



Mr. Guy Parmelin,  
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### Swiss legislation on Posted Workers

Dear colleague, Guy Parmelin

7 March 2019

**File No.** 2018 - 7825

The Danish Parliament and its European Affairs Committee has requested information on the Swiss implementation of the EU directive on posted workers and in the Swiss requirements to ensure pay and working conditions for posted workers corresponding to Swiss standards.

Based on information received from the Danish Embassy, Berlin, which also covers Switzerland, inter alia based on the official Swiss website [<https://www.admin.ch/opc/de/classified-compilation/19994599/index.html>] and the Swiss Act on Posted Workers ('Entsendegesetz') I understand that:

- Switzerland has limited the duration of work performed by posted workers to 90 days in a year.
- Switzerland has a system for broadening the coverage of sectoral collective agreements and for introducing minimum wages to sectors not covered by collective agreements.
- Switzerland has a notification system where a service provider who uses posted workers, needs to make a declaration to the Swiss authorities 8 days prior to the commencement of the work.
- Switzerland may require that the service provider in some cases poses a deposit.
- Switzerland has a control and enhancement system providing for sanctions in case of violations.

Further to this, I understand that:

- Some of these requirements are due to the specificity of the legal relationship between the EU and Switzerland.
- Some of the Swiss requirements are now under consideration

Besides the elements above, I would like ask whether there are other relevant elements of the existing regulation on the labour market that you would like to highlight or any relevant additions to the abovementioned points. I would like to share your answer with the Danish Parliament.

Thank you in advance.

Copy of this letter has been sent to the Danish Parliament's European Affairs Committee.

Yours sincerely,

A handwritten signature in blue ink, reading "Troels Lund Poulsen". The signature is written in a cursive style with a large initial 'T'.

Troels Lund Poulsen