



# **E-Handbook on Cross-border Enforcement**

## **OSH for Mobile Workers**

### ***AUSTRIA***

*Republic of Austria*

*Committee of Senior Labour Inspectors (SLIC)*

*Last version adopted at the 83<sup>rd</sup> SLIC Plenary in Stockholm, 10 May 2023*

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## FOREWORD

The first version of the E-Handbook on Cross-border Enforcement was published in 2016 and updated in 2019. The last version was published in 2021 in the [Library of the SLIC public site](#) on the EU collaborative platform CIRCABC.

This last version had a format that enhances a better public disclosure of the organisation of the bodies and entities dealing with the inspection of occupational safety and health in EU Member States, as well as in Norway and Switzerland. The purpose of that E-Handbook was to provide labour inspectorates with informative tools to facilitate cooperation and mutual assistance with competent bodies from other countries.

The new working group on Mobile Workers on OSH matters, which replaced the previous working group dedicated to cross-border enforcement, was mandated to update the content of the E-Handbook for several reasons.

First, it was necessary to add new regulations such as the new Directive (EU) 2020/1057 laying down specific rules for posting of drivers in the road transport, a sector which moreover includes aspects related to the enforcement of working time under Directive 2006/22/EC, a matter that is considered a part of OSH legislation in many Member States.

Secondly, it was necessary to enlarge the content of that handbook following the new scope of the working group dedicated to mobile workers. A mobile worker is someone who works in more than one Member State or travels to other Member States as part of his job (posted workers, cross-border workers, seasonal workers, temporary workers, migrant workers...).

Therefore, the handbook should include information on the competence of SLIC Members on legislation about Third Country National workers. This includes Directive 2014/36 on seasonal workers in aspects related to the health and safety conditions such as workers' accommodation and Directive 2009/52 on sanctions. These directives have been explicitly mentioned in the current EU strategic framework on health and safety at work 2021-2027 in a changing world of work.

Moreover, it was necessary to complement some aspects related to the practice of concerted and joint inspections on OSH matters regarding the legal possibility to carry them out in each Member State.

Lastly, the SLIC working group considered that the easiest way to update the existing E-Handbook was to maintain its structure, with the updated information provided by Member States, and to complete it with new items gathered in a specific annex.

Finally, the handbook needed a new title reflecting its purpose and also support to gain more visibility among labour inspectors on the field.

We hope that this document will be a useful tool for national labour inspectorates and beyond, for all organisations involved in OSH matters for mobile workers.

This new updated version was announced to SLIC members at the 82<sup>nd</sup> Plenary session of 12 October 2022, held under the Czech Presidency.

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## NATIONAL REPORT: AUSTRIA

<b>LABOUR INSPECTORATE</b>	<b>ARBEITSINSPEKTION (LABOUR INSPECTION)</b>
<b>OTHER COMPETENT AUTHORITIES</b>	<ul style="list-style-type: none"> <li>• Federal Ministry for Labour and Economy</li> <li>• Agriculture and Forestry Inspectorates.</li> <li>• Labour inspection authorities for civil servants of the provinces (Länder) and local communities.</li> <li>• Federal Ministry for Social Affairs, Health, Care and Consumer Protection</li> <li>• Federal Ministry for Climate Action, Environment, Energy, Mobility, Innovation and Technology</li> </ul>

### 1. THE LABOUR INSPECTORATE

#### 1.1. ORGANISATION OF THE LABOUR INSPECTORATE

The Labour Inspectorate is the largest authority for the monitoring of employment conditions in Austria. Its sphere of competence covers the majority of employees.

Only the following groups are excluded:

- The employees of the provinces and local authorities who do not work for a company.
- Employees in agriculture and forestry
- The institutions operated by legally recognised religious communities
- Private households

The Labour Inspectorate monitors the protection of the lives and health of employees, adherence to the provisions on working hours and rest periods, the employment of children and young people, and the protection of pregnant women and nursing mothers.

