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NOTE

From:	Presidency
To:	Permanent Representatives Committee
No. Cion doc.:	15620/24 + ADD 1
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012 *- Preparation for the trilogue*

I. INTRODUCTION

1. On 14 November 2024, the Commission submitted to the Council and the European Parliament a proposal for a Regulation of the European Parliament and of the Council on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012[1]. The proposal aims to harmonise, digitalise and simplify requirements related to the declarations of posting workers, while upholding social rights of those workers.

[1] ST 15620/24 + ADD1

2. The draft Regulation is based on Article 114 of the Treaty on the Functioning of the European Union (TFEU) (ordinary legislative procedure).

3. The Working Party on Competitiveness and Growth (Internal Market – e-declaration) discussed the proposal for the first time at its meeting on 5 December 2024 under the Hungarian Presidency. It was followed by several meetings under the Polish, Danish, and Cyprus Presidencies.

4. Following the examination of the text at the Working Party, the Competitiveness Council adopted the General Approach[2] on 22 May 2025.

5. The European Economic and Social Committee (EESC) delivered its opinion on 29 April 2025.

6. In the European Parliament, the Committees on Employment and Social Affairs (EMPL) and on Internal Market and Consumer Protection (IMCO) have the lead responsibility. Johan Danielsson (SE) / S&D and Andreas Schwab (DE) / EPP were appointed rapporteurs for the EMPL and IMCO Committees respectively. The joint EMPL/IMCO report was adopted on 12 September 2025, and plenary confirmed the decision to enter into trilogue negotiations on 8 October 2025.

7. At the European Council in March 2026, the leaders called for "a simple, unified and voluntary e-declaration system for the cross-border provision of services, to reduce administrative burdens when temporarily posting workers to other Member States and ensure the rights of these workers, which should be agreed by the co-legislators by June 2026"[3].

8. The objective to finalise negotiations on this proposal by June 2026 was also confirmed by the joint commitment made between the European Parliament, the Council and the Commission, in a "One Europe, One Market" Roadmap[4].

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[2] ST 9291/25
[3] EUCO 1/26
[4] ST 8473/26

II. INTERINSTITUTIONAL NEGOTIATIONS – STATE OF PLAY

9. The opening political trilogue was held on 13 October 2025. The co-legislators presented their views on the main political issues and gave a broad mandate to the technical teams in order to identify and make progress on areas of compromise. Several informal technical meetings were organised under the Danish and Cyprus Presidencies, and delegations were kept informed of the progress made at Working Party level.

III. PREPARATION FOR THE NEXT TRILOGUE

10. Following the discussions at the Working Party meetings and the informal technical meetings with the Parliament, the Presidency has identified a set of key issues where it seems necessary to adjust the mandate for further negotiations to try to close the file possibly at the next trilogue meeting.

A. Extension of the use of the functionalities of the public interface to declarations submitted by third country service providers and self-employed persons – Articles 1 and 3

11. In its mandate, the Council kept the scope as proposed by the Commission, restricting the application of the proposed Regulation on the intra-EU posting of workers. The Parliament suggested to extend the scope of the Regulation to declarations submitted by third country service providers and by self-employed persons.

12. The Presidency considers that, while extending the use of the functionalities of the public interface to declarations submitted by self-employed persons does not have sufficient support within the Council, the Council could make a step towards the Parliament's position as regards the declarations submitted by third country service providers. Article 1(4) of Directive 96/71/EC[5] provides that undertakings established in a non-member State must not be given more favourable treatment than undertakings established in a Member State. Therefore, allowing the Member States to use the public interface for the declarations submitted by service providers established in a third country when sending workers to a Member State on a temporary basis could be a possible compromise solution.

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[5] Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services, OJ L 18, 21.1.1997, pp. 1–6

B. Standard form – Article 4 and Annex

13. The Council position followed the structure of the Commission's proposal, whereby the precise content of the standard form was to be provided for in an implementing act, in accordance with the data categories laid down in Article 4(1). The Parliament included the content of the standard form in an Annex to the Regulation, which includes many detailed categories of information and can be amended by delegated acts.

14. As a possible compromise, the Presidency proposes the introduction of an Annex listing all the information requirements that the Commission will include into the standard form to be established by an implementing act. The proposed list is set out in the Annex to this note.

15. While the Parliament suggested that the Annex could be amended through delegated acts, the Presidency does not recommend granting such powers to the Commission. Any amendments to the Annex should be done through ordinary legislative procedure.

16. Pursuant to this compromise proposal, the Commission would no longer be able to amend, through secondary legislation, the list of information requirements to be included in the implementing act.

C. Evaluation – Article 9

17. The Parliament included amendments to the review clause inviting the Commission to assess a possible mandatory use of the public interface by Member States in the future. The delegations have expressed their strong opposition to this proposal for two reasons. Firstly, in accordance with Article 9(1) of Directive 2014/67/EU, it is the prerogative of the Member States to decide whether to oblige service providers to submit a declaration prior to posting a worker in that Member State. Secondly, the Council, for the same reasons, maintained the voluntary nature of the public interface, in line with the Commission proposal.

18. The public interface is intended to provide proportional benefits to the number of Member States using it. As a possible compromise solution, the Presidency proposes to include a wording in Article 9 that invites the Commission to reflect on potential future use of the public interface.

IV. CONCLUSIONS

19. The Permanent Representatives Committee is invited to reflect on the abovementioned Presidency's suggestions and to express its views on possible areas of flexibility towards the Parliament's position, in view of the next informal trilogue on 23 June 2026, in order to meet the objective set by the European Council to reach an agreement with the Parliament by June 2026.

20. The Permanent Representatives Committee is therefore invited:

- to confirm the preliminary agreement reached at the technical level on the part of the text proposal, which is set out in Annex to this note;
- to approve the revision of the Council mandate for negotiating with the Parliament on the issues listed above;
- indicate any additional flexibilities that Council could have towards the Parliament's position, should the proposed solutions prove not sufficient to reach an agreement.

ANNEX

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012

2024/0301(COD)

DRAFT [eDeclaration_4CT after ITMs of 2 and 8 June 2026_with latest suggestions]

11-06-2026 at 11h34

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement	
	Formula					
G	1	2024/0301 (COD)	2024/0301 (COD)	2024/0301 (COD)	2024/0301 (COD)	G
	Document Stage					
G	2	Proposal for a	Proposal for a	Proposal for a	Proposal for a	G
	Document Type					
G	3	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	G
	Document Purpose					
G	4	on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012	on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012	on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012	on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012	G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate		VS.EC	Draft agreement	
Formula										
G	5	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,		THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,		THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,			THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	G
Citation 1										
G	6	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,		Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,		Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,			Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	G
Citation 2										
G	7	Having regard to the proposal from the European Commission,		Having regard to the proposal from the European Commission,		Having regard to the proposal from the European Commission,			Having regard to the proposal from the European Commission,	G
Citation 3										
G	8	After transmission of the draft legislative act to the national parliaments,		After transmission of the draft legislative act to the national parliaments,		After transmission of the draft legislative act to the national parliaments,			After transmission of the draft legislative act to the national parliaments,	G
Citation 4										
G	9	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .		Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .		Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .			Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	G
Citation 5										
G	10	Acting in accordance with the ordinary legislative procedure,		Acting in accordance with the ordinary legislative procedure,		Acting in accordance with the ordinary legislative procedure,			Acting in accordance with the ordinary legislative procedure,	G
Formula										

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement	
G	11	Whereas:	Whereas:	Whereas:	Whereas:	G
	Recital 1					
G	12	(1) The Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012 of the European Parliament and of the Council[1], should be used as much as possible for the administrative cooperation and mutual assistance, including between the competent authorities of the Member States provided for in Directives 2014/67/EU[2] and 96/71/EC[3] of the European Parliament and of the Council, concerning the posting of workers in the framework of the provision of services. In accordance with Directive 2014/67/EU, in particular its Article 6, Member States are to work in close cooperation and provide each other with mutual assistance without undue delay in order to facilitate the implementation, application and enforcement in practice of that Directive and Directive 96/71/EC. _____ 1. Regulation (EU) No 1024/2012 of the European Parliament and of the Council	(1) The Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012 of the European Parliament and of the Council[1], should be used as much as possible for the administrative cooperation and mutual assistance, including between the competent authorities of the Member States provided for in Directives 2014/67/EU[2] and 96/71/EC[3] of the European Parliament and of the Council, concerning the posting of workers in the framework of the provision of services. In accordance with Directive 2014/67/EU, in particular its Article 6, Member States are to work in close cooperation and provide each other with mutual assistance without undue delay in order to facilitate the implementation, application and enforcement in practice of that Directive and Directive 96/71/EC. _____ 1. Regulation (EU) No 1024/2012 of the European Parliament and of the Council	(1) The Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012 of the European Parliament and of the Council[1], should be used as much as possible for the administrative cooperation and mutual assistance, including between the competent authorities of the Member States provided for in Directives 2014/67/EU[2] and 96/71/EC[3] of the European Parliament and of the Council, concerning the posting of workers in the framework of the provision of services. In accordance with Directive 2014/67/EU, in particular its Article 6, Member States are to work in close cooperation and provide each other with mutual assistance without undue delay in order to facilitate the implementation, application and enforcement in practice of that Directive and Directive 96/71/EC. _____ 1. Regulation (EU) No 1024/2012 of the European Parliament and of the Council	(1) The Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012 of the European Parliament and of the Council[1], should be used as much as possible for the administrative cooperation and mutual assistance, including between the competent authorities of the Member States provided for in Directives 2014/67/EU[2] and 96/71/EC[3] of the European Parliament and of the Council, concerning the posting of workers in the framework of the provision of services. In accordance with Directive 2014/67/EU, in particular its Article 6, Member States are to work in close cooperation and provide each other with mutual assistance without undue delay in order to facilitate the implementation, application and enforcement in practice of that Directive and Directive 96/71/EC. _____ 1. Regulation (EU) No 1024/2012 of the European Parliament and of the Council	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC ('the IMI Regulation') (OJ L 316, 14.11.2012, p. 1, ELI: http://data.europa.eu/eli/reg/2012/1024/oj). 2. Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation') (OJ L 159, 28.5.2014, p. 11, ELI: http://data.europa.eu/eli/dir/2014/67/oj). 3. Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services (OJ L 18, 21.1.1997, p. 1, ELI: http://data.europa.eu/eli/dir/1996/71/oj).	of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC ('the IMI Regulation') (OJ L 316, 14.11.2012, p. 1, ELI: http://data.europa.eu/eli/reg/2012/1024/oj). 2. Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation') (OJ L 159, 28.5.2014, p. 11, ELI: http://data.europa.eu/eli/dir/2014/67/oj). 3. Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services (OJ L 18, 21.1.1997, p. 1, ELI: http://data.europa.eu/eli/dir/1996/71/oj).	of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC ('the IMI Regulation') (OJ L 316, 14.11.2012, p. 1, ELI: http://data.europa.eu/eli/reg/2012/1024/oj). 2. Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation') (OJ L 159, 28.5.2014, p. 11, ELI: http://data.europa.eu/eli/dir/2014/67/oj). 3. Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services (OJ L 18, 21.1.1997, p. 1, ELI: http://data.europa.eu/eli/dir/1996/71/oj).	of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC ('the IMI Regulation') (OJ L 316, 14.11.2012, p. 1, ELI: http://data.europa.eu/eli/reg/2012/1024/oj). 2. Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation') (OJ L 159, 28.5.2014, p. 11, ELI: http://data.europa.eu/eli/dir/2014/67/oj). 3. Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services (OJ L 18, 21.1.1997, p. 1, ELI: http://data.europa.eu/eli/dir/1996/71/oj).
Recital 2				
G 13	(2) Directive 2014/67/EU aims to facilitate the exercise of the freedom to provide services and the functioning of the internal market, as well as to guarantee respect for an appropriate level of protection of the rights of posted workers for the cross-border	(2) Directive 2014/67/EU aims to facilitate the exercise of the freedom to provide services and ***promote fair competition between service providers thus supporting*** the functioning of the internal market, as well as to guarantee respect for an	(2) Directive 2014/67/EU aims to ~~*facilitate the exercise of the freedom to provide services and the functioning of the internal market, as well as to*~~ guarantee ~~*respect for*~~ an appropriate level of protection of the rights of posted workers for the cross-border	(2) Directive 2014/67/EU aims to ~~*facilitate the exercise of the freedom to provide services and the functioning of the internal market, as well as to*~~ guarantee ~~*respect for*~~ an appropriate level of protection of the rights of posted workers for the cross-border G

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	provision of services, in particular as regards the enforcement of the terms and conditions of employment that apply in the Member State where the service is to be provided in accordance with Article 3 of Directive 96/71/EC. According to Article 9(1) of Directive 2014/67/EU, Member States may only impose administrative requirements and control measures in so far as necessary in order to ensure effective monitoring of compliance with the obligations set out in that Directive and in Directive 96/71/EC and provided that these are justified and proportionate in accordance with Union law. Where this is the case, Article 9(1)(a) of Directive 2014/67/EU allows Member States to impose an obligation for a service provider established in another Member State to make a simple declaration to the responsible national competent authorities in order to allow factual controls at the workplace. It remains the responsibility of Member States to decide, within the limits of justification and	appropriate level of protection of the rights of posted workers for the cross-border provision of services, in particular as regards the enforcement of the terms and conditions of employment that apply in the Member State where the service is to be provided in accordance with Article 3 of Directive 96/71/EC. According to Article 9(1) of Directive 2014/67/EU, Member States may only impose administrative requirements and control measures in so far as necessary in order to ensure effective monitoring of compliance with the obligations set out in that Directive and in Directive 96/71/EC and provided that these are justified and proportionate in accordance with Union law. Where this is the case, Article 9(1)(a) of Directive 2014/67/EU allows Member States to impose an obligation for a service provider established in another Member State to make a simple declaration to the responsible national competent authorities ***containing the relevant information necessary*** in order to	provision of services, in particular ~~*as regards*~~ the enforcement of the terms and conditions of employment that apply in the Member State where the service is to be provided in accordance with Article 3 of Directive 96/71/EC***, while facilitating the exercise of the freedom to provide services for service providers and promoting fair competition between service providers, and thus supporting the functioning of the internal market***. According to Article 9(1) of Directive 2014/67/EU, Member States may only impose administrative requirements and control measures ~~*in so far*~~ as necessary in order to ensure effective monitoring of compliance with the obligations set out in that Directive and in Directive 96/71/EC and provided that these are justified and proportionate in accordance with Union law. Where this is the case, Article 9(1)(a) of Directive 2014/67/EU allows Member States to impose an obligation for a service provider established in another Member State to make a simple	provision of services, in particular ~~*as regards*~~ the enforcement of the terms and conditions of employment that apply in the Member State where the service is to be provided in accordance with Article 3 of Directive 96/71/EC***, while facilitating the exercise of the freedom to provide services for service providers and promoting fair competition between service providers, and thus supporting the functioning of the internal market***. According to Article 9(1) of Directive 2014/67/EU, Member States may only impose administrative requirements and control measures ~~*in so far*~~ as necessary in order to ensure effective monitoring of compliance with the obligations set out in that Directive and in Directive 96/71/EC and provided that these are justified and proportionate in accordance with Union law. Where this is the case, Article 9(1)(a) of Directive 2014/67/EU allows Member States to impose an obligation for a service provider established in another Member State to make a simple

