

E-Handbook on Cross-border <u>Enforcement</u>

OSH for Mobile Workers

SLOVAKIA

Slovak Republic

Committee of Senior Labour Inspectors (SLIC)

Last version adopted at the 83rd SLIC Plenary in Stockholm, 10 May 2023



E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



TABLE OF CONTENTS

FO	REW	ORD	4
DΙ	RECT	ORY	5
NA	TION	AL REPORT: SLOVAKIA	9
1.	THE	LABOUR INSPECTORATE	9
	1.1.	ORGANISATION OF THE LABOUR INSPECTORATE	9
	1.2.	NATIONAL LEGISLATION AND ILO CONVENTIONS RATIFIED ON LABOUR INSPECTION	.0
		COMPETENCES OF LABOUR INSPECTORS	.0.2.3
		MECHANISMS OF COOPERATION AND EXCHANGE OF INFORMATION WITH OTHER NATIONAL PUBLIC BODIES	
2.	POST	TING OF WORKERS 1	
		NATIONAL LEGISLATION	
	2.2.	ADMINISTRATIVE REQUIREMENTS AND CONTROL MEASURES	6.6
		WORK RELATED ACCIDENTS / OCCUPATIONAL DISEASES OF POSTED WORKERS	
	2.5.	NATIONAL AUTHORITIES INVOLVED IN POSTING OF WORKERS 1	8
3.	COO	PERATION AND MUTUAL ASSISTANCE1	9
	3.1.	LEGISLATION ON MUTUAL ASSISTANCE	9
	3.2.	BILATERAL AND MULTILATERAL AGREEMENTS ON LABOUR INSPECTION 1	9
	3.3.	REQUEST AND RECEPTION OF INFORMATION FROM OTHER INSPECTORATES	
	3.4.	TOOLS FOR EXCHANGING INFORMATION	20
	3.5.	FINES AND EXECUTION OF FINES PROPOSED OR IMPOSED BY THE LABOUR INSPECTORATE	1
AN	NEX I	E-HANDBOOK (UPDATING 2023)2	.3
	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	



2.	road transport sector and amending Directiv 2006/22/EC as regards enforcement requirements and Regulation (EU) No 1024/2012
	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
work	ers' accommodation24
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
	3.2. Competences of the SLIC Member on sanctions and measures
prov	ided in this Directive25
4.	JOINT AND CONCERTED INSPECTIONS ON OSH MATTERS
matt	4.1. Is it allowed to organise concerted and joint inspections on OSH ers with other inspectorates?25
5.	NATIONAL INFORMATION AND INITIATIVES FOR MOBILE WORKERS 25
6.	COOPERATION WITH ELA

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



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 82nd Plenary session of 12 October 2022, held under the Czech Presidency.



