

Topic: European Labour Authority (ELA)

Brief description and main aims:

Regulation (EU) 2019/1149 of 20 June 2019 establishes the European Labour Authority (ELA): <https://www.ela.europa.eu/home>

The main aims of the ELA are the following: improving the access to information by individuals and employers about their rights and obligations in the areas of labour mobility and social security coordination; strengthening operational cooperation between authorities in the cross-border enforcement of relevant Union law, including facilitating joint inspections; providing mediation and facilitating solutions in cases of disputes between national authorities.

The ELA is led by a Management Board and FIEC is member of the Stakeholders' Group, which has an advisory role. In addition, several working groups have been set up: on (improving) information from public authorities to companies and workers, on joint inspections and on mediation.

Also, in 2021, important stand-alone bodies which were dealing with mobility-related issues (i.e., the **Committee of Experts on Posting of the European Commission** and the **EU Platform against Undeclared Work**) in which FIEC was sitting, have been incorporated into the ELA.

Why FIEC is dealing with this topic:

Mobility within the Internal Market is an issue of crucial importance for construction companies. It is also a source of fraudulent practices amongst others because of the difficulties in the controls and the lack of coordination between public authorities, which affects genuine companies and the possibility for them to act on a level playing field. Genuine companies also suffer from the lack of or the difficult access to information in this field.

It is therefore of crucial importance that FIEC has secured its presence in this new Authority (i.e. in the Stakeholders' Group).

Actions and key dates:

16/10/2019 – Official launch of ELA

Spring 2021 – Committee of Experts on Posting and EU Platform against Undeclared Work are incorporated into the ELA

13/12/2021 – FIEC and EFBWW send joint complaint letter on the dilution of the former EC expert group on posting into the ELA

05/07/2022 – ELA organises workshop on construction sector, with FIEC and EFBWW

11/10/2022 – FIEC participates in 6th meeting of the Stakeholders' Group

2023 – ELA will dedicate specific activities and a campaign to the construction sector