

STEP UP Protection

Stepping up the European cooperation and communication among Public & Private organizations for the PROTECTION of posted workers' rights



WP 3 - Mapping and analysis of contexts in relation to the practical cases where the legislation is not applied (directives 96/71/CE, 2014/67/EU e 2018/957/EU)



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National inspective bodies' practices, transnational cooperation
instruments, and violations of the European framework about
transnational posting within the mechanical industry
(Portugal)

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Practices of the Portuguese inspection bodies and transnational cooperation instruments

Number of inspections: 6 to 11/year

Aimed undertakings: Portuguese (construction sector)

M.O.: visits to the companies' headquarters

visits to the place of work

requests to present documentation

(Cont.)

Perpetrators: mostly Portuguese service providers

Violations: discrepancies between declared and received earnings; lack of registration with social security; lack of timely payment of wages; payment of wages below the pay scale or the minimum wage; non-declared or irregular work (...)

(Cont.)

Provision of information: Website (central services)

Updated information in English,
French, and Portuguese

IMI System: user-friendly; ease with information exchange; possibility to insert comments at any state of the request/to clarify requests; possibility to withdraw the request; no need for special skills in the field of computing (...).

(Cont.)

Other initiatives: European projects; bilateral agreements; creation of a team of proximity agents

Room for improvement: reduction of the time gap between the inspection intervention and the request for cooperation; encouragement of joint control operations; improvement of contact and connection devices between labour inspectors (...).

Violations of the European framework

2014-2019: 31.000 to 40.000 inspections (per year)

Number of violations: 8.000 to almost 14.000 (per year)

Number of violations regarding posting of workers: no more than 130
(per year)

Thank you for your attention!

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