



**EUROPEAN COMMITTEE OF SOCIAL RIGHTS
COMITE EUROPEEN DES DROITS SOCIAUX**

16 February 2015

Case Document No. 2

European Organisation of Military Associations (EUROMIL) v. Ireland
Complaint No. 112/2014

**OBSERVATIONS BY THE GOVERNMENT
ON ADMISSIBILITY**

Registered at the secretariat on 29 January 2015



29 January 2015

by e-mail only

Henrik Kristensen
Deputy Head of the Department of the European Social Charter
Council of Europe
F-67075 Strasbourg Cedex
France

EUROMIL v. Ireland, complaint no. 112-2014
Our file ref: 530/1116

Dear Mr Kristensen

I refer to the above matter.

I am writing to inform you that Ireland does not, in principle, oppose the admissibility of this complaint.

Ireland's position on admissibility, however, is without prejudice to the following:

1. Ireland wishes to draw to the Committee's attention that there are two Representative Associations for the Permanent Defence Forces in Ireland, of which PDFORRA is one. The other Association, the Representative Association of Commissioned Officers (RACO) is also a member of EUROMIL. No authority to act on behalf of this other Representative Association has been submitted. It is therefore incorrect to suggest that the complaint is for "... *Defence Forces representative associations in Ireland and more specifically the organisation Permanent Defence Forces Other Ranks Representative Association (PDFORRA)*." EUROMIL is not competent to make assertions on behalf of associations, which have not acceded to this complaint. In the event that EUROMIL purports to represent the position of all Representative Associations, Ireland wishes to reserve its entitlement to raise an objection as to admissibility. EUROMIL should be requested to clarify the position.

2. Ireland notes that Section 12 of the EUROMIL Charter requires both the President and the Vice-President or other member of the Board to represent EUROMIL in legal proceedings. Confirmation may therefore be needed as to whether the Complaint satisfies the requirement of Rule 23 paragraph 2 of the Rules of Procedure, namely that complaints

shall be signed by the person(s) with the competence to represent the complainant organisation. In the event that the requirement has not been satisfied, Ireland again wishes to reserve its entitlement to raise an objection. Again, EUROMIL should be requested to clarify the position.

Yours sincerely

A handwritten signature in cursive script that reads "Peter White".

Peter White

Agent for the Government of Ireland