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Dear Friends and Clients,

With our newsletter we would like to inform you of recent and significant legal developments in the field of energy law in Argentina

Best regards,

José A. Martínez de Hoz (Jr.)
Head Energy Practice Group

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POWER PURCHASE AGREEMENTS TERM SUSPENSION

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By means of Note NO-2020-33443613-APN-SE#MDP (the "**Note**") delivered to the Wholesale Electricity Market Administrator ("**CAMMESA**") on May 21, 2020, the Secretariat of Energy (i) suspended all milestone obligations under the RenovAr program (*i.e.*, rounds 1, 1.5, 2 and 3) and Resolutions No. 712/2009, 202/2016, 281/2017 and 287/2017 as from the entry into force of Law No. 27,541 (*i.e.* December 23, 2019) and for the period set forth therein (*i.e.* through June 30, 2020) (the "**Suspension Period**"), thus extending the deadline to achieve each milestone;

and (ii) instructed CAMMESA to refrain from enforcing delay liquidated damages, requesting an increase in the performance bond, and deliver any default notice – in all cases, including with respect to obligations due prior to the Suspension Period.

The Note also assigned different rules to projects depending on their scheduled Commercial Operation Date ("**COD**"). Producers whose COD was scheduled to occur on any date falling within the Suspension Period would be considered to have achieved COD in time, so long as COD was achieved within such period. If any such producers failed to achieve COD within the Suspension Period, their COD would have been rescheduled for the last day thereof (i.e. June 30, 2020).

The Note was met with concern by producers. On the one hand, producers whose COD was scheduled for the beginning of the Suspension Period would enjoy far better benefits than producers whose COD was scheduled towards the end of the Suspension Period, since all CODs were rescheduled for the same date, even though the latter would have presumably suffered the causes of the suspension for far longer before their scheduled COD was due. This logic also raised the question of whether producers whose COD is scheduled for after the Suspension Period could enjoy any extension at all, since they would have been greatly more benefited than the former, despite presumably not being in as much need of a suspension.

As a result of such concerns, on June 6, 2020 the Secretariat delivered Note NO-2020-33443613-APN-SE#MDP (the "**New Note**") to CAMMESA, abrogating the previous Note and: (i) suspending all milestone obligations under the RenovAr program (i.e., rounds 1, 1.5, 2 and 3) and Resolutions No. 712/2009, 202/2016, 281/2017 and 287/2017 as from the entry into force of Decree No. 260/2020, which extended the public health emergency which had been previously declared by Law No. 27,541, as a result of the COVID-19 pandemic (i.e. March 12, 2020) and for the period set forth therein (i.e. through September 12, 2020) (the "New Suspension Period"), thus extending the deadline to achieve each milestone; and (ii) instructing CAMMESA to refrain from enforcing delay liquidated damages, requesting an increase in the projects' performance bond, and deliver any default notice.

The provisions set forth in the New Note are exclusively applicable to projects which had not achieved COD as of the beginning of the New Suspension Period. While certain provisions remain rather vague, unlike the unfair suspension set forth by previous Note, the New Note seems to award the same 6-months extension to all such projects.

CREATION OF THE GAS SUB-DISTRIBUTORS COMMISSION

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By means of Resolution No. 40/2020, published on May 5, 2020 in the Official Gazette, the Argentine Gas Regulator ("**ENARGAS**") created the Gas Sub-Distributors Commission (the "**Commission**") in order to facilitate communication between gas sub-distributors and the ENARGAS.

Through the Commission, proposals and ideas regarding gas sub-distribution may be discussed for subsequent submission to the ENARGAS for its review. The proposals shall not be binding on ENARGAS.

The Commission shall be composed of three (3) representatives of the *Federación de Subdistribuidores de Gas de la República Argentina* (FESUBGAS), three (3) representatives of the *Instituto de Subdistribuidores de Gas en la Argentina* (ISGA), and the number of ENARGAS representatives that it shall be deem necessary. The *Instituto Nacional de Asociativismo y Economía Social* (INAES) shall be invited to participate in the Commission through one (1) representative. All appointed representatives shall serve ad honorem.

The Commission shall issue its own internal regulation which must be approved by the ENARGAS.

CREATION OF THE PYMES COMMISSION

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By means of Resolution No. 51/2020 ("**Resolution**"), published on May 18, 2020 in the Official Gazette, the Argentine Gas Regulator ("**ENARGAS**") created the PyMES Commission (the "**Commission**") for the purpose of raising issues related to the interests and rights of PyMES in gas tariffs and to make their opinion known to the highest authority of the ENARGAS.

The Commission will be presided by the holder of the User Protection Management, Mr. Héctor Maya, from ENARGAS,

and will be integrated by representatives of those groups, associations or chambers that group PyMES. The Commission will also select, for each office of the ENARGAS ("**Regional Centers**") and before the Sub-delegations to be created, a representative to act before them. All the members appointed to the Commission shall serve *ad honorem*.

Proposals arising within the Commission shall not be binding on ENARGAS.

The Commission shall issue its own internal regulation which must be approved by the ENARGAS. Such regulation must contain: (i) the manner in which the Commission's representation in the different ENARGAS Regional Centers will be carried out; and (ii) the possibility of integrating PyMES that are not part of the groups, associations or chambers referred to in the Resolution.

The National Congress, through proposals made by their respective Chambers, may attend the meetings of the Commission, with two representatives. The Secretariat of Pymes of the Ministry of Production may also attend the meetings of the Commission, as an observer, with one representative.

The Association of Gas Distributors (ADIGAS) may be present at the Commission meetings as an observer, with a representative acting as a vehicle for immediate communication to the members of its Association, of those issues or decisions that are raised.

HYDROCARBONS ACTIVITIES EXEMPTED FROM MANDATORY QUARANTINE

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On May 8, 2020, the Ministry of Development issued the Note NO-2020-30949578-APN-MDP ("**Note**") addressed to the Governors of the Provinces of Chubut, Formosa, Jujuy, La Pampa, Mendoza, Neuquén, Río Negro, Salta, Santa Cruz and Tierra del Fuego.

The Note informs that, within the terms of Decree No. 297/2020, as amended, the activities required to sustain the production of hydrocarbons, including drilling activities, are authorized to operate. It also states that employers must guarantee hygiene and safety conditions for workers in accordance with the protocols to be established by the relevant health authorities.

THE ARGENTINE GOVERNMENT ANALYZES RESTRUCTURING THE NATURAL GAS MARKET[1]

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The Argentine Federal Government is evaluating restructuring the natural gas market, in order to ensure the maintenance of natural gas tariffs for residential users during 2020 and easing the current energy crisis caused by, inter alia, the COVID-19 outbreak and the governmental measures adopted to mitigate its effects (the "**COVID Outbreak**").

The major natural gas distribution companies (the "**Distributors**") have suggested to the Argentine Gas Regulator ("**ENARGAS**") that *Industria Energética Argentina S.A.* ("**IEASA**") becomes the exclusive entity in charge of purchasing from producers all the natural gas that is allocated by Distributors to supplying residential users and small businesses. IEASA would thus act as a mandatory intermediate agent between producers and Distributors for all purchases of natural gas allocated to this particular group of users, adopting a similar role to the one currently played by CAMMESA in the electric energy market.

This initiative allegedly arises as a response to the existing conflict between producers and Distributors caused by the disruption in the supply and payment chain, due to the latter's current inability to collect from residential consumers due to the economic crisis generated by the COVID Outbreak (which in turn prevents Distributors from paying gas supplies to the producers). Distributors argue that if such disruption in the payment chain continues, the natural gas market will require governmental subsidies and intervention, such as the initiative described herein.

On the other hand, producers argue the proposed monopoly of IEASA with respect to the purchases of natural gas for a regulated segment of users would significantly alter the natural gas regulatory framework, in breach of the principles underlining Natural Gas Law No. 24,076, mainly their right to freely agree on natural gas prices with Distributors.

[1]Source in the following link (accessed on June 1, 2020).

THE SECRETARIAT OF ENERGY APPROVES THE NEW WINTER SEASONAL PROGRAMMING

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By means of Resolution No. 72/2020, published in the Official Gazette on April 30, 2020, the Secretariat of Energy:

• Approved the Winter Seasonal Programming for the Wholesale Electricity Market ("**WEM**") for the period between May 1, 2020 and October 31, 2020 ("**Winter Season**").

• Established the application, during the Winter Season, of the Power Reference Price (*Precio de Referencia de la Potencia* - POTREF) and the Stabilized Energy Price (*Precio Estabilizado de la Energía* - PEE) to the energy demands declared by Distributor Agents and Suppliers of the Public Power Distribution Service, which supplies energy users and other suppliers of the public energy distribution service.

The Stabilized Energy Price, the Power Reference Price and the Stabilized Transport Price (Precio Estabilizado de Transporte - PET) will be applied to the tariff programs of Distributor Agents and other Suppliers of the Public Power Distribution Service.

• Established the application of the values created by means of Disposition No. 75/2018 of the former Undersecretariat of Energy, corresponding to distributors by the Public Service of High Voltage Transport and Trunk Distribution.

• Established the application of Articles 4 and 5 of Resolution No. 14/2019 of the former Undersecretariat of Renewable Resources and Electric Market, with regard to the declarations of Distribution agents and Suppliers of the Public Power Distribution Service of the WEM, regarding the energy supplied to residential users.

TRIDENT SOUTHERN EXPLORATIONS FILED FOR VOLUNTARY REORGANIZATION

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On May 5, 2020 the National Commercial Court No. 23 considered fulfilled the formal requirements submitted by the company *Trident Southern Explorations de Argentina Limited Liability* (the "**Company**") to enable the extraordinary judicial recess for the requesting of voluntary reorganization under the terms of Sections No. 1, 2, 5 and 11 of the Bankruptcy Law No. 24,522 ("**LCQ**").

In 2016 the Company was awarded the *Andacollo* mining block concession in the Province of Neuquén for a period of 25 years and with a committed investment of approximately USD 164 million.

On January 18, 2017 the Company and "*Corporación Minera del Neuquén Sociedad del Estado Provincial*", signed a Mining Usufruct Agreement for the *Andacollo Mining Project*.

On April 24, 2020 the Company submitted its request for voluntary reorganization, together with the request for the lifting of the judicial recess, based on the decline in the Company's activities and the following circumstances that resulted in its liquidity problems and cessation of payments:

a. The serious effects on the country's macroeconomic and financial variables following the "PASO" elections held on November 8, 2019;

b. The need to obtain funds from abroad and the difficulty aggravated by the exchange regulations in Argentina since September 2019;

c. The uncertainty related with the National Government's negotiations with the International Monetary Fund and its capacity to pay its external debt;

d. Current high tax burden;

e. Problems caused by the mishandling of the company by the former manager; and

f. Aggravation of the above circumstances due to the Coronavirus (COVID-19) pandemic.

The Company declared the cessation of payments on October 7, 2019, at which time its assets were frozen which prevented it from fulfilling its ordinary obligations, a total of approx. USD 2M in assets and a total of approx. USD 3.5M in liabilities.

The case is also relevant for the novelty in the admission of a digital petition by the courts. The judge on duty had the digital petition for the opening of a voluntary reorganization process filed, based on: (i) the economic situation of the company to meet short-term obligations; (ii) the situation of illiquidity that worsened during the second half of 2019; (iii) the protection of the Company and the employees; (iv) the request from the Company to continue with the main contract which makes the essence of the Company's activity; and (v) the uncertainty with respect to the termination of the extraordinary court recess.

The docket is currently under analysis with respect to the admissibility requirements under the LCQ.

PROVINCE OF NEUQUÉN UPDATES REGULATION ON WATER USE FEES

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By means of Disposition No. 57/2020 (the "**Disposition**"), issued on February 28, 2020, the Under Secretariat of Water Resources -- a centralized authority within the Ministry of Energy and Natural Resources of the Province of Neuquén (the "**Province**")– amended the regulations corresponding to the fee payable for the use of public water resources for industrial purposes (the "**Water Use Fee**"), updating the values applicable to each "Type of Industry" (*Tipo de Industria*) and in accordance with "Resource Availability" (*Disponibilidad de la Fuente*), which are considered when calculating the Water Use Fee payable with respect to the following water resources: Neuquén River Basin (*Cuenca Río Neuquén*), Bajo del Añelo Basin (*Cuenca del Bajo del Añelo*), Inferior Río Limay (*Río Limary Inferior*) -downstream from the Arroyito dam up to its junction to the Neuquén River-, Neuquén Group Aquifers (*Aquíferos en el Grupo Neuquén*), Rayoso Formation (*Formación Rayoso*) or its strategic equivalents, and other unclassified water resources. The current value of the monthly minimum unit for the calculation of the Use of Water Fee (included as factor "K" in the formula for calculation of the corresponding amount) is ARS 4.90 /m3 (approx. USD 0.07/m3)[2].

The Disposition also establishes an obligation to submit the applicable affidavits and pay the Water Use Fee every two months and sets forth a schedule with the dates on which companies must comply with this obligation between January and December 2020.

These amendments went into force on January 1, 2020.

[2]As established in Disposition No. 388/2019 of the Undersecretariat of Water Resources of the Province.