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	proportionality, in which cases to demand a posting declaration and what information this declaration must contain.	allow factual controls at the workplace. It remains the responsibility of Member States to decide, within the limits of justification and proportionality, in which cases to demand a posting declaration and what information this declaration must contain. ***Article 9(1), point (b), allows Member States to impose an obligation on service providers to, inter alia, keep, make available and retain copies, in paper or electronic form, of employment related documents during the period of posting in an accessible and clearly identified place in its territory. Article 9(1), point (c), allows Member States to impose an obligation on service providers to deliver those documents after the end of the posting period at the request of the authorities of the host Member State, within a reasonable period of time.***	declaration to the responsible national competent authorities ***containing the relevant information necessary*** in order to allow factual controls at the workplace. It remains the responsibility of Member States to decide, within the limits of justification and proportionality, in which cases to demand a posting declaration and what information this declaration must contain. ***Article 9(1) (b) allows Member States to impose an obligation for a service provider to keep or make available and/or retain copies, in paper or electronic form, of employment related documents during the period of posting in an accessible and clearly identified place in its territory. Article 9(1)(c) allows to impose an obligation for a service provider to deliver these documents after the period of posting at the request of the authorities of the host Member State, within a reasonable period of time. Article 9(1)(d) allows Member States to impose an obligation for a service provider to provide a translation of these***	declaration to the responsible national competent authorities ***containing the relevant information necessary*** in order to allow factual controls at the workplace. It remains the responsibility of Member States to decide, within the limits of justification and proportionality, in which cases to demand a posting declaration and what information this declaration must contain. ***Article 9(1) (b) allows Member States to impose an obligation for a service provider to keep or make available and/or retain copies, in paper or electronic form, of employment related documents during the period of posting in an accessible and clearly identified place in its territory. Article 9(1)(c) allows to impose an obligation for a service provider to deliver these documents after the period of posting at the request of the authorities of the host Member State, within a reasonable period of time. Article 9(1)(d) allows Member States to impose an obligation for a service provider to provide a translation of these***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
			documents into (one of) the official language(s) accepted by the host Member State. It remains the responsibility of Member States to decide, within the limits of justification and proportionality, whether to introduce any requirements in relation to relevant documents to be made available.	***documents into (one of) the official language(s) accepted by the host Member State. It remains the responsibility of Member States to decide, within the limits of justification and proportionality, whether to introduce any requirements in relation to relevant documents to be made available.***
Recital 3				
G 14	(3) All Member States have used the possibility to impose a declaration obligation for service providers posting workers to their Member State, with national systems differing significantly in design, requirements and functionality. Complying with these diverging systems creates a considerable administrative burden for the service providers posting workers. Stakeholders have consistently highlighted that the declaration for the posting of workers constitutes a significant reporting obligation and is among the most important administrative barriers for the cross-border provision of services in the internal market.	(3) All Member States have used the possibility to impose a declaration obligation for service providers posting workers to their Member State, with national systems differing significantly in design, requirements and functionality***, as well as differences in national enforcement systems and practices***. Complying with these diverging ***national declaration interfaces*** systems creates a considerable administrative burden for the service providers posting workers***, in particular SMEs, and hinders the free movement of services and workers within the internal market***. Stakeholders have	(3) All Member States have used the possibility to impose a declaration obligation for service providers posting workers to their Member State, with national systems differing significantly in design, requirements and functionality. ***While the administrative burden related to the posting declaration obligation varies significantly per Member State,*** complying with these diverging systems creates a considerable administrative burden for the service providers posting workers ***to different Member States***. Stakeholders***, in particular service providers*** have ~~consistently~~ highlighted that the declaration for the posting of	(3) All Member States have used the possibility to impose a declaration obligation for service providers posting workers to their Member State, with national systems differing significantly in design, requirements and functionality. ***While the posting declaration obligations vary significantly per Member State,*** complying with these diverging systems creates a considerable administrative burden for the service providers posting workers ***in particular SMEs, and hinders the freedom to provide services and the free movement of workers within the internal market***. Stakeholders***, in particular service providers*** have G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				consistently highlighted that the declaration for the posting of workers constitutes a significant reporting obligation***, which results in SMEs requesting the assistance of additional staff or external service providers, leading to extra costs and operational delays*** and is among the most important administrative barriers for the cross-border provision of services in the internal market. ***In some cases, complex procedures may even discourage companies from posting their workers. At the same time, stakeholders have highlighted violations and enforcement challenges when it comes to the protection of posted workers.***		workers constitutes a significant reporting obligation and is among the most important administrative ~~*barriers*~~***obstacles*** for the cross-border provision of services in the internal market.		~~*consistently*~~ highlighted that the declaration for the posting of workers constitutes a significant reporting obligation and is among the most important administrative ~~*barriers*~~***obstacles*** for the cross-border provision of services in the internal market.
Recital 3a								
G	14a			***(3a) Unfair competition through abusive practices and the infringement of the principle of equal treatment of posted workers distorts the internal market as it creates an unlevel playing field, putting the many bona fide employers that respect the law at a disadvantage.***				G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
Recital 4				
G 15	(4) Reporting requirements play a key role in ensuring proper monitoring and correct enforcement of legislation. However, it is important to streamline those requirements, in order to ensure that they fulfil the purpose for which they were intended and to limit the administrative burden. The reporting obligations and requirements in the submission of posting declarations to the competent authorities of the host Member State, established in accordance with Article 9(1) of Directive 2014/67/EU should therefore be simplified, in line with the Commission's Communication on 'Long-term competitiveness of the EU: looking beyond 2030'[1], in order to significantly reduce the administrative burden for service providers established in other Member States and posting workers to the host Member States as well as for national competent authorities. 1. COM(2023) 168 final.	(4) Reporting requirements play a key role in ensuring proper monitoring and correct enforcement of legislation***, while also allowing for better data collection and cross-border exchange of information, thereby also enabling more targeted inspections and evidence-based policy-making***. However, it is important to streamline ***national reporting systems and*** ~~those~~ requirements, in order to ~~ensure that they fulfil the purpose for which they were intended and to limit the~~***reduce any unnecessary*** administrative burden ***for service providers including any duplication of requirements. This is of particular importance for undertakings situated in border regions***. The reporting ~~obligations~~ ***system*** and requirements in the submission of posting declarations to the competent authorities of the host Member State, established in accordance with Article 9(1) of Directive 2014/67/EU should therefore be simplified***, without prejudice to the adequate protection of posted***	(4) Reporting requirements play a key role in ensuring proper monitoring and correct enforcement of legislation. However, it is important to streamline those requirements~~, in order to ensure~~ ***to limit the administrative burden, while ensuring*** that they fulfil the purpose for which they were intended~~ and to limit the administrative burden~~. The reporting obligations and requirements in the submission of posting declarations to the competent authorities of the host Member State, established in accordance with Article 9(1)***, point (a),*** of Directive 2014/67/EU should therefore be simplified ***without prejudice to the adequate protection of posted workers' rights under Directive 96/71/EC and its enforcement under Directive 2014/67/EU***, in line with the Commission's Communication on 'Long-term competitiveness of the EU: looking beyond 2030'[1], in order to significantly reduce the administrative burden for service	(4) Reporting requirements play a key role in ensuring proper monitoring and correct enforcement of legislation~~. However, it is important to streamline those requirements, in order to ensure that they fulfil the purpose for which they were intended and to limit the administrative burden~~***, while also allowing for better data collection and cross-border exchange of information, thereby also enabling more targeted inspections and evidence-based policy-making***. The reporting ~~obligations~~***systems*** and requirements in the submission of posting declarations to the competent authorities of the host Member State, established in accordance with Article 9(1) of Directive 2014/67/EU should therefore be simplified, ***without prejudice to the adequate protection of posted workers provided for in Directive 96/71/EC and its enforcement under Directive 2014/67/EU,*** in line with the Commission's G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
		workers provided for in Directive 96/71/EC and its enforcement under Directive 2014/67/EU, in line with the Commission's Communication on 'Long-term competitiveness of the EU: looking beyond 2030'[1], in order to significantly reduce the administrative burden for service providers established in other Member States and posting workers to the host Member States as well as for national competent authorities, while ensuring that Member States are equipped with the information necessary for effective monitoring and enforcement of administrative requirements and control measures referred to in Article 9(1), point (a), of Directive 2014/67/EU. 1. COM(2023) 168 final.	providers established in other Member States and posting workers to the host Member States as well as for national competent authorities. 1. [1] COM(2023) 168 final.	Communication on 'Long-term competitiveness of the EU: looking beyond 2030'[1], in order to significantly reduce the administrative burden for service providers established in other Member States and posting workers to the host Member States as well as for national competent authorities, while ensuring that Member States are equipped with the information necessary for effective monitoring and enforcement of administrative requirements and control measures referred to in Article 9(1), point (a), of Directive 2014/67/EU. . 1. COM(2023) 168 final.
Recital 5				
G 16	(5) Reducing the administrative burden for service providers and national competent authorities must concur with the respect for adequate working conditions and social protection for posted workers. Facilitating	(5) Reducing the Streamlining and simplifying administrative burden requirements for service providers and national competent authorities must concur with the full respect for adequate working	(5) Reducing the administrative burden for service providers and national competent authorities must concur with the respect forbe achieved while respecting adequate working conditions and social protection	(5) Reducing theSimplifying administrative burdenrequirements for service providers and national competent authorities must concur with the respect forbe achieved while respecting adequate working G

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	the effective monitoring of compliance by Member States and reinforcing mutual administrative cooperation improves the protection of workers' rights.	conditions and social protection for posted workers. Facilitating the effective monitoring of compliance by Member States and reinforcing mutual administrative cooperation improves the protection of workers' rights ***and the fight against abusive practices and undeclared work which undermine workers' fundamental rights as well as distort competition to the detriment of compliant service providers***.	for posted workers ***and its enforcement***. Facilitating the effective monitoring ~~*of compliance*~~ by Member States ***of compliance with EU legislation aimed at ensuring the protection of posted workers' rights*** and reinforcing mutual administrative cooperation improves the protection of workers' rights ***and contributes to the fight against circumvention and abuse of posting rules and undeclared work in the context of posting of workers***.	conditions and social protection for posted workers ***and their enforcement***. Facilitating the effective monitoring ~~*of compliance*~~ by Member States ***of compliance with EU legislation aimed at ensuring the protection of posted workers' rights*** and reinforcing mutual administrative cooperation improves the protection of workers' rights ***and the fight against abusive practices and undeclared work which undermine workers' fundamental rights as well as distort competition to the detriment of compliant service providers***.
Recital 6				
17	(6) In accordance with Article 12 of Regulation (EU) No 1024/2012 technical means may be provided to allow external actors to interact with IMI. Such an interaction should be facilitated by a multilingual electronic public interface connected to IMI ('the public interface') through which service providers should submit posting declarations to the Member States	(6) In accordance with Article 12 of Regulation (EU) No 1024/2012 technical means may be provided to allow external actors to interact with IMI. Such an interaction should be facilitated by a multilingual electronic public interface connected to IMI ('the public interface') through which service providers should submit posting declarations to the Member States	(6) In accordance with Article 12 of Regulation (EU) No 1024/2012 technical means may be provided to allow external actors to interact with IMI. Such an interaction should be facilitated by a multilingual electronic public interface connected to IMI ('the public interface') through which service providers should submit posting declarations to the Member States	(6) ***Council + COM proposals:*** In accordance with Article 12 of Regulation (EU) No 1024/2012 technical means may be provided to allow external actors to interact with IMI. Such an interaction should be facilitated by a multilingual electronic public interface connected to IMI ('the public interface') through which

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	making use of the public interface ('participating Member States'). These Member States should then, if necessary, use the information received through IMI to make reasoned requests in the IMI posting modules in accordance with the obligation to provide mutual administrative cooperation and assistance referred to in Articles 6 and 7 of Directive 2014/67/EU.	making use of the public interface ('participating Member States'). These Member States should then, if necessary, use the information received through IMI to make reasoned requests in the IMI posting modules in accordance with the obligation to provide mutual administrative cooperation and assistance referred to in Articles 6 and 7 of Directive 2014/67/EU.	making use of the public interface ~~('participating~~***instead of their own posting declaration in accordance with Article 9(1)(a) of Directive 2014/67/EU and national law and through which service providers should make available relevant documents to the*** Member States~~')~~ ***making additional use of the public interface instead of their own procedures to request and obtain these relevant documents. Documents requested and obtained in IMI through the public interface should not be requested again in any other way***. These Member States ~~should then, if necessary,~~***could then*** use the information ***and documents*** received through IMI to make reasoned requests in the IMI posting modules in accordance with the obligation to provide mutual administrative cooperation and assistance referred to in Articles 6 and 7 of Directive 2014/67/EU.	service providers should submit posting declarations to the Member States making use of the public interface ~~('participating~~***instead of their own posting declaration in accordance with Article 9(1)(a) of Directive 2014/67/EU and national law.*** Member States~~')~~ ***could in addition require service providers to make available relevant documents in the public interface instead of their own procedures to request and obtain these relevant documents. Documents requested and obtained in IMI through the public interface should not be requested again in any other way***. These Member States ~~should then, if necessary,~~***could then*** use the information ***and documents*** received through IMI to make reasoned requests ***to other Member States and reply to reasoned requests from other Member States*** in the IMI posting modules in accordance with the obligation to provide mutual administrative cooperation and assistance referred to in Articles 6 and 7 of Directive 2014/67/EU.

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
Recital 7								
G	18	(7) A simplification of the process of sending and updating posting declarations resulting from the creation of such a public interface should reduce administrative barriers to the freedom to provide services, including to the right of undertakings to provide services in another Member State with their own workers.		(7) ***Given that the posting of workers has become an important form of intra-Union labour mobility,*** a simplification of the process of sending and updating posting declarations resulting from the creation of such a public interface ~~should reduce~~ ***is necessary to streamline and simplify*** administrative ~~barriers~~***requirements that have an impact on*** to the freedom to provide services, including to the right of undertakings to provide services in another Member State with their own workers***, thereby facilitating intra-Union labour mobility and at the same time allowing for stronger protection of posted workers during their posting***.		(7) A simplification of the process of sending and updating posting declarations ***and of making available relevant documents*** resulting from the creation of such a public interface ~~should reduce~~***aims at reducing*** administrative ~~barriers~~***obstacles*** to the freedom to provide services, including to the right of undertakings to provide services in another Member State with their own workers.		(7) ***Given the increase in the number of posted workers within the Union,*** a simplification of the process of sending and updating posting declarations ***and of making available relevant documents*** resulting from the creation of such a public interface ~~should reduce~~***aims at simplifying*** administrative ~~barriers to~~***requirements, thereby facilitating*** the freedom to provide services~~, including to the right of undertakings to provide services in another Member State with their own~~ ***and at the same time allowing for stronger protection of posted*** workers ***during their posting***.	G
Recital 7a								
R	18a					***(7a) Although Member States are not required to provide for the use of the public interface set up by this Regulation and may continue to use their own posting declaration, the envisaged uptake by Member States contributes to the approximation of the***		***(7a) Council proposal (GA):*** ***Although Member States are not required to provide for the use of the public interface set up by this Regulation and may continue to use their own posting declaration, the envisaged uptake***	R

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
						procedure and of the requirements for the declaration of posting of workers in the Member States which make use of the public interface. The public interface as the single declaration portal and the standard form establish similar conditions for posting declarations in the Member States which make use of the public interface. This Regulation therefore aims at facilitating the free provision of services by proceeding to a partial harmonisation as regards the procedure and requirements for the declaration of posting of workers set out in Directive 2014/67/EU. By providing for more harmonised conditions, this Regulation will reduce the current fragmentation between the Member States deciding to make use of the public interface.		***by Member States contributes to the approximation of the procedure and of the requirements for the declaration of posting of workers in the Member States which make use of the public interface. The public interface as the single declaration portal and the standard form establish similar conditions for posting declarations in the Member States which make use of the public interface. This Regulation therefore aims at facilitating the free provision of services by proceeding to a partial harmonisation as regards the procedure and requirements for the declaration of posting of workers set out in Directive 2014/67/EU. By providing for more harmonised conditions, this Regulation will reduce the current fragmentation between the Member States deciding to make use of the public interface.***
Recital 8								
Y	19	(8) The simplification of the process of sending and updating posting declarations should		(8) The simplification of the process of sending ~~and~~, updating ***and tracking*** posting declarations		(8) The simplification of the process of sending and updating posting declarations ~~*should*~~		(8) The simplification of the process of sending and updating posting declarations ~~*should*~~ Y

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	facilitate a better and more uniform application of Directive 96/71/EC as well as its enforcement in practice, reducing the cases on non-compliance with the posting rules due to the different procedures for submitting the posting declarations. It will facilitate carrying out of effective and adequate inspections by the Member States, contributing to the protection of posted workers' rights.	should facilitate a better and more uniform ***and effective*** application of Directive 96/71/EC as well as its enforcement in practice, ***by improving the collection, cross-referencing and comparability of data via a standard form established by this Regulation and*** reducing the cases on non-compliance with the posting rules due to the different procedures for submitting the posting declarations. It will facilitate carrying out of effective and adequate inspections by the Member States, contributing to the protection of posted workers' rights ***and will contribute to the fight against the circumvention and abuse of posting rules, undeclared work and labour exploitation in the context of the posting of workers***.	~~*facilitate*~~***through the public interface aims at facilitating*** a better~~*and more uniform*~~ application of Directive 96/71/EC as well as its enforcement in practice~~*, reducing the cases on non-compliance with the posting rules due to the different procedures for submitting the posting declarations. It will facilitate*~~***. It aims at facilitating*** carrying out of effective and adequate inspections by the Member States, contributing to the protection of posted workers' rights.	~~*facilitate*~~***including transparent logging of user activity aims at facilitating*** a better and more uniform ***and effective*** application of Directive 96/71/EC as well as its enforcement in practice, ***by improving the collection, cross-referencing and comparability of data via a standard form established by this Regulation and*** reducing the cases on non-compliance with the posting rules due to the different procedures for submitting the posting declarations. It ~~*will facilitate*~~***aims at facilitating*** carrying out of effective and adequate inspections by the Member States, contributing to the protection of posted workers' rights.
Recital 8a				
G 19a				G
Recital 9				
G 20	(9) A simplification of the process of sending and updating posting declarations should reduce the administrative burden of national competent authorities	(9) A simplification of the process of sending and updating posting declarations should reduce the administrative burden ***and obstacles to cross-border***	(9) A simplification of the process of sending and updating posting declarations ~~*should reduce*~~***through the public interface aims at reducing*** the	(9) A simplification of the process of sending and updating posting declarations should reduce the administrative burden ***and obstacles to cross-border*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	seeking mutual assistance from other Member States. To ensure that the responsible national competent authorities can provide each other with mutual assistance without undue delay and to simplify requests for mutual assistance, information submitted in posting declarations should be made available directly in IMI, thus facilitating the application in practice of Directive 2014/67/EU and Directive 96/71/EC and supporting the related administrative cooperation between the national competent authorities in the Member States contributing to the proper functioning of the internal market.	***enforcement*** of national competent authorities seeking mutual assistance from other Member States ***and improve data collection in order to enable evidence-based policy making***. To ensure that the responsible national competent authorities can provide each other with mutual assistance without undue delay and to simplify requests for mutual assistance, information submitted in posting declarations should be made available directly in IMI, thus facilitating the application in practice of Directive 2014/67/EU and Directive 96/71/EC and supporting the related administrative cooperation between the national competent authorities in the Member States contributing to ***more effective enforcement and*** the proper functioning of the internal market.	administrative burden of national competent authorities seeking mutual assistance from other Member States. To ensure that the responsible national competent authorities ~~can~~ provide each other with mutual assistance without undue delay and to simplify requests for mutual assistance, information submitted in posting declarations should be made available directly in IMI, thus facilitating the application in practice of Directive 2014/67/EU and Directive 96/71/EC and supporting the related administrative cooperation between the national competent authorities in the Member States contributing to the proper functioning of the internal market.	***enforcement*** of national competent authorities seeking mutual assistance from other Member States ***and improve data collection in order to enable evidence-based policy making***. To ensure that the responsible national competent authorities can provide each other with mutual assistance without undue delay and to simplify requests for mutual assistance, information submitted in posting declarations should be made available directly in IMI, thus facilitating the application in practice of Directive 2014/67/EU and Directive 96/71/EC and supporting the related administrative cooperation between the national competent authorities in the Member States contributing to ***more effective enforcement and*** the proper functioning of the internal market.
Recital 9a				
R 20a				***(9a) Pursuant to Article 1(4) of Directive 96/71/EC Member States should not give more favourable treatment to undertakings established in a*** R