DIRECTORY

Austria ARBEITSINSPEKTION Favoritenstraße 7 A-1040 Wien https://www.arbeitsinspektion.gv.at/inspektorat Belgium SURVEILLANCE ON WELL-BEING AT WORK and SURVEILLANCE ON SOCI	IAL LAW
	(AL LAW
SURVEILLANCE ON WELL-BEING AT WORK and SURVEILLANCE ON SOCI	TAL LAW
Doigiani	
Blerotstraat/rue Blerot 1 B-1070 Brussels	
http://www.employment.belgium.be In Dutch: www.werk.belgie.be In French: www.emploi.belgique.be	
Bulgaria GLI EA (General Labour Inspectorate Executive Agency)	
http://www.gli.government.bg/en	
Croatia STATE INSPECTORATE	
Šubićeva 29, 10 000 Zagreb	
https://dirh.gov.hr/	
Cyprus DEPARTMENT OF LABOUR INSPECTION (DLI) http://www.mlsi.gov.cy/mlsi/dli/dliup.nsf/index_en/index_en?OpenDocument	
DEPARTMENT OF LABOUR (DL) https://www.mlsi.gov.cy/mlsi/dl/dl.nsf/index_en/index_en?OpenDocument	
DEPARTMENT OF LABOUR RELATIONS (DLR) https://www.mlsi.gov.cy/mlsi/dlr/dlr.nsf/home_en/home_en?openform	
Czech STATE LABOUR INSPECTION OFFICE OF THE CZECH REPUBLIC	
Republic Kolářská 13 746 01 Opava	
Email: opava@suip.cz https://www.suip.cz/web/en	
Denmark ARBEJDSTILSYNET	
Landskronagade 33 2100 København Ø	
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France	DIRECTION GÉNÉRALE DU TRAVAIL		
	39-43 quai André Citroën 75902 Paris Cedex 15		
	Email: dgt.dir@travail.gouv.fr https://travail-emploi.gouv.fr/ministere/organisation/article/dgt-direction-generale-du- travail		
Germany	LASI Länderausschuss für Arbeitsschutz und Sicherheitstechnik (Gremium der		
,	Länder) LASI Vorsitz (bis 2024): Ministerium für Wirtschaft, Arbeit und Tourismus Baden-Württemberg;		
	Theodor-Heuss-Straße 4, 70174 Stuttgart		
	https://lasi-info.com		
Greece	LABOUR INSPECTORATE		
	8, Dragatsaniou str, 10110 Athens,		
	Email: dpseaye@hli.gov.gr https://www.hli.gov.gr/		
Hungary	MINISTRY OF ECONOMIC DEVELOPMENT, STATE SECRETARY OF EMPLOYMENT POLICY		
	Kálmán Imre utca 2. Budapest, 1054-Hungary		
	Email: munkavedelmi-foo@gfm.gov.hu http://www.mvff.munka.hu		
Ireland	HEALTH AND SAFETY AUTHORITY		
	The Metropolitan Building James Joyce Street Dublin 1		
Email: contactus@hsa.ie https://www.hsa.ie/eng			
Italy	ISPETTORATO NAZIONALE DEL LAVORO		
	Piazza della Repubblica, 59 00185 Roma		
	https://www.ispettorato.gov.it		



Latvia	VALSTS DARBA INSPEKCIJA (VDI)			
Latvia	38 k-1, Kr.Valdemara Street			
	Riga LV –1010			
	Email: vdi@vdi.gov.lv https://www.vdi.gov.lv			
Lithuania	STATE LABOUR INSPECTORATE OF THE REPUBLIC OF LITHUANIA (SLI)			
	19 Algirdo str.			
	LT-03607 Vilnius Lithuania			
	Email: info@vdi.lt			
	https://www.vdi.lt			
Luxembourg	INSPECTION DU TRAVAIL ET DES MINES			
	3 Rue des Primeurs, 2361 Strassen, Luxembourg			
	www.itm.public.lu			
Malta	OCCUPATIONAL HEALTH AND SAFETY AUTHORITY			
	17, Triq Edgar Ferro, Pietà PTA			
	1533 Malta			
	Email: ohsa@ohsa.mt http://www.ohsa.ohsa.mt/			
Norway	ARBEIDSTILSYNET			
	Arbeidstilsynet Postboks 4720 Torgarden 7468 Trondheim			
	Email: post@arbeidstilsynet.no https://www.arbeidstilsynet.no/en/			
Poland	PAŃSTWOWA INSPEKCJA PRACY (PIP)			
	28/30, Barska St., 02-315 Warsaw			
	Email: kancelaria@gip.pip.gov.pl https://www.pip.gov.pl/en			
Portugal	AUTORIDADES PARA AS CONDICÔES DE TRABALHO			
	Praça de Alvalade, 1 1749-073 Lisboa			
	Email: dir.mail@act.gov.pt http://www.act.gov.pt			



