



2015/2255(INI)

25.2.2016

AMENDMENTS

1 - 357

Draft report
Guillaume Balas
(PE571.622v01-00)

Social dumping in the European Union
(2015/2255(INI))

Amendment 1

Guillaume Balas, Maria João Rodrigues, Jutta Steinruck, Miapetra Kumpula-Natri, Marita Ulvskog, Evelyn Regner, Ole Christensen, Edouard Martin, Brando Benifei, Elena Gentile, Flavio Zanonato

Motion for a resolution

Title

Motion for a resolution

on social dumping in the European Union

Amendment

on social dumping in the European Union:
*ensuring fair competition, equal treatment
and convergence between economic and
social partners,*

Or. en

Amendment 2

Ádám Kósa

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

*- having regard to the fundamental
freedom of movement of workers (Article
45 TFEU) and the free movement of
services (Article 56 TFEU),*

Or. en

Amendment 3

Siôn Simon, Glenis Willmott, Richard Howitt

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

*- having regard to the fundamental
freedom of movement of workers (Article*

45 TFEU) and the free movement of services (Article 56 TFEU),

Or. en

Amendment 4

Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

- having regard to the fundamental freedom to provide services laid down in Article 56 TFEU,

Or. en

Amendment 5

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

- having regard to Article 5 TEU, Article 56, 153(5) and 154 TFEU,

Or. en

Amendment 6

Danuta Jazłowiecka, Georges Bach, Claude Rolin, Elisabeth Morin-Chartier, Eduard Kukan, Anne Sander

Motion for a resolution

Citation 1 a (new)

Motion for a resolution

Amendment

- having regard to Articles 151 and 153 of

*TFEU as well as Article 9 TFEU
guaranteeing adequate social protection,*

Or. en

Amendment 7

Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution

Citation 1 b (new)

Motion for a resolution

Amendment

*- having regard to the fundamental
freedom of movement of workers laid
down in Article 45 TFEU,*

Or. en

Amendment 8

Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution

Citation 3 a (new)

Motion for a resolution

Amendment

*- having regard to the on-going
implementation of Directive 2014/67/EU,*

Or. en

Amendment 9

István Ujhelyi

Motion for a resolution

Citation 7

Motion for a resolution

Amendment

— having regard to Regulation (EC)
No 1072/2009 of the European Parliament
and of the Council of 21 October 2009 on

— having regard to **Regulation (EC) No
1071/2009 of the European Parliament
and of the Council on establishing**

common rules for access to the international road haulage market,⁶,

common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market⁶,

⁶ OJ L 300, 14.11.2009, p. 72.

⁶ OJ L 300, 14.11.2009, p. 72.

Or. hu

Amendment 10
István Ujhelyi

Motion for a resolution
Citation 7 a (new)

Motion for a resolution

Amendment

— having regard to Regulation (EC) No 561/2006 on driving time and leisure time and to Directive 2002/15/EC of the European Parliament and of the Council on the organisation of the working time of persons performing mobile road transport activities,

Or. hu

Amendment 11
Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux, Georges Bach

Motion for a resolution
Citation 8 a (new)

Motion for a resolution

Amendment

- having regard to Council Regulation (EEC) No 3577/92 of 7 December 1992 concerning the application of the principle of free movement of services to maritime transport within Member States,

Or. fr

Amendment 12
Ulla Tørnæs

Motion for a resolution
Citation 9 a (new)

Motion for a resolution

Amendment

- having regard to Council Directive 1999/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST), as amended by Council Directive 2009/13/EC of 16 February 2009 implementing the Agreement concluded by the European Community Shipowners' Associations (ECSA) and the European Transport Workers' Federation (ETF) on the Maritime Labour Convention, 2006,

Or. en

Amendment 13
Sven Schulze

Motion for a resolution
Citation 10 a (new)

Motion for a resolution

Amendment

- having regard to its legislative resolution of 2 February 2016 on the proposal for a decision of the European Parliament and of the Council on establishing a European Platform to enhance cooperation in the prevention and

*deterrence of undeclared work,
(COM(2014)0221 - C7-0144/2014-
2014/0124(COD)),*

Or. de

Amendment 14
Ádám Kósa

Motion for a resolution
Citation 10 a (new)

Motion for a resolution

Amendment

*- having regard to the successful
establishment of the European Platform
for Undeclared work and its upcoming
first work meetings in 2016,*

Or. en

Amendment 15
**Danuta Jazłowiecka, Georges Bach, Claude Rolin, Elisabeth Morin-Chartier, Eduard
Kukan, Anne Sander**

Motion for a resolution
Citation 10 a (new)

Motion for a resolution

Amendment

*- having regard to the recently adopted
decision on Establishing the European
Platform to enhance cooperation in the
prevention and deterrence of Undeclared
Work,*

Or. en

Amendment 16
Neoklis Sylikiotis, Paloma López Bermejo

Motion for a resolution
Citation 10 a (new)

PE575.343v01-00

8/158

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Motion for a resolution

Amendment

- having regard to the decision of the European Parliament and the Council on establishing a European Platform to enhance cooperation in the prevention and deterrence of undeclared work,

Or. en

Amendment 17

Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution

Citation 10 a (new)

Motion for a resolution

Amendment

- having regard to the adoption of the European Platform to enhance cooperation in the prevention and deterrence of undeclared work,

Or. en

Amendment 18

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Citation 10 a (new)

Motion for a resolution

Amendment

- having regard to European platform to enhance cooperation in the prevention and deterrence of undeclared work,

Or. en

Amendment 19

Karima Delli

Motion for a resolution
Citation 11 a (new)

Motion for a resolution

Amendment

- having regard to the Eurofound report entitled “Posted workers in the European Union (2010)^{1a}” and the national reports,

1a

<http://www.eurofound.europa.eu/publications/report/2010/working-conditions-industrial-relations/posted-workers-in-the-european-union>

Or. en

Amendment 20
Marian Harkin, Renate Weber

Motion for a resolution
Citation 11 a (new)

Motion for a resolution

Amendment

- having regard to the Eurofound report entitled “Posted workers in the European Union” (2010) and the national reports,

Or. en

Amendment 21
Claude Rolin

Motion for a resolution
Citation 11 a (new)

Motion for a resolution

Amendment

- having regard to the Eurofound report entitled "Posted workers in the European Union" (2010),

Amendment 22

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Citation 11 a (new)

Motion for a resolution

Amendment

- having regard to the Eurofound Industrial Relations Dictionary^{1a},

1a

<https://www.eurofound.europa.eu/observatories/eurwork/industrial-relations-dictionary>

Or. en

Amendment 23

Ádám Kósa

Motion for a resolution

Citation 11 a (new)

Motion for a resolution

Amendment

- having regard to the common statement of the Commission and Member States (10048/96 ADD 1) which defines clearly that international passenger or freight transport by rail, road, air and water does not fall under posting,

Or. en

Amendment 24

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Citation 11 b (new)

Motion for a resolution

Amendment

**- having regard to the Commission's
Better Regulation Agenda: Enhancing
transparency and scrutiny for better EU
law-making^{1a}**

^{1a} http://europa.eu/rapid/press-release_IP-15-4988_en.htm

Or. en

Amendment 25
Jutta Steinruck

Motion for a resolution
Citation 12 a (new)

Motion for a resolution

Amendment

**- having regard to the study carried out by
the European Parliament (2015) 'EU
Social and Labour Rights and EU
Internal Market Law'
(IP/A/EMPL/ST/2014-02),**

Or. en

Amendment 26
Jutta Steinruck

Motion for a resolution
Citation 12 b (new)

Motion for a resolution

Amendment

**- having regard to the study carried out by
the European Commission (2015) 'Wage
setting systems and minimum rates of pay
applicable to posted workers in
accordance with Directive 96/71/EC in a**

selected number of Member States and sectors' (VC/2015/0334),

Or. en

Amendment 27
Jutta Steinruck

Motion for a resolution
Citation 12 c (new)

Motion for a resolution

Amendment

- having regard to the study carried out by the University Ghent and financed by the European Commission (2015) 'Atypical Forms of Employment in the Aviation Sector' (VS/2013/0346),

Or. en

Amendment 28
Csaba Sógor

Motion for a resolution
Recital -A (new)

Motion for a resolution

Amendment

-A. Whereas the free movement of workers, freedom of establishment and freedom to provide services are fundamental principles of the internal market enshrined in the Treaty on the Functioning of the European Union (TFEU),

Or. en

Amendment 29
Csaba Sógor

Motion for a resolution
Recital -A a (new)

Motion for a resolution

Amendment

-Aa. Whereas, the case-law of the Court of Justice of the European Union has established that the freedom to provide services implies, in particular, the abolition of any discrimination against a service provider on account of its nationality or the fact that it is established in a Member State other than the one in which the service is provided,

Or. en

Amendment 30

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt

Motion for a resolution
Recital A

Motion for a resolution

Amendment

*A. having regard to the increased trend towards undeclared work, bogus self-employment, **outsourcing and subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection,***

*A. whereas the nature and scale of undeclared work **and** bogus self-employment **varies significantly between Member States,***

Or. en

Amendment 31
Sofia Ribeiro

Motion for a resolution
Recital A

Motion for a resolution

Amendment

*A. having regard **to the increased trend towards undeclared work, bogus self-employment, outsourcing and***

*A. having regard **the need to fight against undeclared work at all its forms in many sectors such as construction, industry and***

subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection,

agriculture,

Or. en

Amendment 32

Sven Schulze

Motion for a resolution

Recital A

Motion for a resolution

A. *having regard to the increased trend towards* undeclared work, bogus self-employment, *outsourcing and subcontracting*, leading to an *increase in precarious jobs and deteriorating levels of* worker protection;

Amendment

A. whereas undeclared work *and* bogus self-employment *lead to distortions of competition which result in long-term damage to social insurance systems and to the erosion of* worker protection;

Or. de

Amendment 33

Ádám Kósa

Motion for a resolution

Recital A

Motion for a resolution

A. *having regard to* the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, *leading to* an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. *whereas there is no data in relation to the allegedly* increased trend towards, *by the way, illegal* undeclared work, bogus self-employment, outsourcing and subcontracting, *claiming* an increase in precarious jobs and deteriorating levels of worker protection, *the Commission cannot neglect the obligation to apply clear definitions and to provide relevant data and proof,*

Or. en

Amendment 34

Danuta Jazłowiecka, Georges Bach, Claude Rolin, Heinz K. Becker, Eduard Kukan

Motion for a resolution

Recital A

Motion for a resolution

A. having regard to the **increased trend towards** undeclared work, bogus self-employment, **outsourcing and subcontracting**, leading to an increase in precarious jobs and **deteriorating** levels of worker protection,

Amendment

A. having regard to the **existing phenomena of** undeclared work **and** bogus self-employment **which lead** to an increase in precarious jobs and **deteriorate** levels of worker protection; **having regard to an increasing trend towards outsourcing and subcontracting which may create possibilities to abuse existing labour and social law;**

Or. en

Amendment 35

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Recital A

Motion for a resolution

A. having regard to the **increased trend towards** undeclared work, **bogus** self-employment, **outsourcing and subcontracting**, leading to **an increase in precarious jobs and deteriorating** levels of worker protection,

Amendment

A. having regard to the **existence of** undeclared work **and false** self-employment, leading to **decreased** levels of worker protection;

Or. en

Amendment 36

Tom Vandenkendelaere, Ivo Belet, Jeroen Lenaers, Tomáš Zdechovský

Motion for a resolution

Recital A

Motion for a resolution

A. having regard to the **increased trend towards** undeclared work, bogus self-employment, **outsourcing and subcontracting**, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. having regard to the **need to combat** undeclared work, bogus self-employment **and all other forms of social fraud** leading to an increase in precarious jobs and deteriorating levels of worker protection;

Or. en

Amendment 37

Veronica Lope Fontagné

Motion for a resolution

Recital A

Motion for a resolution

A. **having regard to the increased trend towards** undeclared work, bogus self-employment, **outsourcing and subcontracting**, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. **whereas** undeclared work **or** bogus self-employment **lead** to an increase in precarious jobs and deteriorating levels of worker protection;

Or. es

Amendment 38

Dieter-Lebrecht Koch

Motion for a resolution

Recital A

Motion for a resolution

A. having regard to the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in **precarious jobs and** deteriorating levels of worker protection;

Amendment

A. having regard to the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in **atypical and flexible working relationships**, deteriorating levels of worker protection **and distortions of competition as a result of unfair**

competition;

Or. de

Amendment 39

Emilian Pavel

Motion for a resolution

Recital A

Motion for a resolution

A. having regard to the increased trend towards undeclared work, bogus self-employment, ***outsourcing and subcontracting***, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. having regard to the increased trend towards undeclared work, bogus self-employment, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Or. en

Amendment 40

Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux

Motion for a resolution

Recital A

Motion for a resolution

A. whereas the increased trend towards undeclared work, bogus self-employment, ***outsourcing and subcontracting***, leading to an increase in precarious jobs and deteriorating levels of worker protection;

Amendment

A. whereas the increased trend towards undeclared work ***and*** bogus self-employment, leading to an increase in precarious jobs and deteriorating levels of worker protection;

Or. fr

Amendment 41

Georg Mayer, Harald Vilimsky

Motion for a resolution

Recital A

Motion for a resolution

A. having regard to the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. having regard to the increased trend towards ***unregulated migration from low-wage countries***, undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection;

Or. de

Amendment 42
Karima Delli

Motion for a resolution
Recital A

Motion for a resolution

A. having regard to the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. having regard to the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in precarious jobs and ***workers exploitation as well as*** deteriorating levels of worker protection ***and job quality in general***,

Or. en

Amendment 43
Csaba Molnár

Motion for a resolution
Recital A

Motion for a resolution

A. having regard to the increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Amendment

A. having regard to the free movement of workers as a basic principle laid down in Article 45 of the Treaty on the Functioning of the European Union, which may not be the subject of political compromise; having regard to the

increased trend towards undeclared work, bogus self-employment, outsourcing and subcontracting, leading to an increase in precarious jobs and deteriorating levels of worker protection,

Or. hu

Amendment 44

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas REFIT represents an important first step towards simplifying legislation and reducing administrative burdens of regulation for businesses and eliminating barriers to growth and job creation;

Or. en

Amendment 45

Patrick Le Hyaric, Paloma López Bermejo, Neoklis Sylikiotis

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas the scale of mass unemployment in Europe, the difference in wage levels between countries and the tactic of pitting workers against one another necessarily leads to lower wages for everyone and an increase in unemployment;

Or. fr

Amendment 46
Laura Agea, Tiziana Beghin

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas the structural employment market reforms called for by the EU have resulted in casualisation and social security cuts in some Member States;

Or. it

Amendment 47
Georgi Pirinski

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

Aa. Whereas as a consequence of the crisis there and the high unemployment rates in the majority of the Member States there are deepening inequalities and pressure on job-seekers to accept any job on offer;

Or. en

Amendment 48
Maria Arena

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

Aa. whereas Article 9 TFEU lays down the promotion of a high employment rate, the guarantee of adequate social protection, combating social exclusion and a high level of education, training

*and human health protection as
fundamental principles of the Union;*

Or. fr

Amendment 49
Karima Delli

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

Aa. having regard to the multiplication of opportunities for workers exploitation, in employment relations presenting extraterritorial features, such as the transnational posting of workers, cross border transport –by road, by air and by inland and maritime waterways;

Or. en

Amendment 50
Claude Rolin

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

Aa. having regard to the multiplication of opportunities for "social dumping", in presence of employment relations presenting extraterritorial features, such as the transnational posting of workers and cross border transport;

Or. en

Amendment 51
Ádám Kósa

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

Aa. having regard to the EU competitiveness on the global market and the integrity of the EU internal market,

Or. en

Amendment 52
Georgi Pirinski

Motion for a resolution
Recital A b (new)

Motion for a resolution

Amendment

A b. whereas austerity measures and attempts for deregulation on the labour market lead to deteriorating social and labour standards providing flexibility at the expense of the security of workers;

Or. en

Amendment 53
Laura Agea, Tiziana Beghin

Motion for a resolution
Recital A b (new)

Motion for a resolution

Amendment

Ab. whereas there is a growing trend toward using vouchers instead of regular employment contracts, which is unfair and, very often, illegal and leads to increased job insecurity;

Or. it

Amendment 54
Karima Delli

Motion for a resolution
Recital A b (new)

Motion for a resolution

Amendment

Ab. whereas good working conditions, which protect physical and mental health, are a fundamental workers' right^{1 a} and have positive value in themselves;

^{1 a} Charter of Fundamental Rights of the European Union, Article 31(1): Every worker has the right to working conditions which respect his or her health, safety and dignity.

