Council of the European Union
General Secretariat

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WORKING PAPER

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WORKING DOCUMENT

From:	General Secretariat of the Council
To:	Delegations
Subject:	Working Party on Competitiveness and Growth meeting on 07 October 2025 – Presidency presentation on the Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a public interface connected to the Internal Market Information System for the declaration of posting of workers and amending Regulation (EU) No 1024/201 : Examination of the European Parliament's report on the proposal (agenda item 2.)

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eDeclaration of posting of workers

Working Party on Competitiveness and Growth (Internal Market)
7 October 2025

EP position

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Identified topics

- Article 4 + appendix 1 as well as recital 15, 16, and 16a on the standard form
- Article 7a as well as recital 16 and 16a on a delegated act
- Article 6 as well as recital 4, 8, 9, 10a and 22a on data collection and making information submitted in the public interface available to ELA
- Article 9 as well as recital 10b on the evaluation of regulation
- Article 2 on expansion of scope: potential use by service providers established in third countries and self-employed
- Article 2 on extension of functionalities of the public interface

Article 4(1)

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The standard form – information

EP proposal: detailing of information in the standard form via annex
(introduction of Annex 1)

Council position: detailing of information in the standard form via categories in article 4
(amendment of article 4(1), introduction of article 4(1a))

Article 4(1)

[redacted]

[redacted]

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Article 4 continued

[redacted]

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Article 4 continued

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The standard form – amending

EP proposal: amendment of the standard form by means of delegated acts *(amendment of article 4(2-5a), amendment of recitals (15) & (16), introduction of recital (16a))*

Council position: amendment of the standard form by means of implementing acts *(amendment of article 4(2-5a), amendment of recitals (15), introduction of recitals (15a) & (15b))*

Article 4 continued

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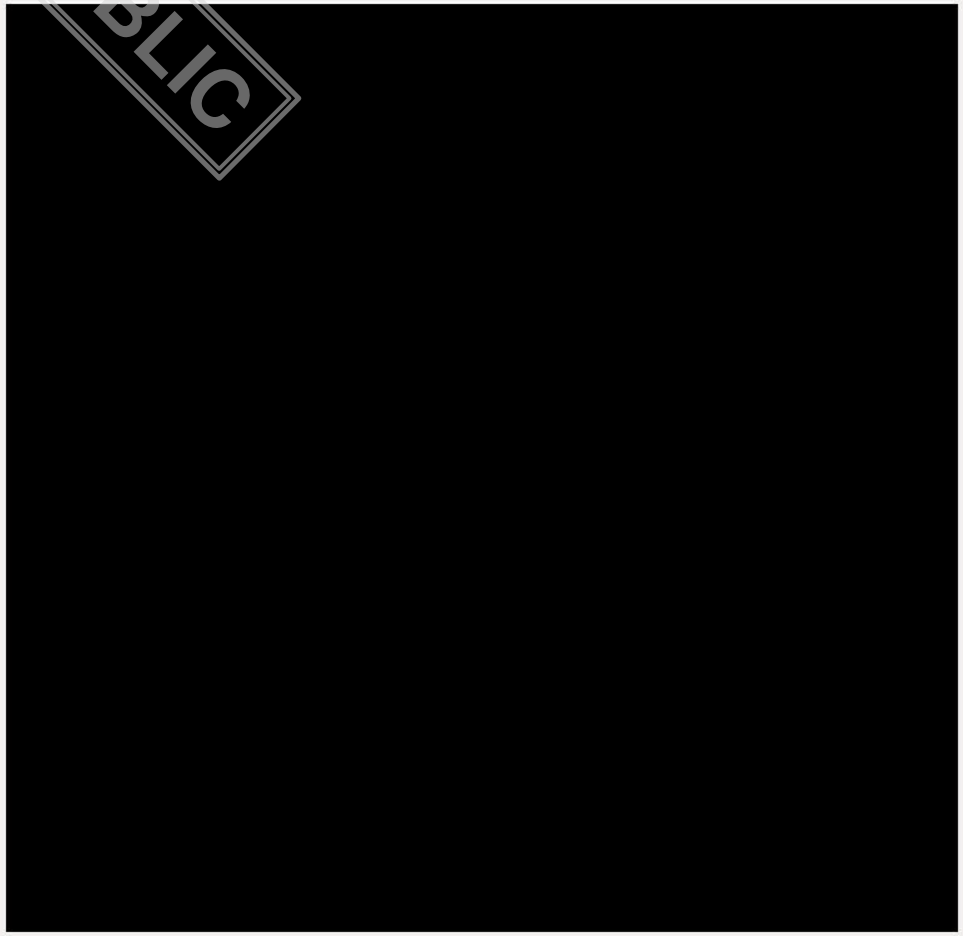
Article 7a

