



Labornet No. 1254

Productive Recovery Program REPRO II. Emergency Aid Program for Freelancers in Critical Sectors. Extended Term. Guidance about invoice dates and payroll at companies who apply for this benefit. Resolution No. 341/2021 by the Department of Labor.

Dear All,

We would like to inform that the reference Resolution was published in the Official Gazette of June 18, 2021, extending the effective term of the temporary measures taken within the framework of REPRO II under exactly the same conditions for accrued salaries in June 2021, and the application of the Emergency Aid Program for Freelancers in Critical Sectors during June 2021 with the necessary specific particularities for the abovementioned period.

In addition, there is a change in the list of sectors that may apply for REPRO II as detailed in Appendix 1 of Resolution No. 938/2020 (Department of Labor) (see Appendix I), and in the list of activities that may participate in the Emergency Aid Program for Freelancers in Critical Sectors (see Appendix II).

The requirements to apply for the benefit under REPRO II include:

a. Turnover during the period ranging from June 1 - 22, 2021 and June 1 - 22, 2019 should show a 20% reduction or more in real terms. The REPRO II Assessment and Monitoring Committee will disclose the real variation in nominal terms, as defined in this paragraph.

b. The indicator of current liquidity (current assets / current liabilities) for May 2021 shall have a maximum value to be determined by the REPRO II Assessment and Monitoring Committee.

These criteria replace those established in Section 5 of Resolution No. 938/2020 (Department of Labor), with the exception of the provisions in paragraphs I, II and III of subsection a) of Section 5.

In case of serious inconsistency between the turnover reported on REPRO II Form and the information in AFIP (Tax Authority) records, the benefits already granted shall be refunded, regardless of the provisions of Section 18 of Resolution No. 938/2020 (Department of Labor).

In addition, payment is still suspended for the amounts of money established in Joint Resolution No. 2/2021 by the Department of Labor and the Department of Culture, and Joint Resolution No. 1/2021 by the Department of Tourism and Sports, and the Department of Productive Development and the Department of Labor during the effective term of Section 2 of this Resolution.

As to the amounts established in the Joint Resolution No. 1/2021 by the Department of Tourism and Sports, and the Department of Productive Development and the Department of Labor, the suspension indicated in the paragraph above shall apply to the payment of additional amounts in account of wages by employers in critical sectors within the framework of REPRO II.

With regard to the Emergency Aid Program for Freelancers in Critical Sectors, it is extended to cover June 2021 considering that the Covid-19 prevention measures have been extended, as provided by Section 5 of Resolution No. 201/2021 (Department of Labor), as amended.

In relation to the steps to take to apply for the Program, subsections c. and d. of Section 3 of Resolution No. 201/2020 (Department of Labor) are now replaced by the following text:

“c. Show a 20% reduction or more in turnover in real terms for the period ranging from June 1 - 22, 2021 and June 1 - 22, 2019.

This requirement to apply for the benefit does not apply to those who registered their freelance work after January 1, 2019.

REPRO II Assessment and Monitoring Committee, created by Resolution No. 938/2020, shall indicate the real variation in nominal terms as defined in this

paragraph. The resulting nominal variation shall be the reference for employees to meet this requirement.

If the turnover reported does not match the information in AFIP records, the benefits already granted shall be refunded and the benefit assigned shall be suspended in the subsequent months, regardless of the provisions of Section 15 of this Resolution.

d. For those who have employees, the following conditions shall also be met:

I. Staffing: fewer than 5 employees in the month before applying for the benefit.

II. The indicator of current liquidity (current assets / current liabilities) for May 2021 shall have a maximum value to be determined by REPRO II Assessment and Monitoring Committee.

III. Applicants shall not be included in the Public Registry of Employers with Labor Penalties (REPSAL), as provided by subsection h) of Section 2 and Sections 3 and 4 of Act No. 26940 for as long as they are on the Registry.”

In the event that any employer who does not belong to a critical sector has employees working at shopping centers, employers shall be classified as critical-sector employers as provided by Section 2 of Resolution No. 266/2021 (Department of Labor), extended by Section 2 of the Resolution under analysis.

The amount of the benefit established in subsection a. of Section 2 of Resolution No. 266/2021, extended by this newly-passed Resolution, shall exclusively apply to employees working at shopping centers.

The amount of the benefit assigned to staff that does not match the characteristics described in the paragraph above, shall be determined in accordance with Resolution No. 938/20, as amended.

This Section does not apply to employers who are included in the list of Health Care Sectors, as approved within the framework of REPRO II.

It is clearly established that the list of employers having employees working at shopping centers shall be sent by those employers and/or the respective representing business organizations to the REPRO Coordination Office, at the Secretary of Labor at the Department of Labor.

This information shall be sent in the form of an affidavit by email to the following address centroscomercialesrepro@trabajo.gob.ar, and the deadline is June 22, 2021 inclusive.

Affidavits and applications for REPRO II in accordance with the laws currently in force shall be subject to control by the Department of Labor and the Department of Productive Development within the scope of their jurisdictions.

In the event that the applicants for the Emergency Aid Program for Freelancers in Critical Sectors meet the requirements and also receive the subsidy "Extraordinary Aid to Support Culture" implemented by Resolution No. 210/2021 by the Department of Culture, the amount to pay shall be the difference between the benefit of the Program and the subsidy "Extraordinary Aid to Support Culture" to be paid in July 2021.

This Resolution shall become effective upon the date of passage.

Best regards,

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