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
				non-member State than to undertakings established in a Member State. To support Member States in meeting this obligation, and in achieving the objectives of the public interface, it should be available additionally for declarations by service providers established in a non-member State that send workers to a Member State to provide services. This would facilitate ensuring adequate working conditions for workers and promoting fair competition between service providers. This would also support mutual assistance between Member States' national competent authorities, in cases where, in accordance with Regulation (EU) No 1024/2012, information is requested from other Member States' national competent authorities about the workers sent by the third country service provider. The public interface will be made available for such declarations upon a request by the Member State to whose territory the worker is sent. Member States should make

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								such a request only if this is necessary to comply with the legal obligations of those service providers in the legislation of that Member State.
Recital 10								
Y	21	(10) The Commission should set up a public interface for voluntary use by Member States. Member States may choose to require service providers to use the electronic public interface to make a posting declaration to its responsible national competent authorities, in order to comply with justified and proportionate obligations imposed by these Member States to declare posting of workers. This public interface should support Member States in their task to ensure that the procedures and formalities relating to the posting of workers can be completed in a user-friendly way by undertakings, at a distance and by electronic means, facilitating the submission of posting declarations where required.		(10) The Commission should set up a public interface for voluntary use by Member States. Member States may choose to require service providers to use the electronic public interface ***and the standard form established by this Regulation*** to make a posting declaration to its responsible national competent authorities, in order to comply with justified and proportionate obligations imposed by these Member States to declare posting of workers ***and to allow for factual controls in the workplace***. This public interface should support Member States in their task to ensure that the procedures and formalities relating to the posting of workers can be completed in a user-friendly way by undertakings, at a distance and by electronic means, facilitating the submission of		(10) The Commission should set up a public interface for voluntary use by Member States. Member States may choose to require service providers to use the electronic public interface to make a posting declaration to its responsible national competent authorities ***and to upload documents at the request of their competent authorities, as a means***~~, in order~~ to comply with ~~justified and proportionate~~***the*** obligations imposed by these Member States to declare posting of workers ***in accordance with Article 9(1) of Directive 2014/67/EU and make available documents in accordance with Article 9(1)(b), (c) and (d) of Directive 2014/67/EU***. This public interface should support Member States in their task to ensure that the procedures and formalities relating to the posting	Y	(10) ***Presidency proposal:*** The Commission should set up a public interface for voluntary use by Member States. Member States may choose to require service providers to use the electronic public interface to make a posting declaration to its responsible national competent authorities ***and to upload and submit documents at the request of their competent authorities, as a means***~~, in order~~ to comply with ~~justified and proportionate~~***the*** obligations imposed by these Member States to declare posting of workers~~. This public interface should support Member States in their task to ensure that the procedures and formalities relating to the posting of workers can be completed in a user-friendly way by undertakings, at a distance and by electronic means,~~

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		posting declarations where required.	of workers can be completed in a user-friendly way by undertakings, at a distance and by electronic means, facilitating the submission of posting declarations ***and uploading of documents*** where required. ***The public interface should technically validate the data in the posting declarations to ensure to the extent possible the plausibility and technical accuracy of the entered information and the format of the data. Any user action of the service provider in the public interface concerning posting declarations and the data included thereof should be recorded and logged in order to provide full transparency and traceability. The setting up of the public interface should have no impact on Member States deciding not to use the public interface and to continue to use their national posting declaration in accordance with Article 9(1)(a) of Directive 2014/67/EU. All Member States will continue to use IMI for the administrative cooperation and mutual***	~~*facilitating the submission of posting declarations where required.*~~ ***in accordance with Article 9(1) of Directive 2014/67/EU and make available documents in accordance with Article 9(1)(b), (c) and (d) of Directive 2014/67/EU and to allow for factual controls in the workplace.***

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
						assistance between the competent authorities of the Member States provided for in Directives 2014/67/EU and 96/71/EC and points 6 and 7 of the Annex to Regulation 1024/2012. Links to Member States relevant websites for the submission of a motivated notification in accordance with Directive 96/71/EC should be made publicly available by the Commission on the public interface.		
Recital 10a								
G	21a							***(10a) This public interface should support Member States in their task to ensure that the procedures and formalities relating to the posting of workers can be completed in a user-friendly way by undertakings, at a distance and by electronic means, facilitating the submission of posting declarations and documents where required. However, the submission of documents by the competent authorities should be requested only after the posting period has started. The public interface should allow for the***

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								submission of motivated notifications to enable service providers to extend the posting period from 12 months to 18 months in accordance with Article 3 (1a) of Directive 96/71/EC.
Recital 10b								
Y	21b							***(10b) The public interface should allow for the technical validation of the data in the posting declarations to ensure the plausibility and technical accuracy of the information provided and the format of the data. Where feasible, such validation could be carried out by allowing for cross-referencing of information against relevant Union registries, such as the VAT Information Exchange System (VIES). User action in the public interface should be recorded and logged in order to ensure transparency of modifications made to posting declarations and allow for the reuse of data by service providers.***
Recital 10c								

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
Y	21c							*(10c) To inform a worker about the submission of a posting declaration concerning that worker, the public interface should be able, where provided for and requested by the host Member State, to transmit to the posted worker an extract of the relevant posting declaration containing data that is only relevant for that worker, in a retainable and permanent format.*	Y
Recital 10a									
Y	21d			*(10a) The public interface should allow, where possible, for the validation of the data in the posting declarations from a technical point of view to ensure the technical accuracy of the information provided and the format of the data. Such validation could be carried out by allowing for cross-referencing of information against relevant Union or national registries, such as address or business registries. User action in the public interface should be logged in order to ensure transparency*				*(10d) The functionality allowing the electronic transmission of the extract of the posting declaration to the service recipient, in case this is an undertaking, should not result in the transmission of personal data and making use of it should not entail any obligations on service recipients in relation to the posting declaration.*	Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				and tracking of modifications made to posting declarations.				
Recital 10e								
Y	21e							*(10e) Host Member States may request to additionally receive posting declarations directly in the national back-end system. In that case Commission and Member States should cooperate on technical issues.*
Recital 10b								
Y	21f			*(10b) Currently, the posting of workers and social security coordination follow different notification procedures. Companies are required to use different portals to submit posted workers´ notifications and apply for a portable document A1. The Commission should explore possibilities of extending data reusability and the use of the public interface to A1 certificate applications and to technically merge them into one interface in the future.*				*(10f) The public interface offers potential to disseminate information provided by Member States in accordance with Article 5(2), point (a), of Directive 2014/67/EU. The public interface should make available a link to the single official national posting website, which provides information on the applicable terms and conditions of employment, including the information related to the posting declaration and any relevant exemptions. This information is of particular importance to SMEs.* *The public interface should also, where applicable, make available links to the relevant websites of*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								Member States for the submission of a motivated notification in accordance with Directive 96/71/EC. The links to the single official national posting websites as well as to the websites for motivated notifications, should be provided to the Commission by Member States.
Recital 10c								
Y	21g			***(10c) The public interface offers potential to disseminate information provided by Member States in accordance with Article 5(2), point (a), of Directive 2014/67/EU. Since the applicable labour and social security law and the exemptions from the obligations to declare a posting vary among Member States, the public interface should ensure that service providers have access to the website which provides information on to the national applicable labour, social security and fiscal law to be applied for posting workers, including the relevant exemptions to declare a posting, in all the Member States. Access***				***(10g) The setting up of the public interface should have no impact on Member States deciding not to use the public interface and to continue to use their national posting declaration in accordance with Article 9(1)(a) of Directive 2014/67/EU. All Member States will continue to use IMI for the administrative cooperation and mutual assistance between the competent authorities of the Member States provided for in Directives 2014/67/EU and 96/71/EC and points 6 and 7 of the Annex to Regulation 1024/2012.***	Y

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
		to that information is of particular importance to SMEs.		
Recital 11				
22	(11) Interoperable and reusable solutions, such as those provided for in Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework[1], should be used as they can facilitate how service providers identify themselves. Once available, workers should be able to receive notifications about posting declarations concerning them via the European Digital Identity Wallet[2]. _____ 1. Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: http://data.europa.eu/eli/reg/2024/1183/oj). 2. Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: http://data.europa.eu/eli/reg/2024/1183/oj).	(11) Interoperable and reusable solutions, such as those provided for in Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework[1], should be used as they can facilitate how service providers identify themselves. Once available, workers should be able to receive notifications about posting declarations concerning them via the European Digital Identity Wallet[2]. ***The Commission should ensure the compatibility of the public interface with different devices to enhance its accessibility and effectiveness.*** _____ 1. Regulation (EU) No 910/2014 ~~as regards establishing~~***of*** the European ~~Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: http://data.europa~~***Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73)***~~.eu/eli/reg/2024/1183/oj).~~	(11) Interoperable and reusable solutions, such as those provided for in Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework[1], should be used as they can facilitate how service providers identify themselves.~~ Once available, workers should be able to receive notifications about posting declarations concerning them via the European Digital Identity Wallet[2].~~ _____ 1. Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: http://data.europa.eu/eli/reg/2024/1183/oj). ~~2. Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: http://data.europa.eu/eli/reg/2024/1183/oj).~~	(11) Interoperable and reusable solutions, such as those provided for in Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework[1], should be used as they can facilitate how service providers identify themselves. Once available, workers should be able to receive notifications about posting declarations concerning them via the European Digital Identity Wallet[2]. ***The Commission should ensure the compatibility of the public interface with different devices to enhance its accessibility and effectiveness.*** _____ 1. Regulation (EU) No 910/2014 ~~as regards establishing~~***of*** the European ~~Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: http://data.europa~~***Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73)***~~.eu/eli/reg/2024/1183/oj).~~

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				2. ***Regulation (EU) 2024/1183 of the European Parliament and of the Council of 11 April 2024 amending*** Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: ~~*http://data.europa*~~ ***).*** ~~*eu/eli/reg/2024/1183/oj).*~~				2. ***Regulation (EU) 2024/1183 of the European Parliament and of the Council of 11 April 2024 amending*** Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024, ELI: ~~*http://data.europa*~~ ***).*** ~~*eu/eli/reg/2024/1183/oj).*~~
Recital 11a								
G	22a					***(11a) While setting up the public interface, the Commission should continue to explore the possibility for the posting declaration under Directive 2014/67/EU and the application for portable document A1 to be brought closer together technically, including by exploring synergies in terms of data reusability. The Commission should also explore the possibility of extending the scope of the public interface to declarations by service providers established outside the Union and sending workers to a Member State to provide services and to allow Member States to make use of the public interface where a Member State imposes an obligation on service providers established outside the***		***(11a) Currently, the posting of workers and social security coordination follow different procedures. Companies are required to use different portals to submit posting declarations and apply for a portable document A1. The Commission should continue to explore the possibility for the posting declaration under Directive 2014/67/EU and the application for portable document A1 to be brought closer together technically into one interface in the future, including by exploring synergies in terms of data reusability.***	G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
						Union to declare the sending of workers to that Member State.		
Recital 12								
Y	23	(12) The public interface connected to IMI is a technical means made available by the European Commission for voluntary use by Member States. Before requiring service providers to declare the relevant information by way of that interface, Member States should ensure that such a requirement is provided for in national law, in line with Union law. In order to ensure a frictionless use of the public interface Member States should communicate to the Commission their interest in making use of the multilingual electronic public interface, at any time from the date of entry into force of this Regulation.		(12) The public interface connected to IMI is a technical means made available by the European Commission for voluntary use by Member States. ***The Commission should be assisted by the expert group on a common electronic form for the declaration of posting of workers and should monitor the well-functioning of the public interface on a regular basis or on the basis of alerts from either the service providers or the competent national authorities***. Before requiring service providers to declare the relevant information by way of that interface, Member States should ensure that such a requirement is provided for in national law, in line with Union law. In order to ensure a frictionless use of the public interface Member States should communicate to the Commission their interest in making use of the multilingual electronic public interface, at any		(12) The public interface connected to IMI is a technical means made available by the European Commission for voluntary use by Member States. ***While there is no obligation on Member States to impose any of the measures in Article 9(1) (a), (b), (c) or (d) of Directive 2014/67/EU on the service provider,*** before requiring service providers to declare the ***posting of workers by way of that interface and, where a Member State decides to use the public interface additionally for making available of*** relevant ~~*information*~~***documents, before requiring service providers to make available relevant documents*** by way of that interface, Member States should ensure that such a requirement is provided for in national law, in line with Union law. In order to ensure a frictionless use of the public interface Member States should communicate to the		(12) ***Council proposal (GA):*** The public interface connected to IMI is a technical means made available by the European Commission for voluntary use by Member States. ***While there is no obligation on Member States to impose any of the measures in Article 9(1) (a), (b), (c) or (d) of Directive 2014/67/EU on the service provider, Member States may decide to use the public interface for the posting declarations and in addition also for the submission of documents.*** Before requiring service providers to declare the ~~*relevant information*~~***posting of workers and to submit documents*** by way of that interface, Member States should ensure that such ~~*a requirement is*~~***requirements are*** provided for in national law, in line with Union law. In order to ensure a frictionless use of the public interface Member States	Y

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
		time from the date of entry into force of this Regulation.	Commission their interest in making use of the multilingual electronic public interface ***for posting declarations, and where applicable, also for uploading of documents***, at any time from the date of entry into force of this Regulation. ***Member States should be allowed to discontinue making use of the public interface, provided that they inform the Commission of such intention in a timely manner to ensure a frictionless use of the public interface and legal certainty for service providers.***	should communicate to the Commission their interest in making use of the multilingual electronic public interface ***for posting declarations, and where applicable, also for submission of documents***, at any time from the date of entry into force of this Regulation. ***Member States should be allowed to discontinue making use of the public interface, provided that they inform the Commission of such intention in a timely manner to ensure a frictionless use of the public interface and legal certainty for service providers.***
Recital 13				
G 24	(13) The Commission, in line with the UN Convention on the Rights of Persons with Disabilities to which the Union and all Member States are parties, should ensure accessibility for persons with disabilities of the public interface and its content taking into account to the extent relevant the accessibility requirements as set out in Annex I of Directive (EU) 2019/882[1].	(13) The Commission, in line with the UN Convention on the Rights of Persons with Disabilities to which the Union and all Member States are parties, should ensure accessibility for persons with disabilities of the public interface and its content taking into account to the extent relevant the accessibility requirements as set out in Annex I of Directive (EU) 2019/882[1].	(13) The Commission, in line with the UN Convention on the Rights of Persons with Disabilities to which the Union and all Member States are parties, should ensure accessibility for persons with disabilities of the public interface and its content taking into account to the extent relevant the accessibility requirements as set out in Annex I of Directive (EU) 2019/882[1].	(13) The Commission, in line with the UN Convention on the Rights of Persons with Disabilities to which the Union and all Member States are parties, should ensure accessibility for persons with disabilities of the public interface and its content taking into account to the extent relevant the accessibility requirements as set out in Annex I of Directive (EU) 2019/882[1] ***and a level of web accessibility*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70, ELI: http://data.europa.eu/eli/dir/2019/882/oj).	1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70, ELI: http://data.europa.eu/eli/dir/2019/882/oj).	1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70, ELI: http://data.europa.eu/eli/dir/2019/882/oj).	***equivalent to the level set out for web-based applications of public sector bodies in Directive (EU) 2016/2102***[2]. _____ 1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70, ELI: http://data.europa.eu/eli/dir/2019/882/oj). ***2. Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies (OJ L 327, 2.12.2016, pp. 1–15) ELI: http://data.europa.eu/eli/dir/2016/2102/oj***
Recital 14				
G 25	(14) Service providers should be able to submit a posting declaration to the national competent authorities of a participating Member State to which a worker is posted, i.e. the host Member State, using a multilingual standard form of that public interface.	(14) Service providers should be able to submit a posting declaration ***and make available, where applicable, relevant documents*** to the national competent authorities of a participating Member State to which a worker is posted, i.e. the host Member State, using a ***user-friendly*** multilingual ~~standard form of that~~ public interface***, including the standard form. It should also include clear guidance and support features to***	(14) Service providers should be able to submit a posting declaration ***and to make available relevant documents*** to the national competent authorities of a ~~participating~~ Member State ***making use of the public interface and*** to which a worker is posted, i.e. the host Member State, using a multilingual standard form ***and the document upload functionality*** of that public interface. ***The translation facility in IMI should allow the***	(14) Service providers should be able to submit a posting declaration ***and to make available relevant documents*** to the national competent authorities of a ~~participating~~ Member State ***making use of the public interface and*** to which a worker is posted~~,~~ i.e. the host Member State, using a ***user-friendly*** multilingual ~~standard form of that~~ public interface***, including the standard form. It should also include clear guidance and*** G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
				help service providers complete the declaration efficiently and correctly.		*national competent authorities to translate the documents from and into any of the official languages of the Union. This should remove the need for an obligation on the service provider to provide a translation of these documents.*		*support features to help service providers complete the declaration efficiently and correctly.*	
Recital 14a									
G	25a			*(14a) The translation facility in IMI should allow the national competent authorities to translate the documents from and into any of the official languages of the Union institutions. This should remove the need for an obligation on the service provider to provide a translation of those documents.*				*(14a) The translation facility in IMI should allow the national competent authorities to translate the documents from and into any of the official languages of the Union institutions. This should remove the need for an obligation on the service provider to provide a translation of those documents.*	G
Recital 14b									
R	25b			*(14b) In accordance with national law, several Member States use national reporting interfaces for declarations that do not fall within the scope of Directive 2014/67/EU, such as declarations from service providers established in third countries that post workers to a Member State or declarations relating to self-employed persons*					R

