

Note: Document translated by Bizkaia Talent.

Original document (order SND/403/2020 published in the Official State Bulletin, BOE):

https://www.boe.es/diario_boe/txt.php?id=BOE-A-2020-5141

Article 1. *Extension to temporary residence and/or work permits and stay authorizations.*

1. All temporary residence and/or work permits and stay authorizations for study purposes, student mobility, non-labour related placements or voluntary work established in existing immigration regulations which are due to expire during the course of the current State of Emergency or any forthcoming extensions of the same or which expired during the 90 days before the State of Emergency was decreed will be automatically extended without the need for the issuing of individual resolutions by the Immigration Office (Oficina de Extranjería).
2. This automatic extension will come into force on the day following the expiry of the permit/authorization and will remain valid until six months after the finalization of the State of Emergency.
3. This automatic extension will be applicable to the permits/authorizations referred to in section 1 regardless of whether or not applications have been made for their renewal, extension or modification prior to the coming into force of this order, as long as any such applications have not already been specifically resolved. This extension will not be valid if the resolution of the aforementioned initiated request is more favourable to the interested party.
4. The automatic extension detailed in this article will not be applicable to study/training stays for foreigners, which are regulated in Article 30 of Royal Decree 183/2008 of the 8th February which specifies and classifies Health Science specializations and develops specific aspects of specialized health training.
5. The validity of the foreigner identity cards granted and issued by virtue of the permits/authorizations detailed in section 1 of this article and which have expired during the course of the State of Emergency as well as during the 90-day period prior to its decree will be automatically extended for the same duration as the permits/authorizations.
6. The renewal, extension or modification of an authorization which has been extended in accordance with this article will be regulated in terms of procedure, requirements, effects and duration, by the provisions of the applicable regulations with respect to the type of permit/authorization that has been extended. The corresponding applications may be presented at any time that the extension remains valid or until ninety days after its expiry date, notwithstanding any sanction corresponding with delay. In any case if resolution of the application is favourable, the starting day of the validity of the new authorization will be brought back to the day following the expiry of the extended authorization.

Article 2. Extension of European Union citizen family cards.

The validity of European Union citizen family cards which expire during the course of the State of Emergency or during the ninety days prior to the date on which it was decreed are automatically extended for the course of the State of Emergency and for a period of six months after this finalises.

Article 3. Extension of foreigner identity cards granted upon the basis of a long-term period of residence.

The validity of foreigner identity cards granted upon the basis of a long term period of residence which expire during the course of the State of Emergency or during the ninety days prior to the date on which it was decreed are automatically extended for the course of the State of Emergency and for a period of six months after this finalises.

Article 4. Extension of stays of up to ninety days.

1. All individuals who are currently in Spain on the basis of a stay of no longer than ninety days which have expired during the course of the State of Emergency will have their stay permit automatically extended for a period of three months.
2. This is only valid in Spanish territory.
3. The extended period will be taken into account in the calculation of the time limit authorized for any future stay periods.

Article 5. Extension of long-term visas.

The validity of long-term visas issued in accordance with the conditions of the Youth Mobility Agreement together with study stay visas of up to one hundred and eighty days in duration which expire during the course of the State of Emergency will be extended for a period of three months counting from the finalization of the State of Emergency, as long as the holder remains in Spain and has been unable to return to his/her country of origin.

Article 6. Entry into Spain of citizens of third countries, holders of a permit/authorization, a European Union citizen family card granted on the basis of an extended long-term residence or long-term visas for investors and entrepreneurs.

1. The holders of the authorizations detailed in article 1, together with holders of a European Union citizen family card or a foreigner identity card issued on the basis of an extended long-term residence who are currently abroad may enter Spain presenting valid travel documentation and the expired foreigner identity card.

2. Holders of long-term visas issued in accordance with the provisions of Law 13/2013 of the 27th September concerning support for entrepreneurs and their internationalization, whose validity expires during the course of the State of Emergency and who are abroad, may enter Spain presenting valid travel documentation and the expired visa.

Article 7. Absences from Spanish territory.

For the purposes of considering continued residence accredited, absences from Spanish territory will not be taken into account as a result of impossibility of returning to Spain due to COVID-19.

Article 8. Appeals

An administrative appeal for reconsideration may be made within a period of two months counting from the day following the publishing of this order before the Administrative Chamber of the Supreme Court, in accordance with the provisions of Article 12 of Law 29/1998 of the 13th July regulating Administrative Jurisdiction.

Article 9. Effects.

This order will come into full force from the day of its publication in the "Official State Bulletin".

Madrid, on the 18th May 2020.