



STATE OF PLAY: ARTICLE 24 REPRESENTATION PROCEDURES

Updated as of 28 FEBRUARY 2017

The following document contains information on:

1. Closed Article 24 representation procedures in 2016 including a link to the Report adopted by the ILO Governing Body (GB); and
2. Article 24 representation procedures, the resolution of which is still pending in 2017.

1. Closed Article 24 Representation procedures in 2016

Out of the 21 representations filed, by November 2016 the following twelve representation procedures were closed (6 representations concerning Europe, 5 concerning Latin America and one concerning an Arab State):

1. **REPRESENTATION (article 24) - AUSTRIA, BELGIUM, BULGARIA, CROATIA, CYPRUS, CZECH REP., DENMARK, ESTONIA, FINLAND, FRANCE, GERMANY, GREECE, HUNGARY, IRELAND, ITALY, LATVIA, LITHUANIA, LUXEMBOURG, MALTA, NETHERLANDS, POLAND, PORTUGAL, ROMANIA, SLOVAKIA, SLOVENIA, SWEDEN, SPAIN - C098 - 2016 (Closed)**
*Representation alleging non-observance by Austria, Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Sweden and Spain of the Right to Organise and Collective Bargaining Convention 1949, (No. 98) made under article 24 of the ILO Constitution by Solidarity Independence Democracy (GB.326/INS/16/5). **On the recommendation of its Officers, the Governing Body decided that the representation was not receivable.***
2. **REPRESENTATION (article 24) - CHILE - C169 - 2014 (Closed)**
*Report of the Committee set up to examine the representation alleging non-observance by the Government of Chile of the Indigenous and Tribal Peoples Convention, 1989 (No. 169), made under article 24 of the ILO Constitution by the First Inter-Enterprise Trade Union of Mapuche Bakers of Santiago (GB.320/INS/15/3) (GB.326/INS/15/5). **The text of the report, including the GB recommendation, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_462783.pdf*
3. **REPRESENTATION (article 24) - CHILE - C187 - 2013 (Closed)**
*Report of the Committee set up to examine the representation alleging non-observance by Chile of the Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187), made under article 24 of the ILO Constitution by the College of Teachers of Chile AG (GB.320/INS/15/4) (GB.326/INS/15/6). **The text of the report, including the GB recommendation, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_462784.pdf*
4. **REPRESENTATION (article 24) - COLOMBIA - C111 - 2016 (Closed)**
*Representation alleging non-observance by Colombia of the Discrimination (Employment and Occupation) Convention, 1958 (No. 111), made under article 24 of the ILO Constitution by the General Confederation of Labour (CGT) (GB.326/INS/16/4). **On the recommendation of its Officers, the Governing Body decided that the representation was not receivable.***
5. **REPRESENTATION (article 24) - COLOMBIA - C087, C098, C100, C111 - 2016 (Closed)**
Representation alleging non-observance by Colombia of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), the Right to Organise and Collective Bargaining Convention, 1949 (No. 98), the Equal Remuneration Convention, 1951

(No. 100), and the Discrimination (Employment and Occupation) Convention, 1958 (No. 111), made under article 24 of the ILO Constitution by the Confederation of Workers of Colombia (CTC) (GB.326/INS/16/3). **On the recommendation of its Officers, the Governing Body decided that the representation was not receivable.**

6. REPRESENTATION (article 24) - FRANCE - C111 - 2016 (Closed)
*Representation alleging non-observance by France of the Discrimination (Employment and Occupation) Convention, 1958 (No. 111), made under article 24 of the ILO Constitution by the Autonomous Federation of Professional Firefighters and Administrative, Technical and Specialized Staff (FA/SPP-PATS) (GB.328/INS/18/5). **On the recommendation of its Officers, the Governing Body decided that the representation was not receivable.***

