



**EUROPEAN CAMPAIGN 2017-2019
SAFE AND HEALTHY WORK FOR TEMPORARY JOBS**

LESSONS AND FOLLOW UP

**Meeting with EU-Social Partners
Brussels 22d january 2020**

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LESSONS

1. Final conference May 6th-7th 2019 in Lyon

- 150 participants LI, SLIC, EU-OSHA, ILO, EU/national social partners from TWA and Prevention Institutions (BE/FR)
- 30 LI MS/EFTA / good exchanges

LESSONS

- ❑ The inspection campaign covered 3 715 enterprises :
 - 1 200 temporary work agencies (TWA)
 - 2 515 user-undertakings (UU)

- ❑ Reference of the regulations / national campaign:
Directive 1989/391/EEC / Directive 1991/383/EEC (OSH TWA)
/ Directive 2008/104/EC



Dual responsibility /
reinforcing the exchange
information between
TWA x UU before
assigning workers in the
workplaces



Increase efficiency of the flow
of information between the
TWA x UU



RECOMMENDATIONS FOR BETTER WORKERS PROTECTION:

- TWA x UU should define **clearly** between them the **OSH responsibilities** by commercial contract or agreement.
- UU, prior to the assignments, should define the **job specifications** to achieve and the **list of risks**.
- TWA should **visit the workplaces** - UU **before** starting the assignments.
- Overcome **language barriers** for better flow of information between TWA x UU x Workers.
- Focus on practical training in the UU.
- Strengthen information on OSH obligations to TWA x UU **and how to fulfil them / focus on SME's**.

FOLLOW UP /PROPOSALS


1) Tools for companies (TWA x UU)

- **To create “OSH workstation sheet”** / better flow of information between the TWA X UU.
- **To adapt and promote OiRA** for TWA and for specialized activities / technical support from the EU OSH-Agency.

2) Tools for labour inspections

- **To create a guideline**
- To have a set of **European statistics data** /Eurostat

3) Tools for SLIC / improve SLIC campaigns in the future

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- **Involve labour inspectors at the final conference**
(sharing experience/practices/realities/identify difficulties x solutions ...)
 - **Involve/invite social partners - Facilitating dialogue between LI and SP**
 - ✓ It may lead to better regulations / agreement and improve their implementation.
 - ✓ Is also useful in the perspective of revision or preparation of future directives.

CROSS-BORDER WORKERS - PILOT EXPERIENCE

11 LI involved / 7 LI joint teams

LESSONS:

1. Difficulties to planning LI actions on OSH in TA posted workers

- No access to posting declarations, to Social Security A1 forms and other data resources (insufficient data on OSH, lack of IT systems, incorrect or imprecise data in declarations)

PROPOSALS:

- ❑ **At a national level**, to **improve the posting declaration** (information on OSH, register and store IT Systems ...)
- ❑ **At European level**, start-up **of ESSI to transmit A1 forms** and access of LI + **harmonization** of the posting declarations...
- ❑ **At National and European level**, a **coordination** of data between declarations of posting to **national Authorities and Social Security**



LESSONS:

2. **Lack of cooperation between the TWA and UU on OHS conditions relating to posted workers** (information on applicable legislation in the host country/language barriers, working time, investigation of work-related accidents...)

PROPOSALS:

- Improve the **access to information on applicable OSH legal requirements** in host countries removing language barriers
- Providing **information at national and European level on OSH** (information on legal duties on OSH from host countries / training and health surveillance requirements... in all EU languages).
- Reinforce the **monitoring of working time on posted workers**
- Ensuring **notification of work-related accidents and professional diseases to the host country labour authorities**





LESSONS:

3. To improve cooperation between labour inspectorates on OSH issues

(requires more time/ efforts than a single campaign, bilateral agreements facilitate a direct contact between LI, joint teams/provide a better understanding of real situations)

PROPOSALS:

- Availability of **cooperation mechanisms** for inspectors
- ✓ To create **guidelines or handbook**

- To promote **Bilateral Agreements and LI Joint Teams**

- ★ Campaign website:

<https://www.european-temporary-work-campaign.eu/>

- Final report on:

https://www.european-temporary-work-campaign.eu/wp-content/uploads/2019/10/SLIC-campaign_OSH-temporary-agencies-workers_EU-final-report_July_2019.pdf



SAFETY AND HEALTH
OF TEMPORARY
AGENCY WORKERS
AND CROSS-BORDER
WORKERS



THANK YOU FOR YOUR ATTENTION

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