



# License for Work Sites in Italy

(As of 11/09/25)

On October 1, 2024, Article 27 of the Italian law on health and safety at work (Legislative Decree No. 81/2008) and Decree No. 132/2024 came into force. These regulations introduce the obligation for companies and self-employed individuals who work on temporary or mobile work sites to own a so-called **points license for construction sites**, issued by the Italian National Labor Inspectorate (INL), except for those who provide mere supply or intellectual services. The points license is issued **on behalf of the company, provided that certain requirements of the applicable Italian occupational safety law are met**. No new requirements to be fulfilled have been introduced for this.

Sanctions for not having the points license (or for having a license with less than 15 points) include, i.a. a fine of 10% of the contract value for the contractor (with a minimum penalty of 6,000€). For the client, the fines range from 711.92€ to 2,562.91€ (see point IV).

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## I. Scope of Application

- It applies to **Italian and foreign companies** as well as self-employed individuals operating on temporary or mobile construction sites.

**What matters is the location where the activities are carried out**, not the activities themselves.

- A **temporary or mobile construction site**, as defined by Art. 89, paragraph 1, letter a) of the Legislative Decree No. 81/08, refers to any location where the following **construction or civil engineering activities** occur: Construction, maintenance, repair, demolition, preservation, renovation, restructuring, or fitting-out works; the transformation, renewal, or dismantling of fixed, permanent, or temporary structures made of masonry, reinforced concrete, metal, wood, or other materials, including the load-bearing parts of power lines and electrical installations; as well as road, railway, water, maritime, hydraulic, and civil engineering works. Additionally, drainage works, forestry projects, and earthworks are included in the scope of construction or civil engineering activities; excavation work and the assembly and disassembly of prefabricated elements used in the execution of construction or civil engineering works are also included.
- **Exceptions**: Individuals who only provide supply or intellectual services (e.g., architects, engineers); companies that possess a so-called Italian SOA certification of category III or higher.

## II. Liability

Starting from October 1, 2024, **every company (or self-employed individual) operating on temporary or mobile construction sites** must apply for the points license (procedure: See section III.4). In the meantime, until the license is issued, the execution of those activities mentioned in section I is still permitted, unless otherwise notified by the Italian National Labor Inspectorate (INL).

The **Italian client** or **the person responsible for the work** is obligated to verify whether the executing companies or self-employed individuals, **subcontractors included**, possess the license (or an equivalent document). Failure to do so may result in the sanctions mentioned in section IV.

## III. Points License

### 1. Points System

The license is issued **in the name of the applying company** with a **base score of 30 points** and a maximum score of 100 points (additional points will be added retroactively after further development of the portal).

Points beyond the base amount will be **added** upon meeting certain conditions (e.g., up to 10 points may be awarded based on the "age" of the company; for each additional 2-year interval after issuance, 1 point will be added up to a maximum of 20 points due to the absence of point deductions; up to 30 points may be awarded for activities, investments, or training about health and safety at work, etc.).

Points can also be **deducted**, if certain legally binding measures have been taken against employers, managers, and supervisors of the company or self-employed individuals (e.g., failure to prepare the risk assessment document (5 points); failure to prepare the emergency and evacuation plan (3 points); lack of training and education (2 points); etc.).

## 2. Issuance Requirements

For the issuance of the license by the authorities, the following conditions must be met:

- a. Registration at the competent Chamber of Commerce (e.g. in your home country)
- b. Fulfillment of training obligations according to Legislative Decree No. 81/08, by employers, managers, foremen, self-employed individuals, and employees.
- c. Certification of proper payment of social security contributions (for companies: DURC; for foreign companies: A1 certificate – exception according to Circular No. 4 dated September 23, 2024 of the Italian Labor Inspectorate (INL))
- d. Risk assessment (Italian DVR) (in legally mandated cases).
- e. Tax clearance certificate (in legally mandated cases).
- f. Appointment of the head of health and safety service at work (in legally mandated cases).

