

Information about the follow up to the complaint registered under reference CHAP(2015)1071

The European Commission has received a substantial number of complaints about the possible incompatibility of the working conditions of honorary judges, including honorary deputy prosecutors, in Italy with various provisions of EU labour law.

The Commission has entered these complaints in the central registry of complaints under reference number CHAP(2015)1071.

Given the very large number of complaints received on this subject, the Commission, with a view to responding swiftly and informing those concerned as well as taking into account potentially wider public interest in the issue raised by the complainants, has decided to publish all communication to the complainants on the dedicated page of the Europa website. On the basis of these complaints, the Commission has opened an investigation as to the conformity of Italian law with the provision of the Working Time Directive and of the Fixed Term Work Directive. With the present notice, we would like to inform the complainants and the interested public of the recent developments in the case.

In the judgment in case C-658/18 UX¹, upon a reference for a preliminary ruling by the Giudice di pace di Bologna (Italy), the Court of Justice of the European Union confirmed that honorary judges/magistrates [*giudici di pace*] are to be considered as “workers” for the purpose of EU labour law. The Commission is analysing the UX judgment and its relevance for other categories of the honorary judiciary [*magistratura onoraria*] in the Italian legal system.

The Commission will keep the complainants informed through this website of the follow-up given to their complaints.

¹ CJEU, C-658/18, *UX v Governo della Repubblica italiana*, ECLI:EU:C:2020:572.