It does not inspect employment contracts, collective agreements, illegal employment or wage and social dumping. There are separate authorities for these issues as well as the Labour and Social Court.

The Labour Inspectorate is divided into 14 regional offices as well as a separate Labour Inspectorate for construction work.

National Networking is coordinated by the Central-Labour Inspectorate. Altogether around 500 persons are employed in the Labour inspection. Approximately 300 Labour inspectors in the field care for around 250.000 workplaces and supervise compliance with the provisions for the protection of approximately 3.2 million employees.

## 1.2. NATIONAL LEGISLATION AND ILO CONVENTIONS RATIFIED ON LABOUR INSPECTION

The Law on Labour Inspection 1993 (ArbIG) regulates rights and obligations of the Labour Inspectorates.

The Labour Inspections are entitled and/or obliged to:

- Assist and offer consultation in all matters of occupational safety and health
- Enter and inspect plants, work places, and construction sites at any time with or without prior notice,
- Interview persons at work and also ask for written information,
- Inspect documents referring to safety at work or employment,
- Take pictures and take measurements,
- Take samples and arrange for analyses,
- Obtain information on material and machines from producers and distributors,
- Request the competent authorities to enforce measures for the protection of employees,
- By all means attend to complaints without disclosing the source.

Where provisions for the protection of employees are not complied with, Labour Inspectors:

- Enter into consultation with those responsible and ask them in writing to remedy the situation within a fixed period.
- If shortcomings ascertained are not remedied within a fixed or extended period, Labour Inspectors lay an information with the competent authority.
- In the case of a serious infringement, Labour Inspectors have to lay an information immediately.
- In cases of imminent danger to life or health Labour Inspectors are obliged to enforce measures without delay, such as e.g. prohibit any continuation of work prior to the elimination of the danger.

Austria has ratified the ILO Conventions on Labour Inspection listed below.

**Figure N° 1: International Conventions on Labour Inspection ratified**

CONVENTION	RATIFIED	NOT RATIFIED
<b>ILO Convention 81 on Labour Inspection in Industry and Commerce</b>	X	
<b>ILO Convention 129 on Labour Inspection in Agriculture</b>		X
<b>Maritime Labour Convention 2006</b>		X

<b>ILO Convention 187 on Promotional Framework for Occupational Safety and Health</b>	X	
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### 1.3. COMPETENCES OF LABOUR INSPECTORS

#### 1.3.1. Occupational Safety and Health (OSH)

The Labour Inspectorate (Arbeitsinspektion) is the competent body on occupational safety and health with the exceptions listed below:

**Figure N° 2: Map of competence on Occupational Safety and Health**

MATTERS	COMPETENCE OF THE LABOUR INSPECTORATE	OTHER PUBLIC BODIES WITH COMPETENCE
<b>OSH, in general terms</b>	Yes	
<b>Occupational Safety, in general terms</b>	Yes	
<b>Occupational Health, in general terms</b>	Yes	
<b>Work-related accidents</b>	Yes	Austrian Workers' Compensation Board (AUVA <sup>1</sup> )
<b>Trade of Machines and Equipments</b>	No	Federal Ministry for Labour and Economy
<b>Radiations</b>	Yes, but only in a limited area as electromagnetic fields (EMF), optical radiation	
<b>Explosives</b>	Yes	
<b>Mines</b>	Yes	
<b>Vessels</b>	Yes	
<b>Retail sector</b>	Yes	
<b>Horecca</b>	Yes	
<b>Agriculture</b>	No	Agriculture and Forestry Inspectorates
<b>Construction industry</b>	Yes	The Construction Workers' Annual Leave and

<sup>1</sup> Work related accidents must be reported to the Austrian Workers' Compensation Board mandatory for the financial compensation. AUVA administrates these data and makes it available e.g. for the Labour Inspection.

