

WRITTEN QUESTION E-3351/03
by Christoph Konrad (PPE-DE)
to the Commission

Subject: Obstacles to the free movement of workers in the Grand Duchy of Luxembourg

1. The Grand Duchy of Luxembourg provides regular information, for example to German businesses, on the conditions which must be complied with while posting workers in Luxembourg. These conditions are set out in communications from the Luxembourg Labour Inspectorate, and include the appointment of an authorised representative, notification by registered mail of all forthcoming work in Luxembourg and the disclosure of detailed information on all posted workers.

Does the Commission view this complicated list of conditions as an obstacle to the free movement of workers in the internal market? If so, what action has it taken against the Luxembourg Government? If not, why not?

2. Do the conditions of the Luxembourg Law of 20 December 2002 comply with Directive 96/71/EC¹ of the European Parliament and the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services?

3. Under current legislation, businesses which are based outside Luxembourg have to submit a great deal of information on their workers to the Luxembourg Labour Inspectorate within a short space of time. How does the Commission view the fact that these elaborate requirements place businesses from outside Luxembourg at a disadvantage in terms of competition policy?

¹ OJ L 18, 21.1.1997, p. 1.