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Romania	Str. Matei Voievod, Nr. 14				
	Sector 2, București				
	Email: comunicare@inspectiamuncii.ro www.inspectiamuncii.ro				
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	Masarykova 10 040 01, Košice				
	Email: nip@ip.gov.sk https://www.ip.gov.sk/home/				
Slovenia	LABOUR INSPECTORATE OF THE REPUBLIC OF SLOVENIA (LIRS)				
	Štukljeva cesta 44 SI-1000 Ljubljana				
	http://www.id.gov.si/en/				
Spain	ORGANISMO ESTATAL INSPECCION DE TRABAJO Y SEGURIDAD SOCIA (OEITSS)				
	Paseo de la Castellana 63 28046 Madrid				
	https://www.mites.gob.es/itss/web/index.html				
Sweden	THE SWEDISH WORK ENVIRONMENT AUTHORITY				
	Svetsarvägen 12 SE 171 41 Solna				
	Email: arbetsmiljoverket@av.se				
	https://www.av.se/en/				
Switzerland	STATE SECRETARIAT FOR ECONOMIC AFFAIRS (SECO) WORKING CONDITIONS - FEDERAL LABOUR INSPECTION				
	Holzikofenweg 36 CH-3003 Bern				
	Email: abea@seco.admin.ch www.seco.admin.ch/seco/de/home/Arbeit/Arbeitsbedingungen/Arbeitnehmerschutz.html				
The Netherlands	NETHERLANDS LABOUR AUTHORITY				
	PO Box 90801 2509 LV Den Haag				
	https://www.nllabourauthority.nl/				



NATIONAL REPORT: SLOVAKIA

LABOUR INSPECTORATE	NATIONAL LABOUR INSPECTORATE - NLI
OTHER COMPETENT AUTHORITIES	 Social Insurance Agency Public Health Authority Supreme Mining Authority Office of Standards, Metrology and Testing

1. THE LABOUR INSPECTORATE

1.1. ORGANISATION OF THE LABOUR INSPECTORATE

The central body of the state administration for labour inspection is the Ministry of Labour, Social Affairs and the Family of the Slovak Republic. Its role is to ensure the creation, coordination and implementation of state policy, to ensure the creation of conceptual and program materials, to prepare draft legislation and to enforce them in practice. The scope of competence of the Ministry of Labour and Social Affairs of the Slovak Republic is the National Labour Inspectorate and 8 labour inspectorates with regional competence. National Labour Inspectorate manages and directs the labour inspection in Slovakia. Inspection of work oversees the observance of labour law, health and safety regulations, compliance with regulations in the field of social legislation in transport, obligations from collective agreements, employer's obligations at posting of employees and observance of the prohibition of illegal employment and illegal work. It also investigates the circumstances of occupational injuries.

Inspection staff is divided into Inspectors, Inspector trainees and administrative support staff. Inspectors are competent in all the matters of the Inspection System and are divided in two branches: one specialized on Labour law matters and another on Occupational Safety and Health. Inspector trainee performs inspection in the training for the first year, after graduating the inspectorate examinations, he performs the labour inspection independently.

The number of Inspectors is currently around 292 and the number of Inspectors in training is 4.

Other bodies with relevant competence in Occupational Safety and Health are the Public Health Authority of Slovak Republic (PHA SR), Supreme Mining Authority and own bodies of labour inspection of the Ministry of the Interior of the Slovak Republic, the Police Force, the Fire and Rescue Brigade, the Ministry of Defence of the Slovak Republic, the armed forces of the Slovak Republic, the Judiciary Guards and Prison

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



Wardens Corps of the Slovak Republic and the Financial Administration of the Slovak Republic.

1.2. NATIONAL LEGISLATION AND ILO CONVENTIONS RATIFIED ON LABOUR INSPECTION

The basic law governing Labour Inspection is the Act 125/2006 Coll., on Labour Inspection and on amendment of Act No. 82/2005 Coll. on Illegal Work and Illegal Employment and amendment of certain acts as amended that provides the administrative infringements and fines the Inspectorate can propose. The Slovak republic has ratified the ILO Conventions on Labour Inspection listed below.

