

Government Decree 47/2020 (18 March)
**on immediate measures necessary for alleviating the effects of the coronavirus
pandemic on national economy**

The Government

acting in a state of danger as declared in Government Decree 40/2020 (11 March) on the declaration of state of danger and with a view to alleviating the effects of the coronavirus pandemic on national economy and the citizens,

acting within its original legislative power laid down in Article 53 (2) of the Fundamental Law,

acting within its function laid down in Article 15 (1) of the Fundamental Law,
decrees as follows:

Section 1 (1) Unless otherwise provided by the parties, during the period of state of danger, the principal, interest and fee payment obligations of debtors arising from credit, loan or financial lease contracts offered on a commercial scale by the creditor (hereinafter “contract”) shall be modified to provide an extension to the debtor for the performance of his principal, interest and fee payment obligations arising from the contract (hereinafter “payment moratorium”). The payment moratorium shall not prejudice the right of the debtor to pay in compliance with the original contractual terms and conditions.

(2) As a consequence of the modification of a contractual performance time limit, any ancillary or non-ancillary secondary obligation securing the contract shall also be modified regardless of whether the parties recorded the secondary obligation in a contract or a unilateral juridical act.

(3) The payment moratorium shall expire on 31 December 2020, unless extended by the Government by means of a decree.

(4) The performance time limit for contractual obligations and the period of commitments shall be extended by the period of the payment moratorium. Any contract expiring within the period of state of danger shall be extended until 31 December 2020.

(5) The provisions of this section shall apply to loans already disbursed on the basis of contracts existing at midnight, 18 March 2020.

Section 2 (1) The annual percentage rate shall not exceed the central bank base rate plus five per cent for consumer credits not secured by lien, provided that they were taken out on the basis of a contract concluded after the entry into force of this Decree.

Section 3 (1) In respect of sectors offering tourism, catering, gambling, film industry, performing arts, event organising or sports services, lease contracts for premises not to be used as flats shall not be unilaterally terminated by the lessor by 30 June 2020. The Government may extend, by means of a decree, the period of prohibition of unilateral termination until the end of the period of state of danger.

(2) The rental fee under paragraph (1) shall not be increased during the period of state of danger, even if doing so is otherwise permitted under the contract.

Section 4 (1) In economic entities operating in a sector specified in section 3 (1), for the months of March, April, May and June 2020,

a) employers shall be exempt from public dues payable after the wage of employees employed,

b) from among the contributions payable after the wage of employees employed, only the obligation to pay in-kind health insurance contribution shall apply, with the proviso that its monthly amount shall not exceed the monthly amount of HUF 7710 of the health service contribution.

(2) Persons liable for payment of tourism development contribution shall not be required to pay tourism development contribution for the period between 1 March 2020 and 30 June 2020; and for this period, tourism development contribution shall not be declared or assessed.

Section 5 For the months of March, April, May and June 2020, taxpayers performing passenger transport services subject to small business lump-sum tax shall be exempt from their tax payment obligation under the Act on small business lump-sum tax and small business tax.

Section 6 (1) With a view to ensuring compliance with prohibitions and restrictions ordered within the period of state of danger declared in Government Decree 40/2020 (11 March) on the declaration of state of danger, Act I of 2012 on the Labour Code (hereinafter “Mt.”) shall apply with the derogations provided for in paragraphs (2) to (4).

(2) Until the expiry of a period of thirty days following the end of the state of danger, the Mt. shall apply with the following derogations:

a) the employer may alter a work schedule made known even in a way different from the rules on making work schedule known laid down in section 97 (5) of the Mt.,

b) the employer may unilaterally order employees to work at home or to work remotely,

c) the employer may take necessary and justified measures for checking the health of employees.

(3) As long as this decree is in force, provisions of collective agreements derogating from the rules set out in paragraph (2) shall not apply.

(4) In a separate agreement, the employee and the employer may depart from the provisions of the Mt.

Section 7 Further detailed rules concerning the provisions of sections 1 to 6 shall be laid down by the Government by means of decrees.

Section 8 For the purposes of this Decree, the State, a local government or an undertaking falling under the scope of legislation specified in section 39 of Act CXXXIX of 2013 on the Hungarian National Bank shall not qualify as a debtor.

Section 9 This Decree shall enter into force on the day following its promulgation.



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