DECREE NO. 488/2020 - THE COME-BACK OF THE "CRIOLLO BARREL"

Decree No. 488/2020, published on May 19, 2020, established that crude oil delivered to the domestic market shall be sold at a fixed price of USD 45/bbl (taking as reference *Medanito* crude oil). This measure created a wide array of legal issues for upstream and downstream players that need to be analyzed in detail and on a case-by-case basis.

BILL TO CREATE THE NEUQUEN DEVELOPMENT FUND

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On June 3, 2020, Omar Gutierrez, the Governor from the Province of Neuquén, submitted a Bill of Law ("**Bill**") to the Legislature of the Province of Neuquén proposing a new law to create in Neuquén the Development and Stabilization Fund ("**Fund**").

The main goal of the Fund is to use the profits from the exploitation of oil and gas to promote strategic activities and to carry out works for the general welfare of the population and for the permanent benefit of Neuquén. The Fund may be used to attend extraordinary events that result in fiscal imbalances of the and/or states of emergency in the Province.

Pursuant to the Bill, the Ministry of Economy and Infrastructure will be in charge of the control and administration of the Fund, for which purpose it will set up a council made up of representatives of the: (i) Ministry of Economy; (ii) Ministry of Energy and Natural Resources; (iii) the Ministry of the Chief of Staff; and (iv) the Ministry of Production and Industry ("**Council**"), which shall serve ad *honorem*.

The financial agent of the Fund shall be *Banco Provincia de Neuquén S.A.* that shall:

(a) carry out the contracting of portfolio management services with national or foreign human and legal persons; and

(b) act as a consulting agent and actively propose investment strategies to the Council.

The Fund shall be integrated with the following resources:

(a) 50 per cent of the royalties from the export of oil and gas;

(b) The repayment of loans granted, their interest services, accessories and any other product;

(c) The proceeds from the return generated by the investment of the Fund's own resources, discounting the costs of such management; and

(d) The additional resources defined by the Executive Branch.

The resources of the Fund may be allocated to (i) direct financing of investment projects of companies (from Neuquén or investing in the territory of the province of Neuquén); (ii) productive activities, tourism, services, science and technology, renewable energies; and (iii) that do not have a direct or indirect link with the hydrocarbon value chain (iv) the financing of strategic investments in infrastructure that are contemplated in the current and future provincial budget laws and that directly contribute to the development of the activities detailed in the Bill.

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COVID-19 OUTBREAK
FEDERAL GOVERNMENTAL MEASURES

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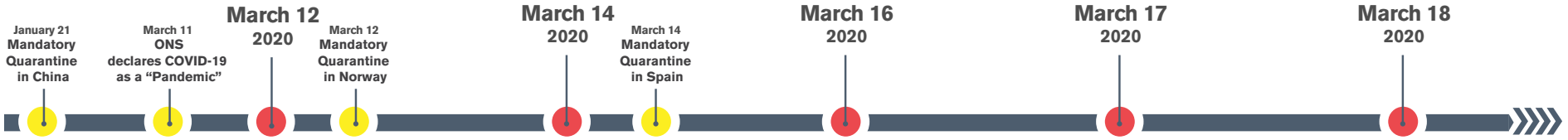
This timeline includes a detail of the main regulations issued as of the date of this report. These measures which include restrictions on travel, movement, and large gatherings (and are expected to become more stringent in the short term) have resulted in significant business interruption with impact in many sectors of the economy.



Decree N° 260/2020

- Extends the health emergency set forth under Law N° 27,541.
- Grants special powers to the Federal Executive and the Health Ministry to tackle the effects of the outbreak.
- Imposes a mandatory 14-day quarantine for certain individuals (infected persons, persons entering the country from affected zones, persons in near contact with the previous persons, etc.).
- Sets forth the population's obligation to report symptoms.
- Imposes a 30-day suspension of flights from affected zones.

Disposition N° DNM 1644/2020

Suspends visa applications for temporary residency, special travel authorization and other visas, in connection with individuals from affected countries.

Resolution SGEP N° 3/2020

Regulates the granting of a 14-day license for certain public employees of all governmental agencies.

Resolution MS N° 567/2020

Prohibits for a term of 30 days the entry of foreigners that during the 14 days prior to their arrival have traveled through the affected zones.

Resolution ML 202/2020

Suspends the obligation to attend to work of those persons covered by section 7 of Decree 260/2020 (i.e. infected persons, persons entering the country from affected zones, persons in near contact with the previous persons, etc.).

Decree 274/2020

Prohibits the entry of foreigners for a term of 15 days except for very limited exceptions (foreign trade, crews, etc.)

Supreme Court Decision 4/2020

Suspends procedural terms in court proceeds from March 16 to March 31, 2020.

Resolution ML 207/2020

Suspends the obligation to attend to work for a term of 14 days of workers belonging to the risk-groups (pregnant women, persons with respiratory diseases, etc.).
Suspends the obligation to attend to work of parents while the suspension of schools is pending.
Recommends employers to adopt measures to reduce the number of employees present at the workplace to exclusively those required for the adequate functioning of the plant or company.

Resolution SRT 21/2020

Regulates certain reporting obligations to be complied by the employers (information to the Labor Risk Insurance Provider) regarding workers carrying out home office.

Administrative Decisions 371/2020 and 390/2020

Regulates the licenses to be granted to public officers and employees

Resolution MSec 40/2020

Authorizes the Federal Police, TSA and the Armed Forces to assist the health authorities at the borders and at any other places in which such authorities need to enforce the hygiene and safety measures enacted by the Government.

Resolution IGJ 10/2020

Suspends until March 30, 2020 the term to file answers and submit documentation.

Resolution AFIP 4682/2020

Suspends of all terms in fiscal proceedings until March 31, 2020.

Disposition DNM 1709/2020

Exempts passengers in transit to another country from the prohibition to enter Argentina set forth under Decree 274/2020.

Disposition DNM 1711/2020

Extends the effectiveness of temporary and transition residency visas for a term of 30 days as from their date of expiration.

[1] The Government has adopted many other measures (e.g. those applying to education, those limiting the functioning of public offices and governmental agencies, etc.) that are not described in this report.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

Decree 297/2020

• Imposes a mandatory social isolation until March 31, 2020, prohibiting individuals from moving from the place in which they were at 00.00 hs. of March 20.
• The only movements allowed are those minimum movements to procure basic supplies.
• The police and armed forces shall permanently control compliance with the above.
• The prohibition to circulate does not apply to employees from different areas, considered essential, that include inter alia: 1) security forces, 2) high rank officers of the federal, provincial and municipal governments, 3) media; 4) public works; 5) supermarkets, pharmacies, hardware stores, 6) food, cleaning products, health equipment, vaccines, other health supplies manufacturing industries and their supply chain , 7) unavoidable activities related to foreign trade, 8) goods, oil, fuels and LPG transportation, and 9) minimum shifts ensuring the operation and maintenance of oil and gas wells, oil and gas treatment plants and refineries, power transmission and distribution, gas stations and power generators.

Decree 298/2020

Suspends until March 31, 2020 all procedural terms in administrative proceedings at the federal level.

Decree 300/2020

Provides certain benefits from a social security contributions and tax on bank debits and credits for companies in the health sector.

Resolution SCI 100/2020

• Sets forth for 30 days maximum prices for various products by reference to the prices in effect as of March 6, 2020.
• For a term of 30 days orders companies belonging to the supply chain of those products to increase production to its maximum capacity and adopt the measures required to ensure transportation and supply thereof.

Disposition N° 3/2020 of the Consumer Defense Undersecretariat

• Creates a reporting regime for maximum prices for certain basic products available at www.preciosmaximos.produccion.gob.ar.
• Sets forth a claim mechanics proceeding for violations to the maximum prices.

Resolution Enargas 1/2020

• Suspends public concurrence to its offices until April 3, 2020.
• Requires agents to inform an electronic address for purposes of all notices to be carried out during such period.

Resolution ML 219/2020

Regulates the requirement to be met in connection with employees from activities exempted by Decree N° 297/2020 from the mandatory quarantine.

Administrative Decision JGM 429/2020

Includes additional exceptions to the mandatory quarantine set forth under Decree 297/2020, including inter alia: 1) subject to an authorization to be requested to the Industry Secretariat, industries with continued processes the interruption of which may cause structural damages in the production lines, subject to a reduction of their activity and personnel to the minimum; 2) biofuel production and distribution, 3) nuclear plants, 4) hotels working in relation with the sanitary emergency; 5) the Argentine SEC, 6) airports, and 7) activities linked to the mining activity environmental protection.

Resolution DNV 98/2020

Suspends collection of tolls corresponding to certain highways until March 31, 2020.

Resolution AFIP 4683/2020

Extends until June 30, 2020 certain payment facility programs.

Resolution AFIP 4684/2020

Suspends until June 30, 2020 the order of injunction measures against micro, small and medium companies (PyMEs) due to tax debts.

Resolution AFIP 4685/2020

Orders until June 30, 2020 the mandatory use of the Digital Submissions platform (tax password required) for the making of different submissions including inter alia retroactive registration and deregistration in taxes, change of corporate domicile, deregistration by reason of death, tax exemption certificates, withholding obligation exemption certificates, VAT refund certificate, tax residency certificate, binding consultations, challenges, modification of productive capacity, filing of appeals, export VAT refunds, corporate reorganizations.

Central Bank Board Resolution 117/2020

Suspends all procedural terms in financial and criminal FX proceedings sitting before the Central Bank.

Supreme Court Resolution 6/2020

Declares an extraordinary court holiday (feria) of all national and federal courts until March 31, 2020 which shall be extended in the same term of any eventual extension of the quarantine set forth under Decree 297/2020.

National Procurement Office Disposition 48/2020

Supplements the special rules on procurement during the sanitary emergency set forth under Administrative Decision 409/2020.

Communication BCRA « A » 6942

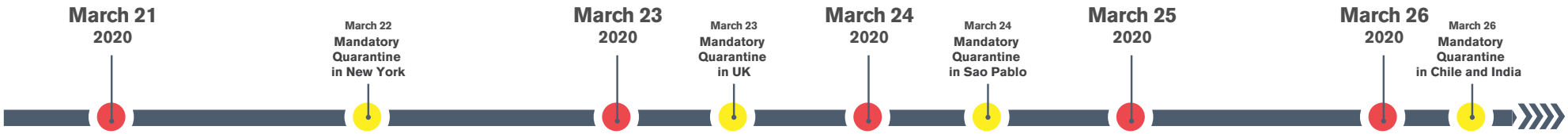
Sets forth special rules applying to banks until March 31, 2020:
• No face to face customers services. Bank offices to be closed.
• Rendering of customary remote banking services.
• Adopt the necessary measures to ensure supply of bills in ATMs.
• The payment date of financings maturing between March 20 and March 31, shall be moved to April 1.
• No checks clearing until March 31, 2020. the days between March 20 and March 31 shall not be computed for purposes of the check maturity.
• Remote FX transactions allowed.
• Remote capital markets transactions are permitted.
• The following services must be maintained operative: clearing, MEPs, electronic wire of funds, credit and debit card administration, electronic payment processing schemes, payment service suppliers, and related suppliers.

[2] Per Administrative Decision 429/2020 it is clarified that not only manufacturers of these products are exempted but also does companies forming part of the supply chain of those manufacturers.
[3] Decentralized entities of the Public Administration also suspended procedural terms through separate regulations (e.g. Labor Risk Superintendence, National Ports Administration, etc.).

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA



Resolution MDS 132/2020

Establishes special exceptional rules for the social quarantine in the case of children with divorced parents.

Resolution ENRE 3/2020

Orders EDENOR and EDESUR to:

- Suspend face-to-face customer services and close all commercial offices.
- Establish an electronic customer service and claims system.
- Mobilize only the minimum human resources needed for the rendering of the power distribution service, with regard to technical and operational matters.

Resolution SRT 29/2020

- Orders all Labor Risk Insurers (ARTs) to electronically deliver certain informative notices regarding COVID-19 prevention measures to all affiliated employers, approved through the resolution.
- Orders employers to include at least one copy of the informative notices in all workplaces.

Joint Resolution MDP and MS 1/2020

- Identifies certain essential medical supplies and orders all manufacturers, distributors, marketers and companies belonging to the supply chain of those products to increase production, distribution and commercialization of the same up to their maximum installed capacity and adopt the measures necessary to ensure supply to the population and health providers.
- Orders distributors and marketers of these products to prioritize supply of the same to health providers.
- Orders manufacturers of these goods to inform to the Internal Trade Secretariat (i) every 5 calendar days the quantities of goods produced and the purchasers; and (ii) the production plan for the next 3 months.
- Compliance of the rules set forth under this resolution shall be subject to the rules and sanctions of the Supply Law 20,680.
- The rules set forth under this resolution shall be in effect for 90 days as from publication.

Administrative Decision 431/2020

- Requires public agencies, jurisdictions and entities to share between themselves, under the supervision of a special unit, all information in their records in order to adopt useful measures to protect public health during the duration of the sanitary emergency.
- All public officers involved in the assignment and treatment of the aforementioned information must comply with all applicable data protection regulations and tax secret.

Disposition SRT 3/2020

Approves recommendations for work in the telecommunications sector.

Disposition SRT 3/2020

Approves recommendations for work in the telecommunications sector.

