



## FIEC answer to the Call for Evidence “Strengthening the European Labour Authority by reviewing its mandate”

Brussels, 18/12/2025

FIEC welcomes the opportunity to share its views on the European Labour Authority in the context of the assessment of whether strengthening its mandate would be necessary.

FIEC acknowledges the good work done by ELA since its creation, and despite the challenging context of the COVID-19 crisis and the start of its work. Since the establishment of ELA in 2019, **FIEC has been actively involved in ELA's activities**, in particular regarding the free movement of workers, the posting of workers and the coordination of social security, as on the fight against undeclared work.

All these issues, related to the **mobility within the internal market** have a **direct impact on the construction sector** and **are of crucial importance for construction companies**. In a sector with a high number of posted workers, the activities of ELA are helpful in improving access to information and facilitating coordination between the parties involved.

FIEC is namely a member of the **Stakeholders' Group**, which has an advisory role, as well as of the **EU Platform against Undeclared Work**. Moreover, FIEC was very actively involved in the **campaign on construction** (2023) which raised awareness and informed construction employers and workers about the legislation on posting. From the elaboration of the key messages to the dissemination of the campaign materials, FIEC supported ELA and recalls the importance of such a campaign. FIEC welcomes ELA's wish to keep focusing on the construction sector and will continue to provide its support in this respect.

**In light of the call for evidence FIEC would like to highlight the following points:**

- Regarding ELA's mandate, **FIEC supports the approach of improving ELA within the current mandate (i.e. baseline scenario)**. Indeed, the recent evaluation undertaken by the European Commission points out that there is room to improve ELA's performance based on its current mandate and objectives. The staff working document accompanying the evaluation notes that **“despite call for the strengthening of ELA's mandate, the evaluation does not point to a pressing need for the revision of the mandate”**.
- Responding to the demand for better information, a **key priority for employers is the creation of an ELA helpdesk**, following on from the feasibility study that has been undertaken. Such a helpdesk should provide practical, trusted and on-demand advice and support to employers and mobile workers via written and web-based information and through direct exchange online and/or by phone. In the same vein, FIEC is following with great interest the **pilot project for a “remuneration tool”**, which would help employers applying the correct remuneration to posted workers.
- Regarding **Concerted and Joint Inspections**, which are at the core of ELA activities, Member States shall remain leaders and provide their consent. However, it is important

**FIEC** is the European Construction Industry Federation, which through its 32 national member associations in 27 countries (24 EU countries, Norway, Switzerland, and Ukraine) represents construction companies of all sizes, i.e., small, and medium-sized enterprises and "global players", carrying out all forms of building and civil engineering activities.

for Member States to share the data and outcomes of the inspection with ELA so that a full assessment of the results of an inspection can be done, and to see if there would be further areas for follow-up.

- As ELA reached its full capacity, it shall steadily **communicate to stakeholders all activities that fall within the scope of its actions**. A good channel of communication through online meetings, briefings and clear and identified contacts within the Agency must be maintained.
- It is of key importance that ELA continues to **involve directly the sectoral social partners** in its activities, working groups and in its governing bodies, alongside the cross-industry social partners and representatives of the Member States. It will help ELA to reinforce the efficiency of its initiatives by tailoring them according to the specific sectoral needs.
- Referring to the previous point, it is not acceptable that **sectoral social partners are excluded from a direct participation in the “Forum Posting 360”**, whereas the same sectoral social partners were involved in the work of the **European Commission’s Experts Group on Posting of Workers** until it was abolished. This later experts’ group shall also be revived in order to respond to the need for legal and interpretative discussions which are not and shall not be within the competency of ELA.
- **ELA should continue to pay a particular attention to the construction sector.** The ELA Strategic Analysis on the Construction sector, published in 2023, mentions that ELA could play a more active role in supporting enforcement of posting rules, communicating to workers and employers and improving the data collection of labour mobility in the construction sector.



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