7. REPRESENTATION (article 24) - FRANCE - C106 - 2014 (Closed)
*Report of the Committee set up to examine the representation alleging non-observance by France of the Weekly Rest (Commerce and Offices) Convention, 1957 (No. 106), made under article 24 of the ILO Constitution by the Federation of Salaried Employees and Managerial Staff of the General Confederation of Labour-Force Ouvrière (GB.322/INS/14/6) (GB.326/INS/15/8). **The text of the report, including the GB decision, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_462787.pdf*

8. REPRESENTATION (article 24) - PERU - C111 - 2014 (Closed)
*Report of the tripartite committee set up to examine the representation alleging non-observance by Peru of the Discrimination (Employment and Occupation) Convention, 1958 (No. 111), made under article 24 of the ILO Constitution by the Autonomous Confederation of Peruvian Workers (CATP) and the United National Union of Workers of the National Tax Administration Supervisory Authority (SINAUT-SUNAT) (GB.323/INS/12/2) (GB.328/INS/17/8). **The text of the report, including the GB recommendation, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_534911.pdf*

9. REPRESENTATION (article 24) - POLAND - C102 - 2014 (Closed)
*Representation alleging non-observance by Poland of the Social Security (Minimum Standards) Convention, 1952 (No. 102), made under article 24 of the ILO Constitution by the Independent and Self-Governing Trade Union "Solidarnosc" (NSZZ "Solidarnosc") (GB.323/INS/12/5). **The complaint was withdrawn.***

10. REPRESENTATION (article 24) - PORTUGAL - C029, C111 - 2014 (Closed)
*Report of the Committee set up to examine the representation alleging non-observance by Portugal of the Forced Labour Convention, 1930 (No. 29), and the Discrimination (Employment and Occupation) Convention, 1958 (No. 111), made under article 24 of the ILO Constitution by the National Federation of Unions of Workers in the Public and Social Services (FNSTFPS) (GB.322/INS/14/4) (GB.327/INS/5/4). **The text of the report, including the GB decision, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_489535.pdf*

11. REPRESENTATION (article 24) - SPAIN - C106 - 2014 (Closed)
*Report of the Committee set up to examine the representation alleging non-observance by Spain of the Weekly Rest (Commerce and Offices) Convention, 1957 (No. 106), made under article 24 of the ILO Constitution by the Independent Judicial Forum professional association (GB.322/INS/14/7) (GB.328/INS/17/9). **The text of the report, including the GB recommendation, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_534909.pdf*

12. **REPRESENTATION (article 24) - UNITED ARAB EMIRATES - C029 - 2014** (Closed)
*Report of the Committee set up to examine the representation alleging non-observance by the United Arab Emirates of the Forced Labour Convention, 1930 (No. 29), made under article 24 of the ILO Constitution by the International Trade Union Confederation (ITUC) (GB.322/INS/14/5) (GB.326/INS/15/7). **The text of the report, including the GB recommendation, is available here:** http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_462786.pdf*

2. Pending Article 24 representation procedures in 2017

By February 2017, the following nine Article 24 Representation Procedures are pending resolution:

Region	Country	Convention	Employer rep. in the tripartite committee
Americas (4)	Argentina	C.87	N/A. Referred to CFA
	Brazil	C.154	N/A. Referred to CFA
	Costa Rica	C.87, 98, 135	N/A. Referred to CFA
	Peru	C.29, 105	Juan Mailhos (Uruguay)
Europe (4)	Croatia	C. 48	Kris de Meester (Belgium)
	Romania	C. 95	Kris de Meester (Belgium)
	Spain	C. 131	Renate Hornung Draus (Germany)
	Ukraine	C. 95	Garance Pineau (France)
Asia (1)	Thailand	C. 29	Kamran Rahman (Bangladesh)

1. **REPRESENTATION (article 24) - ARGENTINA - C087 - 2015** (Pending)
Representation alleging non-observance by Argentina of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), made by the Confederation of Workers of Argentina (CTA Autonomous) under article 24 of the ILO Constitution (GB.324/INS/8/2)

