



EUROPEAN
TRANSPORT
WORKERS'
FEDERATION

Ms Adina Vălean
Commissioner for Transport
Mr Nicolas Schmit
Commissioner for Jobs and Social Rights
European Commission
Wetstraat 200
1049 Brussels
Belgium

By email

BR1059963/OKA

Brussels, 27 November 2023

RE: CALL TO IMPROVE UNIFORM APPLICATION OF MOBILITY PACKAGE 1

Dear Commissioner Vălean,

Dear Commissioner Schmit,

We write this letter to call for your support on two critical aspects regarding the application of Mobility Package 1 rules.

Posting of drivers: Template for national rules and remuneration calculator

Issue

Directive 2020/1057 (part of Mobility Package 1) prescribes that drivers who are considered as being posted outside of their home country should receive at least the minimum remuneration of the country where they are posted.

EU Member States are legally obliged to enact implementing rules and make clear the minimum remuneration they prescribe for road transport. However, while transport operators are already expected to pay their drivers on this basis, such national rules are either non-existent or very often unclear. They're also presumably incomplete if we were to consider the European Commission's decision to start infringement proceedings against several Member States earlier this year.

The European Commission's "Your Europe" website currently provides links to several national provisions prescribing minimum remunerations. However, following these resources to understand the complex provisions and links between national laws typically becomes a labyrinthine exercise. Finding the right information and actually calculating remunerations has proven to be difficult for trained experts. For small transport companies with five to ten trucks, the large majority of our sector, it's quasi-impossible.

Solution

We call upon the European Commission to:

- Provide a *simple common template to Member States where they can fill the necessary information on the national remuneration of drivers*, which should then be made available on the European Commission and Your Europe websites within a single window alongside relevant links to the primary data.

The minimum remuneration set by each Member State should be easily and undoubtedly visible within the template and updated promptly following every national modification.

- Create and make available to transport operators a remuneration calculator and *guidance on how to calculate the remuneration of posted drivers*. The EU remuneration calculator could be established step by step, firstly by creating a digital tool to help calculate the approximate remuneration for a specific transport operation. In a next step, an online application capable of providing real-time wage indicators should be created and made available to transport operators, drivers and authorities. The real-time wage indicator should be based on the analysis of the minimum remuneration in the country at stake, the specific tachograph data, geographical data and route planners. The calculator could be linked to the IMI system that has been enabled and managed by the European Commission for the purpose of inserting posting declarations.

We count on your support.

Yours sincerely,

Raluca Marian,
Director EU Advocacy
General Delegate
IRU Permanent Delegation to the EU

Cristina Tilling,
Head of Land Transport
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