

Resolution of January 28, 2020, of the Rector of the University of Zaragoza, approving the Consolidated Text of the **Regulations governing the provision of faculty positions hired by the urgent procedure.**

The second additional provision of the agreement of 4 December 2019 of the Governing Council of the University of Zaragoza amending various regulations on teaching staff reads as follows:

'The Rector is entrusted, by decision of that body, to recast into a single text, the wording of the following provisions, with the amendments incorporated to these to date, including the modifications contained in this Agreement and to also renumber them if necessary:

- Revised text of the Regulations governing competitions for the provision of places of teachers hired by ordinary procedure, published by the Rector in the BOA 78, 26 April 2017.
- Agreement of June 28, 2017, of the Governing Council of the University of Zaragoza, approving the Regulations governing the provision of places for teachers contracted under the emergency procedure.

Such recasts shall include an additional provision stating that references made in other provisions to the rules contained in the texts recasts to be published shall be construed as having regard to the relevant provisions of the latter. Similarly, a derogatory provision shall be included in the recasts. the rules and agreements that have been recast. Finally, in the recasts will be made a final provision indicating the date of entry into force of the text recast.

In the case of the Consolidated Text of the Regulations governing competitions for the provision of places for teachers hired by ordinary procedure, published by the Rector in BOA 78 of 26 April 2017, the regulations will be updated taking into account the existence of teachers with an interim contract.'

In pursuance of this mandate, this text is adopted.

By virtue of this, I provide:

Single article. Approval of the Consolidated Text of the Regulations governing competitions for the provision of places for teachers hired by ordinary procedure

The Consolidated Text of the Regulations governing competitions for the provision of places for teachers hired by ordinary procedure.

Derogatory provision

The Agreement of the Governing Council of the University of Zaragoza of 28 June 2017 approving the Regulations governing the provision of places for teachers hired by the emergency procedure is repealed.

Final provision

This resolution shall enter into force the day after its publication in the Official Gazette of the University of Zaragoza, resulting in application for recruitment by the urgent procedure corresponding to the 2020-21 academic year.

The Rector, José Antonio Mayoral Murillo. (Signed electronically and with verifiable authenticity according to Article 27 3c) of Law 39/2015)

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Article 1. Scope of application

1. This regulation will be applied to meet the educational needs arising from circumstances that arise, which cannot be met with the teachers of the area of knowledge.

The vicissitudes that may occur in the staff of the teaching staff and which may require the provision of places under the urgent procedure are, among others:

- a) permanent discharges;
 - b) temporary incapacity, maternity or risk during pregnancy, as well as legal adoption, legal guardianship or placement for the purpose of legal guardianship, in the terms regulated in Article 45(1)(d) TRET. Other contract suspensions;
 - c) status of special services, leave, licenses or permits, or secondments.
2. Without prejudice to the provisions of the First Additional Provision, the needs will generally be addressed through the recruitment of associate teachers.

Article 2. Request for recruitment and authorisation

1. The request for recruitment will be completed by the director of the corresponding department and addressed to the Vice-Rector of Teachers. It must indicate, in any case, the reasons for the request, the reasons why it is not possible to attend to teaching with existing teachers and the description of the tasks to be performed. In the event that there is a waiting list within the meaning of paragraph 3 of this article or Article 10 of these rules, as appropriate, that application shall incorporate the proposal of the candidate to recruit.
2. In view of the request, of the reasons for it and whether or not the teaching may be taken up with the teaching staff in the area of knowledge, the Vice-Rector of Teachers shall decide whether or not the recruitment is appropriate by means of an urgent procedure.
3. If there is a waiting list, as a result of a regular competition for the recruitment of teaching staff of the corresponding academic year, for a position in the same department and the same area of knowledge, and where appropriate profile, whose category is according to the teaching needs to be met; this waiting list will be used and the person will be recruited in the order of priority and score established therein.

In the same sense, action will be taken when this type of waiting list does not exist and the existing one corresponds to that of Article 10 of these regulations.

Article 3. Procurement procedure

1. Once the request for recruitment is granted, the Vice-Rector for Teachers shall issue a decision authorising the recruitment of the candidate in the event that there is a waiting list in accordance with Article 2(1). In case there is no waiting list, a call for recruitment by urgent procedure subject to the general bases laid down in Article 5 of these regulations shall be authorised.
2. The person proposed for recruitment must meet all the requirements for the figure in which he/she is to be hired, applying for it what is regulated in the bases.