Figure No 1: International Conventions on Labour Inspection ratified

CONVENTION	RATIFIED	NOT RATIFIED
ILO Convention 81 on Labour Inspection in Industry and Commerce	Х	
ILO Convention 129 on Labour Inspection in Agriculture	Х	
Maritime Labour Convention 2006	X	
ILO Convention 187 on Promotional Framework for Occupational Safety and Health	X	

1.3. COMPETENCES OF LABOUR INSPECTORS

1.3.1. Occupational Safety and Health (OSH)

The Labour Inspectorate is the competent body on occupational safety and health in general with the exceptions listed below:

Figure No 2: Map of competence on Occupational Safety and Health

MATTERS	COMPETENCE OF THE LABOUR INSPECTORATE	OTHER PUBLIC BODIES WITH COMPETENCE
OSH, in general terms	Yes	Public Health Authority of Slovak Republic (PHA SR), Supreme Mining Authority and own bodies of labour inspection of the Ministry of the Interior of the Slovak Republic, the Police



		Force, the Fire and Rescue Brigade, the Ministry of Defence of the Slovak Republic, the armed forces of the Slovak Republic, the Judiciary Guards and Prison Wardens Corps of the Slovak Republic and the Financial Administration of the Slovak Republic
Occupational Safety, in general terms	Yes	Supreme Mining Authority and own bodies of labour inspection of the Ministry of the Interior of the Slovak Republic, the Police Force, the Fire and Rescue Brigade, the Ministry of Defence of the Slovak Republic, the armed forces of the Slovak Republic, the Judiciary Guards and Prison Wardens Corps of the Slovak Republic and the Financial Administration of the Slovak Republic
Occupational Health, in general terms	No	PHA SR
Work-related accidents	Yes	Supreme Mining Authority and own bodies of labour inspection of the Ministry of the Interior of the Slovak Republic, the Police Force, the Fire and Rescue Brigade, the Ministry of Defence of the Slovak Republic, the armed forces of the Slovak Republic, the Judiciary Guards and Prison Wardens Corps of the Slovak Republic and the Financial Administration of the Slovak Republic
Trade of Machines and	Yes, in product withdrawal	Office of Standards,
Equipments	of the market, or in	Metrology and Testing,

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



	workplaces	Supreme Mining Authority and Slovak Trade inspection	
Radiations	Yes	Nuclear regulatory Authority and PHA SR	
Explosives	No	Supreme Mining Authority, Ministry of the Interior and Ministry of Defence	
Mines	No	Supreme Mining Authority	
Vessels	Yes	Slovak Trade inspection	
Retail sector	Yes	PHA SR	
Horecca	Yes	PHA SR	
Agriculture	Yes	PHA SR	
Construction industry	Yes	PHA SR	
Aviation	No	Ministry of Transport and Construction of the Slovak Republic	
Railway	No	Ministry of Transport and Construction of the Slovak Republic	
Road Transport	Yes	Ministry of Transport and Construction of the Slovak Republic	
REACH	Yes		
Self Employed	Yes	Ministry of the Interior	
Police	No	Own bodies of labour inspection of the Ministry of the Interior	
Civil Servants	Yes		
Military personnel and	No	Ministry of Defence	
premises	ises		
Penitentiaries	No	Judiciary Guards and Prison Wardens Corps – Ministry of Justice	
Customs	No	Financial Administration – Ministry of Finance	

1.3.2. OSH or Labour Law Matters

Figure N $^{\rm o}$ 3: Map of competences in matters which could be considered within OSH or Labour Law

MATTERS	Yes	No
Working hours	X	
Bullying and harassment	X	
Third Party Violence		Х

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



Harassment and discrimination in very limited scope. As a working environment factors – psychosocial risks

1.3.3. Labour Law

Figure No 4: Map of competences on Labour Law matters

MATTERS	Yes	No	COMMENTS		
Salaries	X				
Equal Treatment	X				
Labour rights	X				
Foreign workers	X	In a limited scope on posted workers			
		and illegal employment			
Others	Illegal work and illegal employment Social legislation in transport (tachographs)				