		Severance Pay Fund (BUAK) <sup>2</sup>
<b>Aviation</b>	Yes	
<b>Railway</b>	Yes	
<b>Road Transport</b>	Yes	
<b>REACH</b>	No	Federal Ministry for Climate Action, Environment, Energy, Mobility, Innovation and Technology
<b>Self Employed</b>	No	
<b>Police</b>	Yes	
<b>Civil Servants</b>	Yes	Labour inspection authorities for civil servants of the provinces (Länder) and local communities
<b>Military personnel and premises</b>	Yes	
<b>Penitentiaries</b>	Yes	
<b>Customs</b>	Yes	

### 1.3.2. OSH or Labour Law Matters

**Figure N° 3: Map of competences in matters which could be considered within OSH or Labour Law**

MATTERS	Yes	No
<b>Working hours</b>	X	
<b>Bullying and harassment</b>	X	
<b>Third Party Violence</b>	X	

Bullying, harassment, and third party violence are only addressed within the frame of the Risk assessment of the employer. Special advice centre concerning the theme established by different organisations exist.

### 1.3.3. Labour Law

**Figure N° 4: Map of competences on Labour Law matters**

MATTERS	Yes	No	COMMENTS
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<sup>2</sup> The Construction Workers' Annual Leave and Severance Pay Fund (BUAK) also provides services. The functions of BUAK include the settlement of annual leave remuneration, severance pay, winter holiday and bad weather compensation for construction workers in the construction sector. BUAK organises the contributions by the employers, administrates and invests the funds received and settles workers' claims

<b>Salaries</b>		X	
<b>Equal Treatment</b>		X	
<b>Labour rights</b>		X	
<b>Foreign workers</b>		X	The Labour Inspection is the competent authority to enforce legislation on safety and health at work no matter if the employees are legal or illegal employed
<b>Others</b>			

### 1.3.4. Social Security

**Figure N° 5 Map of competences on Social Security Matters**

<b>MATTERS</b>	<b>Yes</b>	<b>No</b>	<b>COMMENTS</b>
<b>Affiliation of workers (REGISTER)</b>		X	
<b>Contributions to Social Security System</b>		X	
<b>Social Security benefits</b>		X	
<b>Private pension funds</b>		X	
<b>Others</b>			

### 1.4. INSPECTORS' POWERS

**Figure N° 6: Map of Inspectors' powers**

<b>POWERS</b>	<b>Yes</b>	<b>No</b>	<b>COMMENTS</b>
<b>Visit workplaces</b>	X		
<b>Request for documents</b>	X		
<b>Summon employers to the Inspection Office</b>		X	
<b>Recommendations / Assistance</b>	X		
<b>Injunction / Improvement notice</b>	X		
<b>Initiate an administrative punishment</b>	X		

<b>procedure</b>			
<b>Initiate a judicial punishment procedures</b>		X	
<b>Imposing fines</b>		X	Labour Inspectorates have to request for an exact fine rate.
<b>Stoppage / Prohibition Notice</b>	X		
<b>Notify offences to the Public Prosecutor or the Judge</b>	X		
<b>Others</b>	Labour Inspection is party in the administrative proceeding As the Labour Inspection is party in the administrative proceeding they have the right to appeal if the reported infringement is not treated accordingly		

## 1.5. MECHANISMS OF COOPERATION AND EXCHANGE OF INFORMATION WITH OTHER NATIONAL PUBLIC BODIES

**Figure N° 7: Cooperation mechanisms with other national public bodies**

<b>BODIES</b>	<b>Yes</b>	<b>No</b>	<b>COMMENTS</b>
<b>Tax Authorities</b>	X		The Tax administration has a database with all notifications of posting workers. Access is provided also for the Labour Inspection.
<b>Social Security bodies</b>	X		
<b>Police</b>	X		Report severe work related accidents to the Labour Inspection, Assistance for the Labour Inspection to make sure that they are able to fulfil their obligations
<b>Public Prosecutor</b>		X	
<b>Others</b>	The Construction Workers' Annual Leave and Severance Pay Fund (BUAK)		

