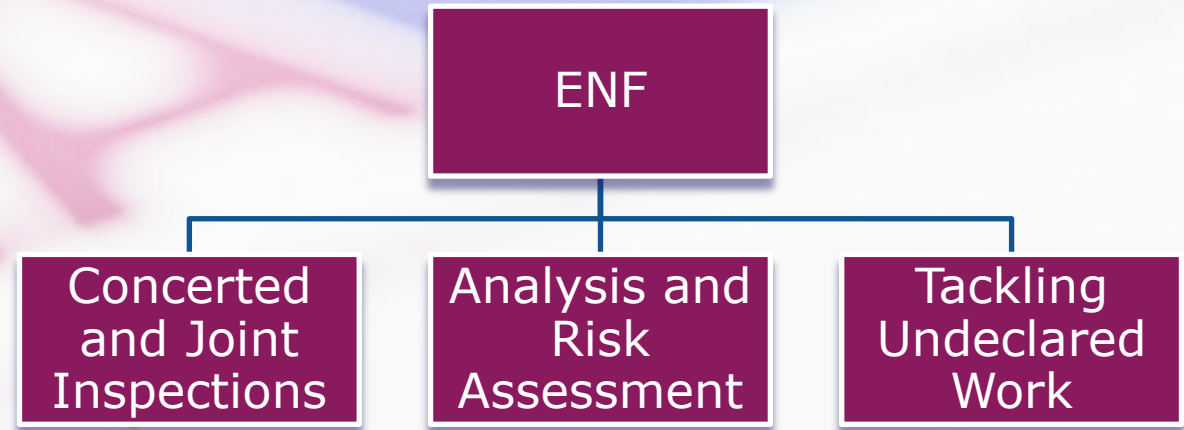


# Enforcement of labour mobility rules in the IWT sector: the role of ELA

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EUROPEAN LABOUR AUTHORITY

# ELA: areas of competence and key objectives



# Enforcement supported by ELA and AQUAPOL in the IWT

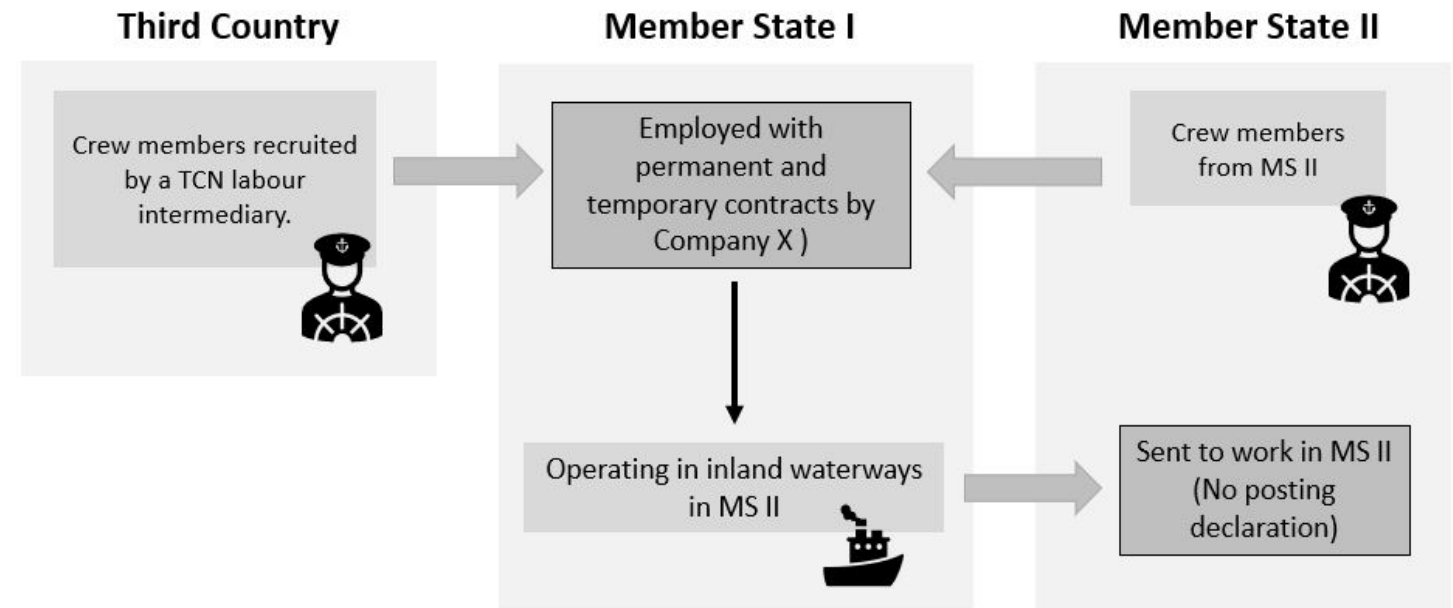


Year	Total CJIs	
2023	3	3 CJIs during the WoA in IWT (September) <ul style="list-style-type: none"><li>○ 5 MSs (AT, FR, DE, NL, SK)</li></ul>
2024	10	8 CJIs during the WoA in IWT (September) <ul style="list-style-type: none"><li>○ 6 MSs participating (AT, BE, DE, FR, NL, PL);</li></ul>
		1 CJIs: FR-PT Joint inspection (June)
		1 CJI: DE-AT Joint inspection (November)
2025	2	2 CJIs: DE-SK (May)



# A case study from ELA supported CJI in IWT

- A cruise boat with approx. 70 crew members (mainly TCNs and some nationals of MS II).
- TCNs are recruited by an agency based in third country, but the crew employment contracts refer to the labour law of MS I.
- The crew's working and living conditions are problematic, with cramped cabins where 3–4 workers share space, and long-hours working shifts.
- The boat operates exclusively in the inland waterways of MS II, and although workers have contracts under MS I law, they work on boats operating in MS II without posting declarations.
- Social security contributions are paid in MS I.



# Main challenges in the IWT sector (findings from CJI results)

**Assessment of  
working time**



**Undeclared and  
underdeclared work**

**Determination of  
applicable legislation  
and cross-border  
jurisdiction gaps**



**Access of inspectors  
to vessels**

**Hard-to-identify  
employers**



**Access to data and  
cross-border  
cooperation**

**Report on the  
2023 concerted and  
joint cross-border  
inspections:**

Labour and social security rights  
in inland waterway transport

September 2024



# Scope and objectives of the upcoming study

## 1. Overview of the sector



To analyse the current situation in terms of workforce, undertakings and their practices, national developments and economic outlook.

## 2. Legal analysis



To analyse enforcement of EU-level labour mobility and social security coordination rules

## 3. Enforcement competences



Overview of the enforcement competences related to the IWT sector

## 4. Enforcement challenges and guidance



- Description and analysis of legal and operational challenges enforcement agencies face
- Legal and operational guidance for enforcement agencies





**Thank you for your  
attention!**



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