

Seminar on Triangular Labour Relations

Wednesday 21 November 2012
09h30 – 17h30

AULA
Voldersstraat 9
9000 Ghent



PRACTICAL INFORMATION

General

Wednesday 21 November 2012, 9h30 to 17h30
At the 'Aula', Voldersstraat 9, 9000 Ghent, Belgium

Coffee breaks, sandwiches, a rich reception and documents are included in the price.

Price

Price	145 euros
Privileged partners / magistrates	95 euros

Credits

- Credits have been applied for at the Flemish Bar Council.
- The Belgian Judicial Training Institute will finance the registration fees of the magistrates, legal interns and staff of the judiciary who are present. The Belgian Judicial Training Institute will not finance the possible costs for those persons who have registered but who are not actually present. A colleague may, however, attend in the registered person's place. This colleague will then, stating his/her name and function, put his/her signature next to the name of said registered person.
- Other attendance certificates may be delivered on request.

Information and Registration

IRIS | International Research Institute on Social Fraud

Social Law Department

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The reception of your invoice is the confirmation of your registration.

You will receive an electronic reminder one week before the seminar.

Cancellation policy

http://iris.ugent.be/?page_id=118

REGISTRATION FORM

Ms-Mr
Function
Office – Administration
Street
Postcode
Invoice address (complete if different)
Street
Postcode
Tel.
E-mail

VAT
No
Location
No
Location
Fax

Wishes to enroll and will pay 95/ 145 EUR after having received an invoice.
Wishes to receive an attendance certificate

Date/Signature

PROGRAMME

09h30 – 09h35 Welcome

Chairman of the day, Prof Dr Yves Jorens, director of the International Research Institute on Social Fraud, UGent

09h35 – 09h45 Programme outline

Prof Dr Patrick Humblet, President of the Social Law Department, UGent

09h45 – 10h05 Triangular labour relations from a legal history perspective

Dr Bruno De Baenst, doctor-assistent at the Institute for Legal History, UGent

10h05 – 10h25 Temporary agency work and agencies in Belgium

Mr Marc Willems, Head of Department, Inspection Employment and Social Economy, Government of Flanders

10h25 – 10h50 Dealing with mala fide temporary work agencies in the Netherlands

Mr Onno Brinkman, Directorate Labour Relations, Ministry of Social Affairs and Employment, the Netherlands

10h50 – 11h15 Coffee

11h15 – 11h35 A critical view of the Directive on Temporary Agency Work

Prof Dr Filip Dorssemont, professor of labour law, UCL

11h35 – 11h50 Temporary agency work in practice

Ms Ann Cattelain, director legal service Federgon

11h50 – 12h05 Temporary agency work and posting

Prof Dr Yves Jorens, director of the International Research Institute on Social Fraud, UGent

12h05 – 12h30 Questions

12h30 – 13h30 Lunch

13h30 – 14h00 Prohibited hiring out of workers and illegal labour services

Ms Katrien Van Hoecke, Junior Deputy Public Prosecutor at a Court of First Instance

14h00 – 14h20 Fraud in the framework of triangular labour relations, service vouchers as an example

Mr Chris Vanlaere, ministerial advisor department for the regulation of individual labour relations, FPS Employment, Labour and Social Dialogue

14h20 – 14h35 Portage salarial from a tax law perspective

Ms Sonja Van Duerm, Regional director Special Tax Inspectorate Brussels

14h35 – 14h50 Portage Salarial: aspects sociaux

Mr Didier vanden Brande, director social inspection, FPS Social Security

14h50 – 15h20 Triangular labour relations seen through the eyes of the inspection

Mr Dirk De Pauw, social inspector - head of department, FPS Employment, Labour and Social Dialogue

15h20 – 16h00 Coffee

16h00 – 17h30 Debate with all speakers

Chairman: Mr Paul Windey, president of the National Labour Council

17u30 – 18u00 Closing speech

Ms Monica De Coninck, Minister of Employment

17h30 Reception

INTRODUCTION

Triangular labour relations: who is the employer?

During the last years, the European labour market has seen a significant change due to increasingly flexible and fragmented labour relations. More and more, employers appeal to employers from other enterprises.

Belgian law, however, starts from the fundamental prohibition of the transfer of authority. Temporary agency work is the most significant exception to this prohibition. IRIS wants to use this seminar to produce more insight into the question to what extent an employer may transfer his authority to a third-party user? This is done from an international and comparative law perspective.

After having focused briefly on the historical development of this starting point, we will go more deeply into the regulation concerning temporary agency work. Here, we will deal with the situation in Belgium and the Netherlands, as well as the view of employers and the inspection.

We also put temporary agency work in a European perspective: the directive on temporary agency work will be critically held up to the light and temporary agency work will be discussed in the framework of the free movement of services. In the afternoon, we will cover a number of atypical types of triangular labour relations such as service vouchers and portage salarial. Last but not least, the prosecution of the prohibited hiring out of workers will be discussed. Afterwards, participants and speakers will have ample opportunity to interact, both during the debate and at the reception. The closing speech will be delivered by Ms Monica De Coninck, the Belgian federal Minister of Employment.