1.3.4. Social Security

Figure No 5 Map of competences on Social Security Matters

MATTERS	Yes	No	COMMENTS
Affiliation of workers (REGISTER)	Х		Checks if the employees are registered in the Social Security system for the purposes of illegal employment check
Contributions to Social Security System		Х	
Social Security benefits		Х	
Private pension funds		Х	NLI treats with supplementary pension savings – for certain groups of workers
Others			

1.4. INSPECTORS' POWERS

Figure No 6: Map of Inspectors' powers

POWERS	Yes	No	COMMENTS
Visit workplaces	Х		
Request for	Χ		
documents			
Summon employers	Х		

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



to the Inspection				
Office				
011100	V			
Recommendations /	X			
Assistance				
Injunction /	X			
Improvement notice				
Initiate an	X			
administrative				
punishment				
procedure				
Initiate a judicial	Χ			
punishment				
procedures				
Imposing fines	Χ		Labour Inspectorates have to request	
		for an exact fine rate.		
Stoppage /	Χ			
Prohibition Notice				
Notify offences to	X		The labour inspectorates are obliged	
the Public			to notify the offences to the	
Prosecutor or the			competent Police authority	
Judge				
Others	Pursuant	to § 7 pa	r. 4 of the Act on labour inspectorate	
	is entitled to file a proposal for the withdrawal of a trade			
	license or the suspension of license operation, provided the			
	employer is in serious breach of occupational health and			
	safety regulations or of this act in the operation of own			
	business and in repeated breach of illegal employment,			
	and proposal for the suspension of operation or the			
	withdrawal of a license of temporary employment agency			
	withurawa	ai oi a iicen	ise or temporary employment agency	

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

Figure No 7: Cooperation mechanisms with other national public bodies

BODIES	Yes	No	COMMENTS	
Tax Authorities	X		Exchange of information in relation to illegal employment, by the labour inspection are all the state authorities obliged to exchange the information and cooperate	
Social Security bodies	Х		The Social Insurance Agency provides information to labour inspectorate at the investigation of illegal work and instigations of	



	T	_	,	
			different scope. Labour	
			inspectorates, in turn, provide the	
			Social Insurance Agency data on the	
			investigation of accidents at work. In	
			cooperation with various branches of	
			the Social Insurance Agency, the	
			branches notify labour inspection the	
			emergence of serious occupational	
			accidents that some employers did	
			not report to labour inspection, and	
			these would remain not investigated.	
Police	Х		 investigation of the causes of serious occupational accidents and serious health injuries, control of illegal work and illegal employment, employment of foreigners working hours of drivers on the roads human trafficking ban protection of labour inspectors 	
Public Prosecutor		X		
Others	• Th	e Labour, S	Social Affairs and Family Authorities	
			nvironment Inspection	
			departments at district offices	
			gal entities	
			nent authorities in regions - building	
		authoritiesCustoms Directorate		
		State Trade Inspection		
		Financial Administration		
		PHA SR		
		Fire Brigade and Rescue Directorates		
		Health Insurance		
		ining Offices mployers 'organisations (RUZ, AZZZ, APZD)		
		npioyers (ade Unions		
		aue officits liversities		
	y ui			



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 Act No. 311/2001 Coll., which states in § 5 conditions of posting to Slovak republic. In this Act No. 311/2001 Coll. also the Directive 2018/957/EC was transposed, which extended the hard core rules and the part of Directive 2020/1057/EC on posting in transport, concerning the provision of posting in the transport.

