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Emne: Anmodning om bidrag til besvarelse af Folketingsspørgsmål/Request for contribution to reply to questions from the Danish Parliament
Vedhæftede filer: Anmodning om bidrag til besvarelse af folketingsspørgsmål om straf for arbejdsmiljølovsovertrædelser.docx; Request for contributions to reply to questions from the Danish Parliament (Folketing) regarding penalties for breaches of the Danish Working Environment Act.docx; BEU spm. nr. 92.pdf; BEU spm. nr. 93.pdf; BEU spm. nr. 94.pdf; BEU spm. nr. 95.pdf; BEU spm. nr. 96.pdf

Til rette vedkommende

Se venligst vedhæftede anmodning om bidrag til besvarelse af folketingsspørgsmål om arbejdsmiljølovsovertrædelser. Vi anmoder om jeres bidrag senest den 1. oktober 2015.

To whom it may concern

Please note the attached request for contributions to reply to questions from the Danish Parliament (*Folketing*) regarding penalties for breaches of the Danish Working Environment Act. We kindly ask for Your response no later than October 1st 2015.

Med venlig hilsen/Kind regards

Sofie Bisbjerg
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Særligt skærpende omstændighed	20.000	20.000	20.000	20.000	20.000	20.000	20.000	20.000
Differentiering *)	0	35.000	52.500	70.000	0	55.000	82.500	110.000
I alt	70.000	105.000	122.500	140.000	110.000	165.000	192.500	220.000

**) På virksomheder med 0-9 ansatte gives en normalbøde. På virksomheder med 10-34 ansatte forhøjes normalbøden med 50 procent. På virksomheder med 35-99 ansatte forhøjes normalbøden med 75 procent. På virksomheder med 100 eller flere ansatte forhøjes normalbøden med 100 procent.*

Arbejdstilsynet skal anmode om bidrag til besvarelse af ovenstående spørgsmål. Da der er tale om spørgsmål til Folketinget, vil Arbejdstilsynet anmode om, at sagen behandles hurtigst muligt. Arbejdstilsynet imødeser derfor gerne bidrag senest den 1. oktober 2015. Hvis det ikke er muligt at nå denne frist, bedes I rette henvendelse til nedenstående. Besvarelserne modtages gerne på engelsk eller skandinavisk.

På forhånd tak for hjælpen.

Med venlig hilsen

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LETTER



10 September 2015

Ref. no. 20150070050

SBT/sbi

Request for contributions to reply to questions from the Danish Parliament (*Folketing*) regarding penalties for breaches of the Danish Working Environment Act

To whom it may concern

A member of the Danish Parliament (*Folketing*) has submitted a number of questions to the Minister for Employment regarding penalties for infringement of the Working Environment Act in countries neighbouring Denmark. The Danish Working Environment Authority has been asked to coordinate the replies.

The questions are as follows:

- Question 92: Would the Minister send a list of health and safety penalties/fines broken down into the same categories as in the table in the Bill amending the Working Environment Act (distributed at Parliament's standing Employment Committee (BEU alm. del - annex 21)) for Norway, Sweden, Finland, Iceland and Germany?
- Question 93: Is imprisonment of employers a penalty option in Norway, Sweden, Finland, Iceland and Germany for breaches of occupational health and safety legislation? If so, under what circumstances and how often does this occur in the individual countries?
- Question 94: Is withdrawal of the right to operate a business a penalty option for infringements in Norway, Sweden, Finland, Iceland and Germany? If so, under what circumstances and how often does this occur in the individual countries?
- Question 96: Are Danish employers and employers from Norway, Sweden, Finland, Iceland and Germany sentenced to community service for infringement of occupational health and safety legislation? If so, how many, how long is the sentence, and for what infringements?

The above questions are attached (in Danish).

A table is mentioned in question 92, which was submitted to Parliament's standing Employment Committee (BEU). The table contains a list of the size of fines for breaches of Danish occupational health and safety legislation, broken down by the size of the enterprise (no. of employees) and the specific circumstances of the case. Are there corresponding tables of fines for breaches of occupational health and safety legislation in your countries? If not, is it possible to say something about the general level of fines for breaches of occupational health and safety legislation?

The table has been inserted below (all figures are in DKK):

Proposed regulations	0-9 employees	10-34 employees	35-99 employees	100 or more employees	0-9 employees	10-34 employees	35-99 employees	100 or more employees
"Basic fine"	20,000	20,000	20,000	20,000	40,000	40,000	40,000	40,000
Serious injury or death	20,000	20,000	20,000	20,000	40,000	40,000	40,000	40,000
Aggravating circumstances	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000
Especially aggravating circumstances	20,000	20,000	20,000	20,000	20,000	20,000	20,000	20,000
Differentiation *)	0	35,000	52,500	70,000	0	55,000	82,500	110,000
Total	70,000	105,000	122,500	140,000	110,000	165,000	192,500	220,000

**) An ordinary fine is imposed on enterprises with 0-9 employees. The ordinary fine is increased by 50% for enterprises with 10-34 employees. The ordinary fine is increased by 75% for enterprises with 35-99 employees. The ordinary fine is increased by 100% for enterprises with 100 or more employees.*

The Danish Working Environment Authority would be grateful for contributions to reply to the above questions. As these are questions for the Danish Parliament, we would be grateful if you could reply as soon as possible. Therefore, please submit your reply by no later than 1 October 2015. If this is not possible, please reply to the undersigned. Please reply in English or Scandinavian.

Many thanks for your help.

Yours sincerely

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