Communication "A" 6944

Amends Communication "A" 6942 clarifying the services/transactions that may continue to be performed by banks during the quarantine and reducing the suspension term of checks clearing until March 25, 2020.

Decree 311/2020

· For a 180-day term counted as from publication prevents gas and power distributors, water companies, telcos, internet providers and cable providers from suspending service to certain users with a debt of at least 3 monthly invoices maturing as from March 1, 2020. Similar rules apply to users with pre-paid services.
· The beneficiaries of these measures are certain individuals included in special categories such as AUH beneficiaries, social mono-tax regime, retired individuals from the lower categories, beneficiaries of the unemployment insurance, MiPyMEs as set forth in the supplementing regulations, registered cooperatives, health entities, and public entities contributing to the manufacture and distribution of food.
· In all cases the companies will need to make available to the aforementioned users payment facility schemes.
· Freezes the price of LPG marketed through carafes for 180 days.

Decree 312/2020

· Suspends until April 30, 2020 the obligation of banks to close bank accounts of issuers of unfunded checks and the applications of fines as set forth in the regulations.
· Suspends until April 30, 2020 the obligation of banks to request, as a CP to the granting of financing, evidence of compliance with all social security contributions payment obligations.

Resolution MT 74/2020

Approves the form of certification for the activities listed in section 6(15) and (18) of Decree 297/2020 as activities exempted from the quarantine (essential activities linked with foreign trade, public transportation, transportation of goods, oil, fuel and LPG.

Resolution ENACOM 304/2020

Authorizes to consider as duly delivered certain postal services without the need of the addressee's signature in the delivery and establishes additional measures which vary depending of the type of service.

Disposition DNM 1771/2020

Requires all persons entering the country to use, for a minimum term of 14 days, the app "COVID 19-Ministerio de Salud" in its web version or version for mobile phones.

Resolution IGJ 11/2020

Subject to the compliance of certain conditions set forth in the resolution, authorizes companies - during the duration of the mandatory quarantine set forth by Decree 297/2020 (as extended) – to carry out board meetings and shareholder meetings through digital or electronic means or platforms, even if the companies' bylaws do not expressly provide for such possibility.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

March 26 2020

Communication BCRA "A" 6942

Until June 30, 2020 banks may not apply charges or commissions for transactions (deposits, extractions, consultations, etc.) carried out through ATMs, irrespective of the amounts or number of transactions, or of whether the individual is a client or not of the relevant bank.

CNV Communication to issuers 1/2020

The CNV informs issuers that 1) the obligation to submit information through the AIF, as established in the regulations, is maintained, 2) submissions to the CNV will need to be made to the address mesadeentradasEmisoras@cnv.gov.ar; 3) the only submissions that will be considered valid will be those made from email addresses previously validated through AIF; and 4) describes the conditions that each submission will need to meet.

March 27 2020

Decree 313/2020

Extends the prohibition to enter the country until March 31, 2020 (as such term may be extended) to Argentine residents and Argentine nationals with foreign residency.

ENARGAS Resolution 2/2020

- Prohibitions distribution company from rendering face to face customer services. Customer services must be rendered through other channels.
- Gas transmission and distribution companies may only mobilize the minimum number of employees requires to ensure the continuity of the services from a technical and operational point of view.

Resolution MT 78/2020

Abrogates Resolution MT 74/2020 and approves a new form of certificate of authorization for exempted activities with regard to the transportation of goods, oil, gas and LPG.

Resolution IGJ 11/2020

Amends the requirements allowing companies to carry out distance board of directors or shareholders meetings.
As an exception, and during the duration of the mandatory quarantine, authorizes companies that do not have such a possibility in their bylaws, to carry out distance board and shareholders meetings provided the requirements set forth in the resolution are met.

Resolution MADS 93/2020

Extends until April 30, 2020 the effectiveness of the Environmental Annual Certificates expiring between March 1 and April 30, 2020 granted to transporters and operators of hazardous waste under Law 24,051 with regard to activities exempted from the mandatory quarantine.
Sets forth the rules applying, during the quarantine, for the obtention of hazardous waste transportation manifests.

Communication BCRA "B" 11980

With regard to payment services during the mandatory quarantine, the Central Bank clarifies that there are no impediment for the operation of non-banking payment systems located in stores exempted from the mandatory quarantine (such as supermarkets, pharmacies, gas stations, etc.) provided that the services are rendered by the same cashiers and with the same employees of the relevant store. Exclusive cashiers for these services are not allowed.

March 28 2020

Decree 316/2020

Extends until June 30, 2020 the tax moratorium set forth under Law N° 27,541 for PyMEs.

Decree 317/2020

Sets forth the need to obtain an export permit for the export of certain health supplies (linked to COVID treatment).

Resolution SENASA 295/2020

Extends until July 31, 2020 the effectiveness of permits and registrations corresponding to transportation of animal-originated goods, manufacturers of food for animals, wholesale, concentration, storages and marketers of fruits and vegetables, and fruit and vegetable packaging plants, among others.

Resolution SCI 102/2020

With regard to the maximum prices set forth by Resolution SCI 100/2020, this regulation obliges the corresponding stores to have, in all sales points, the list of prices effective as of March 6, 2020 for each applicable product. The resolution also establishes the minimum information to be included in the relevant price lists.

Disposition SRT 5/2020

Approves, among other recommendations, (i) the special recommendations applicable to activities exempted from the mandatory quarantine; and (ii) recommendations from trips to and from work.

March 29 2020

Decree 319/2020

Sets forth special rules regarding certain mortgage credits over real estate property for single residential use (suspension of foreclosures, freeze of installments until September 30, 2020, manner of payment of the difference, etc.).

Decree 320/2020

Sets forth special rules regarding certain lease contracts (with regard to leases of properties applied to the rendering of services, commerce or industry these rules only apply to cases in which the tenant is an individual registered with Monotributo, autonomous professionals or MiPyMEs). These rules include extension of contractual terms until September 30, 2020, freezing of lease prices until September 30, 2020, special rules for the payment of the different between the contractual prices and the frozen prices, rules on the payment of debts for outstanding leases, suspension of evictions.

Resolution MI 48/2020

Implements the Single Circulation Permit (Certificado Unico Habilitante para Circulación) for any person included in the exceptions to the mandatory quarantine. The certificate shall be personal and non-transferable and must be obtained through the Trámites a Distancia platform. The Certificate shall have an effectiveness of 7 calendar days and may be renewed.
The certificate shall not be required in the case of individuals that need to transit due to force majeure reasons in which case they will need to evidence the reasons through the proper documentation.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

March 31
2020

April 1
2020

Resolution AFIP 4689/2020

Sets for the week of May 18 to May 22, 2020 the term to submit the transfer pricing reporting regime for the fiscal periods closed between December 31, 2018 and September 30, 2019.

Decree 325/2020

Extends the mandatory quarantine set forth under Decree 297/2020 until April 12, 2020, inclusive.

Decree 326/2020

- Instructs the creation of a Special Purpose Fund to grant guarantees to facilitate MiPyMEs registered with the MiPyME registry to access to credit facilities to finance working capital needs.
- The issuance of the guarantees shall be subject to the following guidelines: 1) Addresses: financial entities, non-financial entities developing financing tools, SGRs, and national, provincial or regional public funds complying with certain conditions to be established; 2) Purpose of the guarantees: secure repayment of working capital loans; 3) Beneficiaries: MiPyMEs registered with the MiPyMES Registry holding an effective MiPyME Certificate.

Decree 327/2020

Extends the suspension of administrative terms established by Decree 298/2020 until April 12, 2020, inclusive.

Decree 329/2020

- Prohibits layoffs without cause or by reason of reduction of activity or force majeure, for a term of 60 days counted as from March 31, 2020.
- Prohibits suspensions due to reduction of activity or force majeure for a term of 60 days as from March 31, 2020, except for suspensions under Section 223 bis of the Labor Contract Law (agreed suspensions validated by the labor authority).
- Layoffs and suspensions in violation of the aforementioned prohibition shall have no effect.

Decree 330/2020

- Extends until April 30, 2020 the term to repatriate external assets for purposes of avoiding the application of the increased rate of Personal Assets Tax.
- With regard to the obligation to apply the repatriated assets to authorized uses of funds before December 31, 2020 it clarifies that the application to such uses may be indistinctly and successively to any one of them.

Decree 331/2020

- Extends until April 12, 2020 the prohibition to enter the country set forth under Decree 274/2020.
- Instructs the Foreign Affairs Ministry and other ministries to adopt the necessary actions to allow for the gradual return of Argentine residents and Argentine nationals residing abroad that were not able to enter the country.

Administrative Decision 446/2020

- Amends the regulations governing the Single Circulation Permit set forth under Resolution MI 48/2020.
- States that as from April 6, 2020 the Single Circulation Permit shall be the only valid document to evidence exceptions to the mandatory quarantine. The Certificate shall be in effect until the end of the mandatory quarantine.
- The following cases are exempted from the obligation to obtain the Certificate and shall evidence the corresponding exemption in accordance with the applicable regulations: (i) individuals included in the exceptions set forth in subsections 1 to 5 (health workers, security forces, armed forces, court workers and persons assisting the disabled), 8 (refectories), 9 (media services), 13 (agriculture, cattle and fishing activities), 14 (internet), 15 (foreign trade), 16 (waste collection, transportation and treatment), 17 (basic public utilities), 18 (transportation of persons, goods, fuel, LPG and oil), 21 (postal and package services) and 24 (activities authorized by the Central Bank, ATM services, money transportation) of section 6 of Decree 297/20 and section 1, subsection 2 (biofuel production and distribution) of Administrative Decision 429/2020; and (ii) persons that need to transit due to force majeure reasons (subsection 6 of section 6 of Decree 297/2020), who shall evidence the exemption through the force majeure event documentation.
- With regard to activities that are subject to the obtention of the Certificate, any previous certificate or authorization shall expire on April 6, 2020.

Resolution MS 695/2020

Prohibits air ventilators manufacturers to deliver the products without the prior authorization of the Ministry of Health, irrespective of whether a contract or purchase order exists.

Resolution MS 696/2020

Sets forth the rules for the issuance of prescriptions through text message or electronic means during the mandatory quarantine.

Resolution MDP 132/2020

Creates the Support Program for the Health Supplies and Technological Solutions National Productive Sector in order to assist and finance the public health sector and private companies, entrepreneurs and public institutions. The regulation only sets forth the program goals.

Resolution SCI 104/2020

- Extends the duration of the Ahora 12 program until June 30, 2020, establishing the possibility of purchasing products in 3, 6, 12 and 18 fixed installments (depending on the type of product).
- Amends the conditions of the Ahora 12 program accepting all payment mechanisms – including virtual or electronic payment means – and establishes special rules for digital payment systems.

Resolution MT 279/2020

Replaces the rules set forth by Resolution MT 219/2020 regulating the activity of workers during the mandatory quarantine and the workers of exempted activities. In accordance with the new rules, it:

- Maintains (i) the suspension of the obligation to attend the workplace of workers not covered by the exceptions to the mandatory quarantine, and (ii) the obligation to work from home, if possible due to the nature of the relevant activity.
- Abrogates the rule in Resolution MT 219/2020 that established that in the case of workers that due to the nature of their activities it was not possible to work from home, the amounts paid as salary would not be subject to social security contributions.
- Maintains the qualification of "essential personnel" of the workers of exempted activities and the continuation of their activities as a national economy requirement.
- Maintains the employers' power to reorganize the workday in order to ensure the continuity of the essential activities in accordance with adequate health and safety conditions.
- Clarifies that, in the case of non-exempted activities, the mandatory quarantine (which implies a prohibition to work) does not constitute a day of rest or holidays but the result of a public health decision and, as a consequence, the holiday-related additional remunerations set forth under the applicable laws shall not apply.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 1 2020

Resolution AFIP 4690/2020

Extends the terms of the MiPyMEs tax moratorium set forth under Law 27,541 and amends some of the applicable conditions.

Communication BCRA "A" 6949

Supplements the rules set forth by Communication "A" 6942.
•Extends until April 12, 2020 the measures established in the following sections of Communication "A" 6942:
1 – Maintains the prohibition of face-to-face customer service: as an exception, as from April 3, allows banks to open to carry out payments to the retired and beneficiaries of social plans. Special measures must be adopted to protect the customers and the employees.
2 – Continuity of remote banking services.
5 – Remote FX operations.
6 – SIOPEL.
7 – Continuity of payment systems and ATM transactions.
8 – Remote capital market transactions.
• In the case of financings, any outstanding amounts corresponding to financings maturing between April 1 and June 30, 2020 may only accrue compensatory interest in accordance with the applicable contracts.
• In the case of financings, and any outstanding amounts corresponding to financings (excluding credit card financing) maturing between April 1 and June 30, 2020, the bank must incorporate the relevant installment in the month following the maturity of the financing, subject to the accrual of compensatory interest.
• In the case of credit card financings, any credit card statements maturing between April 1 and April 12, 2020 may be paid on April 13, 2020 without any penalty or additional cost.
• Banks must make available deposit boxes and a cash receipt system for larger amounts.
• Sets in 49% the maximum interest rate applying to credit card financings by banks.

