



Alert | **Labour**

Covid-19: le proroghe dello smart working
dopo la conversione del «Decreto
riaperture 2022»

Le proroghe in materia di smart working

La legge di conversione (L. n. 52/2022) del cd. «Decreto riaperture 2022» (D.L. n. 24/2022) ha prorogato lo svolgimento della prestazione lavorativa in smart working per alcune categorie di lavoratori.

Fino al 30 giugno 2022

- **lavoratori fragili**, pubblici e privati, **immunodepressi**, **malati oncologici** o **disabili gravi**, anche mediante l'adibizione a mansioni diverse, riconducibili alla loro categoria o inquadramento e ad attività di formazione professionale specifica anche da remoto;
- **genitori** dipendenti privati che abbiano almeno un **figlio disabile grave** o con **bisogni educativi speciali**, a condizione che non vi sia altro genitore «non lavoratore» e che l'attività lavorativa non richieda la presenza fisica.

Fino al 31 luglio 2022

- i **lavoratori maggiormente esposti al rischio di contagio** da Covid-19, per età o condizione di rischio derivante da immunodepressione, patologie oncologiche, terapie salvavita o comorbilità accertata dal medico competente, a condizione che il lavoro agile sia compatibile con le caratteristiche della prestazione;
- i **genitori** dipendenti privati che abbiano almeno un **figlio minore di 14 anni**, a condizione che il lavoro agile sia compatibile con le caratteristiche della prestazione e non vi sia altro genitore beneficiario di strumenti di sostegno al reddito per sospensione/cessazione dell'attività lavorativa o «non lavoratore».

Fino al 31 agosto 2022

Nel settore privato, sarà ancora ammesso l'utilizzo dello smart working c.d. «semplificato», con oneri informativi semplificati ed in assenza dell'accordo individuale tra datore di lavoro e dipendente, richiesto invece dalla normativa ordinaria.



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