

EUROPEAN PARLIAMENT

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WRITTEN DECLARATION

pursuant to Rule 116 of the Rules of Procedure

by Yannick Vaugrenard, Maria Matsouka, Bernard Poignant, Alejandro Cercas
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on respect for the rights of 'relocated' workers in Europe

Lapse date: 9.9.2008

Written declaration on respect for the rights of 'relocated' workers in Europe

The European Parliament,

- having regard to the recommendations of the International Labour Office on subcontracted work,
 - having regard to Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services,
 - having regard to the recent judgments of the CJEC,
 - having regard to Rule 116 of its Rules of Procedure,
- A. having regard to the substantial and constant increase in the numbers of workers temporarily posted to other locations within the Union,
- B. having regard to the monitoring problems in the Member States,
- C. having regard to certain shortcomings in the transposition of the directive on the posting of workers, in particular as regards the right to remuneration,
- D. having regard to the ever increasing number of cases involving posted workers who are not being paid,
1. Calls on the Commission to:
- (a) carefully review shortcomings in the transposition or implementation of the directive on the posting of workers, country by country;
 - (b) propose effective legislative measures to establish the financial liability of principal employers, should a subcontractor fail to meet its obligations, so that in future no posted worker can be denied pay;
2. Instructs its President to forward this declaration, together with the names of the signatories, to the Council, the Commission and the parliaments and governments of the Member States.