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Delegated vs. implementing act

EP proposal: exercise through delegated act *(introduction of article 7(a), amendment of recital (16), introduction of recital (16 a))*

Council position: exercise through implementing act through examination procedure (article 5 of Reg. 182/2011) *(referred to in article 8 in the GA)*



Article 6

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Data collection and processing

EP proposal: making information available to the European Labour Authority *(introduction of article 6(2))*

Article 6

[redacted]

[redacted]

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Article 9

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Evaluation of the regulation

EP proposal: examine the possibility for making the e-declaration mandatory + reference to SMEs and national authorities *(amendment of article 9)*

Council position: examine the potential future use of the eDeclaration by third countries *(amendment of article 9)*

Article 9

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Article 2

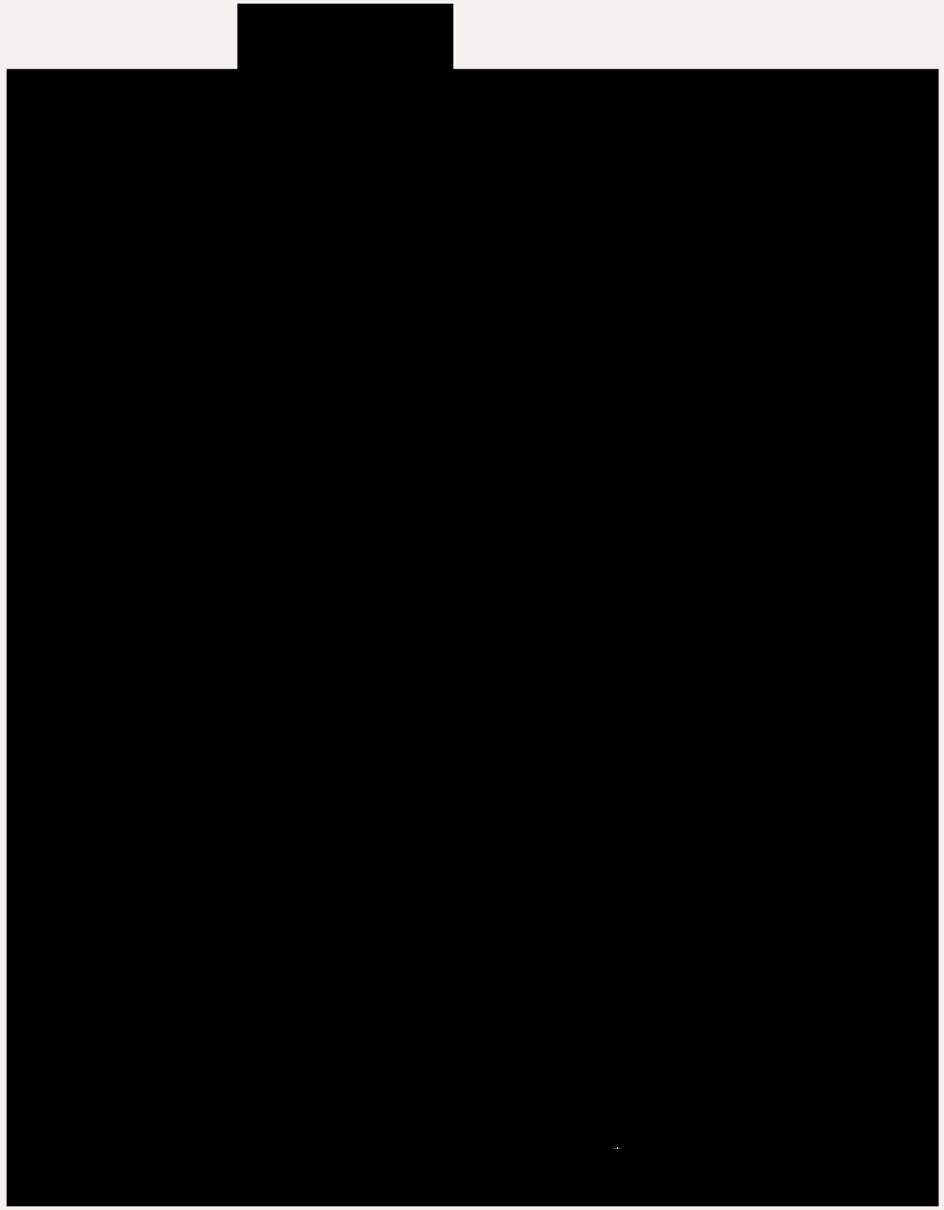