## 2. POSTING OF WORKERS

### 2.1. NATIONAL LEGISLATION

The legal disposition, which transposes 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, is the following:

Until the end of 2016:

- 1) §§ 7 – 7o Arbeitsvertragsrechts-Anpassungsgesetz (Employment Contract Law Adaption Act - AVRAG) BGBl. (Federal Gazette) No 459/1993 latest amendment BGBl. I 54/2018.
- 2) Arbeitskräfteüberlassungsgesetz (Act on temporary agency work - AÜG) BGBl. Nr. 196/1988 latest amendment BGBl. I 38/2017.
- 3) Bauarbeiter Urlaubs- und Abfertigungsgesetz (Act on Construction Workers' Holiday and Severance Pay - BUAG) BGBl. Nr. 414/1972 latest amendment BGBl. I 59/2018.

From 1st of January 2017 onwards:

Instead of 1.) Anti-Wage and Social Dumping Act (LSD-BG) BGBl. I 44/2016, latest amendment BGBl. I 111/2022.

#### **Figure N° 8: EU Directives on posting of workers implemented**

DIRECTIVE	Yes	No	DATE
<b>Directive 96/71</b>	X		1999
<b>Directive 2014/67</b>	X		2017
<b>Directive 2018/957</b>		X	2021

### 2.2. ADMINISTRATIVE REQUIREMENTS AND CONTROL MEASURES

Employers seated in an EU, an EEA Member State or in Switzerland are required to notify posting or hiring out of workers to the Austrian Central Co-Ordinating Agency Charged with Investigating Illegal Employment. In doing so, they have to use forms which are available online.

Labour inspection has access to data notified in this way (§ 20 (7) Arbeitsinspektionsgesetz 1993 – ArbIG).

Employers seated in third countries can post or hire out workers on a cross-border basis only under a posting permit, an employment permit and/or a temporary employment permit.

### 2.2.1. Deadline to submit the declaration

The report has to be done immediately before the start of work (when posting or hiring out mobile workers in the transport sector, prior to their entry to Austria) at the latest.

### 2.2.2. Content of the declaration of posting

**Figure N° 9: Content of the posting declaration**

COMPANY DATA		
	YES	NO
Identity of Service Provider	X	
Representative of the company in your country	X	
A person designated for acting as a representative into collective bargaining within the host Member State		X
Activity	X	
Authorization in the sending MS	X <sup>3</sup>	
If it is a Temporary Work Agency or not	X	
Identity Tax Number	X	

WORKERS DATA		
	YES	NO
Number of workers	X	
Name of workers	X	
Nationality	X	
Age	X	
Role	X	

POSTING DATA		
	YES	NO
Envisaged beginning	X	
End date of the posting	X	
Anticipated Duration	X	
Address(es) of the workplace	X	

<sup>3</sup> The report (declaration) in Austria has to include: If an official permit is required for the employment of the posted workers in the state in which the employer is established, the name of the issuing authority and the reference number, the date of issue and the period of validity or a copy of the permit.

If the posted workers require a residence permit in the state in which the employer is established, the name of the issuing authority and the reference number, the date of issue and the period of validity or a copy of the permit.



<b>Nature of the services justifying the posting</b>	X	
<b>Contractor</b>	X	

<b>LABOUR CONDITIONS</b>		
	<b>YES</b>	<b>NO</b>
<b>Working hours</b>	X	
<b>Salaries</b>	X	
<b>Collective accommodation</b>		X
<b>Use of dangerous agents</b>		X
<b>Prevention services</b>		X

As for further details concerning the declaration and other administrative requirements see [http://www.entsendplattform.at/cms/Z04/Z04\\_10.5.1/formal-requirements/notification-requirements](http://www.entsendplattform.at/cms/Z04/Z04_10.5.1/formal-requirements/notification-requirements)

### 2.3. SOCIAL SECURITY PROCEDURES

In Austria, A1 forms and information on the relevant social security legislation are delivered by Health Insurance Institutions.