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Generals mentioned.

Article 4. Duration and termination of contracts

1. In general, the maximum duration of the contracts signed, in application of these regulations, may not exceed that of the academic year in which the contract is made. If the continuity of the cause that gave rise to the need for recruitment is foreseen, beyond the end of the academic year, the department must request the call for the place in term, by ordinary procedure, within the deadlines foreseen for the preparation of the Teaching Management Plan (hereinafter, POD), of the corresponding academic year.

If the causes that motivated the need for recruitment disappear before the completion of the corresponding academic year, the contract will be terminated at that time. Notwithstanding the foregoing, the reasons for the recruitment have disappeared, the duration of the contract may be extended until the end of that academic year when, for reasons of general interest, it is advisable to continue the contract until such end, circumstances to be demonstrated by the department in the proposal for continuity of contract, resolving on it the Vice-Rector of Teachers with express pronouncement on the reasons and reasons for the continuity or not of the contract.

2. The duration of contracts signed to replace teaching, due to situations of temporary incapacity, maternity, risk during pregnancy and similar situations, extend to the conclusion of the situation in question, even if it is expected that the situation will extend beyond the end date of the academic year, provided that it does not the teaching needs can be met with existing teachers in the area of knowledge.

Article 5. Recruitment by competition: General provisions

1. For recruitment by urgent procedure, by means of a competition, the Rector approve the general bases to which all calls for recruitment must comply of the places that are authorised. General bases of a specific nature will be issued depending on the contractual category or the peculiarities and typology of the places.

The above-mentioned bases must guarantee the principles of equality, merit and capacity, to the selection of candidates, as well as the selection of advertising.

2. The call for competition will be published in the official electronic board of the University of Zaragoza (hereinafter e_TOUZ) by resolution of the director of the department to that the place has been authorised, specifying the teaching schedule, the characteristics of the same concerning the profile and functions, where applicable, as well as the composition of the selection board and selection criteria.

3. The general rules shall state that requests shall be addressed to the Director of 1 corresponding Department. On these bases and taking into account the urgency, a period of five working days shall be established. for the submission of applications, starting from the day following that of the publication of the call for competition in the e_TOUZ. In any case, applicants must meet the requirements laid down in the LOU, in the Decree of the Government of Aragon 84/2003, and General access to public employment, to be indicated in the general bases. If any specific requirements depending on the type and profile of the position and have been approved by the Vice Chancellor of Teachers, will be included in the call as an annex to it.

4. The director of the relevant department will resolve the admission process of candidates. The decision publishing the list of admitted and excluded must be issued within a period of not more than five calendar days from the date of the end of the submission of applications.

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5. The events resulting from the call that require publicity will be published in the e_TOUZ, serving as a notification to the interested parties for all purposes.

Article 6. Selection commissions

1. When in the area of knowledge there is appointed a selection committee to act in the ordinary recruitment process, for the same category of the position, it will be the committee that carries out the selection of the candidates admitted to the corresponding emergency competition, which must be indicated in the call for the position with reference to the resolution of the appointment and bulletin in which it was published. For the establishment of the selection committee and other actions it will be sufficient with the presence of the president, secretary and a member of the same.
2. In the event that there is no committee referred to in the previous paragraph, the department through its council or, where appropriate, a standing committee, shall appoint a committee composed of three professors. It shall also appoint the President and Secretary from among those. The appointment and composition of the members of the commission will be published in the call for the position, as an annex to it.

The members of this commission must be professors of the University of Zaragoza and belong to the same area of knowledge that corresponds to the square. If there are none, the appointment will be made by professors of the University of Zaragoza who belong to related areas. In its composition it will tend to parity between women and men.

In any case, the members of the selection board must meet the remaining requirements of the selection board members acting in the ordinary recruitment procedure, depending on the category to be recruited.

Article 7. Development of tests and evaluation of candidates

1. Without prejudice to the provisions of the first additional provision, the selection committee, following the evaluation criteria approved by the department for the area of knowledge to which the place corresponds and which have been published in the Official Gazette of Aragon (hereinafter BOA), will evaluate the candidates admitted and propose the provision or non-provision of the place as soon as possible and, in any case, within a period not exceeding five calendar days, counted from the date of establishment of the commission.

