

WRITTEN QUESTION E-1486/09
by Marco Rizzo (GUE/NGL)
to the Commission

Subject: Private security guards and working hours

The judgment of the European Court of Justice adopted on 13 December 2007 (C- 465/05) ruled that firms operating in the private security sector were of a purely private nature. The Italian Government, by means of D.L. 25/6/2008, then decided to exclude private security services from a previous set of rules governing working hours; as a result, these workers can end up working 14-16 hour daily shifts, in open breach of the above-mentioned judgment by the Court of Justice.

1. In view of the working hours directive, which is in the process of being adopted by Parliament, does the Commission not think that the Italian Government's attitude runs counter to the guidelines set by the Commission itself, and by the European Parliament, on the matter?

2. Does the Commission not think that this case – i.e. the measures taken by the Italian Government in open breach of a judgment of the European Court of Justice and of Directives 93/104/EC¹ and 2000/34/EC², transposed by legislative decree 8/4/2009 No 66 – is a case of failure to transpose Community rules correctly?

¹ OJ L 307, 13.12.1993, p. 18.

² OJ L 195, 1.8.2000, p. 41.