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				in certain sectors of the labour market. In order to encourage these Member States to make use of the public interface established by this Regulation and avoid the need to maintain costly parallel interfaces for national declaration requirements, Member States should be able to use the public interface for the declarations of service providers established in third countries and self-employed persons, where applicable.				
Recital 15								
Y	26	(15) The Commission received input from the expert group on a common electronic form for the declaration of posting of workers on the national declaration requirements and systems as well as on the relevant information necessary to allow factual controls at the workplace. The Commission has received advice from the expert group concerning the information requirements that it would consider to be appropriate to include in a common form for the declaration of posting of workers. Taking into		(15) The Commission received input from the expert group on a common electronic form for the declaration of posting of workers on the national declaration requirements and systems as well as on the relevant information necessary to allow factual controls at the workplace. The Commission has received advice from the expert group concerning the information requirements that it would consider to be appropriate to include in a common form for the declaration of posting of workers. Taking into		(15) The Commission received input from the expert group on a common electronic form for the declaration of posting of workers on the national declaration requirements and systems as well as on the relevant information necessary to allow factual controls at the workplace. The Commission has received advice from the expert group concerning the information requirements that it would consider to be appropriate to include in a common form for the declaration of posting of workers. Taking into		(15) The Commission received input from the expert group on a common electronic form for the declaration of posting of workers on the national declaration requirements and systems as well as on the relevant information necessary to allow factual controls at the workplace. The Commission has received advice from the expert group concerning the information requirements that it would consider to be appropriate to include in a common form for the declaration of posting of workers. Taking into

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	account this advice and in order to allow for the provision of the information that may be necessary to allow factual controls at the workplace, the standard form used by the electronic public interface should consist of information related to the service provider, the posted worker, the posting assignment, the contact person for competent authorities and the service recipient. The standard form should be available in all EU languages. Member States may decide that certain elements contained in the standard form, that they do not consider relevant in view of their national context and the way they organise the factual controls at the workplace, are not required from service providers posting workers to their territory filling in the form on the electronic public interface.	account this advice***, the applicable Union law and the national measures transposing Directive 2014/67/EU,*** and in order to allow for the provision of ~~the~~ information that may be necessary to allow factual controls at the workplace, ~~the~~ ***a*** standard form used by the ***multilingual*** electronic public interface should consist of information related to the service provider, the posted worker, the posting assignment, the contact ~~person~~ ***persons*** for competent authorities ***and social partners,*** and the service recipient. The ***public interface, including the*** standard form***,*** should be ***user-friendly free of charge and*** available in all EU languages***. The standard form should be set out in the Annex to this Regulation and should consist of a maximum set of information points***. Member States may decide that certain elements contained in the standard form, that they do not consider relevant in view of their national context and the way they organise the factual controls at the workplace,	account this advice***, the applicable Union law and the national laws implementing Directive 2014/67/EU,*** and in order to allow for the provision of the information that may be necessary to allow factual controls at the workplace, the standard form used by the electronic public interface should consist of information related to the service provider, the posted worker, the posting assignment, the contact ~~person~~***persons*** for competent authorities and ***for social partners, and*** the service recipient. ~~The standard form should be available in all EU languages. Member States may decide that certain elements contained in the standard form, that they do not consider relevant in view of their national context and the way they organise the factual controls at the workplace, are not required from service providers posting workers to their territory filling in the form on the electronic public interface.~~	account this advice***, the applicable Union law and the national measures transposing Directive 2014/67/EU,*** and in order to allow for the provision of ~~the~~ information that may be necessary to allow factual controls at the workplace, ~~the~~***a*** standard form used by the ***multilingual*** electronic public interface should consist of information related to the service provider, the posted worker, the posting assignment, the contact ~~person~~ ***persons*** for competent authorities ***and social partners,*** and the service recipient. The ***public interface should allow for Member States, where requested by a Member State, to limit the obligation to submit a posting declaration to certain economic sectors or activities or to exempt certain economic sectors or activities from this obligation. [The*** standard form should be ~~available in all EU languages. Member States may decide that certain elements contained~~***set out*** in the ~~standard form, that they do not consider relevant in view of their national context and the way~~

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		are not required from service providers posting workers to their territory filling in the form on the electronic public interface. ***The choice to request fewer elements contained in the standard form should be possible to apply generally for service providers posting to a Member State or limited to posting declarations in specific economic sectors.***		~~*they organise the factual controls at the workplace, are not required from service providers posting workers to their territory filling in the form on the electronic public interface.*~~ ***Annex to this Regulation and should consist of a maximum set of information points.]***
Recital 15a				
Y 26a			***(15a) The standard form should be available in all EU languages. Member States may decide that certain elements contained in the standard form, that they do not consider relevant in view of their national context and the way they organise the factual controls at the workplace, are not required from service providers posting workers to their territory filling in the form on the electronic public interface. On the basis of this information, the Commission should amend by means of implementing act the standard form by adding a reference of the***	***(15a) Council mandate (GA):*** ***The standard form should be available in all EU languages. Member States may decide that certain elements contained in the standard form, that they do not consider relevant in view of their national context and the way they organise the factual controls at the workplace, are not required from service providers posting workers to their territory filling in the form on the electronic public interface. On the basis of this information, the Commission should amend by means of implementing act the standard form by adding a*** Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
						Member State(s) not requesting certain elements.		*reference of the Member State(s) not requesting certain elements.*
Recital 15b								
Y	26b					*(15b) Taking into account the specific circumstances of the Member States, information on the service provider including a legal representative or other person representing the company in administrative and legal proceedings and on the identity and contact details of the service recipient may facilitate the identification of cases of circumvention and abuse of posting rules and undeclared work in the context of posting of workers. For postings by a temporary employment undertaking or placement agency in case of a double or chain posting, the standard form should allow to identify the user undertaking. Information on a legal representative or other person representing the user undertaking in administrative and legal proceedings may also facilitate monitoring compliance.*		*(15b) (To be cross-checked against agreement on Article 4)* *Taking into account the specific circumstances of the Member States, information on the service provider and the service recipient, including a legal representative or other person representing the company in administrative and legal proceedings, for example CEO, Board Member or voluntarily chosen legal counsel, and on the identity and contact details of the service recipient may facilitate the identification of cases of circumvention and abuse of posting rules and undeclared work in the context of posting of workers. For the construction sector, the standard form should include an information requirement to confirm registration in relevant national registers, where applicable, provided such registers do not constitute obstacles to the*

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
				freedom to provide services in accordance with Article 56 of the TFEU and Directive 2006/123/EC. For postings by a temporary employment undertaking or placement agency in case of a double or chain posting, the standard form should allow to identify each undertakings involved in the double or chain posting. Information on a legal representative or other person representing these undertakings in administrative and legal proceedings may also facilitate monitoring compliance. The standard form should include an information requirement related to the authorisation to carry out temporary employment undertaking or placement agency activities in the country of establishment as well as an information requirement on the justification for the use of a temporary employment undertaking or placement agency in line with national law of the host Member State, provided such national law does not constitute obstacles to the

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								freedom to provide services in accordance with Article 56 of the TFEU and Directive 2006/123/EC, and are compatible with Directive 2008/104/EC.
Recital 15c								
Y	26c							*(15c) In accordance with Article 10 of Directive 2014/67/EU, inspections need to be based primarily on risk assessment. In this regard, Member States may, by means of the standard form, request information related to an indicative level of the hourly rate of pay where this information is necessary for carrying out risk assessments. Member States requesting this information in the posting declaration should ensure that information on the applicable minimum hourly rate of pay is easily accessible as part of information on remuneration published on their single official national posting websites in accordance with Article 5(1) and (4) of Directive 2014/67/EU and fourth subparagraph of Article 3(1) of Directive 96/71/EC.* Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
Recital 16								
27		(16) In respect of the establishment of, and subsequent changes to, the standard form, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. Member States considering that certain information should be added to or removed from the standard form, or that the standard form should otherwise be modified, should be allowed to request the Commission to amend the standard form accordingly. _____ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13, ELI: http://data.europa.eu/eli/reg/2011/182/oj).		(16) ~~*In respect of the establishment of, and subsequent changes to, the standard form, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council*[1].~~ Member States considering that certain information should be added to or removed from the standard form, or that the standard form should otherwise be modified, should be allowed to request the Commission to amend the standard form accordingly. ***Any request by a Member State to amend the standard form should be examined by the Commission to ensure it is justified and proportionate in accordance with Article 9(1), point (a), of Directive 2014/67/EU. If the Commission decides not to act on the request of a Member State, it should explain, in a reasonable time, the reasons for its decision.*** _____ ~~1. *Regulation (EU) No 182/2011 of the European Parliament and of the Council*~~		(16) In respect of the establishment of, and subsequent changes to, the standard form, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. Member States**,** considering that certain information should be added to or removed from the standard form, or that the standard form should otherwise be modified, ***also taking into account declaration requirements and specific circumstances of a Member State,*** should be allowed to request the Commission to amend the standard form accordingly. _____ 1. ***[1]*** Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13, ELI: http://data.europa.eu/eli/reg/2011/182/oj).		

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				~~of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13, ELI: http://data.europa.eu/eli/reg/2011/182/oj)~~ .				
Recital 16a								
Y	27a			***(16a) In order to amend the standard form established by this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to add, amend or delete the information required. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level and with social partners, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the***				Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				Council should receive all documents at the same time and systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.				
Recital 17								
28		(17) The use of the public interface, with its standard form, consisting of a common and exhaustive set of relevant information that may be necessary for factual controls at the workplace, will reduce the divergencies in the applicable rules and regulations of the Member States. It should be sufficient for service providers to comply with the declaration obligations in Member States making use of the public interface. There should be no additional information requirements imposed at national level in these Member States. The setting up of the public interface connected to IMI with its standard form and the making available of this interface to national competent authorities is instrumental and ancillary to the		(17) The use of the public interface, with its standard form, consisting of a common and exhaustive set of relevant information that may be necessary for factual controls at the workplace, will ***streamline and*** reduce the divergencies in the applicable rules and regulations of the Member States. It should be sufficient for service providers to comply with the declaration obligations in Member States making use of the public interface. There should be no additional information requirements ***referred to in Article 9(1) of Directive 2014/67/EU*** imposed at national level in these Member States. The setting up of the ***multilingual*** public interface connected to IMI with its standard form and the making available of this interface		(17) The use of the public interface, with its standard form, consisting of a common and exhaustive set of relevant information that may be necessary for factual controls at the workplace, will reduce the divergencies in the applicable rules and regulations of the Member States. It should be sufficient for service providers to comply with the ***posting*** declaration obligations in Member States making use of the public interface. ***For the purpose of the posting declaration,*** there should be no additional information requirements imposed at national level in these Member States. The ~~setting up~~***use*** of the public interface ~~connected to IMI with its standard form and the~~***for the uploading of documents should be sufficient for service providers***		(17) The use of the public interface, with its standard form, consisting of a common and exhaustive set of relevant information that may be necessary for factual controls at the workplace, will ~~reduce~~***simplify administrative requirements and*** the divergencies in the applicable rules and regulations of the Member States. It should be sufficient for service providers to comply with the ***posting*** declaration obligations in Member States making use of the public interface. ***For the purpose of the posting declaration,*** there should be no additional information requirements imposed at national level in these Member States. ~~The setting up of the public interface connected to IMI with its standard form and the making available of this interface to national~~

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	approximation of the legislation of the Member States, ensuring the functioning of the internal market.	to national competent authorities is instrumental and ancillary to the approximation of the legislation of the Member States, ensuring the functioning of the internal market ***and will contribute to better cross-border enforcement and administrative cooperation***.	***to comply with any obligation of keeping and/or*** making ***these documents*** available ~~*of this interface to national competent authorities is instrumental and ancillary to the approximation of the legislation of the*~~***imposed by*** Member States ***pursuant to Article 9(1) (b), (c) and (d) of Directive 2014/67/EU. There should be no requirements imposed at national level in these Member States regarding making these documents available once they have been requested and made available by the service provider through the public interface in IMI***~~*, ensuring the functioning of the internal market*~~***. This does not affect the possibility for Member States to request further information and documents to ensure effective monitoring of compliance with the EU legislation on posting of workers in accordance with Article 9 of Directive 2014/67/EU.***	~~*competent authorities is instrumental and ancillary*~~***This is without prejudice*** to the ~~*approximation of the legislation of the*~~***possibility for*** Member States~~*, ensuring the functioning of the internal market*~~***' enforcement authorities or other bodies to request further information and documents and to impose other administrative requirements to ensure effective monitoring of compliance with EU legislation on posting of workers in accordance with Article 9 of Directive 2014/67/EU***.
Recital 18				
29	(18) The establishment of a public interface provides a	(18) ~~*The establishment of*~~ A ***single*** public interface ~~*provides a*~~	(18) ~~*The establishment of a public interface provides a*~~	(18) ~~*The establishment of a public interface provides a*~~

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	streamlined framework for posting declarations that offers significant incentives for Member States to participate. It aligns with Member States' own interest in enhancing administrative cooperation, simplifying administrative procedures, and protecting workers' rights. When the public interface will be established and will show its usefulness and benefits, all Member States should consider making use of the public interface. The more Member States were to make use of the public interface, the higher would be the reduction of administrative burden for service providers and national competent authorities, and the larger the scope for effective administrative cooperation for protecting workers' rights.	~~*streamlined framework for posting declarations that offers significant incentives for Member States to participate. It aligns with Member States' own interest in enhancing administrative cooperation, simplifying administrative procedures, and protecting*~~***for declaring posted*** workers~~*' rights. When the public interface will be established and will show its usefulness and benefits, all Member States should consider making use of the public interface. The more Member States were to make use of the public interface, the higher would be the reduction of administrative burden for service providers and national competent authorities, and the larger the scope for*~~ ***in the Union will only achieve its full potential in deepening the internal market, strengthening the competitiveness of Union undertakings and ensuring*** effective administrative cooperation for protecting workers' rights ***and eradicating fraud and undeclared postings if as many Member States as possible participate in it. A single***	~~*streamlined framework for posting declarations that offers significant incentives for Member States to participate. It aligns with Member States' own interest in enhancing administrative cooperation, simplifying administrative procedures, and protecting workers' rights. When the public interface will be established and will show its usefulness and benefits, all Member States should consider making use of the public interface. The more Member States were to make use of the public interface, the higher would be the reduction of administrative burden for service providers and national competent authorities, and the larger the scope for effective administrative cooperation for protecting workers' rights.*~~	~~*streamlined framework for posting declarations that offers significant incentives for Member States to participate. It aligns with Member States' own interest in enhancing administrative cooperation, simplifying administrative procedures, and protecting workers' rights. When the public interface will be established and will show its usefulness and benefits, all Member States should consider making use*~~***Council proposal: Deletion*** of the ~~*public interface. The more Member States were to make use of the public interface, the higher would be the reduction of administrative burden for service providers and national competent authorities, and the larger the scope for effective administrative cooperation for protecting workers' rights*~~***recital which is rather hypothetical. Possible language to be considered in conjunction with the final Article 9***.