The legal transposition of the Directive 2014/67/EU is the Act No 351/2015 on cross-border co-operation in the posting of workers for the performance of works in the provision of services and on the amendment of certain acts. The Act No. 125/2006 on Labour Inspection and on amendment of Act No. 82/2005 on Illegal Work and Illegal Employment and amendment of certain acts as amended states in § 6 par. 1 m): the National Labour Inspectorate shall provide the citizens of the Slovak Republic and EU Member States with information about working conditions in the Slovak Republic and in EU Member States pursuant to special regulation.

Figure No 8: EU Directives on posting of workers implemented

DIRECTIVE	Yes	No	DATE
Directive 96/71	X		2006
Directive 2014/67	X		2015
Directive 2018/957	X		2020
Directive 2020/1057	X		2022

2.2. ADMINISTRATIVE REQUIREMENTS AND CONTROL MEASURES

In the Slovak Republic, European posting companies are required to declare posting to the National Labour Inspectorate (NLI). Documents reporting posting companies to the national authorities are not collected in a database.

In any case the posting company is obliged to provide these documents upon request to the labour inspector by the performance of the labour inspection.

2.2.1. Deadline to submit the declaration

The notification of posting an employee to Slovakia should be sent to the NLI on the date of posting at the latest.

2.2.2. Content of the declaration of posting

Figure No 9: Content of the posting declaration

COMPANY DATA
COMPANY DATA

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



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

WORKERS DATA			
	YES	NO	
Anticipated number of clearly identifiable posted workers	X		
Name of workers	X		
Nationality	X		
Age	X		
Role	X		

POSTING DATA			
	YES	NO	
Envisaged beginning	Х		
End date of the posting	Х		
Anticipated Duration	Х		
Address(es) of the workplace	X		
Nature of the services justifying the posting	X		
Contractor		X	

LABOUR CON	DITIONS	
	YES	NO
Working hours		X
Salaries		X
Collective accommodation		X
Use of dangerous agents		X
Prevention services		X

2.3. SOCIAL SECURITY PROCEDURES

The Social Insurance Agency delivers A1 forms and information on the relevant social security legislation.

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



Posting companies can be requested to submit A1 forms by the labour inspection performance. NLI have the access to the information in the A1 forms issued according to the agreement between NLI and Social Insurance Agency).

Figure No 10: Position of the Labour Inspectorate with regard to A1 forms

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

2.4. WORK RELATED ACCIDENTS / OCCUPATIONAL DISEASES OF POSTED WORKERS

In the Slovak Republic the Labour Inspectorate receives immediately and effectively notifications of work related accidents suffered by posted workers.

2.5. NATIONAL AUTHORITIES INVOLVED IN POSTING OF WORKERS

Figure No 11: Authorities involved in posting of workers

	Yes	No
Labour authorities	X	
OSH authorities	X	
Customs authorities		X
Tax authorities		X
Social Security Institutions	X	
Others		

Declaration of posting is submitted to the NLI. . The data from the declaration tool is provided to other authorities, e. g. Offices of Labour, Social affairs and Family, Central Office of Labour, Social Affairs and Family or upon the request of competent authorities to the Units of Foreign Police of the Police Force.



3. COOPERATION AND MUTUAL ASSISTANCE

3.1. LEGISLATION ON MUTUAL ASSISTANCE

Figure No 12: Legislation and International Conventions signed and ratified

	RATIFIED / IMPLEMENTED	APPLICABLE TO L.I.	COMMENTS
Legislation on Mutual Assistance implementing Dir. 96/71 and Dir. 2014/67	Yes	Yes	Act No 311/2001 Coll., Act No. 125/2006 Coll. and Act No. 351/2015 Coll.
European Convention in Criminal Matters	Yes	No	
Convention 094 Council of Europe	No	Yes	
Dir. 2018/957	Yes	Yes	Act No 311/2001 Coll.,
Posting Drivers in the Road Transport Sector Dir. 2020/1057	Yes	Yes	Act No 311/2001 Coll., Act No. 351/2015 Coll., Act No. 462/2007 Coll.
Regulation (EU) 2020/1054	Yes	Yes	Act No. 462/2007 Coll.
Others			

3.2. BILATERAL AND MULTILATERAL AGREEMENTS ON LABOUR INSPECTION

Figure No 13: Bilateral Agreements signed

COUNTRIES	DATE
Hungary	2012
Poland	2013
Serbia	2017
Czech Republic	2018
Romania	2018
Belgium	2018
Denmark	2018



3.3. REQUEST AND RECEPTION OF INFORMATION FROM OTHER INSPECTORATES

Figure No 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?	Х		

Information via the IMI system. Direct request for the labour inspection performance is possible.

