

**Question for written answer E-002603/2018  
to the Commission**  
Rule 130  
**Andor Deli (PPE)**

Subject: Discrimination of drivers

The Commission's proposal on posting *lex specialis*<sup>1</sup> states that after the third day of international transport, certain aspects (minimum paid annual holidays and minimum rates of pay) of Directive 96/71/EC should apply. A haulier company, by applying these rules, would end up paying significantly different wages to their drivers for carrying out the same type and amount of work, just because their transport routes lead through Member States with different, thus unequal, minimum wages. There is also an additional possibility of discrimination by the employer. They might deliberately and consistently send a driver on transport routes that lead through Member States with lower minimum wages, thus preventing that driver from earning as much as his colleagues, although he provides the same type and amount of work for the same employer and lives, and therefore spends his earnings, in the same Member State.

Has the Commission analysed the discriminatory elements to which the above-mentioned situations could lead?

How can such a discriminatory practice be prevented if the provisions of the *lex specialis* are to apply in the form originally proposed by the Commission?

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<sup>1</sup> Laying down specific rules with respect to Directive 96/71/EC and Directive 2014/67/EU for the posting of drivers in the road transport sector.