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				system for declaring posted workers, which is applicable in all Member States, is a long-term objective to be envisaged in order to enhance efficiency and the protection of posted workers and to ensure the efficient functioning of the internal market. Low entry barriers for Member States´ into the proposed system, a well-functioning interface and good integration into Member States national back-end systems, will be key to increase take-up of the multilingual public interface by Member States.				
Recital 18a								
Y	29a			***(18a) Many Member States have integrated their positing declarations into well-functioning back-end systems, allowing national labour inspectorates and other enforcement authorities to build digital tools for targeted inspections and analysis. The multilingual public interface should therefore enable Member States to also receive posting***				***(18a) EP proposal:*** ***Many Member States have integrated their posting declarations into well-functioning back-end systems, allowing national labour inspectorates and other enforcement authorities to build digital tools for targeted inspections and analysis. The multilingual public interface should therefore enable Member***

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				declarations directly in those national back-end systems.				***States [making use of the public interface] to also receive posting declarations and submitted documents directly in those national back-end systems.***
Recital 19								
Y	30	(19) In order to allow factual controls at the workplace the relevant information to be provided in the declaration of posting of workers may include amongst the information requirements established in the context of Article 9(1)(a) of Directive 2014/67/EU certain personal data. Processing of personal data should be carried out in accordance with Union law on the protection of personal data laid down in Regulations (EU) 2016/679[1] and (EU) 2018/1725[2] of the European Parliament and of the Council. In order to clarify the responsibility for the processing of personal data submitted through the public interface, this Regulation should indicate who is to be regarded as the controller of the personal data. Regulation (EU) No 1024/2012 applies to the		(19) In order to allow factual controls at the workplace the relevant information to be provided in the declaration of posting of workers may include amongst the information requirements established in the context of Article 9(1)(a) of Directive 2014/67/EU certain personal data***, as regards posted workers as well as service providers, their contractors and service recipients as well as their relevant contact persons and legal representatives***. Processing of personal data should be carried out in accordance with Union law on the protection of personal data laid down in Regulations (EU) 2016/679[1] and (EU) 2018/1725[2] of the European Parliament and of the Council. In order to clarify the responsibility for the processing of personal data submitted through the public interface, this		(19) ~~*In order to allow factual controls at the workplace the relevant information to be provided in the declaration of posting of workers may include amongst the information requirements established in the context of Article 9(1)(a) of Directive 2014/67/EU*~~***The standard form and the documents uploaded by the service provider may contain*** certain personal data. Processing of personal data ***in the public interface*** should be carried out in accordance with Union law on the protection of personal data laid down in Regulations (EU) 2016/679[1] and (EU) 2018/1725[2] of the European Parliament and of the Council***. For that purpose categories of personal data that may be processed should be defined in this Regulation***. In order to clarify the responsibility			(19) ~~*In order to allow factual controls at the workplace the relevant information to be provided in the declaration of posting of workers may include amongst the information requirements established in the context of Article 9(1)(a) of Directive 2014/67/EU*~~***Council proposal:*** ***The standard form and the documents submitted by the service provider may contain*** certain personal data. Processing of personal data ***in the public interface*** should be carried out in accordance with Union law on the protection of personal data laid down in Regulations (EU) 2016/679~~[1]~~***[1]*** and (EU) 2018/1725~~[2]~~***[2]*** of the European Parliament and of the Council***. For that purpose categories of personal data that may be processed should be***	Y

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	processing of personal data of the competent authorities in IMI. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1, ELI: http://data.europa.eu/eli/reg/2016/679/oj). 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39, ELI: http://data.europa.eu/eli/reg/2018/1725/oj).	Regulation should indicate who is to be regarded as the controller of the personal data. Regulation (EU) No 1024/2012 applies to the processing of personal data of the competent authorities in IMI. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1, ELI: http://data.europa.eu/eli/reg/2016/679/oj). 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39, ELI: ***/***http://data.europa.eu/eli/reg/2018/1725/oj).	for the processing of personal data submitted through the public interface, this Regulation should indicate who is to be regarded as the controller of the personal data. Regulation (EU) No 1024/2012 applies to the processing of personal data of the competent authorities in IMI. _____ 1. ***[1]*** Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1, ELI: http://data.europa.eu/eli/reg/2016/679/oj). 2. ***[2]*** Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39, ELI: http://data.europa.eu/eli/reg/2018/1725/oj).	***defined in this Regulation***. In order to clarify the responsibility for the processing of personal data submitted through the public interface, this Regulation should indicate who is to be regarded as the controller of the personal data. Regulation (EU) No 1024/2012 applies to the processing of personal data of the competent authorities in IMI. _____ ***1. [1] Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1, ELI: http://data.europa.eu/eli/reg/2016/679/oj).*** ***2. [2] Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
				institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39, ELI: http://data.europa.eu/eli/reg/2018/1725/oj). ~~1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1, ELI: http://data.europa.eu/eli/reg/2016/679/oj).~~ ~~2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39, ELI: http://data.europa.eu/eli/reg/2018/1725/oj).~~
Recital 20				
31	(20) The information from the posting declarations should be	(20) The information from the posting declarations ***and***	(20) The information from the posting declarations ***and***	(20) ***Council proposal:***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	kept in the public interface for the purpose of reusing it in subsequent posting declarations for a maximum period of 36 months after the end date of the posting period.	***uploaded documents*** should be kept in the public interface ***for a maximum period of 10 years after the end date of the posting period. It should be possible to keep that information for a longer period in national back-end systems, in accordance with Regulation (EU) 2016/679 as well as national law and practice. Information related to the service provider's reserved area,*** for the purpose of reusing it in subsequent posting declarations***, should be kept in the public interface*** for a maximum ~~period~~ of 36 months after the ~~end date of the~~***latest submitted*** posting ~~period~~ ***declaration***.	***uploaded documents*** should be kept in the public interface for the purpose of reusing it in subsequent posting declarations for a maximum period of 36 months after the end date of the posting period. ***The information may be kept in national back-end systems for a longer period, in accordance with Regulation (EU) 2016/679, national law and practices.***	The information from the posting declarations ***and submitted documents including personal data*** should be kept in the public interface for the purpose of reusing it in subsequent posting declarations for a maximum period of 36 months after the end date of the posting period. ***The information and documents made available in IMI for the purpose of administrative cooperation are accessible to the competent authorities in accordance with Article 14(24) of Regulation 1024/2012. The information may be kept in national back-end systems for a longer period, in accordance with Regulation (EU) 2016/679 and national law and practices.***
Recital 21				
G 32	(21) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 and delivered an opinion on 5 September 2024.	(21) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 and delivered an opinion on 5 September 2024.	(21) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 and delivered an opinion on ~~*5 September 2024*~~***8 January 2025***.	(21) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 and delivered an opinion on ~~*5 September 2024*~~***8 January 2025***. G
Recital 22				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
G 33	(22) Where social partners play a role in the monitoring of compliance with posting rules, competent authorities should be allowed to provide national social partners with the relevant information which has been shared via IMI, for the sole purpose of checking compliance with posting rules while respecting Regulation (EU) 2016/679. The relevant information should be provided to social partners by other means than IMI.	(22) ~~Where~~***In many Member States,*** social partners ***and other entities and organisations, including local, regional and national authorities in the context of public procurement*** play a role in the monitoring of compliance with posting rules***. In accordance with national law and practice, for the purpose of checking compliance with posting rules, including applicable collective agreements, national*** competent authorities should ***therefore*** be allowed to ***make available to*** ~~provide~~ national social partners ***and bodies acting on their behalf, as well as to other actors with an enforcement function, including local, regional and national authorities,*** ~~with the~~ relevant information which has been shared via IMI~~, for the sole purpose of checking compliance with posting rules while respecting Regulation (EU) 2016/679~~. The relevant information should be provided to ~~social partners~~ ***these actors*** by other means than IMI.	(22) Where social partners play a role in the monitoring of compliance with posting rules, competent authorities should be allowed to provide national social partners with the relevant information which has been shared via IMI, for the sole purpose of checking compliance with posting rules while respecting Regulation (EU) 2016/679. The relevant information should be provided to social partners by other means than IMI.	(22) ~~Where~~***In many Member States,*** social partners ***and other entities and organisations, including local, regional and national authorities in the context of public procurement*** play a role in the monitoring of compliance with posting rules***. In accordance with national law and practice, for the purpose of checking compliance with posting rules, including applicable collective agreements, national*** competent authorities should ***therefore*** be allowed to ~~provide~~***make available to*** national social partners***, and other bodies acting on their behalf, as well as to other actors with an enforcement function,*** ~~with the~~ relevant information which has been shared via IMI~~, for the sole purpose of checking compliance with posting rules while respecting Regulation (EU) 2016/679~~. The relevant information should be provided to ~~social partners~~***these actors*** by other means than IMI. G
Recital 22a				

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
G	33a			***(22a) The data submitted through the public interface carries an important potential to improve the accuracy of posting statistics and cross-border risks analysis of related to posting patterns in the internal market. For the purpose of, and to the extent necessary for, exercising its tasks to coordinate and support concerted and joint inspections and to carry out analyses and risk assessments, information in submitted posting declarations in the public interface should thus be made available to the European Labour Authority (ELA).***				***(22a) The data submitted through the public interface carries an important potential to improve the accuracy of posting statistics and cross-border risks analysis of related to posting patterns in the internal market. For the purpose of, and to the extent necessary for, exercising its tasks to coordinate and support concerted and joint inspections and to carry out analyses and risk assessments, aggregated statistical data based on posting declarations in the public interface should thus be made available to the European Labour Authority (ELA).***	G
Recital 23								
G	34	(23) The European Labour Authority ('ELA') should support Member States' national competent authorities and service providers in the implementation and use of the public interface in accordance with its mandate under Regulation (EU) 2019/1149[1]. 1. Regulation (EU) 2019/1149 of the European Parliament and of the Council of 20 June 2019 establishing a European		(23) The ~~*European Labour Authority ('ELA')*~~***ELA*** should support Member States' national competent authorities and service providers***, in particular SMEs,*** in the implementation and use of the public interface in accordance with its mandate under Regulation (EU) 2019/1149[1]. 1. Regulation (EU) 2019/1149 of the European Parliament and of the Council of 20 June 2019 establishing a European		(23) The European Labour Authority ('ELA') should support Member States' national competent authorities and service providers***, including SMEs,*** in the implementation and use of the public interface in accordance with its mandate under Regulation (EU) 2019/1149[1]. 1. Regulation (EU) 2019/1149 of the European Parliament and of the Council of 20 June 2019 establishing a European		(23) The ~~*European Labour Authority ('ELA')*~~***ELA*** should support Member States' national competent authorities and service providers***, in particular SMEs,*** in the implementation and use of the public interface in accordance with its mandate under Regulation (EU) 2019/1149~~[1]~~[1]. ***1. Regulation (EU) 2019/1149 of the European Parliament and of***	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	Labour Authority, amending Regulations (EC) No 883/2004, (EU) No 492/2011, and (EU) 2016/589 and repealing Decision (EU) 2016/344 (Text with relevance for the EEA and for Switzerland) (OJ L 186, 11.7.2019, p. 21, ELI: http://data.europa.eu/eli/reg/2019/1149/oj)	Labour Authority, amending Regulations (EC) No 883/2004, (EU) No 492/2011, and (EU) 2016/589 and repealing Decision (EU) 2016/344 (~~Text with relevance for the EEA and for Switzerland) (~~OJ L 186, 11.7.2019, p. 21, ELI: http://data.europa.eu/eli/reg/2019/1149/oj).	Labour Authority, amending Regulations (EC) No 883/2004, (EU) No 492/2011, and (EU) 2016/589 and repealing Decision (EU) 2016/344 (Text with relevance for the EEA and for Switzerland) (OJ L 186, 11.7.2019, p. 21, ELI: http://data.europa.eu/eli/reg/2019/1149/oj)	***the Council of 20 June 2019 establishing a European Labour Authority, amending Regulations (EC) No 883/2004, (EU) No 492/2011, and (EU) 2016/589 and repealing Decision (EU) 2016/344 (OJ L 186, 11.7.2019, p. 21, ELI: http://data.europa.eu/eli/reg/2019/1149/oj).*** _____ ~~1. Regulation (EU) 2019/1149 of the European Parliament and of the Council of 20 June 2019 establishing a European Labour Authority, amending Regulations (EC) No 883/2004, (EU) No 492/2011, and (EU) 2016/589 and repealing Decision (EU) 2016/344 (Text with relevance for the EEA and for Switzerland) (OJ L 186, 11.7.2019, p. 21, ELI: http://data.europa.eu/eli/reg/2019/1149/oj)~~
Recital 23a				
Y 34a				***(23a) The Commission should continue to be assisted by the expert group on a common electronic form for the declaration of posting of workers and should regularly monitor the functioning of the public interface also based on feedback from service providers and competent national authorities.*** Y

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement	
	Recital 24					
Y	35	(24) This regulation should be without prejudice to Directive 2014/67/EU and Directive 96/71/EC.	(24) This regulation should be without prejudice to Directive 2014/67/EU and Directive 96/71/EC.	(24) This regulation should be without prejudice to Directive 2014/67/EU and Directive 96/71/EC. ***It should also be without prejudice to Union legislation that lays down specific rules on the use of a public interface connected to IMI for declarations of posting of certain categories of workers, such as Directive (EU) 2020/1057.***	(24) This regulation should be without prejudice to Directive 2014/67/EU and Directive 96/71/EC. ***It should also be without prejudice to Union legislation that lays down specific rules on the use of a public interface connected to IMI for declarations of posting of certain categories of workers, such as Directive (EU) 2020/1057.***	Y
	Formula					
G	36	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	G
	Article 1					
G	37	Article 1 Public interface connected to the Internal Market Information System	Article 1 Public interface connected to the Internal Market Information System	Article 1 Public interface connected to the Internal Market Information System	Article 1 Public interface connected to the Internal Market Information System	G
	Article 1(1)					
G	38	1. In order to contribute to the proper functioning of the internal market by reducing administrative barriers to the freedom to provide services, while facilitating the effective monitoring by Member States of	1. In order to contribute to the proper functioning of the internal market by ***streamlining and simplifying*** ~~reducing~~ administrative ~~barriers to~~ ***requirements that have an impacting on*** the freedom to	1. In order to contribute to the proper functioning of the internal market by reducing administrative ~~barriers~~***obstacles*** to the freedom to provide services, while facilitating the effective monitoring by Member	1. In order to contribute to the proper functioning of the internal market by reducing administrative ~~barriers~~ ***obstacles*** to the freedom to provide services ***and by simplifying administrative requirements***, while ~~facilitating~~	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	compliance with EU legislation aimed at ensuring the protection of posted workers' rights, and supporting the related administrative cooperation between the national competent authorities in the Member States, the Commission shall set up a multilingual public interface connected to the Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012, for the declaration of posting of workers ('the public interface').	provide services, ~~*while facilitating*~~ ***to improve*** the effective ***enforcement and*** monitoring ~~*by Member States*~~ of compliance with ~~*EU legislation*~~ ***Union law*** aimed at ensuring the protection of posted workers' rights, ~~*and supporting*~~ ***to strengthen*** the related administrative cooperation between the national competent authorities in the Member States, ***and to enhance data collection on the posting of workers***, the Commission shall set up a multilingual public interface connected to the Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012, for the declaration of posting of workers ***and, where applicable, for the making available of relevant documents*** ('the public interface').	States of compliance with EU legislation aimed at ensuring the protection of posted workers' rights, and supporting the related administrative cooperation between the national competent authorities in the Member States, the Commission shall set up a multilingual public interface connected to the Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012, for the declaration of posting of workers ***and, where applicable, for making available relevant documents*** ('the public interface').	***improving*** the effective monitoring by Member States of compliance with ~~*EU legislation*~~ ***and enforcement of Union law*** aimed at ensuring the protection of posted workers' rights, ~~*and supporting*~~ ***strengthening*** the related administrative cooperation between the national competent authorities in the Member States ***within the meaning of Article 3 of Directive 2014/67/EU ("competent authorities"), and enhancing data collection on the posting of workers***, the Commission shall set up a multilingual public interface connected to the Internal Market Information System ('IMI'), established by Regulation (EU) No 1024/2012, for the declaration of posting of workers ***and, where applicable, for making available relevant documents*** ('the public interface'). ***The public interface shall be made available by the Commission to the service providers free of charge.***
Article 1(2)				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
39	2. Member States may opt to make use of this public interface.	2. Member States may opt to make use of this public interface.	2. Member States may ~~opt~~***decide*** to make use of ~~this~~***the*** public interface ***referred to in paragraph 1***.	2. Member States may ~~opt~~***decide*** to make use of ~~this~~***the*** public interface ***referred to in paragraph 1***.
Article 1(3)				
40	3. The legislation of a Member State may provide for service providers to declare posting of workers, in accordance with Article 9(1) of Directive 2014/67/EU, by submitting a declaration based on a multilingual standard form through the public interface. Where a Member State provides for the use of the public interface, that declaration shall replace any pre-existing one required under national law.	3. The ~~legislation~~ ***law*** of a Member State may provide for service providers to declare posting of workers, in accordance with Article 9(1) of Directive 2014/67/EU, by submitting ***at the latest at the commencement of the service provision*** a declaration based on a multilingual standard form through the public interface. ***A Member State may provide for service providers to make available copies of relevant documents within a reasonable period of time through the public interface.*** Where a Member State provides for the use of the ***multilingual*** public interface, that declaration shall replace any pre-existing one required under national law.	3. The legislation of a Member State may provide for service providers to declare posting of workers, in accordance with Article 9(1) of Directive 2014/67/EU, by submitting a declaration based on a multilingual standard form through the public interface. ***The legislation of a Member State may additionally,*** where a Member State ~~provides for the use of~~***so decides, provide for service providers to make available copies of relevant documents necessary for checks and monitoring purposes in accordance with Article 9(1) (b), (c) and (d), upon a request by the responsible national competent authority, by uploading these documents within a reasonable period of time in*** the public interface~~, that declaration shall replace any pre-existing one required under national law~~.	3. The legislation of a Member State may provide for service providers to declare posting of workers, in accordance with Article 9(1) of Directive 2014/67/EU, by submitting ***at the latest at the commencement of the service provision*** a declaration based on a multilingual standard form through the public interface. ~~Where~~***The legislation of*** a Member State ~~provides for the use of~~***may additionally provide for service providers to make available copies of relevant documents necessary for checks and monitoring purposes in accordance with Article 9(1) (b), (c) and (d) of Directive 2014/67/EU, upon a request by the responsible national competent authority, by submitting these documents within a reasonable period of time in*** the public interface~~, that~~