3.4. TOOLS FOR EXCHANGING INFORMATION

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

Figure No 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	e-mai	l: peter.gubala@ip.gov.sk

3.4.2. KSS (Knowledge Sharing System)

The National Labour Inspectorate is a user of KSS System to exchange information with other SLIC Inspectorates.

KSS.coordinator@ip.gov.sk



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

Figure No 16: Nature of fines

	Yes	No
Penal or criminal fines		X
Administrative fines	X	
Others		

Figure No 17: Execution time of fines

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

Figure No 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 No 19: Authorities with competence to collect fines

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

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



Figure No 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
Framework Decision 2005/214	X	No		Act no. 183/2011 Coll. Adopts framework decision in field of financial penalty as a final decision issued condemning the criminal act or the infringement relating to traffic offenses
Directive 2014/67 on administrative fines	X	Yes		Act No. 351/2015 Coll. transposes the Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014
International or Bilateral Conventions				
Other National Rules				

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



ANNEX E-HANDBOOK (UPDATING 2023)

SLIC MEMBER: Ms Hedviga MACHAYOVÁ MEMBER STATE: SLOVAK REPUBLIC

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 Regula	ations	Date
Yes	Act No. 462/2007 Coll. Zorganizácii pracovného doprave a o zmene a dzákona č. 125/2006 Zinšpekcii práce a o zndoplnení zákona č. 82/2 z. o nelegálnej prelegálnom zamestnáva zmene a doplnení nie zákonov v znení zákonov v znení zákonov v znení zákonov	času v loplnení z. z. o nene a 2005 Z. ráci a ní a o ektorých ona č. Coll. k práce Zákon o ci pri ov na sytovaní	2022

1.2. Competences of the SLIC Member on road transport

LEGISLATION	COMPETEN	CE	COMMENTS
Regulations 1071/09, 1072/09	Yes		
and 1073/09 on road			
transport activity			
Regulation 561/06 on driving	Yes		
time			
Directive 2006/22 on social	Yes		
legislation in road transport			
Article 1 of Directive	Yes		
2020/1057 on posting of			
workers on road transport			

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



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	Act No. 5/2004 Coll. Zákon o službách zamestnanosti a o zmene a doplnení niektorých zákonov Act No. 404/2011 Coll. Zákon o pobyte cudzincov a o zmene a doplnení niektorých zákonov	2017

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

COMPETENCE	COMMENTS
No	It is the competence of Central Office of Labour, Social Affairs and Family (Ústredie práce, sociálnych vecí a rodiny - ÚPSVaR) Central Office of Labour, Social Affairs and Family > ÚPSVaR (gov.sk)

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	Act No. 82/2005 Coll. Zákon o nelegálnej práci a nelegálnom zamestnávaní a o zmene a doplnení niektorých zákonov	

E-Handbook on Cross-border Enforcement OSH on Mobile Workers SLOVAKIA – Slovak Republic



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

COMPETENCE	COMMENTS
Yes	

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
Yes, by bilateral agreements	No
No	No

5. NATIONAL INFORMATION AND INITIATIVES FOR MOBILE WORKERS

e.g.: website, flyers, documents...

6. COOPERATION WITH ELA

National liaison officer: Jaroslav Kováč

Any useful information to provide regarding participation in working groups, campaigns, trainings...

Active participation in ELA activities:

- Platform of undeclared work
- working groups (Information and communication)
- campaigns
- trainings