Decree 332/2020

• Creates the Employment and Production Emergency Assistance Program pursuant to which employers and workers may obtain certain benefits, subject to the compliance of certain conditions.
• Benefits:
• Extension of payment terms or reduction of up to 95% of the social security contributions corresponding to April 2020: the reduction will only be available to employers of up to 60 employees (as of February 29, 2020). Employers with a larger number of employees must initiate Procedimiento Preventivo de Crisis de Empresas set forth under Law 24,013 as a condition to obtain the reduction benefit. AFIP must establish special payment terms and mechanisms.
• Salary Supplement: to be paid by ANSES for all workers under the collective bargaining regimen of Law 14,250 in companies of up to 100 workers. The supplement shall be set as follows: (i) companies of up to 25 employees: 100% of the gross salary subject to a maximum amount equal to one minimum vital variable salary (SMVM); (ii) companies between 26 and 60 workers: 100% of the gross salary subject to a maximum amount equal to 75% of the SMVM; and (iii) companies between 61 and 100 workers: 100% of the gross salary subject to a maximum amount equal to 50% of the SMVM. The supplement shall be considered a payment on account of the remuneration of the relevant workers and the balance shall be payable by the employer.
• REPRO Health Emergency Assistance: payment of a non-remunerative amount between $ 6,000 and $ 10,000 payable by the State for workers corresponding to the collective bargaining regimen of Law 14,250 in companies of more than 100 workers.
• Unemployment benefits: workers may accede to an unemployment benefit during the quarantine of between $ 6,000 and $10,000 subject to certain conditions to be established in the implementing regulations.
• In order to qualify for these benefits, one or more of the following conditions must be met: 1) economic activities critically affected in the geographic areas in which they are developed; 2) relevant number of employees infected with COVID 19 or undergoing mandatory isolation or enjoying the work obligation release due to being part of one of the risk groups or having to take care of family members, and 3) substantial reduction of its sales after March 20, 2020.
• The aforementioned benefits are not available for (i) companies engaged in activities exempted from the mandatory quarantine, and (ii) those companies that although not exempted, do not evidence actual problems showing a significant reduction if the level of activity.
• The employers must evidence before AFIP the affected payroll. The Labor Ministry may require additional information and carry out inspections to confirm the information supplied by the applicant.
• The Decree applies with regard to the companies' economic results between 20.03.2020 and 30.04.2020, inclusive.

Supreme Court Resolution 8/2020

Declares an extraordinary court holiday (feria) for all national and federal courts until April 12, 2020 which shall be extended in the same term of any eventual extension of the quarantine set forth under Decree 297/2020.

April 2 2020

Decree 333/2020

Reduces to 0% the import duty rate applicable to the import of certain COVID 19-related health supplies and equipment and exempts such imports from the application of the Statistical Fee.

Resolution SMCP 272/2020

Suspends until April 30, 2020 the requirement that in order to receive governmental advertising the relevant content producer or means of communication must be registered with the Registro Nacional de Proveedores de Publicidad Oficial. Sets forth the conditions to be met by recipients of public advertising during the mandatory quarantine.

Resolution SSS 281/2020

Extends the validity term of prescriptions for chronic use drugs, subject to certain conditions.

Resolution SSS 282/2020

Sets forth certain recommendations for health agents and private health companies with regard to remote services and related duties (data protection, external audits, etc.).

Resolution AFIP 4691/2020

Amends the supplemental regulations applying to the repatriation of external assets for purposes of avoiding the incremental Personal Assets Tax rate: 1) extends the maturity date of the obligation to make the advanced payment to May 6, 2020; and 2) authorizes the filing of the advance payment exemption obligation until May 6, 2020.

Resolution IGJ 13/2020

Extends the suspension of terms set forth under Resolution IGJ 10/2020 until April 12, 2020.

Central Bank Communication "A" 6950

As long as the Federal Executive maintains the suspension of section 1 of Ley 25,730:
• The term to present regular checks or deferred payment checks expiring during the suspension is extended for 30 additional days.
• Authorizes a second presentation of checks rejected due to insufficient funds (this provision does not apply to checks issued through electronic means).
• States that banks may not apply fees or charges to their clients related to the rejection of checks.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 3
2020

April 5
2020

Administrative Decision 450/2020

• Sets forth new exceptions to the mandatory quarantine:

1. Sale of construction supplies and materials by special construction stores (corralones).
2. Activities linked to the production, distribution and marketing of forestry and mining products.
3. Tanneries, sawmills, and wood products manufacturers, mattresses manufacturers and manufacturers of vial and agricultural equipment.
4. Foreign trade related activities: exports of manufactured products and imports necessary for the functioning of the economy.
5. Exploration, prospection, production, transformation and commercialization of nuclear fuel.
6. Maintenance basic services and fumigation.
7. Credit cooperatives, through minimum personnel guards, for the exclusive purpose of guaranteeing the operation of credit and payment systems.
8. Registration, identification and documentation of individuals.

Clarifies that in connection with the internet services exception (subsection 14 of section 6 of Decree 297/2020) includes maintenance of servers.

Resolution ENACOM 326/2020

• Considers suspended all administrative terms, including those applying to the submission of administrative appeals, between March 16 and April 12, 2020, except for: 1) fees, rights, investment contributions, taxes and charges collection proceedings, in respect of which there are available electronic payment mechanisms; and 2) certain specific administrative dockets listed in the regulations.
• Extends the validity of permits, authorizations, registrations and licenses expiring between March 16 and May 16, 2020 for 60 days calendar as from the expiration date.

Resolution SCI 105/2020

Suspends the terms, proceedings and hearings of the National Consumer Arbitration System between March 31 and April 12, 2020.

Resolution SCI 106/2020

Rectifies some of the provisions of Resolution SCI 104/2020 pursuant to which the Ahora 12 program had been extended.

Disposition AGP 36/2020

Approves the COVID-19 Protocol for the Port of Buenos Aires, without prejudice of the application of additional restrictions and obligations set forth by the health enforcement authority.

Resolution UIF 32/2020

Closes the Reception Desk until April 12, 2020. All consultations and submissions should be filed through the Virtual Reception Desk.
Extends until April 12, 2020 the provisions of sections 2 (suspension of terms in summary proceedings) and 3 (suspension of surveillance processes) of Resolution UIF 29/2020.
The measures adopted in this resolution shall be automatically extended in case the Federal Executive decides to extend the mandatory quarantine.

Resolution MT 83/2020

• With regard to the activities exempted from the obligation to obtain the Single Circulation Permit (Certificado Único Habilitante para Circular) pursuant to Adm. Dec. 446/2020, the resolution sets forth the minimum information to be included in the forms of authorization to be approved by the different governmental authorities:: (a) identification and logo of the relevant governmental agency; (b) date and place of issuance; (c) term of the authorization, if applicable; (d) Applicable exception to the mandatory quarantine; (e) Name and surname of the person issuing the permit and, if applicable, name and tax ID of the relevant company, capacity, domicile, contact information and ID or tax ID; (f) Name and surname of the authorized individual, ID or tax ID; (g) Vehicle information, if applicable; (h) Origin and destination, if applicable; (i) time of the authorization, if applicable; (j) Required supporting documentation, if applicable; (k) handwritten or digital signature of the persons identified in the certificate.
• The Ministry of Transportation shall upload the forms of certificates and requirements in its website https://www.argentina.gob.ar/coronavirus/aislamiento/aclaraciones/permisos.
• The forms of certificates, instruments and formalities duly issued by the applicable authorities in connection with the exempted activities listed in section 6, subsections 1, 2, 3, 4, 5, 8, 9, 13, 14, 15, 16, 17, 18, 21 and 24 of Decree 297/2020 and section 1(2) of Adm. Dec. 429/2020, shall maintain their effectiveness until the end of the quarantine or until their formal abrogation.

Resolution MT 84/2020

• Modifies the form of certificate (approved through Resolution MT 78/2020) for the following exempted activities: activities linked to agricultural and fishing production, distribution and marketing, essential activities linked with foreign trade, collection, transportation and treatment of hazardous waste, transportation of goods, oil, fuel and LPG, postal services and packages delivery, and production and distribution of biofuels.
• The certificate may be completed by the transporter or the loader in paper or through the web mechanisms to be designed by the Ministry of Transportation and the CNRT.
• The certificates issued prior to the new resolution shall maintain their validity.

Resolution CNV 830/2020

Approves the rules for the holding of remote shareholders' meetings and board meetings for public companies during the mandatory quarantine even if the companies' by-laws do not expressly provide such possibility, subject to the compliance of these requirements.

• Shareholders' meetings: 1) guarantee access to all shareholders, with voice and vote, 2) the virtual communication system must permit the simultaneous transmission of sound, images and words throughout the meeting and allow to record the meeting in digital format; 3) the notice of meeting must include the applicable communication method; the access mechanism, the procedures for remotely casting votes by digital means; inform an e-mail for the communication of assistance to the meeting; 4) shareholders must provide notice of attendance to the meeting to the e-mail address informed by the issuer and, in the case of representatives of shareholders, they should send a duly authenticated copy of the PoA, 5 business days in advance of the meeting; 5) the minutes of meeting must include the information of all participants, the capacity in which they have participated, their location and the mechanism used to access the meeting; 6) the Issuer must keep the digital record of the meeting for 5 years and must make the record available for any shareholder who may request it, 7) the surveillance committee must exercise its powers during all stages of the meeting, 8) if a shareholders' meeting has been called before the publication of the resolution and is going to be held virtually, the Issuer must publish a supplemental notice evidencing complying with the requirements of the resolution.
Additionally, if the possibility of holding remote meetings is not expressly provided in the by-laws, the following conditions must also be met: 1) disclose the notice of the meeting by all reasonably necessary means in order to guarantee the rights of the shareholders and 2) the meeting must be held with the quorum required for extraordinary shareholders' meetings and the shareholders must approve, as the first item of the agenda, to hold the meeting remotely with the majority required for the amendment of the by-laws.

• Board meetings: 1) the meeting must comply with the requirements of section 61 of the Capital Markets Law 26,831 (as amended) that requires the board members to be communicated with each other by means ensuring the simultaneous transmission of sound, images and words and the surveillance committee to supervise the regularity of the decisions taken in the meeting; and 2) at the first on-site shareholder meeting held after the end of the mandatory quarantine, the board resolutions must be ratified as an express item of the agenda with the quorum required for extraordinary meetings and the majorities required for amending the by-laws.

Disposition SSFT 3/2020

Extends until April 12, 2020 the suspension of terms in all surveillance proceedings carried out by the Labor Surveillance Undersecretariat, registration of books and surveillance of labor documentation, as well as defense hearings.

Disposition SRT 6/2020

The Labor Risk Superintendence approves the document "Emergency COVID-19. Special Recommendations for Works in the Electricity Sector".

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 6
2020

April 7
2020

Decree 346/2020

• Defers until December 31, 2020 (or any earlier date determined by the Ministry of Economy) the payments of debt services of USD-denominated sovereign bonds governed by Argentine law.

• The following bonds are excluded from the deferral:

i) Non-transferable T-Bills in USD held by the Central Bank, including those issued under section 61 of Law 27,541 and the T-Bills subscribed directly by the Sustainability Guarantee Fund (FGS) of ANSES.

ii) T-Bills issued under Decree 668/2019 (T-Bills in which public sector jurisdictions and companies could invest their excess funds).

iii) T-Bills issued under Joint Resolution SF/SH 57/2019 (to cancel the National State's obligations with the Province of Mendoza regarding the "Aprovechamiento Hídrico Multipropósito Portezuelo del Viento" project).

iv) T-Bills in USD issued under Joint Resolution SF/SH Nº 17/2018 (subscribed by China Machinery Engineering Argentina Sociedad Anónima -CMEA- with regard to certain advance payment agreement executed in 2014).

v) Natural Gas Program Bonds issued under Joint Resolution SF/SH 21/2019.

vi) Guarantee T-Bills issued under Resolution MF 147-E/17 and Joint Resolution SF/SH 32/18 (in guarantee of the Project Sale Price payment obligations under the Renovar Program).

• The payment of debt services of the bonds mentioned in (i) and (ii) shall be replaced by new public bonds the conditions of which shall be determined by the Secretariat of Finance and the Secretariat of Treasury.

• Extends the effectiveness of Decree 668/2019 until December 31, 2020 (establishing that excess funds from public sector jurisdictions and companies must be invested in the T-Bills set forth therein) and includes the FGS under the provisions of the decree.

Decree 347/2020

• With regards to the Work and Production Emergency Assistance Program created by Decree 332/2020, the Evaluation and Monitoring Committee is created (formed by the Ministries of Productive Development, Economy and Labor and the AFIP).
• Amends Decree 332/2020 to establish that without prejudice of the general exclusion of the activities exempted by the mandatory quarantine from the Program, on the basis of special circumstances affecting significantly the development of such activities, the relevant companies may submit a benefit application to be resolved by the Chief of Cabinet with the prior opinion of the Evaluation and Monitoring Committee.

Central Bank Communication "A" 6957

Supplements Communication "A" 6945 regarding ATM transactions to establish that banks must allow any person to be able to carry out extractions of at least $ 15,000 (daily accumulated cap), irrespective of whether they are clients or not of the relevant bank in which the ATM is located.

