

Holydays (non-working days) on April 10th, 11th and 12th 2017



Decree N° 2.798 was published in Ordinary Official Gazette N° 41.129, dated April 5th, 2017. By means of this Decree issued by the President of the Republic it is declared **April 10th, 11th and 12th, 2017** as non-working holydays. The most significant aspects of this Decree follows:

- (i) The days **April 10th, 11th and 12th, 2017** are non-working holidays. The Decree is **only** applicable to workers from public sector.

- (ii) Activities from the public sector that cannot be interrupted by virtue of (i) Public Order reasons (article 17 of the Partial Regulation¹); (ii) Technical reasons (article 18 of the Partial Regulation) and (iii) Eventual Circumstances (article 19 of the Partial Regulation) are excluded from the scope of application of this Decree.

- (iii) Personnel from the Venezuelan Tax Administration (SENIAT), the National Institute for Statistics (INE) and employees from the public banking are also excluded from the scope of application of this Decree. However, the highest authorities of these entities may issue special standards for application of this Decree provided that they guarantee the tax collection procedure, gathering of statistics and bank services, respectively.

- (iv) Workers that are also excluded from the scope of application of this Decree in addition to those established in articles 17, 18 and 19 of the Partial Regulations include: certain workers from the public sector whose activity is related to distribution of water and chemicals for water purification, aluminum polychloride, calcium hypochlorite or sodium hypochlorite; transport and custody of securities, perishable food, short-duration medication and medical supplies, carbon dioxide, oxygen; transport of construction materials for Gran Misión Vivienda Venezuela, domestic origin wastes, chemical fertilizers, newspapers, kits for

1 Reglamento Parcial de la Ley Orgánica del Trabajo, los Trabajadores y las Trabajadoras sobre el Tiempo de Trabajo, publicado en Gaceta Oficial Nro. 41.157, decreto Nro. 44, de fecha 30 de abril de 2013.

agricultural purposes and those transporting harvests from Gran Misión Agro Venezuela and Gran Misión Abastecimiento Soberano, domestic gas and fuel for service stations for land transportation.

- (v) units, ports and airports, oil activity-related products, electrical material and equipment.
- (vi) There also excluded from the scope of this Decree, workers from the public sector who form part of the national food chain, i.e.: activities related to the production, processing, transformation, distribution and commercialization of perishable and non-perishable food, etc.
- (vii) There also excluded from the scope of this Decree, workers from the national port system and public health sector, such as: hospitals, medical dispensaries, community centers and other facilities rendering such services.
- (viii) This non-working day decree does not constitute any benefit or right to the employee, but the request of not going to the workplace on April 10th, 11th and 12th, 2017; consequently, **workers from the public sector who render service on that non-working day shall be entitled to a one-working day salary, not entailing any surcharge on regular salary for that day of work.**

Finally, for purposes of this Decree, it will be understood that vacations or leaves shall be computed as a working day.

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