Or. fr

Amendment 55
Ádám Kósa

Motion for a resolution
Recital A b (new)

Motion for a resolution

Amendment

A b. having regard to achievements of open economies and better economic results of in the EU in terms of growth based on the fundamental freedom of movement of persons, products and services,

Or. en

Amendment 56
Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Recital B

Motion for a resolution

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, undertook before Parliament to **combat 'social dumping' and reiterated this commitment in his 2015 State of the Union address**⁹,

⁹ http://europa.eu/rapid/press-release_SPEECH-15-5614_en.htm

Amendment

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, undertook before Parliament to **ensure that the Posting of Workers Directive is strictly implemented and to initiate a targeted review** of the *Directive*;

⁹ http://europa.eu/rapid/press-release_SPEECH-15-5614_en.htm

Or. en

Amendment 57
Enrique Calvet Chambon

Motion for a resolution
Recital B

Motion for a resolution

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, undertook before Parliament to **combat 'social dumping'** and reiterated this commitment in his 2015 State of the Union address²,

² http://europa.eu/rapid/press-release_SPEECH-15-5614_es.htm

Amendment

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, undertook before Parliament to **promote and safeguard 'the free movement of citizens as a fundamental right of our Union, while avoiding cases of abuses and risks of social dumping'** and reiterated this commitment in his 2015 State of the Union address²;

² http://europa.eu/rapid/press-release_SPEECH-15-5614_es.htm

Or. es

Amendment 58
Csaba Sógor

Motion for a resolution
Recital B

Motion for a resolution

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, ***undertook before Parliament to combat 'social dumping' and reiterated this commitment in his 2015 State of the Union address***⁹ ,

⁹ http://europa.eu/rapid/press-release_SPEECH-15-5614_en.htm

Amendment

B. whereas on 15 July 2014 ***in his 2015 State of the Union address*** Jean-Claude Juncker, President of the Commission, ***highlighted the need for a more fair and truly pan-European labour market that can be achieved through the promotion and safeguarding of the free movement of citizens as a fundamental right of the EU, while avoiding cases of abuses and risks of social dumping;***

⁹ http://europa.eu/rapid/press-release_SPEECH-15-5614_en.htm

Or. en

Amendment 59

Ádám Kósa

Motion for a resolution

Recital B

Motion for a resolution

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, undertook before Parliament to combat 'social dumping' and reiterated this commitment in his 2015 State of the Union address⁹ ,

⁹ http://europa.eu/rapid/press-release_SPEECH-15-5614_en.htm

Amendment

B. whereas on 15 July 2014 Jean-Claude Juncker, President of the Commission, undertook before Parliament to combat 'social dumping' and reiterated this commitment in his 2015 State of the Union address⁹ ; ***however, the phrase of social dumping is not scientifically evident, proved and adopted,***

⁹ http://europa.eu/rapid/press-release_SPEECH-15-5614_en.htm

Or. en

Amendment 60

Agnes Jongerius

Motion for a resolution
Recital B a (new)

Motion for a resolution

Amendment

B a. whereas the European Commission has announced in its' Commission work programme for 2016 the presentation of a labour mobility package, including measures for better enforcement and coordination of social security as well as a targeted revision of the Posting of Workers Directive to address unfair practices leading to social dumping and brain drain by ensuring the same work in the same place is rewarded by the same pay, and whereas no proposals have been presented so far,

Or. en

Amendment 61
Ádám Kósa

Motion for a resolution
Recital B b (new)

Motion for a resolution

Amendment

Bb. whereas Commissioner Thyssen indicated that we cannot talk about social dumping when it comes to employees with free movement in the internal market at the debate on the European platform to enhance cooperation in the prevention and deterrence of undeclared work held in the plenary on 2/2/2016 in Strasbourg.

Or. en

Amendment 62
Ádám Kósa

Motion for a resolution
Recital B c (new)

Motion for a resolution

Amendment

B c. having regard to the fact that precise definition of problems is a prerequisite for any possible future action in this field,

Or. en

Amendment 63
Ádám Kósa

Motion for a resolution
Recital B d (new)

Motion for a resolution

Amendment

B d. having regard to the better regulation agenda^{1a} proclaimed by President Juncker on 19/5/15, legal acts have been introduced only recently and have been still being implemented cannot be revised without professional preparation and unbiased consultations, which means that impact assessment and competitiveness proofing test, which is part of the Commission's integrated impact assessment approach since 2012, are of utmost importance,

^{1a} COM(2015) 215 final

Or. en

Amendment 64
Ádám Kósa

Motion for a resolution
Recital B e (new)

Motion for a resolution

Amendment

B e. whereas all proposals related to legislation the European Commission intends to examine and revise must be evidence-based, proportional, and under no circumstance must not go beyond of what is laid down in current Treaties,

Or. en

Amendment 65
Marian-Jean Marinescu

Motion for a resolution
Recital C

Motion for a resolution

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007¹⁰ highlighted the legitimacy of the struggle against social dumping,

deleted

¹⁰

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Or. en

Amendment 66
Ádám Kósa

Motion for a resolution
Recital C

Motion for a resolution

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-

C. whereas the Court of Justice of the European Union in its judgment in case C-

34/05 Laval of 18 December 2007³
highlighted the legitimacy of the struggle against social dumping,

3

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

34/05 Laval of 18 December 2007³ **does not analyse or define the term 'social dumping' at all,**

3

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Or. en

Amendment 67

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Recital C

Motion for a resolution

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007¹⁰ highlighted the **legitimacy of the struggle against social dumping,**

10

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007 highlighted the **right to undertake collective action against possible social dumping and emphasized that such action must be proportionate in order not to restrict the fundamental freedoms of the EU, such as the freedom to provide services,**

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<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Or. en

Amendment 68

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Czesław Hoc, Zdzisław Krasnodębski, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007¹⁰ highlighted the *legitimacy of the struggle* against social dumping,

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<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-341/05 Laval of 18 December 2007¹⁰ highlighted the *right to take collective action* against *possible* social dumping *without undermining the freedom to provide services as enshrined in the Treaties*;

10

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Or. en

Amendment 69

Danuta Jazlowiecka, Georges Bach, Elisabeth Morin-Chartier, Eduard Kukan

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007¹⁰ highlighted the legitimacy of the struggle against social dumping,

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<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-341/05 Laval of 18 December 2007¹⁰ highlighted *on one hand* the legitimacy of the struggle against social dumping *and delimitation of respective actions based on the provisions of the Treaty on the other*;

10

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Or. en

Amendment 70
Sven Schulze

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Court of Justice of the European Union in its judgment in case C-341/05 Laval of 18 December 2007³ highlighted the legitimacy of the struggle against social dumping;

3

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=DE&mode=lst&dir=&occ=first&part=1&cid=498309>.

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-341/05, Laval, of 18 December 2007³ highlighted the legitimacy of the struggle against social dumping ***and that it must be viewed together with the fundamental freedoms***;

3

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=DE&mode=lst&dir=&occ=first&part=1&cid=498309>.

Or. de

Amendment 71
Csaba Sógor

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007¹⁰ highlighted ***the legitimacy of the struggle*** against social dumping,

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007¹⁰ highlighted ***that the protection of workers against possible social dumping may constitute an overriding reason of public interest which could justify an infringement of free movement of services, but also that the EU Posted Workers Directive 96/71 EC cannot be interpreted as allowing the host Member State to make the provision of services in***

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

its territory conditional on the observance of terms and conditions of employment which go beyond the mandatory rules for minimum protection.

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=EN&mode=lst&dir=&occ=first&part=1&cid=498309>

Or. en

Amendment 72 **Ádám Kósa**

Motion for a resolution **Recital C**

Motion for a resolution

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007³ **highlighted the legitimacy of the struggle against social dumping;**

Amendment

C. whereas the Court of Justice of the European Union in its judgment in case C-34/05 Laval of 18 December 2007³ pointed out ***inconsistencies in the national legislation with the provisions of European Union law which does not prohibit collective action if a trade union forces, under such legislation, undertakings established in other Member States, posting workers to work by providing services, to sign a collective agreement with it, or apply provisions of a collective agreement if these provisions are beyond the obligatory rules of Directive 96/71/EC on the posting of workers. In the case of such collective action, undertakings established in other Member States could feel forced to join a collective agreement the provisions of which are related to issues beyond the obligatory provisions of Directive 96/71/EC concerning the posting of workers from other Member States. This may make it more difficult for such undertakings to perform work in other***

Member States, which, according to Article 49 of the Treaty establishing the European Community, means the restriction of the freedom of provision of services;

3

<http://curia.europa.eu/juris/document/document.jsf?text=&docid=71925&pageIndex=0&doclang=HU&mode=lst&dir=&occ=first&part=1&cid=587808>.

3

<http://curia.europa.eu/juris/document/document.jsf?text=&docid=71925&pageIndex=0&doclang=HU&mode=lst&dir=&occ=first&part=1&cid=587808>.

Or. hu

Amendment 73

Patrick Le Hyaric, Paloma López Bermejo, Neoklis Sylikiotis

Motion for a resolution

Recital C

Motion for a resolution

C. whereas the Court of Justice of the European Union, in its judgment in the C-341/05 Laval case of 18 December 2007³, highlighted the legitimacy of the struggle against social dumping;

3

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=FR&mode=lst&dir=&occ=first&part=1&cid=498309>

Amendment

C. whereas the Court of Justice of the European Union, in its judgment in the C-341/05 Laval case of 18 December 2007³, highlighted the legitimacy of the struggle against social dumping, ***but whereas the first strikes and protest actions held to denounce this type of practice were sharply criticised by the Court of Justice of the European Union, which found that they ‘hampered the free movement of persons’; whereas the Laval judgment found against the Swedish trade unions that had paralysed the workshop of a Latvian construction company, which was building a school in Sweden and paying Latvian wages;***

3

<http://curia.europa.eu/juris/showPdf.jsf?text=&docid=71925&pageIndex=0&doclang=FR&mode=lst&dir=&occ=first&part=1&cid=498309>

Amendment 74
Agnes Jongerius

Motion for a resolution
Recital C a (new)

Motion for a resolution

Amendment

C a. whereas the European Social Charter should be acknowledged as the most mature and most detailed expression of the consensus of the Member States in the area of fundamental social rights and hence needs to be put on equal footing with the freedom of movement in order to provide a tangible added value for all European citizens,

Or. en

Amendment 75
Ádám Kósa

Motion for a resolution
Recital C a (new)

Motion for a resolution

Amendment

C a. having regard to the interpretation of social rules in transport and the Commission guidelines allow for sufficient flexibility for businesses to operate, if any ambiguities occur as regard the interpretation of the current legal provisions, there are a lot of fora to clarify them, such as an international organisation Euro Contrôle Route (ECR),

Or. en

Amendment 76

Guillaume Balas, Maria João Rodrigues, Jutta Steinruck, Miapetra Kumpula-Natri, Marita Ulvskog, Agnes Jongerius, Sergio Gutiérrez Prieto, Evelyn Regner, Maria Arena, Edouard Martin, Brando Benifei, Elena Gentile, Ole Christensen, Flavio Zanonato

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. whereas the concept of social dumping, without benefiting from a legally recognised and shared definition, covers a wide scope of abusive practices and situations enabling the development of unfair competition through three main dimensions:

- the economic aspect: the use by certain economic actors of illegal practices such as undeclared work or abusive practices such as bogus self employment can lead to major market distortions which are detrimental to bona fide companies, notably SMEs; agriculture, building, construction and food sectors, transport, care and domestic services are the main sectors concerned;

- the social aspect: unfair competition can lead to a situation of inequality of treatment between European workers and deprive them from the effective exercise of their social and labour rights;

- the financial aspect : the reduction of social contributions and taxes represent a threat for the financial sustainability of social security systems of Member States;

Or. en

Amendment 77

Danuta Jazłowiecka, Georges Bach, Heinz K. Becker, Claude Rolin, Eduard Kukan

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. having regard to the fact that there is no legal definition of social dumping which may create confusion with respect to respective recommendations and their application;

Or. en

Amendment 78

Agnieszka Kozłowska-Rajewicz, Marek Plura

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. having regard to the fact that there is no legal definition of social dumping which may create confusion and stigmatise cases of legal competitiveness based on lower labour costs;

Or. en

Amendment 79

Krzysztof Hetman

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. having regard to the fact that there is no legal definition of social dumping which may create confusion and stigmatise cases of legal competitiveness based on lower labour costs;

Or. en

Amendment 80
Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution
Recital C a (new)

Motion for a resolution

Amendment

C a. whereas there is no clear, universally accepted definition of social dumping, whereas as a rule, the activities relating to social dumping are considered not to be in compliance with the minimum requirements of labour standards;

Or. en

Amendment 81
Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Czesław Hoc, Zdzisław Krasnodębski, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Recital C a (new)

Motion for a resolution

Amendment

C a. whereas there is no clear, universally accepted definition of social dumping;

Or. en

Amendment 82
Emilian Pavel

Motion for a resolution
Recital C a (new)

Motion for a resolution

Amendment

C a. having regard that there is a lack of legal clarity of the concept of social dumping and that activities associated with the term "social dumping" are illegal under all circumstances, such as undeclared work and bogus self-

employment,

Or. en

Amendment 83

Georgi Pirinski

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. whereas "social dumping" constitutes illegal behaviour on behalf of an employer that disrupts the normal functioning of the market namely by failing to comply with the applicable labour and social protection legislation;

Or. en

Amendment 84

Danuta Jazłowiecka, Georges Bach, Heinz K. Becker, Eduard Kukan

Motion for a resolution

Recital C b (new)

Motion for a resolution

Amendment

C b. having regard that to the fact that there are different ways on how "social dumping" is being interpreted and that for the purpose for this report social dumping should be considered as "the intended abuse or circumvention of existing European and national laws in order to gain competitive advantage while unlawfully minimising labour and operational costs and not respecting workers' rights;

Or. en

Amendment 85
Agnieszka Kozłowska-Rajewicz, Marek Plura

Motion for a resolution
Recital C b (new)

Motion for a resolution

Amendment

C b. whereas undefined terms in the EU acts favour arbitrary interpretation which may lead to different national solutions, aimed at fighting the abuses but contrary to fundamental freedoms of the single market;

Or. en

Amendment 86
Krzysztof Hetman

Motion for a resolution
Recital C b (new)

Motion for a resolution

Amendment

C b. whereas undefined terms in the EU acts favour arbitrary interpretation which may lead to different national solutions, aimed at fighting the abuses but contrary to fundamental freedoms of the single market.

