

The Portal for Transnational Postings

Italy

GENERAL INFORMATION	
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Member State	Italy
Name of the organisation and address (incl. website)	Ministry of Labour and Social Policy Via Vittorio Veneto, 56 (Marco Biagi palace) - Rome https://www.lavoro.gov.it/Pagine/default.aspx
Type of body/organisation	Ministry
GOOD PRACTICE - GENERAL INFORMATION	
Title of the good practice (in English and MS language)	The Portal for Transnational Postings <i>Portale nazionale sul distacco lavoratori</i>
Geographical focus	Nation-wide
Duration	December 2016 – ongoing
Summary of the good practice	The Portal for Transnational Postings , available to foreign companies for the transnational posting of workers in Italy, allows companies operating in the EU (i.e. service providers) to submit the mandatory notifications prior of the start of the posting period in Italy in a simple and effective manner, by accessing a web-based application to initiate the procedure.
OBJECTIVES AND ACTIVITIES	
Background/context	► The establishment of the Portal for Transnational Postings is part of the implementation of Directive 2014/67/EU ⁱ Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of

	<p>services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System.</p> <ul style="list-style-type: none"> ▶ In order to keep track of firms and workers posted to Italy, foreign companies posting workers in Italy must inform the Ministry of Labour and Social Policy within twenty-four hours before the day before the posting starts and inform and any subsequent amendment within five days.
<p>Objectives <i>(The objectives of the practice)</i></p>	<p>General Objective:</p> <ul style="list-style-type: none"> ▶ Ensuring the effective freedom of movement of EU workers on Italian territory. <p>Specific Objectives:</p> <ul style="list-style-type: none"> ▶ Provide a full digital procedure for foreign companies to notify the transnational posting of workers to the Ministry of Labour. ▶ Provide relevant information on the working conditions applied to workers posted in Italy. ▶ Create a single centralised database, which allows the competent authorities to get information about posting of workers to Italy.
<p>Main activities</p>	<ul style="list-style-type: none"> ▶ The Portal for Transnational Postings allows companies operating in the EU to access a web-based application to initiate the procedure to send the mandatory notifications before the start of the posting period in Italy in a simple and effective manner. ▶ The posting companies can access the Portal through the electronic Identification Authentication and Signature (eIDAS). They will then need to provide the specific information required by the system in order to complete the procedure (i.e. personal data of the workers involved; information on the Italian company where they will work; place and period of posting; information on the contact persons required by the European directive).

	<ul style="list-style-type: none"> ▶ Through the Portal, posting companies can also notify any changes that may occur during the different posting periods (e.g. extensions, early terminations, etc.). ▶ The procedure for sending the communication also allows the Utiliser Company (i.e. the intermediary subject between the 'first' posting company (formal employer) and the Italian posting company to which the workers are posted by the latter, to be included. ▶ The Portal for Transnational Postings, in line with the highest levels of standards in terms of security and compliance with privacy legislation, establishes a single centralised database, which allows the competent authorities, together with the administrations concerned, to monitor the flow of data acquired. ▶ The timeliness of the data in the database, made available by the Ministry of Labour and Social Policy in real time, also ensures that they can be effectively verified by the National Agency for labour inspections (INL) responsible for the relevant checks. ▶ The procedure, originally envisaged for transnational postings within the EU, given the significant results achieved, is now also used for postings of non-EU workers, thus creating a single database for all workers posted to Italy. ▶ The Ministry of Labour and Social Policy has also integrated in the Portal a full digital information platform that allows companies interested in the procedure, but also (potential) posted workers to easily obtain any information they need.
Relevance (if applicable)	<p>The practice aligns with the horizontal focus of digitalisation, by creating a fully digital procedure for posting companies.</p>
Funding/organisational resources	<p>The Portal was created with national funds of the Ministry of Labour allocated to communication and digitalisation activities.</p>

	The Portal is managed by the office within the Ministry of Labour responsible for technological innovation and institutional communication.
PARTICIPATION	
Stakeholders involved	<ul style="list-style-type: none"> ▶ The Ministry of Labour, which manages the portal; ▶ The National Observatory on the Posting of Workers, which is kept informed
Target groups	<ul style="list-style-type: none"> ▶ Foreign companies posting workers in the EU ▶ Italian firms receiving posting workers ▶ Workers posted to Italy
Final beneficiaries	4 687 posting firms that used the Portal between December 2016 and December 2019.
ACHIEVEMENTS & RECOGNITION	
Results and outcomes	<ul style="list-style-type: none"> ▶ The total number of visits on the Portal between October 2020 and May 2022 was 50 886. Of these 7 195 between October and December 2020, 28 232 between January and December 2021; 15 439 between January and May 2022. ▶ The total number of pages visited within the Portal between October 2020 and May 2022 was 156 828. Of these 22 648 between October and December 2020, 93 981 between January and December 2021; 40 199 between January and May 2022. ▶ Between December 2016 and November 2022, 97 599 workers have been posted in Italy. The total number of postings was 153 210 (i.e. some workers underwent the posting procedure more than once). The vast majority of posting procedures (nearly 90 %) were from European Union countries.
Recognition – national or regional level	As of now the practice has not received explicit recognition at national or regional level.
Recognition – outside your MS	As of now the practice has not received explicit recognition at national or regional level.

Cost effectiveness	The use of the Portal simplifies the administrative procedure for foreign posting companies, hence reducing administrative costs.
Transferability	Most features of the portal can be transferrable to other Member States where similar procedures are in place.
Sustainability (if applicable)	The initiative did not have a particular focus on sustainability.
Innovativeness (if applicable)	The Portal is an innovative tool as it represents a one-stop-shop for foreign companies interested in posting workers to Italy.
Digitalisation (if applicable)	The Portal allows foreign companies to access a fully-digital procedure for sending the obligatory notification of the posting.
NEXT STEPS	
Would you be interested to present your good practice at one of ELA's events?	Yes
Do you agree with sharing data you provided in the application form to the public via ELA's webpage, social media channels and/or during other ELA activities such as workshops? _____	Yes

¹ Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System. Available at: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32014L0067>