Posting of workers: Where are we now and where are we heading?

5 March 2020 | Programme: 9:00 – 17:00    Dinner: 19:00
KU Leuven, Tiensestraat 41, College De Valk

Organised by the Institute for European Law (KU Leuven) and the European Trade Union Institute (ETUI), this seminar will be an opportunity to present and discuss the results of recent research projects related to the posting of workers in the European Union. The posting of workers remains a politically and legally contentious matter and continues to feature on the agendas of researchers and policy-makers alike. It is a topic that can be best-tackled in an interdisciplinary manner, therefore, the seminar aims at gathering experts from a diverse set of disciplines including law, political science and sociology with an objective to foster open discussion on: 1) where we are now (status quo) and 2) where we are heading (quo vadis?) when it comes to the posting of workers. The speakers are invited to actively engage in an interdisciplinary exchange and to look at the phenomena of posting from a diverse set of perspectives. During the seminar a special emphasis will be also put on the recent trends in relation to posting (e.g. the posting of third country nationals, negotiations on social security rules) and the enforcement of posted workers’ rights (e.g. judicial and administrative enforcement).

Programme

9.00 – 9.20 Registration

9.20 – 9.30 Welcome
Elise Muir (KU Leuven) - Introduction

9.30 – 9.45 Opening words
Catherine Barnard (University of Cambridge)
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<th>Time</th>
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| 9.45 – 11.00 | **Session 1: Understanding the phenomena of posting** | Zane Rasnača (ETUI, KU Leuven) | Jozef Pacolet / Frederic De Wispelaere (KU Leuven)  
“The more we know about posting, the better we can discuss it: the importance of collecting data on posted workers”  
Nathan Lillie (University of Jyväskylä)  
“Posting as a driver of change in national industrial relations”  
Dries Lens (University of Antwerp)  
“What motivates companies to use Posting? A case study of Belgium” |
| 11.00 – 11.15 | **Coffee break**                             |                                            |                                                                                                   |
| 11.15 – 12.30 | **Session 2: Litigating posting**            | Robin Gadbled (KU Leuven)                  | Zane Rasnača (ETUI, KU Leuven) / Magdalena Bernaciak (American University in Bulgaria)  
“Up a creek without a paddle? Judicial enforcement of posted workers’ rights in EU member states”  
Heiner Fechner (Bremen University) – Germany  
“Posting and German courts – Individual progress and collective challenges”  
Barbara Kresal  
“Slovenian Case-Law on Posting of Workers: Still Many Open Questions” |
| 12.30 – 13.30 | **Lunch**                                    |                                            |                                                                                                   |
| 13.30 – 15.00 | **Session 3: A round table on challenging the narrative on posting** | Eleni De Becker (Eubelius)                | Frank Hendrickx (KU Leuven)  
Sophie Robin Olivier (Université Paris I)  
Herwig Verschueren (University of Antwerp)  
Carita Rammus (European Commission) |
| 15.00 – 15.30 | **Coffee break**                             |                                            |                                                                                                   |
15.30 – 16.45  Session 4: Future agenda for posted work

Chair: Elise Muir (KU Leuven)

Speakers:
- Piet Van Nuffel (KU Leuven)
  “A new EU agency supporting labour mobility: The European Labour Authority”
- Izabela Florczak (University of Lodz)
  “Poland. Between posting out and posting through”
- Eszter Kollar (KU Leuven)
  “What we owe to temporary labour migrants: A moral Trilemma”

16.45 – 17.00  Concluding words

Philippe Pochet (ETUI)

19.00 – Dinner