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European Monitoring Centre on Change

## Luxembourg: Reemployment obligation after restructuring

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Luxembourg

Phase:

Management

Type:

Reemployment obligation after restructuring

Last modified: 22 January, 2021

Native name: **Code du travail**

English name: **Labour Code**

### Article

L.125-9

### Description

In the context of either an individual or a collective dismissal – when a company dismisses at least seven employees over a period of 30 days or at least 15 employees over a period of 90 days for reasons not related to employees' conduct – an employee dismissed for economic reasons has the right to apply to return to the company if the firm hires new personnel. If the employee informs the employer that he/she is interested in returning to the company, the employer must inform him/her of any vacant position corresponding to his/her skills. The reemployment obligation ends one year after the employee has left the company.

### Comments

No information available.

### Cost covered by

Not applicable

### Involved actors other than national government

National government only

### Thresholds

No, applicable in all circumstances

### Sources

- [Labour Code](#)
- [Guichet.lu \(governmental website\) - Priority for re-employment \(in English\)](#)
- [Guichet.lu \(governmental website\)- Faire valoir sa priorité de réembauchage \(in French\)](#)

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