Or. en

Amendment 87
Guillaume Balas, Maria João Rodrigues, Jutta Steinruck, Miapetra Kumpula-Natri, Marita Ulvskog, Emilian Pavel, Agnes Jongerius, Evelyn Regner, Edouard Martin, Brando Benifei, Elena Gentile, Ole Christensen, Siôn Simon, Flavio Zanonato

Motion for a resolution
Recital C b (new)

Motion for a resolution

Amendment

C b. whereas the multiplication of abusive

practices and exercise of unfair competition weakens support to the principle of the internal market and undermines confidence in European integration;

Or. en

Amendment 88

Danuta Jazłowiecka, Georges Bach, Heinz K. Becker, Eduard Kukan

Motion for a resolution

Recital C b (new)

Motion for a resolution

Amendment

C b. having regard to the distinction in the EU law of rules governing the free movement of workers, the right of establishment and the freedom to provide services;

Or. en

Amendment 89

Agnieszka Kozłowska-Rajewicz, Marek Plura

Motion for a resolution

Recital C c (new)

Motion for a resolution

Amendment

Cc. having regard to the balance between social and economic rights stipulated in the Treaty and confirmed by the European Court of Justice in its several judgements (Laval und Partneri (C-341/05), Rüffert (C-346/06), Luxembourg (C-319/06), proving that the exercise of certain rights constituting a restriction to the basic freedoms of movement cannot always be justified with regard to the objective of protecting workers;

Or. en

Amendment 90
Krzysztof Hetman

Motion for a resolution
Recital C c (new)

Motion for a resolution

Amendment

Cc. having regard to the balance between social and economic rights stipulated in the Treaty and confirmed by the European Court of Justice in its several judgements (Laval und Partneri (C-341/05), Rüffert (C-346/06), Luxembourg (C-319/06), proving that the exercise of certain rights constituting a restriction to the basic freedoms of movement cannot always be justified with regard to the objective of protecting workers.

Or. en

Amendment 91
Anne Sander

Motion for a resolution
Recital D

Motion for a resolution

Amendment

D. whereas the importance of the principle of “equal pay and social protection for the same work at the same place” for all European workers;

D. whereas the ever more frequent posting frauds undermining the rights of European workers and the ever more frequent instances of unfair competition resulting from the disparities in social standards in the European Union are affecting the competitiveness of businesses, in particular of SMEs, and making genuine social convergence essential;

Or. fr

Amendment 92

Danuta Jazłowiecka, Heinz K. Becker, Georges Bach, Eduard Kukan

Motion for a resolution

Recital D

Motion for a resolution

D. having regard to *the importance of the principle of 'equal pay and social protection for the same work at the same place' for all European workers,*

Amendment

D. having regard to *Article 45 of TFEU stipulating that freedom of movement shall entail the abolition of any discrimination based on nationality between workers of the Member States as regards employment, remuneration and other conditions of work and employment;*

Or. en

Amendment 93

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Recital D

Motion for a resolution

D. *having regard to the importance of the principle of 'equal pay and social protection for the same work at the same place' for all European workers,*

Amendment

D. *whereas the Commission is currently investigating ways to develop a formula introducing a principle of 'equal pay for equal work in the same place' at EU level;*

Or. en

Amendment 94

Dieter-Lebrecht Koch

Motion for a resolution

Recital D

Motion for a resolution

D. *having regard to the importance of the principle of 'equal pay and social protection for the same work at the same*

Amendment

D. *whereas Directive 96/71/EC guarantees minimum wage rates for posted workers;*

place' for all European workers;

Or. de

Amendment 95

Ádám Kósa

Motion for a resolution

Recital D

Motion for a resolution

D. having regard to the ***importance of the*** principle of 'equal pay and social protection for the same work at the same place' for all European workers,

Amendment

D. having regard to the principle of 'equal pay and social protection for the same work at the same place' for all European workers ***would constitute a serious barrier to the free movement of services; such principle has no legal basis and does not comply with TFEU, it is legally and practically unattainable and pay is only one elements of running companies and entrepreneurship,***

Or. en

Amendment 96

Sven Schulze

Motion for a resolution

Recital D

Motion for a resolution

D. ***having regard to the importance*** of the principle of 'equal pay and social protection for the same work at the same place' for all European workers;

Amendment

D. ***whereas the EU has no regulatory powers under Article 153(5) TFEU in respect*** of the principle of 'equal pay and the same social protection for the same work at the same place' for all European workers, ***and whereas this principle violates the freedom to provide services;***

Or. de

Amendment 97
Thomas Mann

Motion for a resolution
Recital D

Motion for a resolution

D. *having regard to the importance of the principle of 'equal pay and social protection for the same work at the same place' for all European workers;*

Amendment

D. *whereas the principle of 'equal pay for the same work at the same place' jeopardises the freedom to engage in collective wage bargaining;*

Or. de

Amendment 98
Marian-Jean Marinescu

Motion for a resolution
Recital D

Motion for a resolution

D. having regard to the importance of the principle of '*equal pay and social protection for the same work at the same place*' for all European workers,

Amendment

D. having regard to the importance of the principle of '*freedom of movement and equal treatment*' for all European workers,

Or. en

Amendment 99
Sofia Ribeiro

Motion for a resolution
Recital D

Motion for a resolution

D. having regard to the importance of *the principle of 'equal pay and social protection for the same work at the same place' for all European workers,*

Amendment

D. having regard to the importance of *equal treatment of workers within the European Union and the essential social convergence in the single market,*

Or. en

Amendment 100
Csaba Sógor

Motion for a resolution
Recital D

Motion for a resolution

D. having regard to the importance of the principle of 'equal *pay and social protection for the same work at the same place*' for all European workers,

Amendment

D. having regard to the importance of the principle of equal *treatment* for all European workers,

Or. en

Amendment 101
Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution
Recital D

Motion for a resolution

D. having regard to the importance of the principle of 'equal pay *and social protection for the same work at the same place*' for all European workers,

Amendment

D. having regard to the importance of the principle of 'equal pay *for equal work*' for all European workers;

Or. en

Amendment 102
Tom Vandenkendelaere, Ivo Belet, Jeroen Lenaers, Tomáš Zdechovský

Motion for a resolution
Recital D

Motion for a resolution

D. having regard to the importance of the principle of 'equal pay *and social protection* for the same work at the same place' for all European workers,

Amendment

D. having regard to the importance of the principle of 'equal pay for the same work at the same place' for all European workers, *and to the need to social convergence in the EU single market;*

Amendment 103

Elisabeth Morin-Chartier, Jérôme Lavrilleux

Motion for a resolution

Recital D

Motion for a resolution

D. having regard to the *importance* of the principle of ‘equal pay *and social protection* for the same work at the same place’ for all European workers;

Amendment

D. having regard to the *importance of the declaration by the President of the Commission of the* principle of ‘equal pay for the same work at the same place’; *whereas legal clarification of this principle and its application is required;*

Or. fr

Amendment 104

Georges Bach

Motion for a resolution

Recital D

Motion for a resolution

D. having regard to the importance of the principle of ‘equal pay *and social protection* for the same work at the same place’ *for all European workers;*

Amendment

D. having regard to the importance of the principle of ‘equal pay for the same work at the same place’;

Or. fr

Amendment 105

Csaba Molnár

Motion for a resolution

Recital D

Motion for a resolution

D. having regard to the importance of the

Amendment

D. having regard to the importance of the

principle of 'equal pay and social protection for the same work at the same place' for all European workers,

principle of 'equal pay and social protection for the same work at the same place' for all European workers, ***because the settlement of European Union employees in several Member States has become a hot political issue recently;***

Or. hu

Amendment 106

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

D a. whereas introducing the principle of "equal pay for equal work in the same place" at EU level could impose a significant barrier to the proper functioning of the single market;

Or. en

Amendment 107

István Ujhelyi

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the Commission has announced that during 2016 it intends to propose new initiatives concerning road transport, including the social aspects;

Or. hu

Amendment 108

Karima Delli

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas dumping, whether social, fiscal or environmental, is contrary to European values as it endangers the protection of EU citizens' rights ^{1 a};

1 a

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P8-TA-2015-0252+0+DOC+XML+V0//EN>

Or. fr

Amendment 109
Georges Bach

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the construction, catering, agriculture, health and transport sectors are those most frequently affected by social dumping; whereas the transport sector is a case apart, given the high mobility of workers;

Or. fr

Amendment 110
Ádám Kósa

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

D a. having regard to the fact that posted

workers make up about 0,6% of the entire EU labour force^{2a},

^{2a} See: Jozef Pacolet & Frederic De Wispelaere, Posting of workers, Report on A1 portable documents issued in 2012 and 2013, p. 15. According to EUROSAT data, the entire EU labour force in 2013 amounted to 243.2 million people (Labour force survey overview 2013, EUROSTAT (http://ec.europa.eu/eurostat/statistics-explained/index.php/Labour_force_survey_overview_2013#Labour_force_in_the_EU))

Or. en

Amendment 111
Nadine Morano

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the number of posted workers in the Union is put at 1.2 million, mainly in the construction (25% of posted workers), services, transport, communication and agriculture sectors;

Or. fr

Amendment 112
Mara Bizzotto, Dominique Martin, Joëlle Mélin

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas some companies that abuse the principle of free movement tend to set up their operations abroad through

subsidiaries to exploit wage and tax regulations more favourable than those in the country of origin;

Or. it

Amendment 113

Jérôme Lavrilleux, Elisabeth Morin-Chartier, Anne Sander

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the free movement of persons is essential to the European project, and also a prerequisite for achieving economic, social and territorial cohesion goals in order to bring about a solid and sustainable level of competitiveness in all Member States;

Or. fr

Amendment 114

Ádám Kósa

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

D a. whereas when it comes to competitiveness, pay and wage plays an important role but it is only one factor of economic activity, other aspects of entrepreneurships could also be inspected (taxes, customs, access to financial markets, prices and availability of public services, etc.) accordingly, therefore, different pay rates among Member States do not constitute unfair competition, but are rather a natural phenomenon in economic reality of the EU. In this context, also the social security systems of

Member States should not be questioned as they represent a significant part of their national social policies (this concerns also differences in the levels of minimum wages and insurance premiums).

Or. en

Amendment 115
Veronica Lope Fontagné

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas instruments that help combat fraud and social dumping, such as Directive 2014/67/EU, have still to be implemented in several Member States and their impact will have to be properly analysed;

Or. es

Amendment 116
Laura Agea, Tiziana Beghin

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

Da. whereas there is a need to verify the state of implementation and the benefits of applying Directive 96/71/EC concerning the posting of workers in the framework of the provision of services;

Or. it

Amendment 117

Maria Arena

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

Da. whereas the Court of Justice of the European Union has highlighted, in its judgment in Case C-396/13, that Directive 96/71/EC tends, on the one hand, to ensure fair competition between domestic businesses and businesses which provide transnational services, and, on the other, to ensure that a nucleus of mandatory rules laying down minimum protection in the host Member State apply to posted workers;

Or. fr

Amendment 118

Anne Sander, Elisabeth Morin-Chartier, Jérôme Lavrilleux

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

Da. whereas undeclared work harms not only workers, but also employers who observe the rules and who thus find themselves facing unfair competition from employers who do not;

Or. fr

Amendment 119

Louis Michel, Gérard Deprez, Frédérique Ries

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

Da. having regard to the important role that European employers' federations and trade union can play in the struggle against social dumping;

Or. fr

Amendment 120
Agnes Jongerius

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

D a. whereas substantial differences in labour conditions and wages persist in the Union and whereas social upward convergence is key to prosperity and enhanced internal demand within the whole Union,

Or. en

Amendment 121
Danuta Jazłowiecka, Georges Bach, Claude Rolin, Heinz K. Becker, Eduard Kukan

Motion for a resolution
Recital D b (new)

Motion for a resolution

Amendment

D b. having regard to the fact that one of the main principles of EU policies is a social cohesion, which means a constant and ongoing approximation of wages and social security protection guaranteed to all workers, be it local or mobile;

Or. en

Amendment 122

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Czesław Hoc, Zdzisław Krasnodębski, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

D b. whereas the setting of wages is a Member State competence;

Or. en

Amendment 123

Maria Arena

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. whereas the CJEU has highlighted, in its judgment in Case C-396/13, that the host Member State is competent to determine the level of the minimum wage and the method of calculating and to assess the criteria employed for that purpose;

Or. fr

Amendment 124

Karima Delli

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. whereas in those Member States where the minimum wage is inadequate the posting of workers may force down wages for other workers in the host country, and effectively cause unfair

competition;

Or. fr

Amendment 125

Agnes Jongerius

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

D b. whereas wage differences are the main reason for departure from home countries for workers, with vulnerability, abuse of workers and brain drain as a consequence for the home country,

Or. en

Amendment 126

Jérôme Lavrilleux, Elisabeth Morin-Chartier, Anne Sander

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. whereas the posting of workers should facilitate the sharing of skills and professional experience, and not be a cause of social dumping;

Or. fr

Amendment 127

Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. whereas the problem of social dumping stems mainly from cases of fraud in violation of the European legislation in force;

Or. fr

Amendment 128

Louis Michel, Gérard Deprez, Frédérique Ries

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. whereas the scope for action on the part of the host Member State's labour inspectors is relatively limited in the context of the joint monitoring actions carried out when fraud is suspected (simple physical reinforcement, no possibility of taking statements);

Or. fr

Amendment 129

Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. whereas rigorous action on the part of Member State labour inspectorates and closer, systematic coordination between them are essential;

Or. fr

Amendment 130

Ádám Kósa

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

D b. having regard to the commitment of not increasing the financial burden for business, SMEs in particular,

Or. en

Amendment 131

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Czesław Hoc, Zdzisław Krasnodębski, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

D b. whereas according to Directive 96/71/EC Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 18 June 2016;

Or. en

Amendment 132

Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

Db. having regard to the importance of assessing the impact of the implementation of Directive 2014/67/EU, once it has been transposed in all Member States, in order to determine its real

impact in the struggle against the various types of fraud identified in the context of the posting of workers;

Or. fr

Amendment 133
Laura Agea, Tiziana Beghin

Motion for a resolution
Recital D b (new)

Motion for a resolution

Amendment

Db. whereas we do not yet know which Member States have correctly implemented Directive 2014/67/EU on the enforcement of Directive 96/71/EC;

Or. it

Amendment 134
Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution
Recital D c (new)

Motion for a resolution

Amendment

Dc. whereas most Member States have not yet transposed Directive 2014/67/EU, even though the deadline is 18 June 2016;

Or. fr

Amendment 135
Ádám Kósa

Motion for a resolution
Recital D c (new)

Motion for a resolution

Amendment

D c. having regard to the idea behind posting is to ensure the balance between the freedom to provide services (by simplifying the employment of the workers of a company which provides the service) and between social rights, and therefore posted workers are not part of the host Member States' labour market and are not entitled to search for work or to apply for unemployment benefits there.

Or. en

Amendment 136
Agnes Jongerius

Motion for a resolution
Recital D c (new)

Motion for a resolution

Amendment

D c. whereas the tackling of large scale abuse is essential to maintain the freedom of movement in the internal market and solidarity within the Union,

Or. en

Amendment 137
Danuta Jazłowiecka

Motion for a resolution
Recital D d (new)

Motion for a resolution

Amendment

Dd. Due to a very wide meaning and various possibilities of interpretation of "social dumping", as well as due to the fact that this term is often being wrongly overused, calls on all relevant stakeholders to limit its use and instead to

be more precise and refer to concrete examples of abuse of law;

Or. en

Amendment 138

Siôn Simon, Glenis Willmott, Richard Howitt

Motion for a resolution

Recital D d (new)

Motion for a resolution

Amendment

Dd. whereas strong safeguards to protect the rights of posted workers and to prevent 'social dumping' are laid down in Directive 96/71/EC, that presents a core of mandatory rules regarding the terms and conditions of employment to be applied to an employee posted to work in another Member State,

Or. en

Amendment 139

Ádám Kósa

Motion for a resolution

Recital D d (new)

Motion for a resolution

Amendment

Dd. whereas strong safeguards to protect the rights of posted workers and to prevent illegal activities are laid down in the Directive 96/71/EC, that presents a core mandatory rules regarding the terms and conditions of employment to be applied to an employee posted to work in another Member State;

Or. en

Amendment 140

Ádám Kósa

Motion for a resolution

Recital D e (new)

Motion for a resolution

Amendment

D e. whereas the economic differences among Member States cannot be solved by simple modifying the Posting of Workers Directive (Directive 96/71/EC) and the current relevant legal framework for implementation (Directive 2014/67/EU) has not been fully implemented in Member States, and therefore there is no available evaluation in terms of the efficiency of the basic legislation,

Or. en

Amendment 141

Siôn Simon, Richard Howitt

Motion for a resolution

Recital D e (new)

Motion for a resolution

Amendment

D e. having regard to the on-going implementation of the Posting of Workers Enforcement Directive (2014/67/EU) and its aim to further increase the protection of posted workers and to specifically tackle cases of "social dumping",

Or. en

Amendment 142

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Subheading I

Motion for a resolution

I. Reinforcing controls and coordination
between Member States

Amendment

I. Reinforcing controls and coordination
between **and by** Member States

Or. en

Amendment 143

Dieter-Lebrecht Koch, Wim van de Camp, Deirdre Clune, Markus Pieper

Motion for a resolution

Paragraph -1 (new)

Motion for a resolution

Amendment

-1. Calls for the stepping-up of checks in relation to compliance with work, standby, driving and rest times in all relevant sectors, such as construction, catering, health and transport, and for the imposition of penalties for serious non-compliance;

Or. de

Amendment 144

Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution

Paragraph -1 (new)

Motion for a resolution

Amendment

-1. Calls on those Member States which have not yet done so to transpose Directive 2014/67/EU in order to ensure its effective application as soon as possible;

Or. fr

Amendment 145
Tom Vandenkendelaere, Jeroen Lenaers

Motion for a resolution
Paragraph 1

Motion for a resolution

Amendment

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection; *deleted*

Or. en

Amendment 146
Mara Bizzotto, Dominique Martin, Joëlle Mélin

Motion for a resolution
Paragraph 1

Motion for a resolution

Amendment

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection; *deleted*

Or. it

Amendment 147
Sven Schulze

Motion for a resolution
Paragraph 1

Motion for a resolution

Amendment

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No 81 on labour inspection; *deleted*

Or. de

Amendment 148
Thomas Mann, Heinz K. Becker

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Calls on the *Commission to submit a proposal for a directive based on* ILO Convention No 81 on labour inspection;

Amendment

1. Calls on the *Member States to make more staff and resources available in the area of labour inspection and achieve the goal of one labour inspector per 10 000 workers, in accordance with ILO recommendations; calls on the Commission to support the Member States in establishing effective and efficient labour inspectorates* and to draft a recommendation *based* on ILO Convention No 81 on labour inspection;

Or. de

Amendment 149
Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Calls on the Commission to *submit a proposal for a directive based on* ILO Convention No. 81 on labour inspection;

Amendment

1. Calls on the Commission to *encourage Member States to take* ILO Convention No. 81 on labour inspection *into account when formulating their policies;*

Or. en

Amendment 150
Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution
Paragraph 1

Motion for a resolution

1. ***Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;***

Amendment

1. ***Welcomes the ratification by the Member States of the ILO Convention No. 81 on labour inspections and the progress made by adopting the new European Platform to enhance cooperation in the prevention and deterrence of undeclared work; in this regard, recognizes the Commission's work in financing the mutual learning programmes for labour inspectors in the Member States and the progress made via SLIC system;***

Or. en

Amendment 151
Danuta Jazłowiecka

Motion for a resolution
Paragraph 1

Motion for a resolution

1. ***Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;***

Amendment

1. ***Encourages Member States to ratify and implement the ILO Convention No. 81 on labour inspection;***

Or. en

Amendment 152
Georges Bach

Motion for a resolution
Paragraph 1

Motion for a resolution

1. ***Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;***

Amendment

1. ***Calls on all the Member States to ratify ILO Convention No. 81 on labour inspection;***

Or. fr

Amendment 153
Elisabeth Morin-Chartier, Jérôme Lavrilleux

Motion for a resolution
Paragraph 1

Motion for a resolution

1. ***Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;***

Amendment

1. ***Points out that 28 Member States have ratified ILO Convention No. 81 on labour inspection; calls on Member States to ensure that all its provisions are implemented;***

Or. fr

Amendment 154
Anne Sander

Motion for a resolution
Paragraph 1

Motion for a resolution

1. ***Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;***

Amendment

1. ***Encourages the 28 EU Member States, which are signatories to ILO Convention No. 81 on labour inspection, to observe its principles;***

Or. fr

Amendment 155
Veronica Lope Fontagné

Motion for a resolution
Paragraph 1

Motion for a resolution

1. ***Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;***

Amendment

1. ***Calls on the Commission and the Member States to respect the principles laid down in ILO Convention No. 81 on labour inspection;***

Amendment 156

Ádám Kósa

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Calls on the Commission to **submit** a proposal for **a directive** based on ILO Convention No. 81 on labour inspection;

Amendment

1. Calls on the Commission to **consider** a proposal for **enhancing better cooperation among Member States** based on ILO Convention No. 81 on labour inspection **in accordance with the current Treaties (Art. 153 (1) TFEU in particular)**;

Or. en

Amendment 157

Maria Arena

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;

Amendment

1. Calls on the Commission to submit a proposal based on ILO Convention No. 81 on labour inspection, **which has been ratified by all Member States of the Union, with a view to enforcing the rules on working conditions and the protection of workers in their daily work, such as the provisions on working hours, wages, safety, hygiene and well-being; draws attention to the important role the social partners must play, in accordance with national laws and practices, in ensuring that existing rules are complied with;**

Or. fr

Amendment 158

Guillaume Balas, Edouard Martin, Maria João Rodrigues, Jutta Steinruck, Miapetra Kumpula-Natri, Marita Ulvskog, Emilian Pavel, Agnes Jongerius, Sergio Gutiérrez Prieto, Evelyn Regner, Brando Benifei, Elena Gentile, Ole Christensen, Siôn Simon, Flavio Zanonato

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;

Amendment

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection *in order to ensure the respect of labour standards and the protection of workers, such as provisions relating to working time, safety, and health; recalls the important role ensured by social partners in order to ensure that existing legislations are respected;*

Or. en

Amendment 159

Ole Christensen, Miapetra Kumpula-Natri

Motion for a resolution

Paragraph 1

Motion for a resolution

1. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;

Amendment

1. *Believes that ensuring a level playing-field across the EU and eliminating unfair competition and social dumping is crucial; stresses that labour inspectorates and trade unions play a key role in enforcing workers' rights to decent pay and working conditions, and in providing consultation and guidance to employers;*

Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 81 on labour inspection;

Or. en

Amendment 160

Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution

Paragraph 1 a (new)

Motion for a resolution

Amendment

1 a. Welcomes the Commission's intention to evaluate EU OSH legislation as part of the Smart Regulation programme;

Or. en

Amendment 161

Maria Arena

Motion for a resolution

Paragraph 1 a (new)

Motion for a resolution

Amendment

1a. Emphasises the importance of stepping up checks on the working conditions of workers in labour-intensive sectors;

Or. fr

Amendment 162

Patrick Le Hyaric, Paloma López Bermejo, Neoklis Sylikiotis

Motion for a resolution

Paragraph 1 a (new)

Motion for a resolution

Amendment

1a. Calls for a thorough review of the 1996 directive on the posting of workers, rather than a simple strengthening of controls in the event of breaches of the rules;

Amendment 163

Thomas Mann, Heinz K. Becker

Motion for a resolution

Paragraph 1 a (new)

Motion for a resolution

Amendment

1a. Warmly welcomes the agreement to establish a European platform to combat undeclared work which brings together the Commission, the social partners and national authorities in order to step up the fight against undeclared work throughout the Union; regards the platform as a prime example of the added value which the Union brings to social policy;

Or. de

Amendment 164

Patrick Le Hyaric, Paloma López Bermejo, Neoklis Sylikiotis

Motion for a resolution

Paragraph 1 b (new)

Motion for a resolution

Amendment

1b. Calls for social contributions to be calculated in accordance with the rules in force in the host country and to be paid into the social security fund of the country of origin;

Or. fr

Amendment 165

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Calls on Member States to **increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;**

Amendment

2. Calls on Member States to **exchange best practice and to consider new innovative ways of developing an adaptable and flexible labour market to meet the challenges of a global economy while ensuring high labour standards for all workers;**

Or. en

Amendment 166
Marian-Jean Marinescu

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Calls on Member States to **increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;**

Amendment

2. Calls on Member States to **implement the Directive 2014/67/EU;**

Or. en

Amendment 167
Georg Mayer, Harald Vilimsky

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Calls on Member States to **increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;**

Amendment

2. Calls on Member States to **use existing resources more efficiently;**

Amendment 168

Jeroen Lenaers

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the *staffing levels and resources* of their labour inspectorates and *their liaison offices, in particular for interpretation and translation*;

Amendment

2. Calls on Member States to increase the *efficiency* of their labour inspectorates and *to make sure that they are adequately equipped to enforce European legislation in the area of the free movement of workers and services*;

Or. en

Amendment 169

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the *staffing levels and resources* of their labour inspectorates and their liaison offices, *in particular for interpretation and translation*;

Amendment

2. Calls on *the* Member States to increase the *efficiency* of their labour inspectorates and their liaison offices;

Or. en

Amendment 170

Sven Schulze

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the **staffing levels** and resources of their labour inspectorates and liaison offices, **in particular for interpretation and translation**;

Amendment

2. Calls on Member States to **constantly review the staffing levels** and resources of their labour inspectorates and their liaison offices;

Or. de

Amendment 171

Danuta Jazlowiecka, Heinz K. Becker, Eduard Kukan

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to **increase the staffing levels** and resources **of** their labour inspectorates and their liaison offices, **in particular for interpretation and translation**;

Amendment

2. Calls on Member States to **secure appropriate** staffing levels and resources **for** their labour inspectorates and their liaison offices **and to make sure that inspections are proportionate, justified and non-discriminatory**;

Or. en

Amendment 172

Patrick Le Hyaric, Paloma López Bermejo, Neoklis Sylikiotis

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources for their labour inspectorates and liaison offices, in particular for interpretation and translation **and not to impose restrictions on the scope for carrying out checks, including by trade unions**;

Or. fr

Amendment 173

Sofia Ribeiro

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, ***in particular*** for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, ***including*** for interpretation and translation;

Or. en

Amendment 174

Karima Delli

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources for their ***social*** labour inspection ***in order to achieve the goal of having one labour inspector for 10 000 workers, in accordance with ILO recommendations; calls on the Committee of Senior Labour Inspectors (SLIC) to submit proposals for the creation of a European body of labour inspectors, whose expertise would be valuable in the field of the posting of workers or the cross-border trade in services; calls on Member States to increase the staffing levels and resources*** for their liaison offices, in particular for interpretation and translation;

Or. fr

Amendment 175

Maria Arena

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources of their **social and** labour inspectorates and their liaison offices, in particular for interpretation and translation; ***in addition, calls on Member States to draw up Union-wide in-service training programmes for inspectors who deal with issues such as bogus self-employment and the posting of workers, to identify the new techniques used to circumvent the rules and to organise cross-border checks; recommends, further, that local social and labour inspection services carry out ad hoc joint cross-border checks, in particular in areas close to borders;***

Or. fr

Amendment 176

Ole Christensen, Miapetra Kumpula-Natri

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation; ***encourages Member States to increase and improve the continuing education and training of labour inspectorates, as recommended by the European Economic and Social Committee; stresses the importance of ensuring access to private areas for national labour inspectorates and social partners, since this is a***

prerequisite for them to carry out their job and check for cases of social dumping.

Or. en

Amendment 177

Tom Vandenkendelaere, Ivo Belet, Tomáš Zdechovský

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to *improve cross-border cooperation between inspection services and an electronic exchange of information and data, in order to set up more efficient controls to combat and prevent social fraud; to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;*

Or. en

Amendment 178

Siôn Simon, Glenis Willmott, Richard Howitt

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, *in particular* for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates, *agencies* and their liaison offices, *to monitor and enforce protections in new models of employment relationships, as well as* for interpretation and translation;

Or. en

Amendment 179

Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources for their labour inspectorates and liaison offices, in particular for ***training in the arrangements governing the posting of workers***, interpretation and translation;

Or. fr

Amendment 180

Ádám Kósa

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, ***by applying modern IT services and solutions available in the given country***, in particular for ***improving*** interpretation and translation;

Or. en

Amendment 181

Marian Harkin

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour

Amendment

2. Calls on Member States to increase the staffing levels and resources of their

inspectories and their liaison offices, in particular for interpretation and translation;

control bodies, including labour inspectorates and their liaison offices ***and other control bodies such as customs, revenue, social protection bodies and immigration,*** in particular for interpretation and translation;

Or. en

Amendment 182
Jérôme Lavrilleux

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels and resources for their labour inspectorates and liaison offices, in particular for interpretation and translation, ***with a view to mandatory cooperation and mutual assistance between Member States;***

Or. fr

Amendment 183
Laura Agea, Tiziana Beghin

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase ***and improve the efficiency of*** the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Or. it

Amendment 184

Csaba Sógor

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in *particular for interpretation and translation*;

Amendment

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in *order to ensure the effective implementation of Directive 2014/67/EU*;

Or. en

Amendment 185

Jutta Steinruck

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Calls on Member States to increase the staffing levels and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Amendment

2. Calls on Member States to increase the staffing levels, *scope* and resources of their labour inspectorates and their liaison offices, in particular for interpretation and translation;

Or. en

Amendment 186

Danuta Jazłowiecka, Claude Rolin, Elisabeth Morin-Chartier, Eduard Kukan, Anne Sander

Motion for a resolution

Paragraph 2 a (new)

Motion for a resolution

Amendment

2 a. Calls on the Member State to swiftly finalise the implementation of the Enforcement Directive on Posting of workers 2014/67/EU and calls on the

Commission to closely monitor the transposition and exercise of corresponding national laws in practice;

Or. en

Amendment 187

Jane Collins

Motion for a resolution

Paragraph 3

Motion for a resolution

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

deleted

Or. en

Amendment 188

Angel Dzhambazki

Motion for a resolution

Paragraph 3

Motion for a resolution

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

deleted

Or. bg

Amendment 189

Ádám Kósa

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour supervision to carry out on-the-spot checks in suspected cases of social dumping, including the identification of 'letterbox companies', which would work in coordination with the platform against undeclared work in order to limit the financial burdens involved;

Amendment

3. Having regard to the fact that Commission Regulation (EU) No 67/2014 provides for both the obligation to report and cooperation and exchange of information between authorities, and the European Parliament has taken an active part in the preparation of the legislation and the co-decision procedure, it calls upon Member States to reinforce labour inspection activities, thereby reinforcing the reduction of illegal employment, the fight against misuses and undeclared work, and the increased protection of employees simultaneously with the reduction of bureaucracy;

Or. hu

Amendment 190

Csaba Sógor

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for more effective implementation of existing legislation and increased cooperation between national labour inspectorates both within and outside the European Platform for Undeclared Work, in order to efficiently fight cases of infringement of national and EU labour law and EU provisions on the free movement of workers, freedom of establishment and freedom to provide services. All measures introduced in order

to prevent and combat the abuse and circumvention of the applicable rules by undertakings should be justified and proportionate so as not to create undue administrative burdens on SMEs or to limit their potential to create new jobs, while protecting posted workers.

Or. en

Amendment 191

Danuta Jazlowiecka, Georges Bach, Eduard Kukan

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls for *the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying* 'letterbox companies', which *body would* work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for *better and more efficient cooperation and exchange of information between Member States' administrations responsible for labour inspections and for distribution of social security contributions in order to detect in a timely and efficient ways cases of breach of labour and social law; calls on Member States to use all possibilities given by the Enforcement Directive on the posting of workers 2014/67/EU in order to identify and penalise* 'letterbox companies'; *recommends to the Commission to consider changing the Eurodetachment projects into a permanent platform of exchange, common training and collaboration for labour inspectors and public officials of liaison offices on Posting involved in control and monitoring, which could be included or work in coordination with the platform against undeclared work in order to limit the financial burden involved;*

Or. en

Amendment 192

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 3

Motion for a resolution

3. *Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;*

Amendment

3. *Calls on Member States in the context of the European Platform for Undeclared Work to consider ways to step up efforts for the exchange of information in order to curb undeclared work and fraud while recognising the importance of data protection and the special status of tax information;*

Or. en

Amendment 193

Anne Sander

Motion for a resolution

Paragraph 3

Motion for a resolution

3. *Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;*

Amendment

3. *Encourages Member States to focus on labour inspector training concerning issues pertaining to the posting of workers and on good cooperation between their services; with that aim in view, welcomes the forthcoming launch of the European platform for combating undeclared work; hopes that this platform will address the issue of fraud linked to the posting of workers, by identifying 'letterbox companies', but also by encouraging labour inspectorates to cooperate more closely with each other, and to share information about their good practices;*

Or. fr

Amendment 194
Sven Schulze

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Notes that the recent decision to establish a European platform to combat undeclared work supports the Member States and their labour inspectorates and therefore reduces the financial burden on them and increases the cross-border effectiveness of the measures to combat the grey economy;

Or. de

Amendment 195
Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Welcomes the goals laid down by the European Platform to enhance cooperation in the prevention and deterrence of undeclared work in order to mitigate the consequences of undeclared work, to learn from the best practices as well as to share and exchange information of how to tackle it;

Or. en

Amendment 196
Thomas Mann, Heinz K. Becker

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for ***the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work*** in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for ***measures to promote cross-border cooperation between*** labour inspectors in ***close*** coordination with ***the work*** of the platform to combat undeclared work in order to limit the financial burden involved;

Or. de

Amendment 197

Georg Mayer, Harald Vilimsky

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls ***for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;***

Amendment

3. Calls ***on the Member States to combat*** social dumping, including by identifying 'letterbox companies';

Or. de

Amendment 198

Dieter-Lebrecht Koch

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls ***for the creation of a European body of cross-border labour inspectors*** to carry out on-the-spot checks in suspected

Amendment

3. Calls ***on the Commission and the Member States to foster enhanced cooperation and improved and more rapid***

cases of social dumping, including by identifying 'letterbox companies', **which body would work in** coordination with the platform against undeclared work **in order to limit the financial burden involved**;

exchanges of information between their national supervisory authorities and social security institutions in connection with cross-border work, in order to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies'; **notes that enhanced** coordination with the platform against undeclared work **is also necessary**;

Or. de

Amendment 199 **Jeroen Lenaers**

Motion for a resolution **Paragraph 3**

Motion for a resolution

3. **Calls for the creation of a European body of cross-border labour inspectors** to carry out on-the-spot checks in suspected cases of social **dumping**, including by identifying 'letterbox companies', **which body would work** in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. **Puts the emphasis on the importance of closer cooperation between national labour inspectorates** to carry out on-the-spot checks in suspected cases of social **fraud**, including by identifying 'letterbox companies', in coordination with the platform against undeclared work in order to limit the financial burden involved;

Or. en

Amendment 200 **Enrique Calvet Chambon**

Motion for a resolution **Paragraph 3**

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of **social dumping, including by identifying 'letterbox companies'**, which body would work in coordination with the

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of **work under illegal conditions**, which body would work in coordination with the platform against undeclared work

platform against undeclared work in order to limit the financial burden involved;

in order to limit the financial burden involved;

Or. es

Amendment 201

Elisabeth Morin-Chartier, Jérôme Lavrilleux

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls *for the creation of a European body of cross-border labour inspectors* to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', *which body would work* in coordination with the platform for combating undeclared work *in order to limit the financial burden involved*;

Amendment

3. Calls *on Member States to establish channels for dialogue between their labour inspectorates with regard to cross-border work, so that they can* carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', in coordination with the platform for combating undeclared work;

Or. fr

Amendment 202

Sofia Ribeiro

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls for the *creation of a European body of cross-border labour inspectors* to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', *which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved*;

Amendment

3. Calls for the *enhancement of the cooperation between Member States entities responsible for labour inspections, especially on cross-border labour inspections*, to carry out on-the-spot checks in suspected cases of social dumping, including by identifying "letterbox companies" *and by helping other countries transmitting its national information*.

Or. en

Amendment 203

Tom Vandenkendelaere, Ivo Belet, Tomáš Zdechovský

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls for the **creation of a European body of cross-border labour inspectors** to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', **which body would work** in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls **on the Member States** for the **improved cross-border cooperation between inspection services and an electronic exchange of information and data, in order to set up more efficient controls to combat and prevent social fraud, bogus self-employment and undeclared work; encourages the competent labour inspectorates** to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', in coordination with the platform against undeclared work in order to limit the financial burden involved;

Or. en

Amendment 204

Mara Bizzotto, Dominique Martin, Joëlle Mélin

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls **for the creation of a European body of cross-border labour inspectors** to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', **which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;**

Amendment

3. Calls **on Member States to step up cooperation in carrying out** on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies';

Or. it

Amendment 205
Georgi Pirinski

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of **a European body of cross-border** labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', **which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;**

Amendment

3. Calls for **improvement of coordination between national labour inspectorates and the creation of bilateral and where needed multilateral teams of** labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies';

Or. en

Amendment 206
Veronica Lope Fontagné

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for **the creation of a European body of cross-border labour inspectors to carry out** on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', **which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;**

Amendment

3. Calls for on-the-spot checks **to be carried out** in suspected cases of social dumping, including by identifying 'letterbox companies'; **draws attention to the existence of structures such as the Senior Labour Inspectors Committee or the European platform to tackle undeclared work and the need to make use of them;**

Or. es

Amendment 207
Maria Arena

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of **cross-border** labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform for combating undeclared work **in order to limit the financial burden involved;**

Amendment

3. Calls for the creation of a European body of **cross-border social and labour inspectors** to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work, **for the sake of efficiency**, in coordination with the platform for combating undeclared work; **regards effective cooperation between national authorities and the social partners as a vital part of the effort to end social dumping and ensure that competition in the single market is fair;**

Or. fr

Amendment 208

Guillaume Balas, Maria João Rodrigues, Jutta Steinruck, Miapetra Kumpula-Natri, Marita Ulvskog, Emilian Pavel, Evelyn Regner, Edouard Martin, Brando Benifei, Elena Gentile, Ole Christensen, Flavio Zanonato

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a **European body of cross-border labour inspectors** to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which **body** would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for the creation of a **task force including respective national competent actors or authorities such as social partners** to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which **task force** would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Or. en

Amendment 209
Marian-Jean Marinescu

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks *in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;*

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks *regarding the undeclared work an legality of work contracts;*

Or. en

Amendment 210
Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform for combating undeclared work in order to limit the financial burden involved;

Amendment

3. calls for the creation of a European body of cross-border labour inspectors, *composed of at least one expert per Member State seconded to EU level, subject to guarantees of their independence in relation to their Member State of origin*, to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform for combating undeclared work in order to limit the financial burden involved;

Or. fr

Amendment 211
Claude Rolin

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', said body would work in coordination with the platform for combating undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', said body would work in coordination with the platform for combating undeclared work in order to limit the financial burden involved; ***this European body of inspectors would create a network of national social inspection services in order to promote information exchange;***

Or. fr

Amendment 212
Karima Delli

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved; ***calls for increasing controls of recruitment agencies which are often involved in different forms of abuse and labour exploitation;***

Or. en

Amendment 213

István Ujhelyi

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved;

Amendment

3. Calls for the creation of a European body of cross-border labour inspectors to carry out on-the-spot checks in suspected cases of social dumping, including by identifying 'letterbox companies', which body would work in coordination with the platform against undeclared work in order to limit the financial burden involved; ***at the same time, emphasises that these wrong practices may not serve as a basis reference for taking of protectionist national measures, which could otherwise be counterproductive, and could lead to the fragmentation of the internal market of the European Union and the reduction of competitiveness;***

Or. hu

Amendment 214

Georgi Pirinski

Motion for a resolution

Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Recognizes that social dumping very often is a result of various forms of undeclared work and calls for the issues regarding social dumping to be discussed by the European Platform to enhance cooperation in tackling undeclared work;

Or. en

Amendment 215

Agnes Jongerius, Glenis Willmott

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Calls on Europol to set up a unit to investigate financial crimes related to social dumping, such as the setting up of letterbox companies and cross border social security fraud,

Or. en

Amendment 216
Ole Christensen, Miapetra Kumpula-Natri

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Calls on the Member States to ensure exchange of information and to improve coordination between labour inspectorates in order to improve cross-border cooperation; urges the Commission to further strengthen the cooperation of national labour inspectors in the Senior Labour Inspectors Committee (SLIC);

Or. en

Amendment 217
Laura Agea, Tiziana Beghin

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3a. Urges Member States to foster exchanges of information between labour inspectors and, following proper training, with the European body of cross-border

labour inspectors, and to create a joint database of 'letter box companies', their holding companies and their commercial partners;

(Information-exchange and data-sharing in the European Union are an essential precondition to combating all illegal activity.)

Or. it

Amendment 218
Sofia Ribeiro

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Calls for means of effective cooperation between labour inspections via standards documents.