**Figure N° 10: Position of the Labour Inspectorate with regard to A1 forms**

	<b>Yes</b>	<b>No</b>
<b>Access to A1 forms delivered by national authorities</b>		X
<b>The Labour Inspectorate is consulted about the approval of A1 forms by competent institutions</b>		X
<b>Access to A1 forms delivered by other Member States</b>		X

### 2.4. WORK RELATED ACCIDENTS / OCCUPATIONAL DISEASES OF POSTED WORKERS

In the Republic of Austria the Labour Inspectorate receives in some cases immediately and effectively notifications of work related accidents suffered by posted workers

Serious or fatal accidents at work have to be reported to the responsible Labour Inspectorate immediately, unless the police have been notified. In the latter case the Labour Inspectorate is informed by the police. Regardless of this, the relevant work accident insurance institution (e.g. the Austrian Workers' Compensation Board) has to be notified. This applies to fatal accidents and those in which the employee has been wholly or partly unable to work for more than three days. This notification must take place within five days of the accident.

In the case of less serious accidents, there is no obligation to notify the authorities.

## 2.5. NATIONAL AUTHORITIES INVOLVED IN POSTING OF WORKERS

**Figure N° 11: Authorities involved in posting of workers**

	Yes	No
<b>Labour authorities</b>	<b>X</b>	
<b>OSH authorities</b>	<b>X</b>	
<b>Customs authorities</b>	<b>X</b>	
<b>Tax authorities</b>	<b>X</b>	
<b>Social Security Institutions</b>	<b>X</b>	
<b>Others</b>	Construction Workers' Holiday and Severance Pay Fund	

### 3. COOPERATION AND MUTUAL ASSISTANCE

#### 3.1. LEGISLATION ON MUTUAL ASSISTANCE

**Figure N° 12: Legislation and International Conventions signed and ratified**

	RATIFIED / IMPLEMENTED	APPLICABLE TO L.I.	COMMENTS
<b>Legislation on Mutual Assistance implementing Dir. 96/71 and Dir. 2014/67</b>	<b>Yes</b>	<b>Yes</b>	§ 20 (9) Labour Inspection Act
<b>European Convention in Criminal Matters</b>	<b>Yes</b>	<b>No</b>	If regulations on occupational safety and health are not adhered to, this constitutes an administrative offence, which can lead to administrative penal proceedings.
<b>Convention 094 Council of Europe</b>	<b>Yes</b>	<b>Yes</b>	The service of documents from the Austrian Labour Inspection to an employer abroad is possible in States which ratified the Convention concerned. The service of documents is not made directly to the employer abroad but to a central authority named by the State.
<b>Others</b>			

#### 3.2. BILATERAL AND MULTILATERAL AGREEMENTS ON LABOUR INSPECTION

**Figure N° 13: Bilateral Agreements signed**

COUNTRIES	DATE
<b>Germany</b>	1990

### 3.3. REQUEST AND RECEPTION OF INFORMATION FROM OTHER INSPECTORATES

Due to § 20 (9) Labour Inspection Act the Austrian Labour Inspection is entitled and obliged -in accordance within the national regulations - to cooperate with and provide information to authorities from Member states of EEA, which are competent to control the compliance with OSH regulation. The cooperation and the granting of information have to be done in accordance with the national regulations, which mean that the national data protection regulations as well as regulations concerning the official secrecy and the mutual assistance must be considered.