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
								~~declaration shall replace any pre-existing one required under national law.~~.	
Article 1(3a)									
Y	40a					*3a. Without prejudice to Article 9 of Directive 2014/67/EU, where a Member State decides to impose the obligation to make the declaration of posting of workers pursuant to Article 9(1)(a) and to make available relevant documents pursuant to Article 9(1) (b), (c) and (d) of Directive 2014/67/EU and where that Member State decides to make use of the public interface referred to in paragraph 1 of this Article, the declaration and the making available of documents referred to in paragraph 3 of this Article shall replace any pre-existing posting declaration required under national law and requirements to make or keep available documents if these documents have been requested and obtained in IMI through the public interface.*		*3a. Member States deciding to make use of the public interface in accordance with paragraphs 1 and 2 of this Article, shall replace any pre-existing posting declaration required under national law and requirements to make or keep available documents if these documents have been requested and obtained in IMI through the public interface.*	Y
Article 1(3b)									
G	40b								G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
Article 2								
G	41	Article 2 Functionalities of the public interface		Article 2 Functionalities of the public interface		Article 2 Functionalities of the public interface		Article 2 Functionalities of the public interface
Article 2(1)								
G	42	1. The public interface shall provide functionality for:		1. The public interface ***shall be free of charge and available in all the official languages of the Union institutions. It*** shall provide functionality for:		1. The public interface shall provide ~~*functionality*~~***functionalities*** for:		1. The public interface shall ***be available in all the official languages of the Union and shall*** provide ~~*functionality for:*~~***functionalities for:***
Article 2(1), point (a)								
G	43	(a) creating an account for secure access to the service provider's reserved area;		(a) creating an account for secure access to the service provider's reserved area***, allowing the service providers to also save relevant data for future posting declarations***;		(a) creating an account for secure access to the service provider's reserved area;		(a) creating an account for secure access to the service provider's reserved area***, including storing of data for reuse***;
Article 2(1), point (b)								
G	44	(b) ensuring appropriate logging of user activity;		(b) ensuring appropriate logging of user activity***, including the transparency of changes made to posting declarations***;		(b) ensuring appropriate logging of user activity;		(b) ensuring appropriate ***and transparent*** logging of ***any*** user activity***, including modifications made to posting declarations***;
Article 2(1), point (c)								
G	45	(c) creating, submitting and managing declarations of posted workers;		(c) creating, submitting and managing declarations of posted workers***, including, where possible, validating data technically through relevant***		(c) creating, submitting and managing ***posting*** declarations***, including the technical validation of the data*** ~~*of posted workers*~~;		(c) creating, submitting and managing ***posting*** declarations***, including the technical validation of the data, as well as the storing of the data for reuse*** ~~*of posted workers*~~;

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				Union and national public registers;				
Article 2(1), point (d)								
G	46	(d) transmitting a copy of the posting declaration to the posted worker;		(d) transmitting ***electronically a retainable extract*** ~~a copy~~ of the posting declaration to the posted worker ***together with a link to the single official national website referred to in Article 5(2), point (a), of Directive 2014/67/EU***;		(d) transmitting ~~a copy~~***electronically an extract*** of the posting declaration ***with relevant data*** to the posted worker;		(d) transmitting ~~a copy~~***electronically an extract*** of the posting declaration ***in a retainable and permanent format*** to the posted worker ***containing data that is only relevant for that worker together with a link to the single official national website referred to in Article 5(2), point (a), of Directive 2014/67/EU***;
Article 2(1), point (da)								
G	46a			***(da) transmitting electronically a copy of the posting declaration to the service recipient;***		***(da) allowing for uploading of relevant documents listed in Article 9 (1) (b) of Directive 2014/67/EU, after the posting period has started and provided that the related posting declaration has been submitted in the public interface;***		***(da) transmitting electronically an extract of the posting declaration to the service recipient, in case this is an undertaking, containing data on the service provider and the posting assignment;***
Article 2(1), point (db)								
G	46b			***(db) submitting relevant supporting documents in connection with a posting declaration and making submitted documents available in IMI to the responsible national***				***(db) allowing for uploading and submission of relevant documents listed in Article 9 (1) (b) of Directive 2014/67/EU, provided that the related posting declaration has been submitted in the public interface;***

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				competent authorities of the host Member State;				
Article 2(1), point (e)								
G	47	(e) making submitted information available in IMI to the responsible national competent authorities of the host Member State for administrative cooperation pursuant to points 6 and 7 of the Annex to Regulation (EU) No 1024/2012.		(e) making submitted information available in IMI to the responsible national competent authorities of the host Member State***, the Member State of establishment and, following a reasoned request, to the responsible national competent authorities of another Member State,*** for administrative cooperation pursuant to points 6 and 7 of the Annex to Regulation (EU) No 1024/2012~~.~~***;***		(e) making submitted information available in IMI to the responsible national competent authorities of ***both*** the host Member State ***and the Member State of establishment of the service provider, for monitoring the compliance with EU legislation aimed at ensuring the protection of posted workers' rights, and*** for administrative cooperation pursuant to points 6 and 7 of the Annex to Regulation (EU) No 1024/2012~~.~~***;***		(e) making submitted information available in IMI to the responsible national competent authorities of ***both*** the host Member State ***and the Member State of establishment of the service provider, for monitoring the compliance with EU legislation aimed at ensuring the protection of posted workers' rights, and*** for administrative cooperation pursuant to points 6 and 7 of the Annex to Regulation (EU) No 1024/2012~~.~~***;***	G
Article 2(1), point (ea)								
G	47a					***(ea) making uploaded documents available in IMI to the responsible national competent authorities of the host Member State for monitoring the compliance with EU legislation aimed at ensuring the protection of posted workers' rights, and for administrative cooperation pursuant to points 6 and 7 of the Annex to Regulation (EU) No 1024/2012.***		***(ea) making uploaded documents available in IMI to the responsible national competent authorities of the host Member State for monitoring the compliance with EU legislation aimed at ensuring the protection of posted workers' rights, and for administrative cooperation pursuant to points 6 and 7 of the Annex to Regulation (EU) No 1024/2012.***		G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
Article 2(1), point (f)								
G	48	(f) allowing one or more national authorities of the host Member State that are competent authorities within the meaning of Article 3 of Directive 2014/67/EU, to additionally receive posting declarations directly in the national back-end system upon the request of that Member State.		(f) allowing one or more national authorities of the host Member State that are competent authorities within the meaning of Article 3 of Directive 2014/67/EU, to additionally receive posting declarations directly in the national back-end system upon the request of that Member State~~.~~***;***		(f) allowing one or more national authorities of the host Member State that are competent authorities within the meaning of Article 3 of Directive 2014/67/EU, to additionally receive posting declarations***, and all subsequent changes thereof,*** directly in the national back-end system upon the request of that Member State***; and allowing one or more national authorities of the Member State of establishment of the service provider that are competent authorities within the meaning of Article 3 of Directive 2014/67/EU to receive submitted information directly in their national back-end system upon the request of that Member State***.		(f) allowing one or more ~~national~~***competent*** authorities of the host Member State~~ that are competent authorities within the meaning of Article 3 of Directive 2014/67/EU,~~ to additionally receive posting declarations***, and all subsequent changes thereof, and submitted documents*** directly in the national back-end system upon the request of that Member State~~.~~***;***	G
Article 2(1), point (fa)								
G	48a							***(fa) allowing one or more competent authorities of the Member State of establishment of the service provider to receive submitted information, and all subsequent changes thereof, directly in their national back-***	G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
								end system upon the request of that Member State;	
Article 2(1), point (fa)									
G	48b			*(fa) ensuring, in line with Article 5(2), point (a), of Directive 2014/67/EU, that service providers have access to the website which provides information on to the national applicable labour, social and fiscal law to be applied for posting workers, including the relevant exemptions to declare a posting, in all the Member States;*		*(fa) allowing for the exchange of messages between the competent authorities in the host Member State and the service providers, as long as this is relevant for the content of the posting declaration and/or for the request of uploading relevant documents.*		*(fb) allowing for the exchange of messages between the competent authorities in the host Member State and the service providers, as long as this is relevant for the content of the posting declaration and/or for the request of uploading relevant documents.*	G
Article 2(1), point (fc)									
G	48c							*(fc) making available a link to the single official national website, which Member States have to set up in accordance with Article 5(2) of Directive 2014/67/EU, and which provides information on the applicable terms and conditions of employment and/or which parts of their national and/or regional law are to be applied to workers posted to their territory, including the information related to the posting declaration and any relevant exemptions;*	G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
Article 2(1), point (fd)									
G	48d							***(fd) creating, submitting and managing of motivated notifications in accordance with Article 3 (1a) of Directive 96/71/EC; including the technical validation of the data, as well as the storing of the data for reuse.***	G
Article 2(1), point (fb)									
R	48e			***(fb) where applicable, under Member States' national law, allowing service providers established in third countries and self-employed persons to submit declarations for the purpose of fulfilling national posting declaration requirements that do not fall within the scope of Directive 2014/67/EU;***					R
Article 2(2)									
G	49	2. The Commission shall be responsible for the development, maintenance and operation of the public interface.		2. The Commission shall be responsible for the development, maintenance and operation of the public interface ***and provide technical support to Member States, including requested necessary functionalities by Member States in accordance with Article 2(1), point (f)***.		2. The Commission shall be responsible for the development, maintenance and operation of the public interface.		2. The Commission shall be responsible for the development, maintenance and operation of the public interface.	G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
Article 2(3)									
G	50	3. The Commission shall ensure accessibility for persons with disabilities of the public interface and its content..		3. The Commission shall ensure ~~accessibility for persons with disabilities of~~***that*** the public interface and its content~~.~~ ***are user friendly as well as accessible for persons with disabilities in accordance with Directive (EU) 2016/2102***.		3. The Commission shall ensure accessibility for persons with disabilities of the public interface and its content.~~.~~		3. The Commission shall ensure accessibility for persons with disabilities of the public interface and its content.~~.~~	G
Article 3									
G	51	Article 3 Making use of the public interface by the Member States		Article 3 Making use of the public interface by the Member States		Article 3 Making use of the public interface by the Member States		Article 3 Making use of the public interface by the Member States	G
Article 3(1)									
G	52	1. A Member State that opts to make use of the public interface shall inform the Commission six months before the date from which it intends to use the public interface.		1. A Member State that opts to make use of the public interface shall inform the Commission ***no later than*** six months before the date from which it intends to use the public interface.		1. A Member State that ~~opts~~***decides*** to make use of the public interface shall inform the Commission ***at least*** six months before the date from which it intends to use the public interface.		1. A Member State that ~~opts~~***decides*** to make use of the public interface shall inform the Commission ***at least*** six months before the date from which it intends to use the public interface.	G
Article 3(1a)									
R	52a							***1a. For the purpose of preventing more favourable treatment to undertakings established in a non-Member State, ensuring adequate working conditions for workers, promoting fair competition***	R

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								between service providers and facilitating mutual assistance between Member States' national competent authorities, the use of the public interface may additionally include declarations by service providers established in a non-member State and sending workers to a Member State to provide services, when such declarations are required by the legislation of the Member State to whose territory the worker is sent. A Member State that decides to make such additional use of the public interface shall inform the Commission in accordance with paragraph 1.
Article 3(2)								
G	53	2. A Member State opting to make use of the public interface shall adopt the laws, regulations and administrative provisions necessary to allow for the use of the public interface by service providers posting workers to that Member State and to comply with the requirements of the public interface and of the standard form of the declaration of posting of		2. A Member State opting to make use of the public interface shall adopt the laws, regulations and administrative provisions necessary to allow for the use of the public interface by service providers posting workers to that Member State and to comply with the requirements of the public interface and of the standard form of the declaration of posting of		2. A Member State ~~opting~~***deciding*** to make use of the public interface shall adopt the laws, regulations and administrative provisions necessary to allow for the use of the public interface by service providers posting workers to that Member State and to comply with the requirements of the public interface and of the standard form		2. A Member State ~~opting~~***deciding*** to make use of the public interface shall adopt the laws, regulations and administrative provisions necessary to allow for the use of the public interface by service providers posting workers to that Member State and to comply with the requirements of the public interface and of the standard form

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	workers in due time before such use.	workers in due time before such use.	of the declaration of posting of workers ***and, where relevant, for the uploading of documents*** in due time before such use.	of the declaration of posting of workers ***and, where relevant, for the uploading of documents*** in due time before such use.
Article 3(3)				
G 54	3. Member States making use of the public interface shall not impose any additional declaration or information requirements on the service providers submitting the posting declaration through the public interface.	3. Member States making use of the public interface shall not impose any ~~additional~~ ***parallel*** declaration or information requirements ***for posting declarations or uploading documents related to Article 9(1) of Directive 2014/67/EU*** on the service providers submitting the posting declaration***, or for making documents available*** through the public interface. ***This is without prejudice to the possibility for enforcement authorities or other bodies to impose other administrative requirements and to request additional information where appropriate when exercising control, compliance and enforcement functions in accordance with national law and practice.***	3. Member States making use of the public interface shall not impose any additional ***posting*** declaration or information requirements ***within the meaning of Article 9(1)(a) of Directive 2014/67/EU*** on the service providers submitting the posting declaration through the public interface. ***Member States shall not impose any additional requirements regarding keeping or making documents available during or after the posting period within the meaning of Article 9(1) (b), (c) and (d) of Directive 2014/67/EU on the service providers where these documents have been already made available in IMI through the public interface.***	3. Member States making use of the public interface shall not impose any additional ***posting*** declaration or information requirements ***within the meaning of Article 9(1)(a) of Directive 2014/67/EU*** on the service providers submitting the posting declaration through the public interface. ***Member States shall not impose any additional requirements regarding keeping or making documents available during or after the posting period within the meaning of Article 9(1) (b), (c) and (d) of Directive 2014/67/EU on the service providers where these documents have been already made available in IMI through the public interface.*** G
Article 3(4)				
G 55	4. The list of Member States making use of the public interface	4. ***The Commission shall make available on the public***	4. The list of Member States making use of the public interface	4. ***The Commission shall make available on the public*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	as referred to in paragraph 3 shall be made publicly available by the Commission on the public interface.	***interface*** the list of Member States making use of ~~the public interface~~ ***it*** as referred to in paragraph 3 ~~shall be made publicly available by the Commission on~~. ***When a Member State decides not to make use of*** the public interface ***pursuant to paragraph 1, the public interface shall make available the link to that Member State's posting declaration website, if applicable, which shall be interoperable with the IMI***.	as referred to in paragraph 3 shall be made publicly available by the Commission on the public interface. ***When a Member State decides not to make use of the public interface, the public interface shall make available the link to that Member State's posting declaration website, if applicable.***	***interface*** the list of Member States making use of the public interface as referred to in paragraph 3 ~~shall be made publicly available by the Commission on~~.***When a Member State decides not to make use of*** the public interface***, the public interface shall make available, where provided by that Member State, the link to that Member State's posting declaration website***.
Article 3(5)				
G 56	5. A Member State may discontinue making use of the public interface. That Member State shall inform the Commission thereof six months before the intended end date of the use of the public interface.	5. A Member State may discontinue making use of the public interface. That Member State shall inform the Commission thereof six months before the intended end date of the use of the public interface.	5. A Member State may discontinue making use of the public interface. That Member State shall inform the Commission ~~thereof six~~***at least two*** months before the intended end date of the use of the public interface.	5. A Member State may discontinue making use of the public interface. That Member State shall inform the Commission thereof ~~six~~***at least three*** months before the intended end date of the use of the public interface. ***The Commission shall make available on the public interface the information about the discontinued use of the public interface by the concerned Member State.*** G
Article 4				
G 57	Article 4 Standard form	Article 4 Standard form	Article 4 Standard form	Article 4 Standard form G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
Article 4(1)									
R	58	1. Without prejudice to paragraph 5 the standard form shall consist of information related to:		1. ~~Without prejudice to paragraph 5~~ ***In accordance with Article 9(1), point (a), of Directive 2014/67/EU and based on national laws implementing that Directive,*** the standard form shall consist of ***the*** information ~~related~~***set out in Annex I. That information shall relate*** to:		1. ~~Without prejudice to paragraph 5~~ ~~***In accordance with Article 9(1)a of Directive 2014/67/EU and based on national laws implementing that Directive,***~~ the standard form shall consist ~~***in a list***~~ of information ~~***that is necessary to allow factual controls at the workplace within the meaning of Article 9(1) of Directive 2014/67/EU and***~~ related to:		***Council proposal:*** ***In accordance with Article 9(1)a of Directive 2014/67/EU and based on national laws implementing that Directive,*** the standard form shall consist ***in a list*** of information ***set out in the Annex that is necessary to allow factual controls at the workplace within the meaning of Article 9(1) of Directive 2014/67/EU and*** related to:	R
Article 4(1), point (a)									
Y	59	(a) the service provider;		(a) the service provider;		(a) the service provider***, including the legal representative or other person representing the service provider in administrative and legal proceedings, and the information referred to in Article 5(3)(a)***;		(a) ***Council proposal:*** the service provider***, including the legal representative or other person representing the service provider in administrative and legal proceedings***;	Y
Article 4(1), point (b)									
Y	60	(b) the posted worker;		(b) the posted worker;		(b) the posted ~~worker~~***workers, including the anticipated number of clearly identifiable posted workers, the description of the work***		(b) ***Council proposal:*** the posted ~~worker;~~***workers, including the anticipated number of clearly identifiable posted***	Y

