



Brussels, 22 March 2021

Open Letter to the European Commission: No Public Contracts for Companies without Collective Agreements – Change Public Procurement Rules Now

We are European trade union leaders united in UNI Europa, representing services workers throughout Europe.

It is in the public interest that public contracts are only awarded to companies that are party to collective agreements, covering at least wages and general working conditions. Companies that refuse to bargain or implement collective agreements should be prevented from receiving public contracts. Public funding should not go to companies that seek a competitive advantage through low wages and low working conditions. Indeed, public money should be employed to achieve decent pay and working conditions instead of undermining both.

We therefore write to you today with a simple but important request:

Change EU public procurement rules to provide a European framework that is conducive to achieve this end: No public contracts for companies without collective agreements.

Every worker, working under such a public contract, should be covered by the applicable collective agreements in the relevant sector and region according to national law and practice.

We seek a clear political undertaking by the European Commission for this simple change now, followed by a swift legislative initiative.

Every year, over 250 000 public authorities in the EU spend around 14% of GDP (around EUR 2 trillion per year) on the purchase of services, works and supplies. In many of our sectors, public authorities are the principal buyers. Ours are mostly labour-intensive sectors. When companies are subjected to ruthlessly compete for public procurement on the single measurable cost, they consistently turn to undercutting working conditions by suppressing their workers' fundamental collective bargaining rights. Changing the applicable rules is an effective means to strengthen collective bargaining coverage and thus raise wages and working conditions in services sectors. Indeed, it provides easy leverage for the EU and national governments to proactively promote collective bargaining.

Since the Covid-19 crisis started last year, care workers, cleaners, call centre workers, logistics and postal workers, security guards and all essential workers have been risking their lives to keep our society going. At the same time, they are among the lowest paid and most precarious workers in the EU. Many of them work under public contracts. Yet, some of the companies they work for have been allowed to cut corners and drive down workers' pay and conditions to extract ever-more wealth.

We need to end this race to the bottom and give dignity and respect to all essential workers. We need EU legislation now that ensures that no public contract is awarded to a company that is not party to a collective agreement.

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