2. **REPRESENTATION (article 24) - BRAZIL - C081, C154 - 2016** (Pending)
Representation alleging non-observance by Brazil of the Collective Bargaining Convention, 1981 (No. 154), and the Labour Inspection Convention, 1947 (No. 81), made under article 24 of the ILO Constitution by the Central Organization of Workers of Brazil, the General Confederation of Workers of Brazil, the Single Central Organization of Workers, Força Sindical, the New Central Union of Workers, the General Union of Workers and the Central Organization of Brazilian Trade Unions (GB.328/INS/18/4)

On the recommendation of its Officers, the Governing Body decided that the representation was receivable only with regards to C154.

3. **REPRESENTATION (article 24) - COSTA RICA - C087, C098, C135 - 2016** (Pending)
Representation alleging non-observance by Costa Rica of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), the Right to Organise and Collective Bargaining Convention, 1949 (No. 98), and the Workers' Representatives Convention, 1971 (No. 135), made under article 24 of the ILO Constitution by the Rerum Novarum Confederation of Workers (CTRN), the Costa Rican Workers' Movement Confederation (CMTC), the Unitary Confederation of Workers (CUT) and the Juanito Mora Trade Union Confederation (CSJM) (GB.328/INS/18/3)

4. **REPRESENTATION (article 24) - CROATIA - C048 - 2016** (Pending)
Representation alleging non-observance by Croatia of the Maintenance of Migrants' Pension Rights Convention, 1935 (No. 48), made under article 24 of the ILO Constitution by the Association of Trade Unions of Pensioners of Serbia (USPS) (GB.326/INS/16/7)

5. **REPRESENTATION (article 24) - PERU - C029, C105 - 2015** (Pending)
Representation alleging non-observance by Peru of the Forced Labour Convention, 1930 (No. 29), and the Abolition of Forced Labour Convention, 1957 (No. 105), made under article 24 of the ILO Constitution by the General Confederation of Workers of Peru (CGTP) (GB.325/INS/16/4)

6. **REPRESENTATION (article 24) - ROMANIA - C095 - 2016** (Pending)
Representation alleging non-observance by Romania of the Protection of Wages Convention, 1949 (No. 95), made under article 24 of the ILO Constitution by the Federation of Free Trade Unions of the Chemical and Petrochemical Industries (FSLCP) (GB.327/INS/6/1)

7. **REPRESENTATION (article 24) - SPAIN - C131 - 2014** (Pending)
Representation alleging non-observance by Spain of the Minimum Wage Fixing Convention, 1970 (No. 131), made under article 24 of the ILO Constitution, by the General Union of Workers (UGT) and the Trade Union Confederation of Workers' Commissions (CC.OO.) (GB.322/INS/14/8)

8. **REPRESENTATION (article 24) - THAILAND - C029- 2016** (Pending)
Representation alleging non-observance by Thailand of the Forced Labour Convention, 1930

(No. 29), made under article 24 of the ILO Constitution by the International Trade Union Confederation (ITUC) and the International Transport Workers' Federation (ITF) (GB.326/INS/16/6)

9. REPRESENTATION (article 24) - UKRAINE - C095 - 2015 (Pending)
Representation alleging non-observance by Ukraine of the Protection of Wages Convention, 1949 (No. 95), made under article 24 of the ILO Constitution by the Federation of Trade Unions of Ukraine, the Federation of Transport Workers' Trade Unions, the Association of All Ukrainian Autonomous Trade Unions, the Association of All-Ukrainian Trade Unions and Trade Union Associations "Iednist", the Confederation of Free Trade Unions of Ukraine and the Federation of Trade Unions of Small and Medium Business' Workers of Ukraine (GB.324/INS/8/1)

Tripartite Committees concerning five out of the nine procedures will meet in March 2017 i.e Croatia C48, Peru C29, Romania C95, Spain C131, Thailand C29.

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