Central Bank Communication "A" 6958

• Regulates the manner in which banks will operate during the week of April 13-17, 2020:

Window services are not allowed.
The hours in which banks shall be opened shall be extended 2 hours each day.
Attendance shall be carried out through a daily schedule that will depend on the client's ID's or CUIT's last number.
Clients will need to previously register through electronic means. The bank shall issue a registration certificate, stating date and corresponding branch, which shall serve as circulation permit.
The retired and social plans beneficiaries will not be required to be previously registered.

• Non-bank credit card issuers and other non-financial credit suppliers registered with the SEFyC must open their main offices during the week of April 13-17, 2020 and services shall be subject to the same rules as those applying to banks, except that in this case, the retired and beneficiaries of social plans must be previously registered.

• FX operators may not provide face-to-face assistance and must continue to operate remotely.

Administrative Decision 468/2020

• Extends the exceptions to the mandatory quarantine, including activities related to private works of energy infrastructure.
• Workers corresponding to these activities must obtain the Single Circulation Permit.

Resolution MDP 140/2020

Sets forth the requirements and proceedings to obtain the export permits for the export of products under Decree 301/2020 (vents) and Decree 317/2020 (health supplies and equipment related to COVID treatment).

Resolution CNV 832/2020

• Issuers, closed mutual funds and financial trusts must submit their annual financial statements closed as of January 31, 2020, February 29, 2020 and March 31, 2020, and intermediate financial statements closed as of February 29, 2020 and March 31, 2020 in the following terms: (i) intermediate periods: within the earlier of 70 days following the end of the relevant quarter, or 2 days following approval thereof by the board; and (ii) annual periods: within the earlier of 90 days following the end of the relevant quarter, or 2 days following approval thereof by the board. Special terms are established for issuers engaged exclusively in the public offering of short-term securities.
• CNV PyMES must submit their annual financial statements and the summarized quarterly accounting report with regard to the aforementioned periods, within the earlier of (i) 70 days or 90 days following the end of the relevant quarter or annual period, as applicable, or (ii) 2 days following approval thereof by the board. PYME CNV GARANTIZADA issuers must publish their annual accounting statements through AIF within 140 days following the end of the fiscal year.
• Issuers, PyMES CNV and collective products administration and custody agents, must immediately report through the AIF any relevant fact regarding their economic and financial situation and any information that must be disclosed to investors in accordance with the applicable regulations.
• Banks registered with the CNV due to their capital markets activities must submit the financial statements for the intermediate period ended on March 31, 2020 within 60 days following the end of such quarter.

AFIP Circular 2/2020

Establishes that until the Commercial Policies and Management Undersecretariat defines otherwise, the original Origin Certificates shall not be required, and electronic copies of such certificates sent to Argentine importers shall be allowed for purposes of clearing imports of goods.

Administrative Decision 467/2020

Incorporates the activity of notary publics as activities excluded from the mandatory quarantine, provided that their activity is required to carry out the other excluded activities. Regulates the conditions in which such activity may be performed. Requires notary publics to obtain the Single Circulation Permit (Certificado Único Habilitante para Circulación) - COVID 19 or the applicable permit depending of the jurisdiction.

Communication BCRA "C" 87015

Sets forth certain clarifications of the rules provided under Decree 312/2020 regarding rejected checks (application of fines, presentment of rejected checks for a second time, etc.).

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx. UIF Obliged Subjects: Contactate con la UIF. Public in general: institucionales@uif.gob.ar.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 8 2020

Administrative Decision 483/2020

With regard to the Employment and Production Emergency Assistance Program (Decree 332/2020), the recommendations of the Evaluation and Monitoring Committee are adopted:

- AFIP should make available the different tools necessary for the applicants to register and submit the necessary information.
- AFIP should evaluate the possibility of extending the term top ay social security contributions for certain applicants mentioned in a technical report that has not been published.
- The Ministries of Economy and Productive Development should prepare the necessary reports to establish the objective criteria to define the application of the requirements to obtain the benefits.

April 9 2020

Decree 351/2020

- Invites majors of all municipalities to supervise compliance with the maximum prices set forth in accordance with Resolution SCI 100/2020, which supervision shall be carried out in accordance with sections 10 and 12 of the Supply Law 20,680.
- Invites governors and the Chief of Government of the City of Buenos Aires to supervise and decide in connection with breaches to the maximum prices set forth under Resolution SCI 100/2020 and request that they coordinate the necessary actions with the majors within their territories.

Decree 352/2020

- Creates the Provincial Financial Emergency Program to assist provinces through the granting of loans for up to Pesos 120,000,000,000 to finance the sustainability of the province's financial situation and other COVID related needs.
- The Provinces shall enter into loan agreements with a specific public trust, payable in 36 equal consecutive monthly installments with a grace period until December 31, 2020, which shall accrue interest at a rate of 0.1% p.a. over the outstanding principal amount adjusted by CER. Interest shall capitalize until December 31, 2020 and the Provinces' obligations shall be secured by Tax Coparticipation.

Resolution SENASA 310/2020

Extends (i) until July 31, 2020 certain authorizations and registrations and (ii) for 180 days the affidavits in connection with wood packaging.

Resolution SCI 109/2020

With regard to the products subject to the maximum prices set forth under Resolution SCI 100/2020 it clarifies that the same are identified in the Sistema Electrónico de Publicidad de Precios Argentinos (SEPA), exclusively by item, category and sub-category and that for purposes of their correct identification the essential features and attributes of each product shall be considered and that any other identification, denomination or classification made by economic agents shall be disregarded.

Resolution SCI 109/2020

With regard to the products subject to the maximum prices set forth under Resolution SCI 100/2020 it clarifies that the same are identified in the Sistema Electrónico de Publicidad de Precios Argentinos (SEPA), exclusively by item, category and sub-category and that for purposes of their correct identification the essential features and attributes of each product shall be considered and that any other identification, denomination or classification made by economic agents shall be disregarded.

Resolution MT 88/2020

Extends for 120 days the effectiveness of the mandatory technical review certificates of vehicles used for public and load transportation that expired as from March 12, 2020.

Resolution AFIP 4693/2020

- Creates the web service for the Employment and Production Emergency Assistance Program (Decree 332/2020) to be used for the application and obtention of the benefits of such program.
- Registered companies and individuals whose main activity is included in the list of activities published by the AFIP may enjoy the benefit of extention of the SIPA social security contributions corresponding to March 2020 until June 2020.

April 10 2020

Central Bank Communication "A" 6964

- Sets in 43% the maximum interest rate that banks may apply to credit card financings as from April 13, 2020.
- States that outstanding balances corresponding to the credit card financings granted by local banks maturing between April 13, 2020 and April 30, 2020 must be automatically refinances for at least 1 year, with a 3-month grace period, in 9 equal, consecutive monthly installments subject only to compensatory interest (at the maximum interest rate). Refinanced amounts may be prepaid at any time without penalty or premium.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 11 2020

Decree 355/2020

Extends the mandatory quarantine until April 26, 2020.

Decree 365/2020

Extends the prohibition to enter the country until April 26, 2020.

Administrative Decision 490/2020

Incorporates new exceptions to the mandatory quarantine: 1) circulation of persons with disabilities or autism, for brief walks; 2) professional assistance to persons with disabilities or autism, 3) banks subject to prior appointment; 4) vehicle repair workshop for vehicles used for exempted activities; 5) sale of spare parts and pieces for vehicles, exclusively through door-to-door delivery, 6) manufacture of tyres, sale and repair exclusively for vehicles used for exempted activities; and 7) sale of office and IT supplies exclusively through door-to-door delivery. The Single Circulation Permit shall be required for these activities.

Resolution MAGyP 42/2020

Approves the Interstate Transportation Registration Certificate and Affidavit for the interstate transportation of workers of activities related to the production, distribution and marketing of agricultural and fish products, which shall be issued electronically through the Ministry of Agriculture's website. The Certificate must be submitted before the Ministry of Transportation to request the exceptions to the interstate transportation prohibition, at least 24 hours in advance.

Disposition ONC 53/2020

Amends Disposition ONC 48/2020 which established certain rules applying to the Emergency Procurement Process by the National State.

Supreme Court Resolution 10/2020

Extends until April 26, 2020 the extraordinary court holiday due to the COVID pandemic.

April 13 2020

Resolution IGJ 15/2020

Extends until April 26, 2020 the suspension of procedural terms set forth under Resolution IGJ 10/2020.

Resolution AFIP 4695/2020

Extends until April 26, 2020 the suspension of procedural terms.

Disposition DNRPACP 82/2020

- In accordance with the provisions of Decree 319/2020, states that until September 30, 2019 the Chattel Mortgages Registries shall not register transfer of ownership deriving from the judicial or extrajudicial enforcement proceedings of UVA loans. This shall not apply to transfers ordered prior to March 29, 2020.
- Extends until September 30, 2019 the effectiveness of the registrations of (i) UVA loans and (ii) injunctions, expiring between March 29 and September 29, 2020.
- The aforementioned measures shall not prevent the order and maintenance of injunction orders.

April 14 2020

Decree 367/2020

States that COVID-19 shall be presumed to be an unlisted profesional illness with regard to workers belonging to activities exempted from the mandatory quarantine and mandates ARTs to cover the corresponding contingencies.

Decree 372/2020

Extends the suspension of administrative terms provided for under Decree 298/2020 until April 26, 2020.

Disposition ANMAC 2/2020

Extends until May 31, 2020 all terms regulated by Disposition ANMAC 1/2020 (extension of expiration date of all authorizations, registrations and permits granted by the Controlled Materials National Agency expiring as from March 1, 2020, suspension of terms in disciplinary administrative proceedings, suspension of the validity term of the documents requires to renew registrations, etc.).

April 15 2020

Resolution ANAC 122/2020

Approves the form of certification of units assigned to activities exempted from the mandatory quarantine in accordance with section 6 of Decree 297/2020 and supplementing regulations.

Resolution AAIP 70/2020

Exempts from the suspension of administrative terms the proceedings under Law 27,275 of Access to Public Information (access requests) and the Data Protection Law 25,326 (claims for violations).

Resolution SM 14/2020

Extends until April 26, 2020 the suspension of face to face attendance for proceedings related to the Mining Investment Law 24,196 before the Dirección Nacional de Inversiones Mineras.

Resolution 4696/2020

Exempts for 60 days the VAT perception regime with regard to imports of supplies and equipment for COVID treatment (Decree 333/2020).

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx. UIF Obliged Subjects: Contactate con la UIF. Public in general: institucionales@uif.gob.ar.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 16
2020

Resolution SPyME 50/2020

Authorizes the execution of mutual guarantee agreements (contratos de garantía recíproca) through non-executed documents (i.e. documents that do not have handwritten or digital signature) provided that they are entered into through electronic documents with electronic signature (e.g. PDFs with scanned or electronic signatures). The choice of electronic format shall be responsibility of the relevant mutual guarantee company (Sociedades de Garantía Recíproca) and the same must be associated to the blockchain technology.

Resolution MT 90/2020

Approves the authorization process to be followed by the Undersecretariat of Automotive Transportation pursuant to the provisions of section 6 of Resolution MT 71/2020 corresponding to (1) transportation of workers from activities excluded from the mandatory quarantine and (2) transportation required due to humanitarian reasons.

Resolution AFIP 4698/2020

Extends until April 16, 2020 the term to submit the necessary information to obtain the SIPA social security contributions deferral under the Employment and Production Emergency Assistance Program.

Disposition SSFT 4/2020

Extends from April 13, 2020 and until the end of the mandatory quarantine the suspension of administrative terms in control/verification processes (except for those corresponding to mayor infractions) and the suspension of defense hearings.

Central Bank Communication "A" 6976

Sets forth rules applying to bank accounts for judicial use during the effectiveness of the mandatory quarantine and requires banks to establish a system allowing courts to deliver through electronic means requests and documentation for the opening of these accounts.

Central Bank Communication "A" 6977

Authorizes non-banking collection companies to provide face to face customer services as from April 20, 2020 subject to customer distribution mechanics that avoid agglomerations (request of appointments, availability based on ID number, etc.).

Central Bank Communication "A" 6980

Sets a minimum interest rate applying to time deposits constituted or renewed as form April 20, 2020 (the minimum annual rate shall be equal to 70% of the simple average of the rates of LELIQ bids in Pesos for the immediately prior week and shall be published by the Central Bank each Friday).

April 17
2020

Central Bank Communication "A" 6982

- Extends the effectiveness of the regulations set under Communication "A" 6958 regarding operations of banks and non-banking credit card issuers (originally set until April 17, 2020) during the mandatory quarantine.
- As from April 20, 2020 the appointments shall be managed by the banks on the basis of the capacity of each branch.
- Banks must inform the appointments available and inform in their websites the possibility to reserve the appointment and the bank transactions that may be performed.

Health Ministry - website

Amends the definition of suspicious cases (https://www.argentina.gob.ar/salud/coronavirus-COVID-19/definicion-de-caso).

Administrative Decision 516/2020

Allows certain quarantine-exempted activities within the possibility of receiving the benefits under the Employment and Production Emergency Assistance Program (Decree 332/2020): transportation services, loading services, logistics, garages, health, diagnosis, rehabilitation services and radio and TV services.

Resolution ENACOM 359/2020

Extends until April 26, 2020 the rules of Resolution ENACOM 326/2020 (suspension of terms and effectiveness of permits).