Or. en

Amendment 219
Jutta Steinruck

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Calls for the establishment of a confidential reporting system, with the aim of facilitating the inspectorates tasks and their effectiveness;

Or. en

Amendment 220
Angel Dzhambazki

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. *Calls for the implementation by Member States of electronic systems for registering the prior declaration of posting missions;*

deleted

Or. bg

Amendment 221
Marian-Jean Marinescu

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. Calls for the implementation by Member States of *electronic systems for the registration of the prior declaration of posting missions;*

4. Calls for the implementation by Member States of *the current EU legislation on Posting;*

Or. en

Amendment 222
Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution
Paragraph 4

Motion for a resolution

Amendment

4. Calls for the implementation by Member States of electronic systems for registering the prior declaration of posting missions;

4. Calls for the implementation by Member States of *standardised databases* to register prior declarations of *posting missions; declarations should include the following information:*

a) General information concerning a worker or a self-employer worker:

particulars of the worker or the self-employed worker, start and end dates of the posting, interim sector or construction

sector, actual place of employment where services will be provided, particulars of the client or commissioner

b) Specific and additional information concerning a worker

particulars of the employer, worker's working hours

Or. fr

Amendment 223

Martina Dlabajová, Renate Weber

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls for the implementation by Member States of electronic systems for the registration *of the prior declaration of posting missions*;

Amendment

4. Calls for the implementation by Member States of electronic systems for the registration , *welcomes the functionalities of the EU IMI system*;

Or. en

Amendment 224

Ádám Kósa

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls for the *implementation by* Member States *of* electronic systems for the registration of the prior declaration of posting missions;

Amendment

4. Calls for the *Member States to pay attention to the Court of Justice of the European Union's case C-577/10 Commission v Belgium of 19 December 2012 (Limosa-case) in terms of conditions to improve* Member States' electronic systems for the registration of the prior declaration of posting missions;

Or. en

Amendment 225

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls *for the implementation by Member States of* electronic systems for the registration of the *prior* declaration of posting missions;

Amendment

4. Calls *on Member States in the context of better regulation to make* electronic systems *available* for the registration of the declaration of posting missions;

Or. en

Amendment 226

Danuta Jazłowiecka

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls *for the implementation by Member States of* electronic systems for the registration of the *prior* declaration of posting missions;

Amendment

4. Calls *on Member States to make* electronic systems *available* for the registration of the declaration of posting missions;

Or. en

Amendment 227

Thomas Mann, Heinz K. Becker

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls for *the implementation by Member States of* electronic systems for the registration of the prior declaration of posting missions;

Amendment

4. Calls for *checking whether it would be effective and efficient if* Member States *were to set up* electronic systems for the registration of the prior declaration of

posting missions;

Or. de

Amendment 228

Anne Sander, Elisabeth Morin-Chartier, Jérôme Lavrilleux

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls for the implementation by Member States of electronic systems for registering the prior declaration of posting missions;

Amendment

4. ***Notes that non-declaration or irregular declarations are among the most common types of fraud; recommends that the prior declaration be made mandatory in all Member States; also*** calls for the implementation by Member States of electronic systems for registering the prior declaration of posting missions, ***which would make declarations easier to consult, facilitate coordination between Member States and limit the current legal uncertainties linked to the differences in procedures and documents from one country to another;***

Or. fr

Amendment 229

Laura Agea, Tiziana Beghin

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Calls for the implementation by Member States of electronic systems for the registration of the prior declaration of posting missions;

Amendment

4. Calls for the implementation by Member States of electronic systems for the registration of the prior declaration of posting missions; ***recommends, in that connection, appropriate training to create an effective system and avoid further burdensome red tape;***

Amendment 230

Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution

Paragraph 4 a (new)

Motion for a resolution

Amendment

4a. Calls on Member States to guarantee the interoperability of systems and direct access to said systems;

Or. fr

Amendment 231

Agnes Jongerius

Motion for a resolution

Paragraph 4 a (new)

Motion for a resolution

Amendment

4 a. Stresses the need for urgent extension of the joint and several liability of the construction sector in Directive 2014/67/EU to all economic sectors, and at least to the agricultural, food processing, transport, care and domestic services sectors, for a comprehensive approach against social dumping,

Or. en

Amendment 232

Ádám Kósa

Motion for a resolution

Paragraph 4 a (new)

Motion for a resolution

Amendment

4 a. Calls on the European Commission to launch a new report on progress made by Member States in making the necessary improvements to their national tax administrations and systems for the purposes of tackling tax fraud, as was proposed in the Commission Communication "An Action Plan to strengthen the fight against tax fraud and tax evasion"^{1 a},

^{1 a} COM (2012)0722 final

Or. en

Amendment 233

Agnes Jongerius

Motion for a resolution

Paragraph 4 b (new)

Motion for a resolution

Amendment

4 b. Calls on the ad hoc administrative working group on the A1 form to step up their efforts by improving possibilities for enforcement through inserting prior declaration of posting to the A1 form and to introduce the possibility for oversight by collecting the A1 forms in one digital system,

Or. en

Amendment 234

Tom Vandenkendelaere, Jeroen Lenaers

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent work for domestic workers;

deleted

Or. en

Amendment 235

Mara Bizzotto

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Calls on the *Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent work for domestic workers;*

5. Calls on the *Member States to take action to combat the illegal and unfair practices that mark the employment sector and domestic work; urges the Member States to draw up proposals that, in line with ILO Convention No. 189 concerning decent work for domestic workers, make it possible to combat undeclared work and expose these contracts, by encouraging families into regular employment and making employers' contributions tax-deductible;*

Or. it

Amendment 236

Danuta Jazłowiecka, Heinz K. Becker, Claude Rolin, Elisabeth Morin-Chartier, Eduard Kukan, Anne Sander

Motion for a resolution

Paragraph 5

Motion for a resolution

Amendment

5. Calls on the *Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent*

5. Calls on the *Member States to establish legal frameworks allowing for lawful employment of domestic workers and*

work for domestic workers;

carers, in order to provide legal certainty for both the workers and their potential employers;

Or. en

Amendment 237

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent work for domestic workers;

Amendment

5. Notes the Council decision authorising Member States to ratify, for the parts falling within the competence of the EU, International Labour Organisation (ILO) Convention 189 on decent work for domestic workers; Stresses that the EU cannot itself ratify any ILO Convention, as this is the preserve of individual Member States;

Or. en

Amendment 238

Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent work for domestic workers;

Amendment

5. Notes the Council of Ministers Decision authorising the EU Member States to ratify ILO Domestic Workers Convention No. 189 and calls on the Member States follow the decision;

Or. en

Amendment 239

Thomas Mann

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the *Commission to submit a proposal for a directive based on ILO Convention No 189* concerning *decent work for domestic workers*;

Amendment

5. Calls on the *Member States to ratify the International Labour Organisation (ILO) Convention No 189 of 2011* concerning decent work for domestic workers *and to ensure fair and decent working conditions for domestic workers; abuse and violence must be prevented; calls on the Commission to investigate the situation of domestic workers in the EU*;

Or. de

Amendment 240

Veronica Lope Fontagné

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the Commission *to submit a proposal for a directive based on ILO Convention No. 189* concerning decent work for domestic workers;

Amendment

5. Calls on the Commission *and the Member States to enforce the working conditions laid down in ILO Convention No. 189* concerning decent work for domestic workers, *and to ensure that inspections are properly conducted so that possible breaches of the rules or abuses are identified*;

Or. es

Amendment 241

Georges Bach

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the *Commission* to **submit a proposal for a directive based on ILO Convention No. 189** on decent work for domestic workers;

Amendment

5. Calls on *all* the *Member States* to **ratify ILO Convention No. 189** on decent work for domestic workers;

Or. fr

Amendment 242

Sven Schulze

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the Commission to **submit a proposal for a directive based on ILO Convention No 189 concerning decent work for domestic workers**;

Amendment

5. Calls on the Commission to monitor *the working conditions of domestic workers and, if necessary, submit proposals for improvement*;

Or. de

Amendment 243

Ádám Kósa

Motion for a resolution

Paragraph 5

Motion for a resolution

5. Calls on the Commission to **submit a proposal for a directive** based on ILO Convention No. 189 concerning decent work for domestic workers;

Amendment

5. Calls on the Commission to **help Member States to improve their activities** based on ILO Convention No. 189 concerning decent work for domestic workers *in accordance with the current Treaties (Article 153 (1) TFEU in particular)*;

Or. en

Amendment 244
Laura Agea, Tiziana Beghin

Motion for a resolution
Paragraph 5

Motion for a resolution

5. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent work for domestic workers;

Amendment

5. Calls on the Commission to submit a proposal for a directive based on ILO Convention No. 189 concerning decent work for domestic workers; ***urges, in that connection, that this directive should provide for appropriate training and information on the rights and obligations of this category of workers;***

Or. it

Amendment 245
Renate Weber

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

deleted

Or. en

Amendment 246
Sven Schulze

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent

Amendment

deleted

authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Or. de

Amendment 247
Csaba Sógor

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

deleted

Or. en

Amendment 248
Marian-Jean Marinescu

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

deleted

Or. en

Amendment 249

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Highlights the importance of provisions of the Enforcement Directive 2014/67/EU on the cross-border enforcement of financial administrative penalties and/or fines which will safeguard against unfair competition and help eliminate breaches of the legislation by employers;

Or. en

Amendment 250

Danuta Jazlowiecka

Motion for a resolution Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to *suspend the provision of services* in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to *implement discouraging fines* in cases of serious breaches of legislation on postings; stresses the importance of provisions of the Enforcement Directive on Posting of workers 2014/67/EU on the cross-border enforcement of financial administrative penalties and/or fines, guaranteeing the effective, proportionate and dissuasive character of the latter;

Or. en

Amendment 251

Ádám Kósa

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to ***suspend the provision of services*** in cases of serious breaches of legislation on postings; ***considers that the amount of the fines should exceed employees' contributions;***

Amendment

6. Takes the view that, ***if needed and justified***, the competent authorities should be able to ***impose proportionate and proper sanctions*** in cases of serious breaches of legislation on postings;

Or. en

Amendment 252
Maria Arena

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to ***suspend*** the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Considers that authorities should be able to ***interrupt*** the provision of services should a ***serious and recurrent breach of the legislation relating to worker posting be determined or presumed, or such a breach of social and employment provision in the wider sense, as applicable on the territory of the Member State where the breach is (or is presumed to be) committed; considers, further, that the interruption of the provision of services must be coupled with a monetary penalty in an amount much higher than the cost of social charges paid, or to be paid, for the provision of the services in connection with which the breach occurred;***

Or. fr

Amendment 253
Tom Vandenkendelaere, Tomáš Zdechovský, Jeroen Lenaers

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings;
considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings;

Or. en

Amendment 254
Krzysztof Hetman

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings;
considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings *that endangers the life or health of workers;*

Or. en

Amendment 255
Martina Dlabajová, Ulla Tørnæs

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings;
considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings, *in particular if minimum rates of pay for workers are not respected;*

Amendment 256

Laura Agea, Tiziana Beghin

Motion for a resolution

Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should *exceed* employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should ***be no less than double the*** employees' contributions;

(The original wording of the article provides for penalties that are higher than employees' contributions, without setting a minimum which, in principle, could also be a higher but nominal amount, and thus not constitute a deterrent for breaching the rules.)

Or. it

Amendment 257

Marita Ulvskog, Ole Christensen, Miapetra Kumpula-Natri

Motion for a resolution

Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation ***and collective agreements*** on postings; considers that the amount of the fines should exceed employees' contributions ***and that it should be possible to exclude companies that repeatedly violate labour law, collective agreements and other working***

standards from public procurement procedures;

Or. en

Amendment 258
Georg Mayer, Harald Vilimsky

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent ***national*** authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Or. de

Amendment 259
Emilian Pavel

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; ***calls on the European Commission to develop guidelines under the form of a positive list, of what is considered as a "serious breach" of legislation on postings;*** considers that the amount of the fines should exceed employees' contributions;

Or. en

Amendment 260

Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution

Paragraph 6

Motion for a resolution

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions;

Amendment

6. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings; considers that the amount of the fines should exceed employees' contributions; ***calls on the Commission to submit a proposal to harmonise the minimum penalties for social fraud in connection with the posting of workers, so that, on the basis of the penalties imposed, an EU-wide list can be drawn up of companies found guilty of breaching the law in this area; calls on the Commission to assess the scope for broadening the remit of the future European Public Prosecutor's Office to cover social fraud;***

Or. fr

Amendment 261

Agnieszka Kozłowska-Rajewicz, Marek Plura

Motion for a resolution

Paragraph 6 a (new)

Motion for a resolution

Amendment

6 a. Takes the view that the competent authorities should be able to suspend the provision of services in cases of serious breaches of legislation on postings that endangers the life or health of workers;

Or. en

Amendment 262

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 6 a (new)

Motion for a resolution

Amendment

6 a. Stresses the importance of ensuring that such safeguards do not amount to barriers for genuine businesses and workers doing business in another Member State;

Or. en

Amendment 263

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 7

Motion for a resolution

Amendment

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine; ***deleted***

Or. en

Amendment 264

Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution

Paragraph 7

Motion for a resolution

Amendment

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

deleted

Or. fr

Amendment 265

Ádám Kósa

Motion for a resolution

Paragraph 7

Motion for a resolution

Amendment

7. Requests *that* information on postings **should not be retroactive and should be** entered in a European electronic register; **stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;**

7. *Even though* requests *related to* information on postings *are* entered in a European electronic register *if requested by Member States and A1 documents in practice are sent to receiving Member States automatically; withdrawing an administrative document issued by another MS on the grounds of "serious doubts" goes against basic principles such as legal certainty and security which is also confirmed by well-established case-law of the European Court of Justice of the European Union;*^{1 a}

^{1 a} *Herbosch Kiere-case (C-2/05) of 26 January 2006*

Or. en

Amendment 266

Jeroen Lenaers

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests *that* information on postings *should not be retroactive and should be entered in a European electronic register*; stresses *that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine*;

Amendment

7. Requests *the Member States to exchange the* information on postings *immediately and without delay*; *calls on the Member States for the further implementation of the planned electronic data exchange initiatives which are based on mutual cooperation*; *calls on the Commission to send proposals to improve the efficiency of the A1 form*;

Or. en

Amendment 267

Tom Vandenkendelaere, Ivo Belet, Tomáš Zdechovský

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests *that* information on postings *should not be retroactive and should be entered in a European electronic register*; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Requests *the Member States to exchange the* information on postings *immediately and without delay*; *calls the Member States for the further implementation of the planned electronic data exchange initiatives which are based on mutual cooperation* ; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Or. en

Amendment 268

Danuta Jazłowiecka, Eduard Kukan

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Calls on Member States to exchange information in a timely and efficient manner especially in cases where competent authorities of the host Member State may have serious doubts about whether a posting is genuine and about the reliability of A1 forms provided; stresses that the improved access to information for workers, employers and labour inspectors such as single national website is a key tool in the fight against abuses of rules;

