

**Priority question for written answer P-000518/2024
to the Commission**

Rule 138

Pernille Weiss (PPE)

Subject: Implementation of the Working Time Directive in the light of the European Court of Justice ruling in Case C-55/18

The Commission's written answer to question P-003522/2023¹ on implementation of the Working Time Directive specifies that, according to the European Court of Justice ruling in Case C-55/18, it is possible, when laying down requirements for recording working time, to take account of the size of undertakings.

When asked about this, however, the Danish Government has stated that it does not believe that there is any basis for exempting small and medium-sized enterprises from the requirement to record working time and that it will only be possible to make a size-based distinction between requirements for firms by 'gold-plating' the directive vis-à-vis larger operations.

In the Commission's opinion, would it be consistent with the European Court of Justice ruling to exempt small and medium-sized enterprises on the basis of their size from the requirement to record working time?

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¹ https://www.europarl.europa.eu/doceo/document/P-9-2023-003522-ASW_EN.html