU law?
2. In what circumstances would the Commission decide to institute infringement proceedings?