

EN

E-001130/2021

Answer given by Mr Schmit
on behalf of the European Commission
(1.5.2021)

1. By 26 March 2021, four Member States (Austria, Cyprus, France and Spain) had not notified to the Commission the national measures transposing Directive (EU) 2019/130¹.

2. In case a Member State fails to communicate in time the measures transposing a directive, the Commission may launch an infringement procedure in accordance with Article 258 of the Treaty on the Functioning of the European Union (TFEU), starting with the sending of a letter of formal notice. On 19 March 2021, letters of formal notice were sent to the Member States that had failed to communicate the national transposition measures by that date. The cases can be searched in the database on infringement cases available on the Europa website².

3. Enforcement of the EU Occupational Safety and Health (OSH) Directives is primarily a competence of the Member States. The Commission encourages the work of the Senior Labour Inspectors' Committee (SLIC)³ with a view to promoting effective and equivalent enforcement of the relevant EU Directives across the Union. The definition by the SLIC of common principles of labour inspection in the field of health and safety at work, as well as the exchanges that take place within the SLIC between the national labour inspection services on their experiences in monitoring the enforcement of EU OSH legislation are instrumental to ensure its consistent enforcement throughout the Union.

¹ OJ L 30, 31.1.2019, p. 112–120.

² https://ec.europa.eu/atwork/applying-eu-law/infringements-proceedings/infringement_decisions/?lang_code=en

³ Commission Decision of 12 July 1995 setting up a Committee of Senior Labour Inspectors (95/319/EC), OJ L 188, 9.08.1995, p. 11-13.