## 3. Content

The license includes the following information:

- a. Identification data of the license holder (legal entity, sole proprietor, or self-employed individual).
- b. Personal data of the applicant (legal representative of the legal entity, sole proprietor or self-employed individual).
- c. Date of issuance and number of the license.
- d. Point score at the time of issuance.
- e. Current point score at the time of inquiry.
- f. Results of any measures resulting in the suspension of the license due to an accident leading to the death or permanent disability of the employee.
- g. Results of any legally binding administrative or judicial measures that result in point deductions from the license.

Access to the information contained in the license is currently granted to the following entities:

- Holders of the license and their delegates.
- Public Administration.
- Employee safety representatives and territorial employee safety representatives.
- Construction managers.
- Safety coordinators during the planning and execution phases of the work.
- Individuals intending to award contracts or services to companies or self-employed individuals operating on temporary or mobile construction sites.

## 4. Application Procedure

The application for the points license must be submitted by:

- The **legal representative** of the company,
- the **self-employed individual**, or
- a **delegate**.

Foreign companies based in the EU must provide a so-called self-declaration regarding:

- The **existence of a document equivalent to the Italian points license**, issued by an authority of the country of origin, or
- the **fulfillment of the requirements mentioned under point 2**.

This self-declaration is created in accordance with Articles 46 and 47 of Presidential Decree No. 445/00. This means that it must be signed by the applicant and accompanied by a copy of the identity card or passport of the declarant. Any **false statements may be subject to criminal prosecution**. When applying through a delegate, the self-declaration must be provided to them.

The application shall be filed via the online portal of the [Italian National Labour Inspectorate \(INL\)](#). Foreign applicants shall access the portal using a digital identity compliant with the eIDAS Regulation, whereas Italian applicants may authenticate by means of the Italian digital identity (SPID) or electronic identity card. Where an application on behalf of a foreign undertaking is submitted by an Italian representative, such representative must first be duly authorised by the legal representative of the applicant, either through the portal or by [e-mail addressed to the INL](#).

#### IV. Sanctions

1. When activities are carried out on the construction site by the company or self-employed individual with
  - **no license at all** or
  - a license with **less than 15 points**,

the company or self-employed individual can face the following sanctions:

- a. **Suspension of their activities on the construction site.**
  - b. Sanctions amounting to **10% of the contract value** (with a minimum penalty of 6,000€).
  - c. **Prohibition from participating in public works for 6 months.**
2. When activities are carried out on the construction site by the company or self-employed individual, and there is a license **with less than 15 points**, as an exception to penalty under point 1.a., the **completion of activities provided** according to the contract or subcontract is allowed only if the already completed work accounts for **more than 30% of the contract value**.
  3. **If false statements regarding the required conditions are legally certified** after the issuance of the license, the license will be **revoked for 12 months**. After 12 months from the revocation, a new license may be applied for.
  4. If an **accident occurs** on the construction site **resulting in the death of the employee or in permanent, complete, or partial disability**, and the **responsibility** of the employer, contractor, or supervisor is determined to be **due to gross negligence**, the Italian Labor Inspectorate (INL) may **suspend** the license for **up to 12 months**.
  5. If the Italian client or the person responsible for the work **does not verify** the presence of:
    - A license with  $\geq 15$  points for the contractor or their subcontractors, or
    - An Italian SOA certification of category III or higher for the contractor or their subcontractors,

the Italian client or the person responsible for the work can be fined with **sanctions ranging from 711.92€ to 2,562.91€**.

## V. Posting to Italy

Companies that, in the context of providing services, post one or more employees to Italy in favour of a company based or established in Italy are required to report such posting on the portal of the Italian Ministry of Labour and comply with several obligations (including compliance with certain provisions of Italian labor law, keeping documentation in the Italian language, appointing a service agent and a contact person for trade union matters). Further information can be found in our leaflet [Posting of Workers to Italy](#).

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DEinternational Italia, the services company of the AHK Italien, is pleased to assist German and English-speaking companies with:

- The preparation and submission of the application
- Questions regarding safety at work (with the help of a specialized engineering office, partner of AHK Italien)

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