

**Proposal for a directive on improving working conditions in platform work
Chapters V and VI**

Finnish questions and comments as well as a suggestion for an amendment in art. 19

Questions to the Commission

Article 14

- Could the Commission confirm that, in all cases, it is possible to require that persons performing platform work give their consent or a power of attorney in order that their representatives or other legal entities can act on behalf of them or assist them in judicial or administrative procedures?

Article 15

- Article 15 refers to General Data Protection Regulation. We are wondering if the ePrivacy-legislation should also be taken into account here, since this article seems also to concern electronic communications?

Article 18

- In SQWP's meeting September 5th we asked the Commission what is the relationship of this article and articles 4 and 11 of the Platform to Business –regulation. The Commission replied that these two are not in conflict with each other.
- Finland would appreciate if the Commission could elaborate a bit more the interplay of this article and P2B-regulation. It seems that P2B-regulation already gives some rights for the self-employed business users e.g. in case of the restriction, suspension or termination of their accounts.

Article 19/ Suggestion for an amendment

Finland suggests that national social security authorities would be deleted in paragraph 2 of article 19. The reason for this is that the role of social security authorities as cooperation partners does not seem very natural in this respect. For instance in Finland, Data Protection Ombudsman and the occupational safety and health authorities are the competent authorities to supervise issues related to the protection of privacy in working life.

Article 19

Supervision and penalties

1. The supervisory authority or authorities responsible for monitoring the application of Regulation (EU) 2016/679 shall also be responsible for monitoring the application of Article 6, Article 7(1) and (3) and Articles 8 and 10 of this Directive, in accordance with the relevant

provisions in Chapters VI, VII and VIII of Regulation (EU) 2016/679. They shall be competent to impose administrative fines up to the amount referred to in Article 83(5) of that Regulation.

2. The authorities referred to in paragraph 1 and national labour [...] authorities shall, where relevant, cooperate in the enforcement of this Directive, within the remit of their respective competences, in particular where questions on the impact of automated monitoring and decision-making systems on working conditions or on rights of persons performing platform work arise. For that purpose, those authorities shall exchange relevant information with each other, including information obtained in the context of inspections or investigations, either upon request or at their own initiative.
3. Member States shall lay down the rules on penalties applicable to infringements of national provisions adopted pursuant to provisions of this Directive other than those referred to in paragraph 1 or of the relevant provisions already in force concerning the rights which are within the scope of this Directive. The penalties provided for shall be effective, proportionate and dissuasive.