Or. en

Amendment 269
Sven Schulze

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Calls for information on postings to be entered in an electronic register; calls for an effective mechanism to be developed for checking posting certificates in order to effectively eliminate doubts about whether a posting is genuine;

Or. de

Amendment 270
Maria Arena

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information on postings

Amendment

7. Requests that information on postings

should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to *revise form A1 in the event of serious doubts about whether a posting is genuine*;

must be supplied to the host Member State a reasonable time in advance of the performance of any services on the territory of said Member State; considers, further, that this information should be kept in a European electronic register, *and regularly updated throughout the duration of the posting*; finally, *emphasises that in the event of serious doubt as to the validity of the posting*, the competent authorities of the host Member State should be able to *re-classify the status of the posted worker (and thus disregard form A1)*;

Or. fr

Amendment 271
Marian-Jean Marinescu

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information on postings should *not be retroactive and should* be entered in a European electronic register; *stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine*;

Amendment

7. Requests that information on postings should be entered in a European electronic register;

Or. en

Amendment 272
Sofia Ribeiro

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information on postings

Amendment

7. Requests that information on postings

should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 *in the event of serious doubts about whether a posting is genuine*;

should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 *if proved an illegal* posting;

Or. en

Amendment 273
Marian Harkin

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information *on postings should not be retroactive* and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Requests that *in case of posting, data and information should be made available before the posting starts effectively* and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Or. en

Amendment 274
Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Requests that information on postings should *not be retroactive* and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Requests that information on postings should *be up-to-date and correct* and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a

posting is genuine ;

Or. en

Amendment 275

Thomas Mann, Heinz K. Becker

Motion for a resolution

Paragraph 7

Motion for a resolution

7. **Requests that** information on postings **should not be retroactive and that it is** entered in an electronic register; stresses that the competent authorities of the host Member State **should** be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Calls for ***an assessment of the opportunities and risks which would arise if*** information on postings ***were not to be submitted retroactively and if it were to be entered*** in an electronic register; stresses that ***care should be taken to check that*** the competent authorities of the host Member State **would** be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Or. de

Amendment 276

Marita Ulvskog, Miapetra Kumpula-Natri

Motion for a resolution

Paragraph 7

Motion for a resolution

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine; ***considers furthermore that the country of posting must be the country where the workers normally perform their work;***

Or. en

Amendment 277

Karima Delli

Motion for a resolution

Paragraph 7

Motion for a resolution

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State should be able to revise form A1 in the event of serious doubts about whether a posting is genuine;

Amendment

7. Requests that information on postings should not be retroactive and should be entered in a European electronic register; stresses that the competent authorities of the host Member State, ***in cooperation with those of the sending State***, should be able to revise form A1 in the event of serious doubts about whether a posting is genuine; ***calls on the Commission and the Member States to take all the measures required to ensure that the European Electronic Signature Standardisation Initiative (EESSI) is fully operational and used by all Member States;***

Or. fr

Amendment 278

Mara Bizzotto, Dominique Martin, Joëlle Mélin

Motion for a resolution

Paragraph 7 a (new)

Motion for a resolution

7a. Emphasises that the failure on the part of companies and foreign posted workers to pay contributions damages pension schemes in the host country and that country's own companies, which not only lose market share, but also have to cover the social cost of foreign competitors' failure to pay contributions;

Amendment

Or. it

Amendment 279

Jane Collins

Motion for a resolution

Paragraph 8

Motion for a resolution

Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes all the information associated with the worker's postings to feature on this card; *deleted*

11

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Or. en

Amendment 280

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 8

Motion for a resolution

Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹; wishes all the information associated with the worker's postings to feature on this card; *deleted*

1

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//EN>

Amendment 281**Sofia Ribeiro****Motion for a resolution****Paragraph 8***Motion for a resolution*

8. Recalls its appeal for the creation of '**a forgery-proof European social security card (...)** on which could be stored all **the** data needed to verify the bearer's employment relationship'¹¹ ; **wishes all the information associated with the worker's postings to feature on this card;**

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Amendment

8. Recalls its appeal for the creation of **an** European social **network managed by the European Union** on which could be stored all data needed to verify the bearer's employment relationship;

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Amendment 282**Martina Dlabajová, Marian Harkin, Ulla Tørnæs, Renate Weber****Motion for a resolution****Paragraph 8***Motion for a resolution*

8. **Recalls its appeal for the creation** of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; **wishes all** the information associated with the worker's postings **to feature on this card;**

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Amendment

8. **Welcomes looking into the efficiency** of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship **as well as storing** the information associated with the worker's postings;

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Or. en

Amendment 283**Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux****Motion for a resolution****Paragraph 8***Motion for a resolution*

8. Recalls its appeal for the *creation* of ‘a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer’s employment relationship’¹; *wishes all* the information associated with the worker's postings *to feature on this card*;

1

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Amendment

8. *Calls on the Member States to improve considerably information exchange concerning social security for posted workers*; recalls its appeal *to the Commission to ‘look into the opportunity, and, if necessary, to provide* a forgery-proof European social security card (...), on which could be stored all the data needed to verify the bearer’s employment relationship’¹ *and which could take into account* the information associated with the posting missions of the worker;

1

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Or. fr

Amendment 284**Danuta Jazłowiecka, Heinz K. Becker, Eduard Kukan****Motion for a resolution****Paragraph 8***Motion for a resolution*

8. *Recalls its appeal for* the creation of ‘a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer’s

Amendment

8. *Invites the Commission to consider evaluating the feasibility of* the creation of ‘a forgery-proof European social security card *or other EU-wide electronic*

employment relationship'¹¹ ; wishes all the information associated with the worker's postings to feature on this card;

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document on which could be stored all the data needed to verify the bearer's *social security status based on an* employment relationship'[1]; wishes all the *necessary* information associated with the worker's postings to feature on this card;

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Or. en

Amendment 285 **Marian-Jean Marinescu**

Motion for a resolution **Paragraph 8**

Motion for a resolution

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; *wishes* all the information associated with the worker's postings *to feature on this card*;

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Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship' *including* all the information associated with the worker's postings;

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<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//EN>

Or. en

Amendment 286 **Emilian Pavel**

Motion for a resolution **Paragraph 8**

Motion for a resolution

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes ***all the information*** associated with the worker's postings to feature on this card;

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Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes ***that information on the social protection issues*** associated with the worker's postings to feature on this card;

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Or. en

Amendment 287

Marita Ulvskog, Ole Christensen, Miapetra Kumpula-Natri

Motion for a resolution

Paragraph 8

Motion for a resolution

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes all the information associated with the worker's postings to feature on this card;

11

<http://www.europarl.europa.eu/sides/getDoc.c.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//EN>

Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes all the information associated with the worker's postings to feature on this card; ***underlines however that this provision must not restrict or undermine in any way the right of the host countries' authorities and social partners to review and to carry out controls and verifications on the data content of such a card;***

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<http://www.europarl.europa.eu/sides/getDoc.c.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//EN>

Amendment 288**Karima Delli****Motion for a resolution****Paragraph 8***Motion for a resolution*

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹; wishes all the information associated with the worker's postings to feature on this card;

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<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹; wishes all the information associated with the worker's postings to feature on this card, ***and for the protection of this personal data to be guaranteed;***

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<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Or. fr

Amendment 289**Maria Arena****Motion for a resolution****Paragraph 8***Motion for a resolution*

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹; wishes all the information associated with the worker's postings to feature on this card;

Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹, ***for example concerning social security and working hours, in strict compliance with data protection rules, in particular where sensitive personal data are processed;***

wishes all the information associated with the worker's postings to feature on the card, *also in order to protect his or her rights and guarantee social protection and the provision of working conditions as stipulated, while facilitating checking by the competent authorities;*

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<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Or. fr

Amendment 290 **Agnes Jongerius**

Motion for a resolution **Paragraph 8**

Motion for a resolution

8. *Recalls its appeal for* the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes all the information associated with the worker's postings to feature on this card;

11

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//EN>

Amendment

8. *Stresses that in order to improve enforcement of existing legislation* the creation of 'a forgery-proof European social security card (...) *is necessary* on which could be stored all the data needed to verify the bearer's employment relationship'¹¹ ; wishes all the information associated with the worker's postings to feature on this card;

11

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//EN>

Or. en

Amendment 291 **Louis Michel, Frédérique Ries, Gérard Deprez**

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹; wishes all the information associated with the worker's postings to feature on this card;

11

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Amendment

8. ***Emphasises the need to certify data concerning the payment of social security contributions in the Member State of origin; in that connection,*** recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹; wishes all the information associated with the worker's postings to feature on this card; ***in the meantime, calls on the Commission to immediately harmonise Form A1;***

11

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Or. fr

Amendment 292
Laura Agea, Tiziana Beghin

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹; wishes all the information associated with the worker's postings to feature on this card;

Amendment

8. Recalls its appeal for the creation of 'a forgery-proof European social security card (...) on which could be stored all the data needed to verify the bearer's employment relationship'¹¹; wishes all the information associated with the worker's postings to feature on this card; ***calls, further, for all the information and data to be processed in the interests of the workers and in a manner consistent with their right to privacy;***

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2014-0012+0+DOC+XML+V0//FR>

Or. it

Amendment 293
Danuta Jazłowiecka

Motion for a resolution
Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation; *deleted*

Or. en

Amendment 294
Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Czesław Hoc, Zdzisław Krasnodębski, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation; *deleted*

Or. en

Amendment 295
Veronica Lope Fontagné

Motion for a resolution
Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation; *deleted*

Or. es

Amendment 296

Louis Michel, Frédérique Ries, Gérard Deprez

Motion for a resolution

Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation; *deleted*

Or. fr

Amendment 297

Csaba Sógor

Motion for a resolution

Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation; *deleted*

Or. en

Amendment 298

Enrique Calvet Chambon

Motion for a resolution

Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation; *deleted*

Or. es

Amendment 299

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation;

9. Recalls that attention should be drawn to serious breaches of EU and national legislation relating to posting of workers;

Or. en

Amendment 300

Tom Vandenkendelaere, Ivo Belet, Jeroen Lenaers, Tomáš Zdechovský

Motion for a resolution

Paragraph 9

Motion for a resolution

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation;

9. Calls for an EU-wide list to be drawn up of enterprises responsible for serious breaches of EU legislation which can be consulted by the relevant inspections authorities;

Or. en

Amendment 301

Maria Arena

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls for a **public** list to be drawn up of enterprises responsible for serious breaches of EU legislation;

Amendment

9. Calls for a list to be drawn up **and published of enterprises** responsible for serious breaches of EU legislation, **and of enterprises within which at least one worker has been the subject of a social and/or labour inspection which led to a breach of EU legislation being established; proposes, however, that enterprises which meet certain conditions to be determined should be able to have their name removed from the list;**

Or. fr

Amendment 302
Sven Schulze

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation;

Amendment

9. Calls for a public list of enterprises responsible for serious breaches of EU legislation to be drawn up, **after they have received a prior warning;**

Or. de

Amendment 303
Karima Delli

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation;

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation **related to employment,**

such as undeclared work;

Or. en

Amendment 304
Laura Agea, Tiziana Beghin

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation;

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation, ***and of members of the board of directors, members of the board of statutory auditors, associated companies and their commercial partners;***

(The enterprise list alone is not an adequate instrument, given that companies can easily be dissolved and replaced with another company.)

Or. it

Amendment 305
Karima Delli

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation;

Amendment

9. Calls for a public list to be drawn up of enterprises responsible for serious breaches of EU legislation, ***and for these enterprises to be denied access to public contracts, public subsidies and EU funds for a statutory period;***

Or. fr

Amendment 306

Patrick Le Hyaric, Paloma López Bermejo, Neoklis Sylikiotis

Motion for a resolution

Paragraph 9 a (new)

Motion for a resolution

Amendment

9a. Calls for the main contractor to be held fully liable in the event of social fraud in the organisation, at all levels;

Or. fr

Amendment 307

Sofia Ribeiro

Motion for a resolution

Paragraph 9 a (new)

Motion for a resolution

Amendment

9 a. Invite the Commission to promote an European social labelling system for services providers;

Or. en

Amendment 308

Ádám Kósa

Motion for a resolution

Paragraph 9 a (new)

Motion for a resolution

Amendment

9 a. notes that introducing a principle of "equal pay for equal work at the same place" would constitute a serious barrier to the free movement of services; such principle has no legal basis and does not comply with TFEU, it is legally and practically unattainable,

Or. en

Amendment 309

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Czesław Hoc, Zdzisław Krasnodębski, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 9 a (new)

Motion for a resolution

Amendment

9 a. Highlights that the freedom to provide services is central to the proper functioning of the single market; recognises at the same time that safeguards against unfair competition and protections for vulnerable workers are necessary and support the functioning of the single market; stresses however, that such safeguards must be proportionate and respect the principle of subsidiarity;

Or. en

Amendment 310

Danuta Jazłowiecka, Heinz K. Becker, Claude Rolin, Elisabeth Morin-Chartier, Eduard Kukan, Anne Sander

Motion for a resolution

Paragraph 9 a (new)

Motion for a resolution

Amendment

9 a. Stresses the need to complement the action against the breaches of social rights with a fight against tax fraud and tax evasion, in order to guarantee a fair competition and a level playing field for the enterprises;

Or. en

Amendment 311

Tom Vandenkendelaere, Georges Bach, Claude Rolin, Ivo Belet, Jeroen Lenaers, Tomáš

Zdechovský

Motion for a resolution
Paragraph 9 a (new)

Motion for a resolution

Amendment

9 a. Calls on the Member States for the efficient implementation and enforcement of Directive 96/71/EC and Directive 2014/67/EU, in order to ensure a fair treatment of posted workers and prevent abuses; stresses, however, the need for a continuing and detailed assessment of the effectiveness of the legal framework for the posting of workers;

Or. en

Amendment 312
Laura Agea, Tiziana Beghin

Motion for a resolution
Paragraph 9 a (new)

Motion for a resolution

Amendment

9a. Calls on Member States to combat social dumping by imposing penalties that are not less than double the profit made from breaching European Union legislation, for which the company guilty of the breaches, the members of its board of directors, the members of its board of statutory auditors, and its associated companies should jointly and severally liable;

(Deterrent and punitive penalties should be significant and, not just the company, but also those responsible for their administration, including de facto, and supervision should be jointly and severally liable.)