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
			performed, and the information referred to in Article 5(3) (b) and (c);	***workers, the description of the work performed and an indicative level of the hourly rate of pay:***
Article 4(1), point (c)				
61	(c) the posting assignment;	(c) the posting assignment;	(c) the posting assignment***, including the anticipated duration, envisaged beginning and end date of the posting, the nature of the services justifying the posting, collective accommodation and working conditions, and the information referred to in Article 5(3)(d)***;	(c) ***Council proposal:*** the posting assignment***, including the anticipated duration, envisaged beginning and end date of the posting, the nature of the services justifying the posting, collective accommodation and working conditions***;
Article 4(1), point (d)				
62	(d) the contact person to liaise with the competent authorities;	(d) the ~~contact person to liaise with the competent authorities~~ ***persons designated pursuant to Article 9(1), points (e) and (f), of Directive 2014/67/EU***;	(d) the contact ~~*person to liaise with the competent authorities*~~***persons referred to in Article 9(1) points e and f of Directive 2014/67/EU, including the information referred to in Article 5(3)(e)***;	(d) ***Council proposal:*** the contact ~~*person*~~***persons*** to liaise with the competent authorities ***in the host Member State and with social partners*** ;
Article 4(1), point (e)				
63	(e) the service recipient.	(e) the service recipient.	(e) the service recipient***, including the identity of the service recipient and its contact details***.	(e) ***Council proposal:*** the service recipient***, including the legal representative or other person representing the service***

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
								recipient in administrative and legal proceedings .	
Article 4(1a)									
Y	63a					***1a. For postings by a temporary employment undertaking or placement agency, in case of a double or chain posting as described in subparagraphs 1 and 2 of Article 1(3) of Directive 96/71/EC, the standard form shall also consist of information related to the user undertaking, including the identity of the user undertaking and the legal representative or other person representing the user undertaking in administrative and legal proceedings.***		***1a. Council proposal:*** ***For postings by a temporary employment undertaking or placement agency, in case of a double or chain posting as described in subparagraphs 1 and 2 of Article 1(3) of Directive 96/71/EC, the standard form shall also consist of information related to each undertaking, and the legal representative or other person representing the undertaking in administrative and legal proceedings.*** ***For postings of third-country nationals, the standard form shall also consist of information related to the residence and work permit or other arrangement of lawful residence or employment, and of the starting, and, if applicable, the end date of their employment relationship.***	Y
Article 4(1b)									
Y	63b							***1b. Council proposal:***	Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
								The provisions set out in paragraphs 1 and 1a of this Article and the information in the Annex shall be without prejudice to Union law, in particular to Article 9(5), second subparagraph, of Directive 2014/67/EU.	
Article 4(2)									
R	64	2. The Commission shall establish the standard form referred to in paragraph 1 of this Article by way of implementing acts. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 8(2).		2. The Commission ~~shall establish~~ ***is empowered to adopt delegated acts in accordance with Article 7a in order to amend*** the standard form referred to in paragraph 1 of this Article ~~by way of implementing acts. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 8(2).~~		2. The Commission shall establish the standard form referred to in paragraph 1 of this Article by way of implementing acts. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 8(2).		2. ***Council proposal:*** The Commission shall ~~establish~~ ***adopt implementing acts to set out*** the standard form ~~referred to in~~***reflecting the list of information set out in the Annex, taking into account*** paragraph ~~1 of this Article by way of implementing acts~~***3, as appropriate***. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 8(2).	R
Article 4(3)									
Y	65	3. A Member State opting to make use of the public interface may decide not to request all the information contained in the standard form and shall inform the Commission accordingly.		3. A Member State opting to make use of the public interface may decide not to request all the information contained in the standard form and shall inform the Commission accordingly.		3. A Member State ~~opting~~***deciding*** to make use of the public interface may decide not to request all the information contained in the standard form and shall inform the Commission		3. A Member State ~~opting~~***deciding*** to make use of the public interface may decide not to request all the information contained in the standard form and shall inform the Commission	Y

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
			accordingly. ***On the basis of this information, the Commission shall amend the standard form for the relevant Member State in accordance with the procedure referred to in Article 8(2).***	accordingly. ***On the basis of this information, the Commission shall amend the standard form for the relevant Member State in accordance with the procedure referred to in Article 8(2).*** ***Council proposal:*** ***A Member State deciding to make use of the public interface may decide not to request all the information contained in the standard form and shall inform the Commission accordingly***
Article 4(4)				
Y 66	4. Member States may submit to the Commission suggestions for amendment(s) of the standard form. The Commission shall examine such suggestions with the view to amending, where appropriate, the standard form.	4. ***Any*** Member ~~*States*~~ ***State*** may submit to the Commission ~~*suggestions*~~ ***requests*** for amendment(s) of the standard form ***as established in Annex I, explaining the reasons for those request***. The Commission shall examine***, within a reasonable time, such requests*** ~~*such suggestions*~~ with the view to amending ***the standard form***, where appropriate ***and provided that those requests are justified and proportionate in accordance with Article 9(1), point (a), of***	4. ***Any*** Member ~~*States*~~***State*** may submit to the Commission suggestions for amendment(s) of the standard form***, explaining the reasons for the suggestion***. The Commission shall examine***, in a reasonable time,*** such suggestions with the view to amending, where appropriate, the standard form.	4. ~~*Member States may submit to the Commission suggestions for amendment(s) of the standard form. The Commission shall examine such suggestions with the view to amending, where appropriate, the standard form.*~~***Council proposal: deleted*** Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				Directive 2014/67/EU~~, the standard form~~.				
Article 4(5)								
R	67	5. The Commission may, based on a suggestion by a Member State or on its own initiative, propose an amendment of the standard form, in accordance with the procedure referred to in paragraph 2 of this Article.		5. The Commission may, based on a~~ suggestion~~ ***request*** by a Member State or on its own initiative,~~ propose an amendment~~ ***adopt a delegated act to amend*** of the standard form~~, in accordance with the procedure referred to in paragraph 2 of this Article~~.		5. The Commission may, based on a suggestion by a Member State or on its own initiative, ~~propose an amendment~~***submit a draft implementing act to amend*** of the standard form, in accordance with the procedure referred to in paragraph 2 of this Article.		5. ~~The Commission may, based on a suggestion by a Member State or on its own initiative, propose an amendment of the standard form, in accordance with the procedure referred to in paragraph 2 of this Article.~~***Council proposal: deleted***
Article 4(5a)								
Y	67a			***5a. Where the Commission decides not to adopt a delegated act for an amendment requested by a Member State, including if it considers it to be unjustified or disproportionate, the Commission shall explain, in a reasonable time, the reasons for its decision.***		***5a. Where the Commission decides not to submit a draft implementing act for an amendment suggested by a Member State, including if it considers it to be unjustified or disproportionate, the Commission shall explain, in a reasonable time, the reasons for its decision.***		***5a. Council proposal: deleted***
Article 5								
G	68	Article 5 Processing and retention of personal data		Article 5 Processing and retention of personal data		Article 5 Processing and retention of personal data		Article 5 Processing and retention of personal data
Article 5(1)								

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement	
Y	69	1. For the purpose of achieving the objectives set out in Article 1, personal data referred to in paragraphs 2 and 3 may be processed by the public interface.	1. For the purpose of achieving the objectives set out in Article 1, personal data referred to in paragraphs 2 and 3 may be processed by the public interface.	1. For the purpose of achieving the objectives set out in Article 1, personal data referred to in paragraphs 2 and 3 may be processed ~~by~~***in*** the public interface.	1. For the purpose of achieving the objectives set out in Article 1 ***and in Article 3(1a)***, personal data referred to in paragraphs 2 and 3 may be processed ~~by~~***in*** the public interface.	Y
Article 5(2)						
G	70	2. The Commission is to be considered as controller in accordance with Article 3(8) of Regulation (EU) 2018/1725 in relation to:	2. The Commission is to be considered as controller in accordance with Article 3(8) of Regulation (EU) 2018/1725 in relation to:	2. The Commission is to be considered as controller in accordance with Article 3(8) of Regulation (EU) 2018/1725 in relation to:	2. The Commission is to be considered as controller in accordance with Article 3(8) of Regulation (EU) 2018/1725 in relation to:	G
Article 5(2), point (a)						
G	71	(a) Ensuring the security and availability of the public interface;	(a) Ensuring the security and availability of the public interface;	(a) Ensuring the security and availability of the public interface;	(a) Ensuring the security and availability of the public interface;	G
Article 5(2), point (b)						
G	72	(b) Processing the identification and contact details of the person submitting the declaration of posting of workers,	(b) Processing the identification and contact details of the person submitting the declaration of posting of workers,	(b) Processing the identification and contact details of the person submitting the declaration of posting of workers,	(b) Processing the identification and contact details of the person submitting the declaration of posting of workers,	G
Article 5(3)						
Y	73	3. The service provider is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 for processing:	3. The service provider is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 for processing:	3. The service provider is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 for processing:	3. The service provider is to be considered as controller ~~in accordance with~~***within the meaning of*** Article 4(7) of Regulation (EU) 2016/679 for processing:	Y

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate		VS.EC Draft agreement	
Article 5(3), point (a)							
G	74	(a) the identity and contact details of the service provider;	(a) the identity and contact details of the service provider;	(a) the identity and contact details of the service provider ***and the service recipient***;		(a) the identity and contact details of the service provider ***and the service recipient***;	G
Article 5(3), point (b)							
G	75	(b) the identity of a posted worker;	(b) the identity of ~~a~~ posted ~~worker~~ ***workers***;	(b) the identity of ~~a~~ posted ~~worker~~***workers***;		(b) the identity of ~~a~~ posted ~~worker~~ ***workers***;	G
Article 5(3), point (c)							
G	76	(c) an electronic notification address, such as a mail address, of a posted worker to inform the posted worker that a declaration has been submitted for that worker;	(c) an electronic notification address, such as ~~a mail~~ ***an e-mail*** address, of a posted worker to inform the posted worker that a declaration has been submitted for that worker;	(c) an electronic notification address, such as ~~a mail~~***an e-mail*** address, of a posted worker to inform the posted worker that a ***posting*** declaration has been submitted for that worker;		(c) an electronic notification address, such as ~~a mail~~***an e-mail*** address, of a posted worker to inform the posted worker that a ***posting*** declaration has been submitted for that worker;	G
Article 5(3), point (d)							
G	77	(d) the address of the workplace of the posted worker;	(d) the address of the workplace of the posted worker;	(d) the address of the workplace of the posted worker;		(d) the address of the workplace of the posted worker;	G
Article 5(3), point (da)							
Y	77a						Y
Article 5(3), point (db)							
Y	77b					***(da) Council proposal:*** ***the starting date and the end date, of the employment relationship between the third country national and the service provider;***	Y
Article 5(3), point (dc)							

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77c				***(db) Council proposal:*** ***indicative level of hourly rate of pay of the posted worker;***
Article 5(3), point (e)				
78	(e) the identity and contact details of the contact person of the service provider.	(e) the identity and contact details of the ~~contact person of the service provider.~~ ***persons designated pursuant to Article 9(1), points (e) and (f), of Directive 2014/67/EU;***	(e) the identity and contact details of the contact ~~person of the service provider.~~***persons or the relevant representative;***	(e) ***the identity and contact details of any persons and/or the relevant representatives designated pursuant to Article 9(1), points (e) and (f), of Directive 2014/67/EU;*** ***Council proposal:*** the identity and contact details of the ~~contact person of the service provider.~~***persons to liaise with the competent authorities in the host Member State and with social partners;***
Article 5(3), point (ea)				
78a				***(ea) Council proposal:*** ***the identity and contact details of the legal representatives or other persons representing the service provider or the service recipient or the user undertaking in administrative and legal proceedings;***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
Article 5(3), point (ea)				
78b		***(ea) any other personal data contained in documents that are submitted to the public interface by that service provider.***	***(ea) personal data contained in documents that are uploaded to the public interface.***	***(eb) personal data contained in documents that are uploaded and submitted to the public interface.***
Article 5(4)				
79	4. Where a Member State receives posting declarations additionally through the public interface in its national back-end system, the competent national authority is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 in respect of the processing of personal data contained in these posting declarations.	4. Where a Member State receives posting declarations additionally through the public interface in its national back-end system***, including information received directly in the national back-end system as part of the function referred to in Article 2(1), point (f b) of this Regulation***, the competent national authority is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 in respect of the processing of personal data contained in these posting declarations.	4. Where a Member State receives posting declarations additionally through the public interface in its national back-end system, the competent national authority is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 in respect of the processing of personal data contained in these posting declarations.	4. Where a Member State receives posting declarations***, and where applicable documents,*** additionally through the public interface in its national back-end system, the competent national authority is to be considered as controller in accordance with Article 4(7) of Regulation (EU) 2016/679 in respect of the processing of personal data contained in these posting declarations ***or documents***.
Article 5(5)				
80	5. The public interface shall ensure the automatic deletion of the information related to a posting which has been submitted through that public interface 36	5. The public interface shall ***provide for*** ~~ensure~~ the automatic deletion of the information related to a posting which has been submitted through that public interface ~~36 months~~ ***10 years***	5. The public interface shall ensure the automatic deletion of the information ***and documents*** related to a posting which ~~has~~***have*** been submitted through that public interface 36 months	5. The public interface shall ensure the automatic deletion of the information ***and documents*** related to a posting which ~~has~~***have*** been submitted through that public interface 36 months

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	months after the end date of the posting period.	after the end date of the posting period. ***It shall also provide for the automatic deletion of information related to the service provider's reserved area 36 months after the latest submitted posted declaration.***	after the end date of the posting period.	after the end date of the posting period.
Article 5(6)				
G 81	6. The public interface shall allow for the deletion of all personal data stored in there and in the service providers' accounts when those data are no longer needed for the purposes for which they were collected and processed.	6. The public interface shall allow for the deletion of all personal data stored in there and in the service providers' accounts when those data are no longer needed for the purposes for which they were collected and processed.	6. The public interface shall allow for the deletion of all personal data stored in there and in the service providers' accounts when those data are no longer needed for the purposes for which they were collected and processed.	6. The public interface shall allow for the deletion of all personal data stored in there and in the service providers' accounts when those data are no longer needed for the purposes for which they were collected and processed. G
Article 5(7)				
G 82	7. The public interface shall allow for the sending of a reminder to the service provider to review and delete, when necessary, any personal data in accordance with paragraph 6.	7. The public interface shall allow for the sending of a reminder to the service provider to review and delete, when necessary, any personal data in accordance with paragraph 6.	7. The public interface shall allow for the sending of a reminder to the service provider to review and delete, when necessary, any personal data in accordance with paragraph 6.	7. The public interface shall allow for the sending of a reminder to the service provider to review and delete, when necessary, any personal data in accordance with paragraph 6. G
Article 5(8)				
G 83	8. A Member State may allow the competent national authority to provide national social partners by other means than IMI with relevant information available in IMI to	8. ***In accordance with national law and practice,*** a Member State may allow the ***national*** competent ~~*national authority to provide*~~***authorities to make available to*** national social	8. A Member State may allow the competent national authority to provide national social partners by other means than IMI with relevant information available in IMI to	8. ***In accordance with national law and practice,*** a Member State may allow the ~~*competent*~~ national ***competent*** authority to provide national social partners***, and other bodies*** G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
		the extent necessary and exclusively for the purpose of checking compliance with posting rules and in accordance with national law and practices, provided that the information relates to a posting to the territory of the Member State concerned.		partners ***and bodies acting on their behalf, as well as to*** ~~by~~ other ~~means than IMI with~~***actors with an enforcement function, including local, regional and national authorities, relevant information which has been shared via IMI. The*** relevant information ~~available in IMI to the extent necessary and exclusively~~***shall be provided to these actors by means other than IMI*** for the purpose of checking compliance with ***the*** posting rules ~~and in accordance with national law and practices, provided that the information relates to a posting to the territory of the Member State concerned~~***, including with applicable collective agreements***.		the extent necessary and exclusively for the purpose of checking compliance with posting rules and in accordance with national law and practices, provided that the information relates to a posting to the territory of the Member State concerned.		***acting on their behalf, as well as other actors with an enforcement function,*** by other means than IMI with relevant information available in IMI to the extent necessary and exclusively for the purpose of checking compliance with posting rules ~~and in accordance with national law and practices~~, provided that the information relates to a posting to the territory of the Member State concerned.
Article 6								
G	84	Article 6 Processing of submitted information by means of IMI		Article 6 Processing of submitted information ***and of documents submitted*** by means of IMI		Article 6 Processing of submitted information ***and uploaded documents*** by means of IMI		Article 6 Processing of submitted information ***and documents*** by means of IMI
Article 6, first paragraph								
Y	85	Information submitted via the public interface shall be made available in IMI to the responsible competent authorities of the host		***1.*** Information submitted ***and documents made available,*** via the public interface shall be made available in IMI to the		Information submitted ***and documents uploaded*** via the public interface shall be made available in IMI to the responsible		***1.*** Information ***and documents*** submitted via the public interface shall be made available in IMI to the responsible

