When the proposed Directive on improving working conditions in platform work is adopted, Member States will have to transpose it into national law, including the presumption rule in its Article 4. If two of the five criteria laid down in the proposal are fulfilled, the relationship between the digital labour platform and the person performing platform work is presumed to be an employment relationship. However, that presumption can be rebutted by proving that this relationship is not an employment relationship as defined by the law, collective agreements or practice in force in the Member State in question.

1 COM(2021) 762 final.