In the event that the corresponding evaluation criteria have not been published in the BOA, these will be established by the selection committee, following the general guidelines for the elaboration of the objective evaluation criteria approved by the Governing Council of this University for each type of place. Such criteria shall be adopted by the committee at the founding session and made public on the e_TOUZ on the day of their adoption or, at the latest, within the following working day; in any case, they must be made public before the start of the evaluation of the candidates.

2. The provisions of the previous section, with regard to the evaluation criteria, will not apply to the selection processes of associate professors of health sciences, whose assessment will be carried out in accordance with the scales regulated in clause 4(2)(g) of the Agreement signed on 11 June 2007 between the Government of Aragon and the University of Zaragoza for the use of health centres in university research and teaching, published by decision of 22 June 2007 (BOA No 76 of 27 June 2007).
3. Although the selection process does not require interviewing candidates, the selection committee may convene it if it considers that its completion can provide greater criteria for judging the merits of the candidates or of some candidate for the position. In such a case, it shall call those candidates which it deems appropriate for this purpose.

The selection committee will declare the place deserted if all the candidates are declared unsuitable.

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Article 8. Disappearance of the teaching needs that motivated the call for the square

1. If once the call for the square disappears the teaching needs that motivated it, the Rector will issue a reasoned resolution canceling the call for the place.
2. If the disappearance of the teaching needs occurs during the development of the selective process, it will continue until its conclusion and the Rector will issue a reasoned decision warning that the proposal resulting from such a process will have no effect on the recruitment and that those who appear in the order of priority will become part of the waiting list referred to in Article 10(1) of this Regulation in case produce new teaching needs. These circumstances shall be set out in the proposal.
3. If the teaching needs were to disappear after the publication of the proposal contracting and before the date of commencement of the contract, the Rector shall issue reasoned termination noting that the published proposal will have no effect on procurement and that, those who appear in the order of priority will become part of the waiting list to which they are it refers to Article 10(1) of those rules in the event of new needs.
4. In the cases referred to in the previous sections, the decision of the Rector shall be it will publish on the e_TOUZ within two business days from the time the University have reliable knowledge of the circumstances that motivate the disappearance of teaching needs. Such publication shall serve as a notification to the interested parties, to all effects.

Article 9. Proposal for recruitment, publication and approval

1. The procurement proposal, accompanied by the order of priority, will be formulated in the corresponding model and published in the e_TOUZ on the same day as its adoption or, a further late, within the next business day. The publication of the proposal in the e_TOUZ will serve as notification to interested parties for all purposes.
2. Published the contract proposal in the e_TOUZ will be deemed approved if the Vice-Rector of Teachers does not issue express resolution suspending or denying the proposal within three working days of publication. Such a decision shall be the statement of reasons must weigh the appropriateness and proportionality of the measure by reason of public interest in higher education.
3. In any case the contract proposal will be conditioned by the resolutions which could be given in accordance with the provisions of Article 8 of that legislation.

Article 10. Use of the ranking of suitable candidates as a waiting list of candidates

1. When the selection process has been carried out through a contest by urgency procedure, the ranking of suitable candidates, who appear in the proposal of the selection committee, will be used as a waiting list in case new ones arise needs in the same department, area of knowledge, category of the square and in its profile case, and the Deputy Rector of Teachers authorises the corresponding recruitment request.

In this case, the department's management will propose the recruitment of the candidates.

valued in the process that have been suitable, following the order of priority. That order of priority will also be used in the event that the proposed candidate resigns from the contract. This waiting list will only be valid for the needs that may arise within the same corresponding academic year.

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2. Those hired by means of this instrument will not lose their position on the waiting list for the purposes of subsequent needs that may arise. But if, at the time when the need arises, they have a contract in force with this university, in the same category, dedication and locality, they cannot be proposed, returning to their place of origin on the waiting list, if it remains in force, once the contract in question ends.

Article 11. Recruitment and incorporation of the candidate

1. If the decision referred to in Article 8(3) or the decision referred to in Article 9(2) has not been issued, the proposed person shall be recruited. The incorporation of the proposed person may not be carried out until the corresponding contract is signed, resulting in null and void any action contrary to the above.
2. In the event that complaints have been submitted to the hiring proposal, these will be resolved by the Vice-Rector of Teachers. As long as the claims are resolved, the proposed candidate will be hired, including in the contract an extinguishing clause conditional on the resolution of the claim. If the termination confirms the proposed candidate, the contract shall remain in force; otherwise, it will be terminated with effect from the day before the date on which the new candidate is incorporated. In the latter case, the contract of the new candidate may not have effect, of any kind, prior to the date of resolution of the complaint.