Resolution SCI 113/2020

Extends the suspension of administrative terms in proceedings under Laws 19,511, 22,802, 24,240, 25,156, 26,993, y 27,442 until April 26, 2020.

Resolution SCI 114/2020

Sets for 90 days a maximum price for certain thermometers and non-surgical chinstraps equal to the price in effect as of March 6, 2020 and limits the sale of N95 or surgical chinstraps exclusively for health companies, professionals, and personnel.

Resolution SCI 115/2020

Establishes maximum prices for alcohol in gel.

Resolution SSN 72/2020

Extends until July 31, 2020 the term for insurance companies and reinsurers to submit their quarterly financial statements for the quarter closed on September 30, 2019.

Resolution AFIP 4699/2020

Exempts until June 30, 2020 taxpayers and other tax responsible subjects from the obligation to register biometric information for purposes of carrying out certain online tax processes which require such registration.

Resolution AFIP 4700/2020

Establishes, as an exceptional measure, an additional term of 90 calendar days to report corporate reorganizations under section 80 of the Income Tax Law.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx. UIF Obliged Subjects: Contactate con la UIF. Public in general: institucionales@uif.gob.ar.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 18 2020

Resolution SCI 117/2020

Extends for 30 days the maximum prices for basic products set forth under Resolution SCI 100/2020.

Resolution SCI 118/2020

Excludes certain specific products from the application of maximum prices under Resolution SCI 100/2020.

Resolution MT 95/2020

Imposes mandatory use of protection elements covering nose, mouth and chin for any persons using public means of transportation as from April 20, 2020.

Resolution MDP 173/2020

Approves the implementing rules of Decree 311/2020 which prohibited to suspend the following services for lack of, or delay in payment: power, natural gas, telecommunications, cable TV and internet.

Resolution AFIP 4701/2020

Extends until July 1, 2020 the trigger date for the application of the requirements set forth under Resolution AFIP 4540/2019 regarding issuance of credit and debit notes.

Disposition AGP 48/2020

Requires use of protection elements covering nose, mouth and chin for all persons entering the Customs offices within the Port of Buenos Aires and establishes recommendations to be adopted within the port (minimum distance, cleaning guidelines, etc.).

Administrative Decision 564/2020

Exempts the following activities from the mandatory quarantine within certain jurisdictions (La Pampa, Formosa, Santa Cruz, Corrientes, Tierra del Fuego, Salta, San Juan, Córdoba, Jujuy, La Rioja, Chubut, Catamarca, Entre Ríos, Mendoza, Santa Fe, Chaco, Buenos Aires, San Luis, Misiones and City of Buenos Aires): 1) services and taxes collection offices; 2) local tax agencies (subject to prior appointments and minimum guards), 3) Public registries (subject to prior appointments and minimum guards), 4) sale of goods by retail shops through telephonic or electronic means and with door to door delivery, 5) medical attention and dentists (subject to prior appointments), 6) clinical analysis labs and images diagnosis centers (subject to prior appointments), 7) optics (subject to prior appointments), 8) experts and claims adjusters of insurance companies in order to allow calculation and payment of insurance claims (subject to virtual means of communication), 9) gender victims assistance, 10) production for export subject to prior authorization of the Ministry of Productive Development; and 11) specific industrial processes, subject to prior authorization of the Ministry of Productive Development. Delegates to each province and the City of Buenos Aires the issuance of implementing regulations and authorizes them to terminate the exceptions. The relevant individuals must obtain the Single Circulation Permit except for the activities mentioned in 2, 3, 5, 6 and 7 which may use the appointment certificates received and those attending nearby service and tax payment offices.

April 20 2020

Decree 376/2020

Amends the rules of Decree 332/2020 regarding the Employment and Production Emergency Assistance Program:

- With regard to benefits: (a) the reference to the salary supplemental assignment is changed to supplemental salary and the benefit is also extended to employers with more than 100 employees; (b) as a result of the changes described in (a), abrogates the REPRO benefit which was originally established for employers with more than 100 employees; and (c) incorporates 0% rate loans to monotributistas and autonomous workers (total financial costs subsidized fully by FONDEP).
- With regard to the requirements, amends the reference to a substantial reduction of sales as from April 20, 2020 replacing it by a substantial reduction of invoiced amounts as from March 12, 2020.
- With regard to the benefit consisting of the reduction of certain social security contributions payable by employers to SIPA, which was originally provided for employers with up to 60 employees, such restriction is removed and it is stated that the granting of the benefit shall be resolved by the Chief of Cabinet based on the parameters to be established in the supplemental regulations to be issued.
- With regard to the supplemental salary, as mentioned, employers with more than 100 employees are included and it is established that the portion of the salary payable by the State shall be equal to 50% of the net salary of the relevant employee corresponding to February 2020, with a minimum of one mobile vital minimum salary and a maximum of, the lower between, two mobile vital minimum salaries or the total net salary corresponding to such month.
- With regard to the 0% loan to monotributistas and autonomous workers, the same consist of a financing to be credited in the relevant person's credit card which amount may not exceed ¼ of the upper limit of gross revenues established for each category with a maximum amount of ARS 150,000, to be disbursed in 3 equal, monthly consecutive installments, together with the amount corresponding with the tax payable by the monotributistas and the contributions payable by autonomous workers, which shall be withheld by AFIP.
- The Chief of Cabinet may extend, totally or partially, until June 30, 2020 the benefits of the program modifying the group of activities, companies, and independent workers affected by it according to the evolution of the economic situation. Such benefits may also be extended until October 2020 for activities, companies and independent workers that continue to be affected by social distancing measures, once the mandatory quarantine is finalized.

Resolution DNV 189/2020

Extends the suspension of collection of tolls until April 26, 2020.

Disposition DNRPACP 83/2020

Establishes implementing rules regarding the operation of public registries following the re-opening of the activity authorized by the Administrative Decision 564/2020.

Disposition DNRPSACP 84/2020

Sets forth rules regarding terms for the re-registration of chattel mortgages and injunction measures expiring during the period in which the activity was suspended.

April 21 2020

Resolution AFIP 4702/2020

Extends until April 23, 2020 the term to apply for the benefits of the Employment and Production Emergency Assistance Program.

Resolution CNV 833/2020

The CNV extends until August 31, 2020 the term to mutual funds managers registered as CNV agents to comply with the requirements of section 3 of Law 24,083 and section 2 of Section I, Chapter I, Title V of the CNV Regulations.

Resolution CNV 834/2020

Establishes new terms for the filing of annual and quarterly financial statements of mutual fund managers, financial trustees, open mutual funds, rating agencies and other registered agents for the annual periods closed as of 01/31/2020, 02/29/2020 and 03/31/ 2020 and interim periods closed as of 02/29/2020 and 03/31/2020: (i) for interim periods, within 70 days following the end of the interim period; and (ii) for annual periods, within 90 days following the end of the annual period.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx. UIF Obliged Subjects: Contactate con la UIF. Public in general: institucionales@uif.gob.ar.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MHR MARTINEZ DE HOZ & RUEDA

April 22 2020

Administrative Decision 591/2020

Adopts the following recommendations in connection with the benefits to be granted under the Employment and Production Emergency Assistance Program:

- Supplemental salary: recommends the granting of this benefit to employers meeting the following requirements: (i) the employer's main activity must be one of the activities listed by the Program Committee; (ii) the employer should not have registered a nominal increase of its invoicing during the March 12 – April 12 period when compared to the same period of 2019, (iii) as of February 29, 2020 the applicant should not have more than 800 employees; (iv) if the employer has more than 800 employees, the applicant's financial situation should be analyzed and the following conditions should be required: a) prohibition to distribute dividends for fiscal years closed as from November 2019, b) prohibition to re-purchase their own shares, c) prohibition to carry out blue chip swap transactions or purchase securities to be held in custody abroad, d) prohibition to make any payments to related companies organized in non-cooperative jurisdictions or low or null taxation jurisdictions.
- 95% reduction of social security contributions payable by the employer: it is recommended that this benefit is granted to certain activities listed by the Program Committee (related to the tourism, entertainment, sports and health sectors).
- Establishes the conditions for the granting of the zero interest rate loans to monotributistas and independent workers.

Resolution ANSES 94/2020

Creates and implements the Virtual Services Platform.

Resolution ENARGAS 25/2020

- States that, during the effectiveness of the mandatory quarantine, gas distributors may, with regard to (i) non-residential users and (ii) new residential users with no history of consumption, or consumption of less than a year, consider the consumption information provided by the client based on their meters, information that must be submitted electronically through the mechanisms made available by the distributors.
- Any difference in favor of the user shall be reimbursed in the next invoice/s unless the user has initiated a claim in which case the reimbursement shall be carried out in accordance with the claim settlement.

April 23 2020

Resolution INTI 10/2020

Extends until April 26, 2020 the suspension of accrual of interest in connection with payment obligations corresponding to services rendered by the National Institute of Industrial Technology (INTI).

Resolution MT 344/2020

Sets forth different measures in connection with proceedings before the Ministry of Labor: (i) use of electronic/virtual platforms for hearings and other administrative proceedings; (ii) the parties and counsel to such proceedings must inform an electronic domicile and cellphone for purposes of the serving of notices; (iii) in the event that the physical presence of the parties is required, the Ministry shall issue the necessary circulation permit; and (iv) payment of any settlements shall be made to the bank accounts to be informed by the parties.

April 24 2020

Decree 405/2020

Extends the list of products the export of which is subject to the prior obtention of an export permit given their use in COVID treatment.

Administrative Decision 625/2020

Exempts from the mandatory quarantine the private works activities within the provinces of Jujuy, Neuquén, San Juan, Misiones, La Pampa, Salta, Mendoza, Santa Cruz and Entre Ríos subject to (i) the implementing regulations and health protocols to be approved by each jurisdiction and (ii) the obtention of the Single Circulation Permit.

Administrative Decision 622/2020

Exempts from the mandatory quarantine the exercise of liberal professions within the provinces of Entre Ríos, Misiones, Salta, San Juan, Neuquén and Jujuy, subject to (i) the implementing regulations and health protocols to be approved by each jurisdiction and (ii) the obtention of the Single Circulation Permit. Persons attending the professionals' offices can circulate with the evidence of appointment.

Resolution MJDDHH 121/2020

Authorizes mediators to carry out remote mediation hearings during the mandatory quarantine and sets forth rules to that effect.

Resolution MADS 131/2020

Extends until July 31, 2020 the term to submit the industrial effluents affidavits.

Resolution MDP 179/2020

Sets forth the guidelines in order for production for export activities and specific industrial processes to be considered exempted from the mandatory quarantine in accordance with Administrative Decision 524/2020. This authorization shall be subject to the granting of the corresponding authorizations by the relevant provincial authorities.

Resolution SPyME 52/2020

Extends until June 30, 2020 the effectiveness of the MiPyME Certificates expiring on April 30, 2020 or May 31, 2020.

Joint Disposition ANMAC 1/2020

Provides for the re-opening of assistance to the public as from April 27, 2020 through a prior appointment scheme.

Central Bank Communication "A" 6993

Sets forth implementing rules for the granting of the zero rate loans to monotributistas and independent workers in the context of the Production and Employment Emergency Assistance Program.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

April 26 2020

Decree 408/2020

- Extends until May 10, 2020 de mandatory quarantine.
- Authorizes Governors and the Chief of Government of the City of Buenos Aires to establish additional exceptions to the mandatory quarantine within their territories subject to the compliance of certain conditions related to the spread rate of the virus, the quality of the local health system, the population, among other. Such exceptions may not be resolved within AMBA (City of Buenos Aires and Buenos Aires suburbs) and in jurisdictions with more than 500,000 persons. The exceptions may not include: 1. Presential classes, 2) Social, cultural, recreational, sports and religious public or private events, 3) Malls, cinemas, theaters, cultural centers, libraries, museums, restaurants, bars, gyms, clubs and other public spaces, 4) public inter-urban, interjurisdiction and international public transportation, and 5) Touristic activities.

Decree 409/2020

Extends until May 10, 2020 the prohibition to enter the national territory.

Decree 410/2020

Extends until May 10, 2020 the suspension of administrative terms established under Decree 298/2020.

Administrative Decision 663/2020

With regard to the Production and Employment Emergency Assistance Program, adopts the following recommendations (inter alia):

- Includes numerous economic activities among the activities that can request the Program's benefits.
- Requests information to the competent authorities regarding transportation and insurance activities to analyze their potential inclusion in the Program.
- Establishes additional rules regarding the benefits to obtain the zero rate loans for monotributistas and independent workers.
- Establishes that the supplemental salary benefit may only be credited in bank accounts of the workers.

April 27 2020

Resolution ANAC 143/2020

Establishes that airlines may only sell air tickets provided they are authorized by ANAC and that the violation of this restriction shall be subject to the sanctions set forth under the Aviation Code.

Resolution ANAC 144/2020

States that airlines may (i) (subject to the lifting of restrictions on commercial air transportation) reschedule their regular flights and request authorization for irregular flights for operations as from September 1, 2020, and (ii) may sell air tickets for operations as from September 1, 2020.

Resolution MT 352/2020

Suspends for 180 days (i) the effects and permanency of employees included in the Registry of Employers with Labor Sanctions (REPSAL); and (ii) the incorporation of employers to the REPSAL.

