



EUROPEAN COMMISSION

Brussels, 14.6.2022
C(2022) 4099 final

Dear President,

The Commission would like to thank the Senát for its Opinion on the proposal for a Directive of the European Parliament and of the Council on improving working conditions in platform work {COM(2021) 762 final} and the Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions - Better working conditions for a stronger social Europe: harnessing the full benefits of digitalisation for the future of work {COM(2021) 761 final}.

The objective of the legislative proposal is to improve the working conditions for persons performing platform work while supporting the conditions for sustainable growth of digital labour platforms in the EU.

The Commission takes seriously the concerns of the Senát as regards the proportionality of the proposed measures, the need for human oversight and review of the outcomes of automated monitoring and decision-making systems.

The new algorithmic rights put forward in the Directive will ensure both workers and self-employed are better informed about the use of automated monitoring and decision-making systems, and the impact they have on working conditions. The Directive also provides for collective information rights for workers' representatives. The new rights will also ensure human monitoring and review of decisions that significantly affect the working conditions.

The Commission is convinced that the principle of proportionality is respected, considering the size and nature of the identified problems. For instance, the provisions on automated monitoring and decision-making systems do not go beyond what is necessary to achieve the objectives of fairness, transparency, and accountability in algorithmic management. The Commission is committed to making sure that this initiative brings fairness without hindering innovation and the availability of services provided through platforms in the EU.

The Commission proposal is currently in the legislative process involving both the European Parliament and the Council. The Senát's Opinion has been made available to the Commission's representatives in the ongoing negotiations of the co-legislators and will inform these discussions.

*Miloš VYSTRČIL
President of the Senát
Valdštejnské náměstí 17/4
CZ – 118 01 PRAGUE 1*

The Commission hopes that the clarifications provided in this reply address the issues raised by the Senát and looks forward to continuing the political dialogue in the future.

Yours faithfully,

*Maroš Šefčovič
Vice-President*

*Nicolas Schmit
Member of the Commission*