Protection of employees: insolvency of employer, transnational situations (amend. Directive 80/987 /EEC)

2001/0006(COD) - 23/05/2002 - Commission opinion on Parliament's position at 2nd reading

The Commission can accept the six European Parliament amendments in full. These amendments will extend and improve the text of the common position. The amendments are: -a recital which authorises the Member States to set ceilings on the payments made by the guarantee institutions; -a report on the implementation of the new Directive; -the Directive does not prevent Member States from extending protection to de facto stopped payments on a permanent basis; -a clause specifying that, where provided for by national law, severance pay on termination of employment relationships is included in payment of employees' outstanding claims; -an option for Member States to limit payments, so that the ceilings which they may set need not necessarily be a single ceiling. These ceilings must not fall below a level which is compatible with the social objective of the directive; -a report on the implementation and application of the Directive is to be established by the Commission within five years of the date indicated in Article 2 of the Directive.