Disposition AGP 51/2020

- Sets a 20% discount on the value applying to the use of real estate property or spaces of the AGP for the months of April, May and June 2020.
- Extends the maturity of the payments for the use of those properties/spaces corresponding to the months of April, May and June 2020, which shall be payable as from July 2020 in 6 monthly equal consecutive installments (subject to compensatory interest but excluding default interest), without prejudice of the right of users to make the payments and desist of the payment deferral.
- The aforementioned benefits shall not apply in the case of users carrying out layoffs without cause or layoffs or suspensions due to force majeure reasons.

April 28 2020

Resolution DNV 214/2020

Extends until May 10, 2020 the suspension of collections of tolls in certain highways and routes.

Resolution MADS 138/2020

Extends until June 30, 2020 the effectiveness of the environmental certificates granted to hazardous waste transporters and operators under Law 24,051 expiring between March 1, 2020 and June 30, 2020.

Resolution AFIP 4703/2020

Extends the suspension of terms for tax, customs and social security proceedings until May 10, 2020.

April 29 2020

Resolution SM 17/2020

Extends until May 10, 2020 the suspension of presential attendance for proceedings related to the Mining Investment Law 24,196 before the Dirección Nacional de Inversiones Mineras.

Resolution SRT 38/2020

Sets forth the requirements and proceedings in order to (i) report COVID 19 by workers to the Labor Risk Insurers and self-insured employees; and (ii) determine, on a definitive basis, the professional nature of the illness by the medical commissions.

Resolution IGJ 19/2020

Extends until May 10, 2020 the suspension of terms provided under Resolution IGJ 10/2020.

Resolution AFIP 4705/2020

Extends until June 30, 2020 the suspension of injunction measures by AFIP against micro, small and medium companies.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx. UIF Obliged Subjects: Contactate con la UIF. Public in general: institucionales@uif.gob.ar.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

Resolution ENARGAS 35/2020

Sets forth measures for the invoicing by gas distributors to certain users during the mandatory quarantine (users that pursuant to section 14(h) of the Distribution Services Rules are subject to estimated invoicing and users covered by Resolution ENARGAS 25/2020 that did not opt for the mechanics set forth in the resolution).

Resolution MT 397/2020

Sets forth measures to expedite the approval process for workers suspension agreements executed pursuant to section 223 of the Labor Contract Law. In the case of agreements entered into in accordance with the form approved thereunder a simplified process applies. If the agreement does not follow the approved form, the agreement must be subject to previous control by the enforcement authority.

Resolution AFIP 4707/2020

Creates a special web service and states the rules and proceeding applying to the request of the zero-rate loan for monotributistas and independent workers provided for under Decree 332/2020 (as amended).

Resolution CNV 837/2020

Extends the term for the submission of annual financial statements closed as of December 31, 2019 for PyME CNV (140 days following the end of the fiscal year).

Decree 426/2020

Extends until May 31, 2020 the provisions of section 2 of Decree 311/2020 stating that in the case of users of prepaid internet and cellphone services not paying the recharge, the Service providers must render a reduced service ensuring certain minimum connectivity services.

Decree 425/2020

Extends until June 30, 2020 (i) the suspension of the obligation to close bank accounts, register the issuer and apply the fines provided for under the checks law; and (ii) the suspension of the obligation of banks to require clients evidence of compliance of the payment obligations regarding social security contributions as a condition to the granting of credit facilities (suspension that were originally stated in Decree 311/2020 until April 30, 2020).

Resolution SCI 123/2020

Extends until May 10, 2020 the suspension of procedural terms for proceedings under Laws 19,511, 22,802, 24,240, 25,156, 26,993, and 27,442 and Decree 274/2019 and the suspension of terms, proceedings and hearings under the Consumer Arbitration National System.

Joint Resolution MT/MI 3/2020

Approves the proceeding to authorize the exceptional transfer of persons complying with the mandatory quarantine in a domicile other than their home and wish to return there.

Resolution MT 107/2020

Sets forth new requirements for the use and rendering of the public transportation service.

Resolution ENACOM 367/2020

Establishes reporting obligations, requirements to be met regarding the rendering of the service, prohibition to suspend or cancel service for lack of payment and other obligations applicable to internet, mobile phone, telephone, and cable TV service providers.

Administrative Decision 702/2020

Adopts the following recommendations of the Labor and Production Emergency Assistance Program Committee:
- Excludes insurance activities from the potential beneficiaries of the Program.
- With regard to the supplemental salary benefit it sets forth certain parameters to calculate the same.
- In the case of companies with more than 800 employees, and the condition not to carry out certain operations (payment of dividends, repurchase of shares, blue chip swap transactions and payments to related companies organized in non-cooperative jurisdictions or low or null taxation jurisdictions) it is established that the same may not be carried out during the current fiscal year and within the 12 months following the end of the fiscal year following the one in which the benefit was granted and that in no case may these companies reflect a reduction of the net worth as a result if these transactions until the end of the referred period.

Resolution ST 408/2020

- Suspends until September 30, 2020 the elections and the ordinary and extraordinary meetings and congresses all any institutional action implying the mobilization, transfer or agglomeration of persons of all registered unions.
- Extends for 180 days following September 30, 2020 the term of office of the members of the directive, deliberation, surveillance and representation bodies of the registered unions, federations and confederations and of the employees' delegates expiring after March 16, 2020. The extension shall not apply in case of entities which elections took place before March 16, 2020.

Resolution ENRE 27/2020

Instructs EDENOR and EDESUR to apply, in connection with residential T1 residential users that do not have remote measurement, the lowest registered consumption during the 3 years prior to the issuance of the relevant invoice corresponding to the same estimated period. The eventual differences shall be analyzed in the future considering the relevant circumstances and user rights.

Resolution ENRE 28/2020

Sets forth the Energy Distribution Roundtable to permit the communication, coordination and articulation of technical, operational and commercial issues necessary in the context of the mandatory quarantine to ensure the adequate rendering of the distribution service of EDENOR and EDESUR. The distributors' representatives must adopt the necessary measures to inform, comply and cause compliance of the information requested by ENRE and the compliance of their respective emergency plans and the recommendations adopted in the Roundtable.

Resolution ENRE 29/2020

Sets forth the Energy Transmission Roundtable to permit the communication, coordination and articulation of technical, operational and commercial issues necessary in the context of the mandatory quarantine to ensure the adequate rendering of the transmission service of EDENOR and EDESUR. The transmission companies' representatives must adopt the necessary measures to inform, comply and cause compliance of the information requested by ENRE and the compliance of their respective emergency plans and the recommendations adopted in the Roundtable.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

May 7 2020

Administrative Decision 729/2020

Sets forth additional exceptions to the mandatory quarantine in different jurisdictions related to the exercise of liberal professions and retail shops, mainly. The carrying out of these activities shall be subject to the applicable health protocols and the obtention of the Single Circulation Permit or, as applicable, the evidence of the relevant appointment.

Administrative Decision 721/2020

Adopts the following recommendations of the Employment and Production Emergency Assistance Program Committee:
• Includes numerous activities among the potential beneficiaries of the Program including natural gas and oil extraction support services, mining support services, activities related to the production of food and beverages, activities related to the sale of primary products, food and beverages, textile products, wood products, load transportation services, among others).
• Amends the criterion for the evaluation of the impact of the mandatory quarantine in the revenues of companies for purposes of determining qualification for the Program (originally, companies having a nominal increase in their invoicing for the relevant period could not benefit from the Program). It is now possible to obtain the Program's benefit in the case of companies having a nominal increase of the invoiced amounts (March 12-April 12 2019 vs. March 12-April 12, 2020) of up to 5% (which would be equal to a real reduction of approximately 30% considering the inter-annual inflation level).

May 8 2020

Administrative Decision 745/2020

Sets forth as an additional exception to the mandatory quarantine the carrying out of private works in the areas of the Great Santa Fe and Great Rosario. The carrying out of these activities shall be subject to the applicable health protocols and the obtention of the Single Circulation Permit or, as applicable, the evidence of the relevant appointment.

Resolution ENACOM 455/2020

Extends until May 12, 2020 the term for internet, mobile phone, telephone, and cable TV service providers to comply with the obligations of Resolution ENACOM 367/2020.

Resolution MDS 262/2020

Authorizes the parents or adults in charge of children of up to 12 years old to attend nearby retail shops with them provided that no other adult may take care of the children.

Resolution MT 408/2020

States that employers that paid totally or partially the salaries for April 2020 prior to the payment to the employees of the supplemental salary (Decree 332/2020) and which amount, together with the amount of the benefit exceeds the salary that would have corresponded to the worker during such month, may allocate the surplus to the payment of the salary corresponding to May 2020. The same rule shall apply for employers paying the cash allocation provided for under section 223 bis LCT.

Disposition SAJ 7/2020

Approves the Guidelines for Remote Mediation Hearings.

Note MDP NO-2020-30949578-APN-MDP

Issued by the MDP to the Governors of the Provinces of Chubut, Formosa, Jujuy, La Pampa. Mendoza, Neuquén, Río Negro, Salta, Santa Cruz and Tierra del Fuego. Informs that, in the terms of Decree 297/2020, as amended, the activities required to sustain the production of hydrocarbons, including drilling activities, are authorized to operate and states that employers must guarantee hygiene and safety conditions for workers in accordance with the protocols established by the competent health authorities.

May 11 2020

Decree 459/2020

• Extends until May 24, 2020 the mandatory quarantine, the close of borders and the effectiveness of all supplemental regulations issued in connection with the mandatory quarantine as from the issuance of Decree 297/2020 an until May 11, 2020.
• Regulates the granting of new exceptions to the mandatory quarantine, which requirements vary depending of the population of each jurisdiction and are stricter in the case of the City of Buenos Aires and the Great Buenos Aires.

Decree 458/2020

Extends the suspension of administrative terms until May 24, 2020.

Resolution AFIP 4711/2020

Sets forth guidelines applying to the benefit of reduction of up to 95% of the payment of social security contributions corresponding to April 2020. In connection with the benefit consisting of the extension of the maturity of the payment of social security contributions corresponding to April 2020, sets forth the new maturity dates during July 2020.

May 12 2020

Administrative Decision 763/2020

Sets forth specific exceptions to the mandatory quarantine in the City of Buenos Aires, certain municipalities of the Province of Buenos Aires and the Province of Santa Fe and the rules applying to the carrying out of the relevant activities.

Administrative Decision 747/2020

With regard to the Employment and Production Emergency Assistance Program, approves the following: 1) Supplemental Salary: AFIP must evaluate such cases involving corporate reorganizations in order for the compared periods (March 12- April 12 2019 vs 2020) must be comparable in constant terms. 2) Extends the granting of the benefits corresponding to the supplemental salary and reduction/deferral of social security contribution payments corresponding to salaries and contributions of May 2020.

Resolution AFIP 4713/2020

Extends the suspension of administrative terms in tax proceedings until May 24, 2020.

Resolution IGJ 24/2020

Extends the suspension of terms until May 24, 2020.

Resolution SECLO 290/2020

Establishes that hearings in existing and new labor conciliation proceedings before SECLO and hearings for the ratification of spontaneous agreements shall be carried out remotely through electronic means and sets forth the applicable guidelines and requirements for labor conciliation and section 223 LCT agreement ratification proceedings.

May 13 2020

Administrative Decision 766/2020

Sets forth new exceptions to the mandatory quarantine for the Provinces of Mendoza, Salta and Jujuy and conditions for the carrying out of the relevant activities.

Administrative Decision 765/2020

With regard to the Employment and Production Emergency Assistance Program, approves the following: 1) For purposes of the supplemental salary benefit corresponding to the month of May 2020, the March 2020 salaries shall be considered. 2) With regards to the conditions for the applicability of such benefit, the invoiced amounts corresponding to April 2019 and April 2020 shall be compared.

Resolution AFIP 4714/2020

• Sets forth new deadlines for the submission of tax returns and payment of the corresponding tax balance with regard to income tax and VAT.
• Exceptionally until June 30, 2020 authorizes payment of income tax related obligations in up to 3 installments, with a 25% upfront payment and the interest rate set forth in the regulation irrespective of the rating of the taxpayer in SIPER (tax risk).
• Amends the rules governing the tax payment facility program.

Disposition SFT 5/2020

Creates, within the Labor Surveillance Secretariat the registry of ratified Section 223 LCT agreements and sets forth the requirements for registration thereof.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx. UIF Obliged Subjects: Contactate con la UIF. Public in general: institucionales@uif.gob.ar.

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

May 14 2020

Resolution SCI 132/2020

Extends until May 24, 2020 the suspension of procedural terms for proceedings under Laws 19,511, 22,802, 24,240, 25,156, 26,993, and 27,442 and Decree 274/2019 and the suspension of terms, proceedings and hearings under the Consumer Arbitration National System.

Resolution SM 23/2020

Extends until May 24, 2020 the suspension of presential attendance for proceedings related to the Mining Investment Law 24,196 before the Dirección Nacional de Inversiones Mineras.

Resolution AFIP 4716/2020

States that employers may access the AFIP's website – section "Programa de Asistencia de Emergencia al Trabajo y la Producción - ATP" until May 21, 2020 to obtain, if applicable, the benefits of reduction/deferral of social security payments and supplemental salary, as the case may be, corresponding to May 2020.