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	Member State to achieve the objectives set out in Article 1.	responsible competent authorities of the host Member State ***as well as to the responsible competent authorities of the Member State of establishment*** to achieve the objectives set out in Article 1.	competent authorities of the host Member State to achieve the objectives set out in Article 1. ***Information submitted via the public interface shall also be made available in IMI to the responsible competent authorities of the Member State of establishment of the service provider.***	competent authorities of the host Member State to achieve the objectives set out in Article 1. ***Information [and documents] submitted via the public interface shall also be made available in IMI to the responsible competent authorities of the Member State of establishment of the service provider.***
Article 6, first paragraph a				
G 85a		***1a. For the purposes of, and to the extent necessary for, exercising its tasks to coordinate and support concerted and joint inspections and to carry out analyses and risk assessments, information in submitted posting declarations in the public interface shall be made available to the European Labour Authority.***		***1a. The European Labour Authority shall receive statistical data based on posting declarations in the public interface.*** G
Article 7				
G 86	Article 7 Amendment to Regulation (EU) No 1024/2012	Article 7 Amendment to Regulation (EU) No 1024/2012	Article 7 Amendment to Regulation (EU) No 1024/2012	Article 7 Amendment to Regulation (EU) No 1024/2012 G
Article 7, first paragraph				
G 87	In the Annex to Regulation (EU) No 1024/2012, the following new point (17) is added:	In the Annex to Regulation (EU) No 1024/2012,	In the Annex to Regulation (EU) No 1024/2012, the following new point (17) is added:	In the Annex to Regulation (EU) No 1024/2012, the following new point (17) is added: G

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				the following new point (17) is added:				
Article 7, first paragraph, amending provision, numbered paragraph (17)								
G	88	‘ 17. Regulation (EU) …/… of the European Parliament and of the Council of … on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012. ’		‘ 17. Regulation (EU) …/… of the European Parliament and of the Council of … on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012. ’		‘ 17. Regulation (EU) …/… of the European Parliament and of the Council of … on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012. ’		‘ 17. Regulation (EU) …/… of the European Parliament and of the Council of … on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/2012. ’	G
Article 7a								
Y	88a			***Article 7a Exercise of delegation***					Y
Article 7a(1)								
Y	88b			***1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.***					Y
Article 7a(2)								
Y	88c			***2. The power to adopt delegated acts referred to in Article 4(2) shall be conferred on the Commission for a period of 5 years from … [date of entry into***					Y

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				force of the basic legislative act]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the 5-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each.				
Article 7a(3)								
Y	88d			*3. The delegation of power referred to in Article 4(2) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.*				Y
Article 7a(4)								

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement	
Y	88e			*4. Before adopting a delegated act, the Commission shall consult the social partners and experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.*					Y
Article 7a(5)									
Y	88f			*5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.*					Y
Article 7a(6)									
Y	88g			*6. A delegated act adopted pursuant to Article 4(2) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of [two months] of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by [two*					Y

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement	
			months] at the initiative of the European Parliament or of the Council.			
Article 8						
G	89	Article 8 Committee procedure	Article 8 Committee procedure	Article 8 Committee procedure	Article 8 Committee procedure	G
Article 8(1)						
G	90	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	G
Article 8(2)						
Y	91	2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article ***45*** of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article ~~4~~***5*** of Regulation (EU) No 182/2011 shall apply.	Y
Article 9						
G	92	Article 9 Evaluation	Article 9 Evaluation	Article 9 Evaluation	Article 9 Evaluation	G
Article 9, first paragraph						
R	93	The Commission shall report on the experience gained in the application of this Regulation by [five years after entry into force of the Regulation]. In particular the report shall examine to what extent this Regulation has been	***1.*** The Commission shall report on the experience gained in the application of this Regulation by [~~five~~ ***three*** years after ~~entry into force of the Regulation~~ ***the public interface is fully operational***]. In particular the	The Commission shall report on the experience gained in the application of this Regulation by [five years after entry into force of the Regulation]. In particular the report shall examine to what extent this Regulation has been	The Commission shall report on the experience gained in the application of this Regulation by ~~[~~five years after entry into force of the Regulation~~]. In~~ ***. In***	R

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
	successful in reducing administrative barriers to the freedom to provide services, in facilitating the effective monitoring by Member States of compliance with EU legislation aimed at ensuring the protection of posted workers and in supporting the related administrative cooperation between the national competent authorities in the Member States.	report shall examine to what extent this Regulation has been successful in ~~reducing~~***streamlining and simplifying the*** administrative ~~barriers to~~ ***requirements that have an impact on*** the freedom to provide services, in ~~facilitating the effective~~ ***improving the functioning of the internal market, in encouraging Member States to make use of the public interface including the possibility for making the use of the public interface mandatory for Member States, in strengthening the enforcement and*** monitoring***, including data analysis,*** by Member States of compliance with ~~EU legislation~~ ***Union law*** aimed at ~~ensuring~~ ***improving*** the protection of posted workers and in ~~supporting~~ ***reinforcing*** the related administrative cooperation between the national competent authorities in the Member States.	successful in reducing administrative ~~barriers~~***obstacles*** to the freedom to provide services***, in effectively reducing fragmentation of the Internal Market***, in facilitating the effective monitoring by Member States of compliance with EU legislation aimed at ensuring the protection of posted workers and in supporting the related administrative cooperation between the national competent authorities in the Member States. ***It shall moreover examine the potential future use of the public interface for declarations by service providers established outside the Union and sending workers to a Member State to provide services as well as the possibility for the posting declaration and the application for a portable document A1 to be brought closer together technically. The Commission shall take into account the opinion of the relevant stakeholders.***	particular***,*** the report shall examine to what extent this Regulation has been successful in reducing administrative ~~barriers~~***obstacles*** to the freedom to provide services, in ~~facilitating~~***contributing to the proper functioning of the internal market, by simplifying administrative requirements,, in improving*** the effective monitoring by Member States of compliance with ~~EU legislation~~***and enforcement of Union law*** aimed at ensuring the protection of posted workers and in ~~supporting~~***strengthening*** the related administrative cooperation between the ~~national~~ competent authorities***.*** ***It shall moreover examine [the potential future [mandatory] use of the public interface,] and the possibility for the posting declaration and the application for a portable document A1 to be brought closer together technically*** ~~in the Member States~~. ***The Commission shall take into account the opinion of the relevant stakeholders, including***

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								national enforcement authorities, social partners and service providers, in particular SMEs.
Article 9, first paragraph a								
G	93a			***1a. For the purposes of that report, the Commission shall take into account the opinions of the users of the public interface, in particular of SMEs, and of the relevant stakeholders, including the social partners and, of the national enforcement authorities. Since the national enforcement authorities are responsible for ensuring the correct application of this Regulation, their opinions shall be given particular weight in the Commission's evaluation.***				G
Article 9, first paragraph b								
G	93b			***1b. The report shall also explore the possibility of extending data reusability and the use of the public interface to portable document A1 to technically merge them into a single interface.***				G
Article 10								
G	94	Article 10 Entry into force		Article 10 Entry into force		Article 10 Entry into force		Article 10 Entry into force G

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate		VS.EC Draft agreement	
Article 10, first paragraph							
G	95	This Regulation shall enter into force three months following the date of its publication in the Official Journal of the European Union.	This Regulation shall enter into force three months following the date of its publication in the Official Journal of the European Union.	This Regulation shall enter into force three months following the date of its publication in the Official Journal of the European Union.		This Regulation shall enter into force three months following the date of its publication in the Official Journal of the European Union.	G
Article 10, second paragraph							
G	96	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.		This Regulation shall be binding in its entirety and directly applicable in all Member States.	G
Formula							
G	97	Done at Brussels,	Done at Brussels,	Done at Brussels,		Done at Brussels,	G
Formula							
G	98	For the European Parliament	For the European Parliament	For the European Parliament		For the European Parliament	G
Formula							
G	99	The President	The President	The President		The President	G
Formula							
G	100	For the Council	For the Council	For the Council		For the Council	G
Formula							
G	101	The President	The President	The President		The President	G
Annex 1							
R	101a		***Annex I*** ***Standard Form***			***Annex I*** ***List of information requirements to be included in the standard form***	R
Annex 1, point A.							

	CLEAN	Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft agreement
R	101b		*A. A. INFORMATION RELATED TO THE SERVICE PROVIDER* *1. Identity of the person submitting the declaration (name, telephone, e-mail)* *2. Type of posting* *(a) Posting under a contract for service,* *(b) Intra-group posting, or* *(c) Posting by a temporary work agency* *2a. For each type of posting, whether posting is:* *(a) as a subcontractor [yes] [no]* *(b) if the answer to point (a) is 'yes': the business registration number of the main contractor* *(c) a chain/double posting [yes] [no]* *3. Name of the posting company* *4. Country of establishment of the posting company* *5. Full postal address of the posting company (street, house number, town, postal code, country)* *6. Contact details of the posting company (phone, e-mail)*		*A. Information related to the service provider* *1. Identity of the person submitting the declaration (name, phone, e-mail)* *2. Type of the posting* *(a) Posting under a contract for service, or* *(b) Intra-group posting, or* *(c) Posting by a temporary work agency* *3. Indication of chain/double posting* *4. For posting as a subcontractor, name of the main contractor, the EU VAT identification number of the main contractor, or if EU VAT identification number is not available: business registration number of the undertaking in the country of establishment* *5. Name of the posting undertaking[1]* *6. Country of establishment of the posting undertaking*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				[General phone and email, not contact person] *7. Field of business (According to applicable national classification scheme or, if no applicable scheme, NACE classification with free text to identify NACE classification)* *8. [If applicable] EU VAT identification number* *9. Business registration number of posting company in the Member State of establishment* *10. [If applicable] Number of the authorisation to carry out temporary employment agency activities*				*7. Full postal address of the posting undertaking (street, house number, town, postal code, country)* *8. Contact details of the posting undertaking (phone, e-mail)* *9. Field of business (NACE classification with free text to identify NACE classification, voluntary free text field for additional comments)* *10. EU VAT identification number* *If not available: Business registration number of posting undertaking in the country of establishment* *11. Identity of the legal representative or other person representing the undertaking in administrative and legal proceedings (first name and surname; address, including street, house number, town, postal code, country)*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
								12. If applicable, the justification for the use of a temporary employment undertaking or placement agency and the number of the authorisation to carry out temporary employment undertaking or placement agency activities in the country of establishment *1. The purpose is to cover all economic operators.*
Annex 1, point B								
R	101c			*B. INFORMATION RELATED TO THE POSTED WORKER* *1. First name and surname* *2. Job title or description of the job required to perform during the posting* *3. Professional qualifications* *4. Date of birth* *5. Passport number or National Identity Card number (must correspond to the form of identification used by the individual during their stay in the receiving Member State)* *6. Personal identification number, such as a tax or social security number*				*B. Information related to the posted worker[1]* *1. First name and surname* *2. Job title or description of the activity to be performed during the posting* *3. Birth date* *4. Passport number or National Identity Card number (must correspond to the form of identification used by the individual during their stay in the receiving Member State)*	R

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				7. Third country national [yes] [no] *– If yes: Nationality* *8. Starting date of the employment relationship in the Member State of habitual work* *9. Member State of affiliation for social security purposes* *10. Phone number & Email address of posted worker*				*5. Nationality (EU and third country nationals)* *6. Email address, where the public interface transmits an extract of the posting declaration to the posted worker* *7. For third country nationals: confirmation of a valid residence and work permit or other arrangement of lawful residence and employment in the Member State of establishment of the service provider; starting date of the employment relationship with the service provider and, if applicable, end date* *8. Member State of affiliation for social security purposes* *9. An indicative level of hourly rate of pay of the posted worker* *1. Individually per posted worker.*
Annex 1, point C.								
R	101d			*C. INFORMATION RELATED TO THE POSTING* *1. Beginning and end date of the posting OR Beginning date and anticipated duration of*				*C. Information related to the posting[1]* *1. Anticipated beginning and end date of the posting*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				posting (automatic calculation of the other) *2. The nature of the service provided / nature of the activity (According to applicable national classification scheme or, if no applicable scheme, NACE classification with free text to identify NACE classification)* *3. Address(es) of the workplace:* *(a) address of the service recipient as workplace and/or* *(b) other workplace(s) (street, house number, postal code, town or geographical coordinates)* *To be filled in for all workers or individually for each worker* *4. Anticipated work hours:* *– Usual start and end time of work* *– Days off per week* *5. Rate of pay or bonus* *6. Travel expenses paid (yes) (no)* *7. Meals expenses paid (yes) (no)* *8. Accommodation expenses paid (yes) (no)* *9. Collective lodgings (Yes) (No)*				*2. Indication if the posting is a replacement of a posted worker by another posted worker performing the same task at the same place* *3. The nature of the service provided / nature of the activity (NACE classification with free text to identify NACE classification, voluntary free text field for additional comments)* *4. For services provided in the construction sector: confirmation of registration in relevant national registers* *5. Address(es) of the workplace:* *(a) address of the service recipient as workplace and/or* *(b) other workplace(s) (street, house number, postal code, town, geographical coordinates or licence plate and phone number)* *6. Availability of documents:* *(a) from the person to liaise with the competent national authorities, or* *(b) at the workplace, or*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				– If yes: Address (street, house number, postal code, town or geographical coordinates) *10. Availability of documents:* *(a) from the person to liaise with the competent national authorities, or* *(b) at the workplace, or* *(c) other location (street, house number, postal code, town), or* *(d) electronically*				*(c) other location (street, house number, postal code, town), or* *(d) electronically, or* *(e) submitted through the public interface* *7. Full postal address of collective accommodation provided by employer (if applicable) (street, house number, postal code, town or geographical coordinates)* *1. Individually per posted worker*
Annex 1, point D								
R	101e			*D. INFORMATION RELATED TO THE PERSON(S) TO LIAISE WITH THE COMPETENT AUTHORITIES IN THE HOST MEMBER STATE (ART. 9 (1) (E) AND/OR (F) OF DIRECTIVE 2014/67/EU)* *1. Indication if contact person is either:* *(a) other person, or* *(b) company* *2. If (a) - First name and surname and personal identification number, such as a tax or social security number,*				*D. Information related to the persons to liaise with the competent authorities in the host Member State and with social partners[1]* *1. Indication if contact person is either:* *(a) one of the posted workers, or* *(b) other person, or* *(c) undertaking* *2. First name and surname or name of the undertaking* *3. Phone*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				Passport number or Identity card number *If (b) - Company name and business registration number* *3. Phone and E-mail* *4. Address (street, house number, town, postal code, country)*				*4. Email* *5. Address (street, house number, town, postal code, country) (only in case of option (b) or (c) above)* *6. If applicable, EU VAT identification number or if EU VAT identification number is not available: business registration number of the undertaking in the country of establishment) (only in case of option (c) above)* *1. In case there are two different contact persons, information in points 1 to 6 has to be filled in for both persons.*
Annex 1, point E.								
R	101f			*E. INFORMATION RELATED TO THE SERVICE RECIPIENT* *If in Section A, point 2 one of the following types of posting has been indicated:* *– posting under a contract for service* *– intra-group posting* *1. Type of the service recipient:* *(a) company, or* *(b) private person*				*E. Information related to the service recipient* *If in Section A, point 2 one of the following types of posting has been indicated: posting under a contract for service, intra-group posting:* *1. Type of the service recipient:* *(a) undertaking, or* *(b) private person*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				2. Name of the service recipient (if company) *3. Address and contact details of the service recipient (if company) (street, house number, postal code, town, e-mail and phone number)* *4. Business identification number of the service recipient in the host Member State (if company)* *If in Section A, point 2 the following type of posting has been indicated:* *– posting by a temporary work agency* *1. Name of the user undertaking* *2. Address and contact details of the user undertaking (street, house number, postal code, town, e-mail and phone number)* *3. Business identification number of the user undertaking in the host Member State* *– in case of a double or chain posting* *4. Name of the user undertaking and identity of the legal representative or other person representing the service recipient in administrative and*				*2. If the service recipient is an undertaking: undertaking's name of the service recipient* *3. If the service recipient is an undertaking: address of the service recipient (street, house number, postal code, town, country)* *4. If the service recipient is an undertaking: e-mail, phone* *5. If applicable, EU VAT identification number or if EU VAT identification number is not available: business registration number of the undertaking in the Member State of establishment);* *6. If the service recipient is an undertaking: legal representative or other person representing the company in administrative and legal proceedings (first name and surname; address, including street, house number, town, postal code, country)* *If in Section A, point 2 the following type of posting has*

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft agreement
				legal proceedings (Full name, date and place of birth, identity card number)				*been indicated: posting by a temporary work agency[1]:* *1. Name of the user undertaking* *2. Address of the user undertaking (street, house number, postal code, town)* *3. E-mail, phone* *4. If applicable, EU VAT identification number or if EU VAT identification number is not available: business registration number of the user undertaking in the Member State of establishment)* *5. Legal representative or other person representing the user undertaking in administrative and legal proceedings (first name and surname, address, including street, house number, town, postal code, country)* *1. If in section A, point 3, a chain/double posting is indicated, the information in points 1 to 5 of this sub-section, for each undertaking.*