

Legal Shots

EMPLOYMENT CONTRACT AND DIGITAL PLATFORMS

Now, the service provider to digital platforms may be considered as an employee if some evidences of an employment relationship are met.

The service provider to a digital platform may be qualified as an employee if some evidences of an employment relationship are met, such as the control and supervision by the digital platform of the provider's activity, restrictions to the provider's autonomy as regards his/her work organization or if the work equipment and tools used by the provider belong to the digital platform.

However, such qualification may be avoided if the digital platform manages to prove that the services were rendered with autonomy or that the activity was in fact provided to the intermediary of the digital platform.

The presumption of employment applies to digital platforms for individual transportation of passengers, such as Uber.

Meet our Team:

