



2 April 2007

RAP/RCha/CY/IV(2007)add

REVISED EUROPEAN SOCIAL CHARTER

REPLY TO SUPPLEMENTARY QUESTION

4th report on the implementation of
the Revised European Social Charter

submitted by

THE GOVERNMENT OF CYPRUS

(for the period 1 January 2001 to 31 December 2004:
Articles 2§1)

Report registered at the Secretariat on 2 April 2007

CYCLE 2007

REPUBLIC



OF CYPRUS

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MINISTRY OF LABOUR AND
SOCIAL INSURANCE
1463 NICOSIA

26th March 2007

Dear Mr. Brillat,

**Subject: Revised European Social Charter -
Question of the European Committee of Social Rights
in respect of the 4th Report of Cyprus -
Article 2§1**

With reference to your letter addressed to Ms Maria Matsoukari Ref. No. HD/ESC 32 NCH/SF, dated 14th February 2007, concerning the above subject, please find here below the reply of the Republic of Cyprus:

"With regard to the Committee's question it should be noted that in accordance with Article 4(1)(b) of the Drivers Driving Time Act of 2004, (Act. No. 137(I)/2004), every employer and every driver of any vehicle which is not exempted (according to Section 4 of Regulation 3820/85) from the provisions of the Act shall apply the provisions of Sections 6,7,8,10,12 and 15 of EEC Regulation 3820/85. Specifically, with regards to Section 6 of the abovementioned Regulation the daily driving period of a driver shall not exceed nine hours, and it may be extended twice in any one week to 10 hours. This provides a total of 56 hours in any given week, whilst the total period of driving in any one fortnight shall not exceed 90 hours. The above, though, must be read in conjunction with Article 5(1) of Act No. 47(I)/2005 on the Organisation of Working Time of Persons Performing Road Transport Activities, which explicitly states the maximum weekly working time for persons performing road transport activities may be extended to 60 hours, only if, over four months, an average of 48 hours a week is not exceeded".

Yours faithfully,

(Costas Chrysostomou)
for Permanent Secretary

Mr. Regis Brillat
The Executive Secretary
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DIRECTORATE GENERAL OF HUMAN RIGHTS – DG II

SECRETARIAT OF THE EUROPEAN SOCIAL CHARTER
THE EXECUTIVE SECRETARY

HD/ESC 32
NCH/SF



Strasbourg, 14 February 2007

Dear Ms Matsoukari,

The European Committee of Social Rights is currently examining the 4th report from Cyprus on the Revised European Social Charter and has instructed me to forward to you the enclosed questions concerning Article 2§1.

The ECSR would be grateful if you could reply to these questions before 16 April 2007 in order to allow the information to be taken into account in Conclusions 2007.

Yours sincerely,

Régis BRILLAT

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14 February 2007

Question in respect of the 4th report of Cyprus

Article 2§1

The Committee noted that Act No 137 (I)/2004 (implementing EU regulation 3820/85) applied in the reference period. It would like to ask what was the limit to the weekly working hours for drivers and whether it was possible that drivers could work for more than 60 hours in one week provided that the average of 90 hours per two weeks was not exceeded.