



Cross-Border Employment and Social Rights in the EU Road Transport Sector

by Bartłomiej Bednarowicz, Amber Zwanenburg (eds.)

The Book

This book aims to sketch out the main problems arising in the field of EU transnational transportation by providing an adequate understanding of the legal setting in the five key EU legal areas for this sector: fundamental freedoms, private international law, posting of workers, social security coordination and social dialogue. Indeed, road transport is a truly living organism which makes it challenging for the laws to keep up with its ongoing dynamics. In addition, due to its inherent transnational element, the process of application of relevant laws is often shrouded in ambiguity, making it difficult to solve the emerged conflicts of laws. Against this background, this textbook provides an integral vision on the interaction of EU freedoms with social rights at EU level offering a comprehensive and unique in-depth coverage of the most relevant topics and presenting nuanced guidance depicting problem-solving skills which were carefully selected by the leading academic experts. Overall, this position is addressed to not only academics but also to students, practitioners and others interested in the road transport sector.

The SENSE Project

This edited volume was composed within the framework of an Erasmus + [SENSE Project](#) comprised of the following partners: Luca Ratti (University of Luxembourg), Amber Zwanenburg, Rouben Houwing and Zef Even (Erasmus University Rotterdam), Mijke Houwerzijl (Tilburg University), Herwig Verschueren and Bartłomiej Bednarowicz (University of Antwerp) and Monika Tomaszewska and Michał Szywniewski (University of Gdańsk). The main objective of the SENSE project was to solve problems arising in the field of EU transnational transportation by providing adequate understanding of the legal setting, not just at a single national level, but also at EU and multinational/comparative level, by developing and implementing state of the art education and by working with innovative tools: a [Legal Navigation App](#). SENSE clarifies the legal aspects of transnational transport from multiple perspectives and educates (future) professionals. Combining state of the art knowledge, students, lecturers and professionals allows entering into a dialogue on actual topics from different national perspectives. This cooperation was to enlarge staff mobility and bridge the world of education with the world of non-educational stakeholders. Jointly, the partner law schools developed an international programme, containing different modules on '[Cross-Border Road Transport in EU Law Context](#)' that is accessible to all. In essence, the SENSE Project aspired to make SENSE in transnational transport in the EU. *SENSE* aimed to make transport more *Social*, rules better *ENforceable*, the sector of international transport more *Sustainable* and because of the Legal Navigation App, all of this will be made *Easy*.

The rationale behind SENSE

Perhaps surprisingly, there are still great gaps in knowledge and education of the complications in the social and legal policy field concerning EU international transportation. The knowledge present in different Member States is scattered. Cooperation between universities and other stakeholders is scarce and high-quality education is often unavailable. Problems show that Europe urgently needs properly trained professionals able to solve the problems at hand and develop best practices.

First end result: Transnational collaboration in education makes SENSE

SENSE thus contributed to innovations in the transport sector. Current national programmes in law only provide courses in national law and EU law separately. An integral vision on the interaction of EU freedoms with social rights at the national level is lacking which puts change and innovation on hold. This project educates modern and versatile professionals able to think outside the boundaries of national law. These new professionals will not think and work as “we” and “them” but from an integrated transnational perspective. Operating at the interface of European and national law will broaden the horizon of students and teachers, break traditional patterns in education and bring refreshing insights on how problems are solved in other countries. SENSE focuses on the sector in which the challenges are arguably the greatest and the solutions the most difficult to find. The Strategic Partnership is fully linked with the needs of the transport sector, i.e. based on on-going input from stakeholders. Their positive response proves that this program is an important step in realizing an upgrade of skills and knowledge. The modules will improve the ability of (future) professionals to keep up with new developments (learning to learn) and will be used in the partners’ academic education to improve the quality of the curricula. The free online **MOOC** is available to everyone and all the other Project materials are accessible [online](#) as well.

Second end result: Legal Navigation App makes even more SENSE

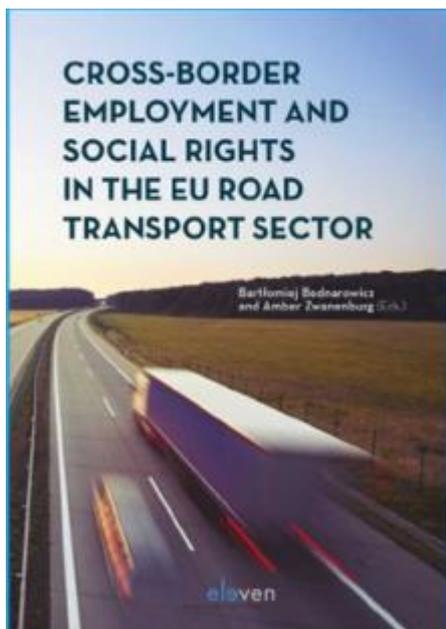
The Project developed a prototype for the [Legal Navigation App](#). The App is designed to monitor exactly in which countries the transnational work is performed and for which time periods. It also provides the legal consequences such as applicable working and resting time, wages and offers further information on how to obtain more help and assistance thanks to the cooperation with the social partners in the transport sector.

Links

The book can be ordered [here](#).

Please consult the Project’s website for more details [here](#).

You can follow the online MOOC on Coursera [here](#).



Bartłomiej Bednarowicz
PhD Researcher & TA

Amber Zwanenburg
PhD Researcher & Lecturer in Labour Law
University of Antwerp, Erasmus Law School