Article 12. Procurement modality and legal regime

1. The proposed candidate will be recruited on a temporary basis. The form of employment contract shall comply with the provisions of Article 48(2) of the LOU.
2. The duration of contracts concluded by this procedure shall comply with the provisions of Article 4 of these rules.

Article 13. Guarantees

1. Interested parties may lodge a complaint, against the contract proposal made by the selection committee, within a maximum period of three working days from the one following the publication of the proposal in the e_TOUZ. The complaint shall be addressed to the Vice-Rector of Teachers.

For this purpose, applicants will have access to the file at the headquarters of the department to which the position corresponds within the same period as that regulated in the previous paragraph.

2. The complaint must contain the specific grounds on which it is based, without being able to be remedied or supplemented in this regard.
3. Complaints based on generic issues will be dismissed without further processing and no action will be published in this regard, without prejudice to the decision in the previous sense.
4. Complaints submitted shall be announced in the e_TOUZ, except in the circumstances referred to in the previous paragraph. That notice shall indicate: the complete reference of the requested position, the person submitting the complaint, the administrative unit in which the file is located, the time limit for access to it and the deadline for submission of arguments. The publication of the notice will imply the acceptance of the complaint and serve as a notification to the interested parties for all purposes.
5. The notice of complaint shall be published by telematic means to the Chairman of the selection committee who shall, of its own motion, evacuate report on the content of the complaint and submit it to the Vice-Rector of Teachers within a maximum period of five working days from the one following the publication of the complaint. This report may be extended at the request of the Vice-Rector for Teachers.

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6. The Vice-Rector of Teachers in the light of the file, the report referred to in the previous paragraph and others that he may deem necessary, shall resolve the complaint within a maximum period of three months from the day following the publication of the notice of the complaint. The absence of an express decision within the aforementioned period will imply the rejection of the complaint due to administrative silence. Against the decision of the Vice-Rector of Professors, interested parties may appeal to the Rector of the University.
7. For the purposes of this article, the dates of general closure of university units, approved by the Governing Council of this University as a result of the public expenditure saving measures, shall suspend the deadlines established in the paragraphs previous ones. Likewise, the deadlines will be suspended in the cases established in the LPAC.
8. Against the other actions of the selection board, interested parties may raise with the Rector the questions they deem relevant in the cases and deadlines regulated in the LPAC.

Article 14. Duration of the procedure and maximum time to decide in the case of public call

1. The procurement procedure starts on the same day as the publication of the call and end with publication of the procurement proposal or when published the decisions referred to in Article 8 of that legislation.
2. The maximum period to resolve the procedure is 45 calendar days from publication of the call. Within that period they shall not take into account the periods to which the Article 13(7) of that legislation.
3. Given the characteristics of this procedure, it will not be possible to extend the deadline for resolution.
4. The expiry of the maximum period to resolve without the publication of the proposal contracting implies the expiry of the procedure for all purposes.

ADDITIONAL PROVISIONS

First. Development of tests and evaluation of candidates in emergency competitions for doctor-contracted professor positions.

The process of selecting the teachers hired doctors, for the development of tasks teaching and research shall consist of a single test consisting of the exhibition and discussion of the curriculum, of the teaching project, including the programme of at least one of the subjects of degree of the area of knowledge in question, the exhibition of a subject of this program chosen by the candidate and the candidate's research project.

The process of selecting teachers hired doctors for the development of tasks as a priority of research, it will consist of a single test consisting of the exhibition.

and discussion of the curriculum, the candidate's research project and an original work of research carried out individually or as a team by the candidate. In all other respects, these rules shall apply.

Second. Supplementary implementing legislation In everything not regulated in these regulations, the regulations that regulates the recruitment of teaching and research staff by ordinary competition.

Third. Approval of the general bases of the calls The Rector, within a maximum period of two months, from the day following the publication of these regulations in the Official Gazette of Aragon, shall proceed to approve the General bases referred to in Article 5 of these Regulations.

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Fourth. Generic terms.

The generic mentions in males that appear in these regulations shall also be understood as referring to their corresponding feminine.

TRANSITIONAL PROVISION

The general bases governing the calls, published before the entry into force of these regulations, shall remain in force until those provided for in Article 5 of these regulations are published. However, in calls that are authorised after the entry into force of these regulations and before the entry into force of the bases referred to in Article 5, the admission, selection and recruitment process will be adapted to the provisions of these regulations.

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