May 15 2020

Resolution AFIP 4718/2020

Sets forth a payment facility scheme for national tax, customs and social security obligations included in the payment schemes approved by RG 4057, 4166 y 4268 expiring until April 30, 2020, including their corresponding interest and fines. Application to the new facility scheme must be submitted until June 30, 2020. Approves the applicable terms and conditions.

May 16 2020

Administrative Decision 810/2020

Approves new exceptions to the mandatory quarantine in all the country (except AMBA) including, among others: 1) maintenance and repair of equipment for trans, vessels and airplanes, 2) manufacture and supply of parts and components required for rail, air, river and maritime transportation, and 3) pilot training.
Approves new exceptions to the mandatory quarantine in all the country (including AMBA), including among others: 1) ANSES personnel, 2) labor safety and hygiene professionals and technicians, 3) toll concessionaires, and 4) insurance and reinsurance companies and brokers.

Administrative Decision 812/2020

Authorizes the National Procurement Office to carry out price request processes that may derive in the execution of National Agreements with suppliers, to cover procurement needs during the COVID pandemic. Regulates the rules applying to such procurement processes.

Resolution ENRE 35/2020

During the effectiveness of the mandatory quarantine, authorizes electricity users corresponding to categories T2, T3 and toll subject to the quarantine and that as a result thereof have reflected a reduction of 50% or more of their capacity demand, to (i) suspend payment or make partial payments on account of future capacity demand, or (ii) terminate the agreement or request a tariff re-categorization. Sets forth different rules applying to both options.

May 18 2020

Administrative Decision 817/2020

Among other conditions, approves the following rules in connection with supplemental salary benefit under the Employment and Production Emergency Assistance Program:
• Requires AFIP to establish and regulate a mechanism for beneficiaries to be able to return to AFIP the amounts received.
• With regard to the supplemental salary corresponding to May, extends the restrictions imposed to companies with more tan 800 workers, to all employers receiving the benefit (i.e. prohibition to pay dividend, carry out blue chip swap transactions, make payments to non-cooperative jurisdictions or repurchase their shares).
• Extends to 24 months the period during which the aforementioned transactions may not be carried out by beneficiaries of the supplemental salary corresponding to May. As a result, beneficiaries may not carry out such transactions within the fiscal year in which they received the benefit and the 24 months following the end of the immediately following fiscal year.
• AFIP must inform the Central Bank and CNV the name of the beneficiaries in order for them to adopt measures, within their powers, to supervise compliance with such restrictions.

Resolution SCI 133/2020

Extends until June 30, 2020 the maximum prices applicable to certain basic products (prices existing as of March 6) set forth by Resolution SCI 100/2020.

Resolution SRT 44/2020

Approves the implementation of tools for the remote/electronic submission of documents, applications, etc., made to the Labor Risk Superintendence.

May 19 2020

Decree 487/2020

Extends for 60 calendar days the prohibition of lay-offs without cause or due to reasons linked to the lack of work or force majeure and suspensions due to lack of work or force majeure (excluding agreed suspensions in accordance with section 223 bis of the Labor Contract Law). Dismissals and suspensions carried out in violation of this prohibition shall have no legal effect.

Administrative Decision 818/2020

Excludes from the mandatory quarantine to certain industrial activities in certain areas of the Province of Buenos Aires (La Matanza, Pilar, Quilmes, San Martín, Tres de Febrero and Zarate).

Administrative Decision 820/2020

Approves the health protocols for the industries of Steel, Paint manufacture, glass, aluminum and similar metals.

Resolution DNV 276/2020

Ends the suspension of the collection of tolls in certain highways.

Resolution AFIP 4719/2020

Sets forth the proceeding for the restitution of the supplemental salary benefit granted under the Employment and Production Emergency Assistance Program.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

May 20 2020

Resolution SCI 137/2020

Establishes that consumer hearings before the Dirección de Servicio de Conciliaciones Previas en las Relaciones de Consumo (COPREC) shall be carried out through the Electronic Means Conciliation System, which is regulated in this resolution.

May 25 2020

Decree 493/2020

- Extends until June 7, 2020, (i) the mandatory quarantine and (ii) the effectiveness of all supplemental regulations issued since the enactment of Decree 297/2020.
- Extends the provisions of Decree 459/2020 until June 7, 2020 (which, in addition to extending the mandatory quarantine, set forth the requirements for the authorization of activities depending of the population of the relevant jurisdiction).
- Extends until June 7, 2020 the close of borders and prohibition to enter the country as set forth under Decree 274/2020, with the exceptions of the measures aimed at the repatriation of Argentine residents established under Decree 331/2020.

Decree 494/2020

Extends until June 7, 2020 the suspension of terms in administrative proceedings set forth under Decree 298/2020.

Administrative Decision 886/2020

Establishes exceptions to the mandatory quarantine for certain activities in certain locations of the Province of Buenos Aires (Cañuelas, General Las Heras, Hurlingham, Lanus, Tigre, Malvina Argentinas, Berazategui, San Miguel and Tres de Febrero).

Administrative Decision 887/2020

With regard to the Employment and Production Emergency Assistance Program approves the following:
- Supplemental salary in cases of workers with multiple jobs: sets forth additional rules for the calculation of the benefit in the case of workers with up to 5 jobs.
- Supplemental salary: shall not apply in connection with workers with gross salaries in excess of AR$250.000.
- Publication of information on beneficiaries: the Chief of Cabinet shall report the identity of the employers benefitting from the supplemental salary and reduction/deferral of social security contribution payments, and the amounts of zero rate credits granted under the ATP Program.

Administrative Decision 897/2020

With regard to the Single Circulation Permit states that those issued as of the date of the decision, shall expire on May 30, 2020 and must be requested against through https://www.argentina.gob.ar/circular. The permit must also be requested by those persons who were excepted from applying to the permit under Administrative Decision 446/2020 and supplemental regulations.

Resolution ENACOM 461/2020

- Extends for a term equal to the duration of the mandatory quarantine Resolution ENACOM 300/2020.
- Extends for 60 days as from July 1, 2020, the effectiveness of all permits, authorizations, registrations and licenses expiring between March 16 and June 30, 2020.
- Extends the exceptions established by Resolution ENACOM 326/2020 until the end of the mandatory quarantine.
- Allows companies rendering telephone, cellphone, internet and cable services to request authorization to open their commercial offices to the competent health authorities. Any authorization granted must be informed to the ENACOM.

May 27 2020

Resolution IGJ 28/2020

Suspends all terms from March 20, 2020 to May 24, 2020, which suspension shall be automatically extended as long as administrative terms continue to be suspended at the national level.

Administrative Decision 903/2020

Authorizes the resumption of certain activities in the Province of Mendoza and in the municipality of General Pueyrredón in the Province of Buenos Aires.

Administrative Decision 904/2020

Authorizes the resumption of certain activities in the municipalities of Morón, Vicente López, Avellaneda, Esteban Echeverría, Hurlingham and Luján in the Province of Buenos Aires.

Resolution AFIP 4722/2020

Extends the suspension of terms in AFIP proceedings from May 25 to June 7, 2020.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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MARTINEZ DE HOZ & RUEDA

COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

May 28 2020

Administrative Decision 909/2020

Authorizes the resumption of certain activities: 1) moving services within the same jurisdiction in AMBA, 2) inter-jurisdictional moving services in the rest of the Province of Buenos Aires, 3) certain activities in certain municipalities of the Province of Buenos Aires (Hurlingham, General Pueyrredón) and in the Province of La Pampa.

Disposition ANMAC 3/2020

Extends until June 30, 2020 all terms regulated by Disposition ANMAC 1/2020 (extension of expiration date of all authorizations, registrations and permits granted by the Controlled Materials National Agency expiring as from March 1, 2020, suspension of terms in disciplinary administrative proceedings, suspension of the validity term of the documents required to renew registrations, etc.).

May 29 2020

Administrative Decision 920/2020

Authorizes the resumption of certain activities in certain municipalities of the Province of Buenos Aires (Tigre, San Isidro, Pilar, Malvinas Argentinas, Esteban Echeverria, Almirante Brown).

Resolution AFIP 4726/2020

Suspends certain customs terms during the effectiveness of the suspension of administrative terms established under Decree 298/2020, and excludes terms applying to, inter alia: a) arrival of goods, b) validity of export applications, c) registration of post-shipment statements, and d) stay period for the payment of export duties.

May 31 2020

Administrative Decision 941/2020

Excepts from the mandatory quarantine the activities and services related to the audits and issuance of safety certificates regulated by Resolutions SE 349/93, 419/93, 404/94 y 419/98, 1102/04, 785/05 y 1097/15 and Disposition SSC 76/97.

Administrative Decision 942/2020

Authorizes the resumption of certain activities in certain municipalities of the Province of Buenos Aires (San Isidro, San Miguel, San Fernando, Ituzaingó, Hurlingham, General Rodríguez and Berazategui).

Resolution SM 28/2020

Extends until June 7, 2020 the suspension of presential attendance for proceedings related to the Mining Investment Law 24,196 before the Dirección Nacional de Inversiones Mineras. States that in the future if the mandatory quarantine is extended, this suspension shall be automatically extended.

June 03 2020

Administrative Decision 966/2020

Authorizes the resumption of certain activities in the Provinces of Salta, Santa Fe and La Rioja.

Administrative Decision 965/2020

Authorizes the resumption of certain activities in certain municipalities of the Province of Buenos Aires (Almirante Brown, Avellaneda, Tigre, Berazategui, Cañuelas, Exaltación de la Cruz, Ezeiza, General Rodríguez, Pilar).

Administrative Decision 963/2020

With regard to the ATP Program, the following is approved:
• Supplemental salary: clarifies that the prohibition to carry out certain transactions applying to beneficiaries (i.e. prohibition to pay dividends, carry out blue chip swap transactions, make payments to non-cooperative jurisdictions or repurchase shares) shall apply for the following terms: 1) 12 months following the end of the fiscal year in which the benefit was granted for companies of more than 800 employees with regard to the April salaries, and for companies of less than 800 employees for the May salaries; and 2) 24 months following the end of the fiscal year in which the benefit was granted, for companies of more than 800 employees with regard to the May salaries.
• Zero rate credits: extends the benefit until June 30, 2020.

Resolution ENARGAS 67/2020

In the event that the competent authorities authorize the resumption of activities linked to the presential assistance to users, states that distribution companies will need to adopt the pertinent actions in accordance with the applicable regulations, ensuring compliance with the applicable health protocols and providing protection elements to the personnel.

Resolution SCI 150/2020

Extends until June 7, 2020 the suspension of terms in proceedings under Laws 19,511, 22,802, 24,240, 25,156, 26,993 and 27,442 and the suspension of terms and hearings in connection with the Consumption Arbitration National System.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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COVID-19 OUTBREAK

FEDERAL GOVERNMENTAL MEASURES

MARTINEZ DE HOZ & RUEDA

June 08 2020

Decree 520/2020

- Social distancing: sets forth social distancing measures for all the country except AMBA, Great Córdoba, Bariloche and General Roca, Rawson and certain areas of the Province of Chaco, until June 28, 2020. Prohibits circulation of persons outside of the municipalities in which they reside except for workers of excepted activities holding the Single Circulation Permit.
- ASPO: extends the mandatory quarantine in AMBA, Great Córdoba, Bariloche and General Roca, Rawson and certain areas of Chaco until June 28, 2020.
- Interjurisdictional transportation: the use of public transportation means shall be limited to persons corresponding to excepted activities.
- Suspicious cases: in no case may persons qualifying as COVID suspicious cases or positive cases circulate. The same prohibition shall apply to persons subject to mandatory quarantine under Decree 260/2020 and supplemental regulations.
- Risk groups: maintains the waiver of the duty to attend the workplace for workers of more than 60 years, pregnant women, persons belonging to the health risk groups listed by the Health Ministry and those whose presence is necessary at home to take care of children and teenagers.
- Borders: extends until June 28, 2020 the prohibition to enter the country set forth under Decree 274/2020.
- Extension of supplemental regulations: extends until June 28, 2020 the effectiveness of the regulations supplementing Decree 297/2020.

Resolution MTEySS 475/2020

Extends for 60 days the measures implemented by Resolution MTEySS 397/2020 setting forth certain measures to ease the approval process for suspension agreements under section 223 of the Labor Contract Law.

Administrative Decision 995/2020

Sets forth exceptions to the mandatory quarantine in different municipalities of the Province of Buenos Aires and in the City of Buenos Aires.

Decree 521/2020

Extends the suspension of administrative terms established under Decree 298/2020 until June 28, 2020.

June 09 2020

Administrative Decision 1018/2020

Sets forth exceptions to the mandatory quarantine in different municipalities of the Province of Buenos Aires.

Resolution SIECGCE 77/2020

Sets forth rules for the making of remote presentations, submissions and answers in investigations for presumed dumping and subventions.

Resolution AFIP 4736/2020

Extends the suspension of terms in tax proceedings before AFIP until June 28, 2020.

Additional regulations have been issued so far supplementing the aforementioned measures by suspending terms of different administrative and court proceedings, limiting public attention in all governmental agencies and offices, etc. Although no formal resolution was issued, CAMMESA has also limited public attention and working hours and made available electronic channels for notices and submissions: https://portalweb.cammesa.com/Pages/gestiondig.aspx.
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