**Figure N° 14: Exchange of information from other Labour Inspectorates**

MATTERS	YES	YES But subjected to previous Protection Data Authorities supervision or approval	NO
Does current regulation in your country allow providing information directly to other Labour Inspectorates?	X		
Does current regulation in your country allow receiving information directly from other Labour Inspectorates?	X		

### 3.4. TOOLS FOR EXCHANGING INFORMATION

#### 3.4.1. IMI (Internal Market Information System) for Posting of workers

**Figure N° 15: Liaison office of the Labour Inspectorate in IMI**

	Yes	No
Use of IMI by the Labour Inspectorate	X	
In affirmative case, specify the liaison offices	Central and regional offices	

Contact details: Federal Ministry for Labour and Economy, e-mail: [ii9@bmaw.gv.at](mailto:ii9@bmaw.gv.at)

#### 3.4.2. KSS (Knowledge Sharing System)

The Austrian Labour Inspectorate usually participates in KSS System.  
 Contact details: [Charlotte.Salomon@bmaw.gv.at](mailto:Charlotte.Salomon@bmaw.gv.at) and [Walter.Rauter@bmaw.gv.at](mailto:Walter.Rauter@bmaw.gv.at)

### 3.5. FINES AND EXECUTION OF FINES PROPOSED OR IMPOSED BY THE LABOUR INSPECTORATE

**Figure N° 16: Nature of fines**

	Yes	No
Penal or criminal fines		X
Administrative fines	X	
Others		

**Figure N° 17: Execution time of fines**

	Yes	No
After the first judgement of the courts		X
After the final judgement of the courts		X
After the first administrative decision		X
After the binding administrative decision	X	
Others		

**Figure N° 18: Nature of Courts where fines can be appealed**

	Yes	No
Penal/Criminal courts		X
Labour/Civil courts		X
Courts for administrative affairs	X	
Others		

**Figure N° 19: Authorities with competence to collect fines**

	Yes	No
Labour Inspection Authorities		X
Labour/ Government Authorities		X
Tax/Customs Authorities	X	
Courts	X	
Others		

**Figure N° 20: Legal framework to collect fines imposed by authorities from other Member States**

	YES	IF YES, is it applicable to Labour Inspectorate proceedings?	NO Authorities supervision or approval	COMMENTS
<b>Framework Decision 2005/214</b>	X	No		Framework Decision 2005/214 has been transposed in Austria by EU-Verwaltungsstrafvollstreckungsgesetz (EU-VStVG). Although OSH matters are basically covered by these regulations the Austrian Labour Inspection is not the competent authority to enforce these regulations
<b>Directive 2014/67 on administrative fines</b>	X	Yes		Part 3 of the Anti-Wage and Social Dumping Act (Lohn- und Sozialdumping-Bekämpfungsgesetz, LSD-BG)
<b>International or Bilateral Conventions</b>	X	Yes		Agreement between the Republic of Austria and the Federal Republic of Germany concerning mutual assistance in administrative matters
<b>Other National Rules</b>				

## ANNEX E-HANDBOOK (UPDATING 2023)

**SLIC MEMBER:** Ms Gertrud BREINDL / alternate: Ms Alexandra MARX

**MEMBER STATE:** AUSTRIA

### 1. About the Directive (EU) 2020/1057 of the European Parliament and of the Council of 15 July 2020 laying down specific rules with respect to Directive 96/71/EC and Directive 2014/67/EU for posting drivers in the road transport sector and amending Directive 2006/22/EC as regards enforcement requirements and Regulation (EU) No 1024/2012

#### 1.1. Transposition to National Legislation

Transposition	National Law or Regulations	Date
Yes	Amendment to Anti-Wage and Social Dumping Act (Lohn- und Sozialdumping-Bekämpfungsgesetz, LSD-BG), BGBl (Federal Gazette) I 111/2022  Working Time Act AZG, Working Rest Act ARG	19 July 2022