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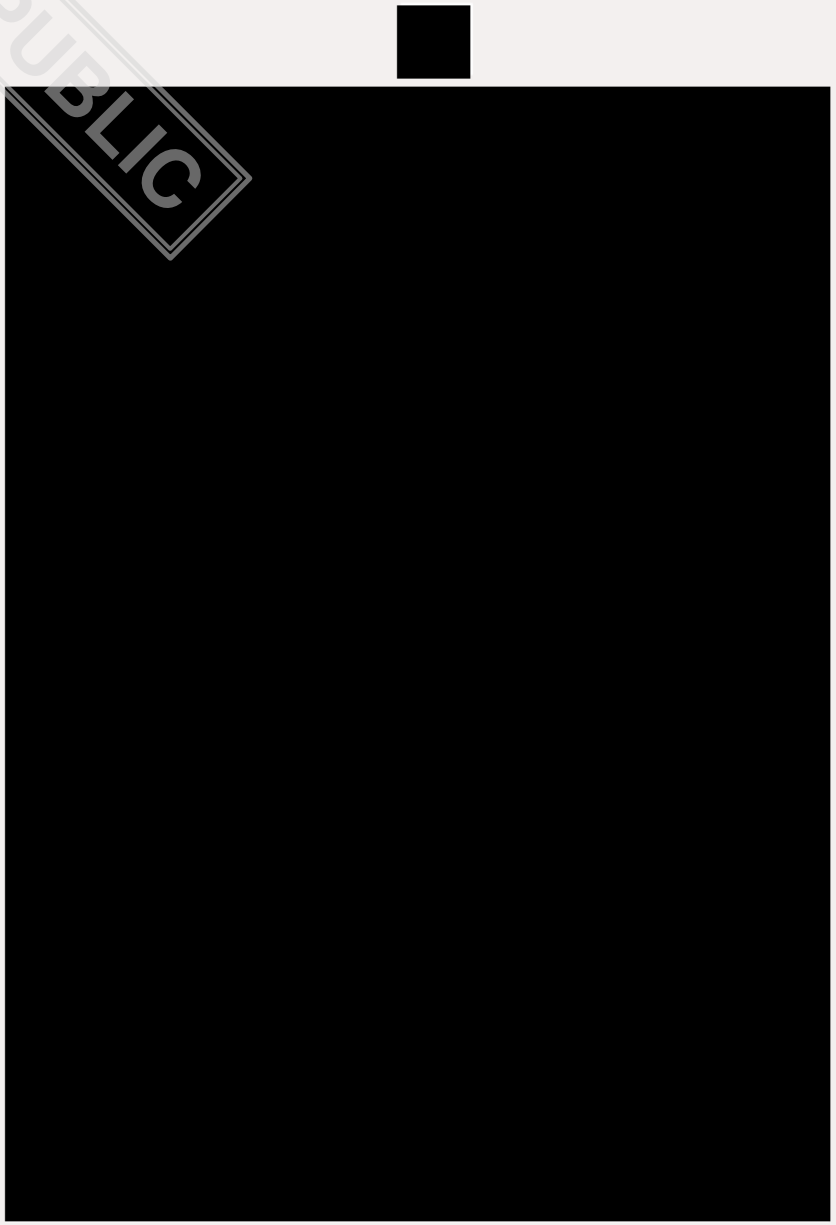
Expansion of scope

EP proposal: inclusion of the possibility for service providers in third countries and self-employed to submit declarations *(introduction of point (f b))*

Council position: no proposed changes to scope

Article 2





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Article 2 continued

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Extension of functionalities of the public interface

EP proposal: include validation through EU and national public registers, link to the single official national website for the worker, transmitting copy to service recipient, submitting relevant supporting documents, making information available to third Member States, provide access to single official national website with information for the service provider *(amendment of article 2(1c-f a))*

Council position: include data validation in general, upload of relevant documents, and availability to Member States *(amendment of article 2(1c and da))*

Article 2 continued

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