Or. it

Amendment 313

Tom Vandenkendelaere, Thomas Mann, Georges Bach, Claude Rolin, Ivo Belet, Tomáš Zdechovský, Jeroen Lenaers

Motion for a resolution

Paragraph 9 b (new)

Motion for a resolution

Amendment

9 b. Calls on the Commission to take action to remove shortcomings which have been identified in the current rules, in order to combat social dumping and social and fiscal fraud effectively;

Or. en

Amendment 314

Sofia Ribeiro

Motion for a resolution

Paragraph 9 b (new)

Motion for a resolution

Amendment

9 b. Calls for reasoned procedures, efficient and safe, and non-carriers of unnecessary administrative burdens.

Or. en

Amendment 315

Thomas Mann, Heinz K. Becker

Motion for a resolution

Subheading II

Motion for a resolution

Amendment

II. Addressing regulatory gaps in order to implement the principle of 'equal pay and equal social protection for the same work'

deleted

Or. de

Amendment 316

Sven Schulze

Motion for a resolution

Subheading II

Motion for a resolution

Amendment

II. Addressing regulatory gaps in order to implement the principle of 'equal pay and equal social protection for the same work'

deleted

Or. de

Amendment 317

Sofia Ribeiro

Motion for a resolution

Subheading II

Motion for a resolution

Amendment

II. Addressing regulatory gaps in order to implement the principle of 'equal pay and equal social protection for the same work'

II. Improving the fight against the fraud in posting and in particular addressing the principle of equal treatment

Or. en

Amendment 318

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Subheading II

Motion for a resolution

Amendment

II. Addressing regulatory gaps in order to implement the principle of 'equal pay and equal social protection for the same work'

II. Addressing the implementation of the posting of workers in the EU

Or. en

Amendment 319
Dieter-Lebrecht Koch

Motion for a resolution
Subheading II

Motion for a resolution

II. Addressing regulatory gaps *in order to implement the principle of 'equal pay and equal social protection for the same work'*

Amendment

II. Addressing regulatory gaps

Or. de

Amendment 320
Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Subheading II

Motion for a resolution

II. Addressing regulatory gaps *in order to implement the principle of 'equal pay and equal social protection for the same work'*

Amendment

II. Addressing regulatory gaps *and improving enforcement and coordination between Member States*

Or. en

Amendment 321
Danuta Jazłowiecka

Motion for a resolution
Subheading II

Motion for a resolution

II. Addressing regulatory gaps in order to *implement the principle of 'equal pay and equal social protection for the same work'*

Amendment

II. Addressing regulatory gaps in order to *enforce national and European labour and social law*

Or. en

Amendment 322

Karima Delli

Motion for a resolution

Subheading II

Motion for a resolution

II. Addressing regulatory gaps in order to implement the principle of 'equal pay and equal social protection for the same work'

Amendment

II. Addressing regulatory gaps in order to implement the principle of 'equal pay and equal social protection for the same work' ***and to prevent exploitation of mobile workers***

Or. en

Amendment 323

Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to ***combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection*** by the *Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;*

Amendment

10. Calls on the Commission to ***effectively monitor the on-going implementation of Directive 2014/67 EU*** by the *Member States;*

Or. en

Amendment 324

Ádám Kósa

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies **by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;**

Amendment

10. Calls on the Commission, **before considering legislation on letterbox companies, the scale of practice of this kind of companies and its actual impact on the road transport and labour markets must be identified and determined in order to effectively tackle the problem as well as** to combat the phenomenon of letterbox companies **which were exclusively established for the purpose of tax evasion. In relation to this, on using hired vehicles in the framework of the current provisions of Directive 2006/1/EC, simplification of the existing rules should not exclude normal residence as a criterion for registration of a hired vehicle. Keeping of the place of residence criterion is a prerequisite to combat the phenomenon of letterbox companies.**

Or. en

Amendment 325

Maria Arena

Motion for a resolution

Paragraph 10

Motion for a resolution

10. calls on the Commission to combat the phenomenon of letterbox companies by applying **more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;**

Amendment

10. **Expresses its concern at the increasing phenomenon of letterbox companies, which enable some enterprises to minimise or even avoid their responsibilities as regards labour law, social security contributions and tax; calls on the Commission, therefore, to combat the phenomenon of letterbox companies by setting strict conditions, such as a requirement to conduct a minimum volume of activities on the territory of a given Member State in order to be recognised as being established there; also encourages Member States to foster**

initiatives by the social partners and social and labour institutions designed to step up checks designed to prevent all these abuses of the rules;

Or. fr

Amendment 326

Thomas Mann, Heinz K. Becker

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to *combat the phenomenon of letterbox companies* by *applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;*

Amendment

10. calls on the Commission *and the Member States to intensify their efforts to combat* letterbox companies;

Or. de

Amendment 327

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Paragraph 10

Motion for a resolution

10. *Calls on the Commission to combat* the phenomenon of letterbox companies *by* applying more generally the principle that each company should *have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;*

Amendment

10. *Recalls the objectives of Directive 2014/67/EU in fighting* the phenomenon of letterbox companies, *calls on* applying more generally the principle that each company should *be able to exercise the fundamental freedom to establish itself and provide services across the EU;*

Amendment 328**Csaba Sógor****Motion for a resolution****Paragraph 10***Motion for a resolution*

10. Calls on the Commission to combat the phenomenon of letterbox companies *by applying more generally the principle that each company should have a single corporate headquarters*; recalls the rejection by the Committee on *Employment and Social Affairs* of the proposal for a directive on *single-person* limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies *and all forms of abuses in order to ensure a climate of fair competition on the single market. This would also be essential in case of the adoption* of the proposal for a Directive on *single-member private* limited liability companies, *that would facilitate cross-border business and allow SMEs to take full advantage of the opportunities of the single market*;

Or. en

Amendment 329**Danuta Jazłowiecka, Georges Bach, Eduard Kukan****Motion for a resolution****Paragraph 10***Motion for a resolution*

10. Calls on the Commission to *combat* the phenomenon of letterbox companies *by applying more generally the principle that each company should have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to *carefully monitor the implementation of the Enforcement Directive on the posting of workers in terms of its effectiveness in combating* the phenomenon of letterbox companies; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies *as some of the provisions suggested could facilitate creation of this kind of entities*;

Or. en

Amendment 330
Dieter-Lebrecht Koch

Motion for a resolution
Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies *by applying more generally the principle that each company should have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission *and the Member States* to combat the phenomenon of letterbox companies *by, among other things, making a clear distinction between the right of establishment and the freedom to provide services, so that activities of an enterprise in another Member State in which it is not established are clearly seen as temporary in nature*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. de

Amendment 331
Tom Vandenkendelaere, Jeroen Lenaers, Tomáš Zdechovský

Motion for a resolution
Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies *by applying more generally the principle that each company should have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. en

Amendment 332
Marian-Jean Marinescu

Motion for a resolution
Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies *by applying more generally the principle that each company should have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. en

Amendment 333
Georges Bach

Motion for a resolution
Paragraph 10

Motion for a resolution

10. calls on the Commission to combat the phenomenon of letterbox companies *by applying more generally the principle that each company should have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. calls on the Commission to combat the phenomenon of letterbox companies; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. fr

Amendment 334
Karima Delli

Motion for a resolution
Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should *have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that *in cases of free provision of services with temporary posted workers*, each company *involved* should *perform a 'genuine activity', and therefore be genuine undertakings*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. en

Amendment 335

Marian Harkin, Renate Weber

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should *have a single corporate headquarters*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that, *in cases of free provision of services with temporary posted workers*, each company *involved* should *perform a genuine activity' and therefore be genuine undertakings*; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. en

Amendment 336

Elisabeth Morin-Chartier, Anne Sander, Jérôme Lavrilleux

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; ***recalls the importance of enterprises having a 'genuine activity' in their Member State of origin as a justification for the posting of workers***; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. fr

Amendment 337

Siôn Simon

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to ***combat*** the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to ***continue combatting*** the phenomenon of letterbox companies ***by monitoring and re-evaluating progress made through new enforcement tools as those being developed in the framework of the Posting of Workers Enforcement Directive (2014/67/EU) and in the Platform for undeclared work*** and by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. en

Amendment 338
Jérôme Lavrilleux, Anne Sander

Motion for a resolution
Paragraph 10

Motion for a resolution

10. calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. calls on the Commission to combat the phenomenon of letterbox companies, ***whose social and economic activities are bogus, which constitute a breach of their obligations under agreements and the law, and which result in the loss of billions of euros in tax revenue***, by generalising the principle of a single headquarters for businesses; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. fr

Amendment 339
Karima Delli

Motion for a resolution
Paragraph 10

Motion for a resolution

10. calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; ***calls for consideration to be given to urgent measures to suspend a company's operations in order to prevent fraudulent petitions for bankruptcy***; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. fr

Amendment 340

Guillaume Balas, Maria João Rodrigues, Jutta Steinruck, Miapetra Kumpula-Natri, Marita Ulvskog, Emilian Pavel, Agnes Jongerius, Evelyn Regner, Edouard Martin, Brando Benifei, Elena Gentile, Flavio Zanonato

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Amendment

10. Calls on the Commission to combat the phenomenon of letterbox companies by applying more generally the principle that each company should have a single corporate headquarters; ***calls for the development of a transparent and accessible business register of all EU-companies and a mandatory use of the Electronic Exchange of Social Security Information*** ; recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. en

Amendment 341

Maria Arena

Motion for a resolution

Paragraph 10 a (new)

Motion for a resolution

Amendment

10a. Recalls the rejection by the Committee on Employment and Social Affairs of the proposal for a directive on single-person limited liability companies;

Or. fr

Amendment 342

Anthea McIntyre, Arne Gericke, Amjad Bashir, Morten Messerschmidt, Jana

Žitňanská

**Motion for a resolution
Paragraph 10 a (new)**

Motion for a resolution

Amendment

10 a. Firmly believes that a revision of the posting of workers directive in advance of the transposition of Directive 2014/67/EU will not only create legal uncertainty for businesses but will also have a negative effective on growth and job creation;

Or. en

**Amendment 343
Emilian Pavel, Guillaume Balas**

**Motion for a resolution
Paragraph 10 a (new)**

Motion for a resolution

Amendment

10 a. Calls for an effective enforcement of existing legislation, enhanced cross-border cooperation between relevant authorities, a renewed focus on administrative and stakeholder collaboration, and transparency, in order to tackle issues like undeclared work and bogus self-employment;

Or. en

**Amendment 344
Dieter-Lebrecht Koch**

**Motion for a resolution
Paragraph 10 a (new)**

Motion for a resolution

Amendment

10a. Calls on the Commission to establish a clear definition of the difference

between employees and self-employed persons so that consistent action can be taken against bogus self-employment;

Or. de

Amendment 345

Marita Ulvskog, Ole Christensen, Miapetra Kumpula-Natri

Motion for a resolution

Paragraph 10 a (new)

Motion for a resolution

Amendment

10 a. Notes that the European Court of Human Rights has ruled in the Demir and Baykara and in the Enerji Yapi-Yol Sen cases, that the exercise of the right to form and join trade unions in accordance with Article 11 on the European Convention on Human Rights, is inextricably linked to the right to collective bargaining and the right to strike; regrets in this regard the current jurisprudence of the European Court of Justice in the cases of Viking and others, where the Court has rigorously limited the right to collective action in case of conflict with the economic freedoms of the internal market, and obliged trade unions to justify the proportionality of their collective action; considers that this will dissuade trade unions from using their right to collective action, also in order to initiate collective bargaining, and thus ultimately hinder the exercise of the fundamental right of freedom of association; considers therefore that the European Court of Justice must adapt its case law relating to the right to take collective action in order to bring it in line with essential human rights requirements;

Or. en

Amendment 346

Csaba Sógor

Motion for a resolution

Paragraph 11

Motion for a resolution

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU; ***deleted***

Or. en

Amendment 347

Ádám Kósa

Motion for a resolution

Paragraph 11

Motion for a resolution

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU; ***deleted***

Or. en

Amendment 348

Marian-Jean Marinescu

Motion for a resolution

Paragraph 11

Motion for a resolution

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and ***deleted***

freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU;

Or. en

Amendment 349
Danuta Jazłowiecka

Motion for a resolution
Paragraph 11

Motion for a resolution

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU; *deleted*

Or. en

Amendment 350
Anthea McIntyre, Arne Gericke, Amjad Bashir, Helga Stevens, Morten Messerschmidt, Jana Žitňanská

Motion for a resolution
Paragraph 11

Motion for a resolution

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU; *deleted*

Or. en

Amendment 351
Veronica Lope Fontagné

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Notes that *Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU;*

Amendment

11. Notes that *there is need to distinguish between the posting of workers in the context of the provision of services, in accordance with Directive 96/71/EC, and the freedom of movement of workers;*

Or. es

Amendment 352

Anne Sander, Elisabeth Morin-Chartier, Jérôme Lavrilleux

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Notes that Directive 96/71/EC refers *only* to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU;

Amendment

11. Notes that Directive 96/71/EC refers to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; *draws attention, further, to the importance of Articles 151 and 153 TFEU, which set the goals for the EU and its Member States concerning the promotion of employment, the improvement of living and working conditions, adequate social protection, the promotion of social dialogue and the fight against exclusion;*

Or. fr

Amendment 353

Sven Schulze

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Notes that Directive 96/71/EC refers

Amendment

11. Notes that Directive 96/71/EC refers to

only to Articles 57 and 66 TFEU *relating to* the freedom to provide services *and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU;*

Articles 57 and 66 TFEU *because it regulates* the freedom to provide services *on the internal market;*

Or. de

Amendment 354

Martina Dlabajová, Ulla Tørnæs, Renate Weber

Motion for a resolution

Paragraph 11

Motion for a resolution

11. Notes that Directive 96/71/EC *refers only to* Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; *believes that its legal basis must be complemented by Articles 151 and 153 TFEU;*

Amendment

11. Notes that Directive 96/71/EC *have as a basis* Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement;

Or. en

Amendment 355

Jeroen Lenaers

Motion for a resolution

Paragraph 11

Motion for a resolution

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; *believes that its legal basis must be complemented by Articles 151 and 153 TFEU;*

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement;

Or. en

Amendment 356

Tom Vandenkendelaere, Tomáš Zdechovský

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU;

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU *on an equal footing*;

Or. en

Amendment 357
Marita Ulvskog, Miapetra Kumpula-Natri

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that its legal basis must be complemented by Articles 151 and 153 TFEU;

Amendment

11. Notes that Directive 96/71/EC refers only to Articles 57 and 66 TFEU relating to the freedom to provide services and freedom of movement; believes that *the main aim of this Directive is to protect workers and considers therefore that* its legal basis must be complemented by Articles 151 and 153 TFEU;

Or. en