#### 1.2. Competences of the SLIC Member on road transport (in regard to the labour inspection)

LEGISLATION	COMPETENCE	COMMENTS
Regulations 1071/09, 1072/09 and 1073/09 on road transport activity	No	
Regulation 561/06 on driving time	Yes	
Directive 2006/22 on social legislation in road transport	Yes	
Article 1 of Directive 2020/1057 on posting of workers on road transport	No	

## 2. About Article 20.2.c) of Directive 2014/36/EU of the European Parliament and of the Council of 26 February 2014 on the conditions of entry and stay of third-country nationals for the purpose of employment as seasonal workers regarding health and safety conditions of workers' accommodation

### 2.1. Transposition to National Legislation

Transposition		National Law, Regulations or Collective Agreements	Date
Yes		Austrian Act Governing the Employment of Foreign Nationals  §28 (7) Health and Safety at Work Act in conjunction with § 37 Workplace Ordinance. Posted workers are also entitled to reimbursement of accommodation costs under § 3(7) of the Anti-Wage and Social Dumping Act (LSD-BG).	01.10.2017

### 2.2. Competences of the SLIC Member on health and safety conditions on workers' accommodation

COMPETENCE	COMMENTS
Yes	It should be noted that in the context of seasonal work, the competence of the labour Inspection must be checked in any case. A differentiation from agriculture and forestry (e.g. harvest workers) is necessary, as the Agriculture and Forestry Inspectorates are responsible in this area.

## 3. About Directive 2009/52/EC of the European Parliament and of the Council of 18 June 2009 providing for minimum standards on sanctions and measures against employers of illegally staying third-country nationals

### 3.1. Transposition in National Legislation

Transposition		National Law or Regulations	Date
Yes		Austrian Act Governing the Employment of Foreign Nationals	01.10.2017



### 3.2. Competences of the SLIC Member on sanctions and measures provided in this Directive

COMPETENCE	COMMENTS
No	

## 4. JOINT AND CONCERTED INSPECTIONS ON OSH MATTERS

### 4.1. Is it allowed to organise concerted and joint inspections on OSH matters with other inspectorates?

Yes, by legal rules	
Yes, by bilateral agreements	
No	Joint inspections in Austria by labour inspectorates of different Member States are only possible on a voluntary basis. This means that in the case of a joint inspection, the company must agree to the participation of a labour inspector from another Member State. The foreign labour inspector has no right of entry

## 5. NATIONAL INFORMATION AND INITIATIVES FOR MOBILE WORKERS

### 5.1. Please describe the initiatives you have implemented (e.g.: website, flyers, documents...)

- Mobile care and support - Safe and healthy: A guide for the identification of physical and mental stress. An orientation guide for the systematic implementation of risk assessment.
- Contribution to website on teleworking (home office, mobile working):
- [www.arbeitsinspektion.gv.at/homeoffice](http://www.arbeitsinspektion.gv.at/homeoffice)
- Home office - Guideline for the protection of employees
- Ergonomic working in home office

## 6. COOPERATION WITH ELA

### 6.1. Do you regularly collaborate with the national liaison officer?

No

OSH (Occupational Safety and Health) does not fall within the remit of ELA. The Austrian Labour Inspectorate is only responsible for OSH (occupational safety and health), but not for labour conditions within the remit of ELA.

- 
- OSH (Occupational Safety and ) does not fall within the remit of ELA. (vgl. Art 1 VO zur Errichtung der ELA, VO (EU) 2019/1149)
  - Although health and safety issues may arise in the work of ELA - as it is about labour mobility - they are not the task of the ELA and should be therefore dealt with by the responsible bodies at national and European level
  - Labour inspection and cooperation:

In contrast to other MS, the Austrian labour Inspection is only responsible for health and safety at work, and not for issues of remuneration, labour contracts or labour exploitation. It also does not check whether workers are covered by social security. The Labour Inspectorate does, however, cooperate with the national bodies responsible for such matters and informs them of violations that have come to light during the inspection.

**6.2. Could you provide any useful information regarding your participation in working groups, campaigns, training, etc. ?**

No