



- By email to the members of the JURI / EMPL committee

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Ons kenmerk

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Betreft / Onderwerp

Concerns EU Inc proposal Dutch social partners Construction Industry

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Bijlage(n)

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Dear member of the JURI / EMPL Committee of the European Parliament,

Social partners in the Dutch Construction Industry (FNV Bouwen en Wonen, CNV/Sector Bouw and Aannemersfederatie Nederland) have grave concerns with regards to the EU Commission's proposal for a 28th regime: The EU Inc¹. The proposal is intended to make the EU a more attractive place to start, scale and retain businesses, suing a set of governance and financing tools deployed in a more integrated, digital and cross-border way. In principle, the Dutch Social Partners in Construction support the EESC position on the potential added value of a uniform approach to EU Inc.. But as does the EESC opinion, Dutch Social Partners in Construction are concerned that the chosen legal basis does not ensure sufficient legal certainty.

The Dutch Social Partners in Construction underline that the proposal for an 28th regime must go hand in hand with strong safeguards for stakeholders, including workers, shareholders and creditors. To prevent abuse, the existence of a genuine economic link with the Member State of registration is a necessary safeguard against potentially abusive or artificial arrangements. Any legal basis that gives room to different interpretation will be a threat to fair competition in a labour intensive (and also fraud sensitive sector) such as the construction industry.

We are convinced that the EU Inc. framework needs to provide for effective safeguards against fraud, money laundering, abusive corporate arrangements and the circumvention of workers' rights any initiative creating new EU business forms must:

- Contain safeguards not to undermine fair competition between companies and workers alike;
- Not undermine national legislation and (sectoral) collective agreements:
 - In line with that, must not undermine the position of national enforcement bodies.

¹ (COM(2026) 321 final – 2026/0074 (COD))

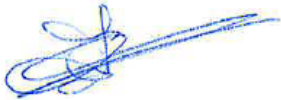
As social partners in the construction sector, good for almost ten percent of EU GDP , with more than 3 million companies and over 12 million workers in EU, we have an active interest in the development of new EU legislative structures that will have an impact on the construction sector. At the moment we fear that the legal uncertainties of the Commission's proposal will damage fair competition in our sector. We fear that legal loopholes will be used to allow for fraudulent practices, letterbox companies and workers abuse, to the detriment of vested companies, workers and their trade unions.

We sincerely hope that you will take our concerns into account when discussing the position of your JURI / EMPL Committee in the next weeks.

If you have any further questions, please do not hesitate to contact us.

Kind regards,²

Ellen Hoeijenbos, bestuurder Bouw & Infra / Coördinatie Europa/Internationaal



Gijs Lokhorst, sectorleider Bouw



Riek Siertsema, voorzitter Aannemersfederatie Nederland



² a copy of this letter will be sent to the Dutch Minister of Economic Affairs and Climate, and the Committee of Economic Affairs of the Dutch Parliament.