



European
Social
Charter

Charte
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COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

29/10/2012

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EUROPEAN SOCIAL CHARTER

REPLY TO SUPPLEMENTARY QUESTIONS

6th National Report on the implementation of
the European Social Charter

submitted by

THE GOVERNMENT OF ARMENIA

(Article 1§2
for the period 01/01/2007 – 31/12/2010)

Report registered by the Secretariat on 24 September 2012

CYCLE 2012

CLARIFICATION ON THE QUESTIONS RAISED BY EUROPEAN COMMITTEE OF SOCIAL RIGHTS

The relations associated with, and terms determined for performance of military service are regulated by the laws of the Republic of Armenia "On Military Service" and "On military Liability". According to the requirements of Armenian "Law on military service" the conscription (statutory military service) is composed of mandatory and contractual military services.

Two categories of conscripts are liable for mandatory military service: 1. Individuals at the age of 18-27, who have not performed military service; 2. Officers of medical service within the 1st group of reserve, under the age of 35 (who have completed military training during their studies at higher medical educational establishment). The term of mandatory military service in the Armed Forces for these two categories of individuals is defined as 24 months. Before the expiration of this period the above-mentioned individuals can be discharged from military service only due to health conditions, or because of family circumstances, which are determined by the Law.

The terms of contractual military service are established as 3, 5, or 20 years. The military servicemen, who have signed a contract for 3 or 5 years can, by own initiative (submission of report) terminate the contract before its term is expired and be discharged from the Armed Forces. Contracts stretching for 20 years are signed by those, who, based on the order by Armenian Ministry of Defence, study at Armenian or foreign military educational institutions. This term includes both the period spent at military educational institution and post-education contractual (professional) military service. These individuals are also eligible to terminate the contract by own initiative (submission of report) and be discharged from the Armed Forces, with a reservation that if such an initiative is displayed during the first 10 years of the period, following the completion of education, they must reimburse the expenses of education. Moreover, the overall sum to be reimbursed for education diminishes by 10% on a yearly basis for each year spent in contractual military service.

SECRETARIAT GENERAL

**DIRECTORATE GENERAL
HUMAN RIGHTS AND RULE OF LAW**

DIRECTORATE OF HUMAN RIGHTS

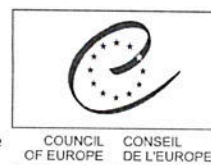
*HEAD OF THE DEPARTMENT
OF THE EUROPEAN SOCIAL CHARTER
AND THE EUROPEAN CODE OF SOCIAL SECURITY,
EXECUTIVE SECRETARY
OF THE EUROPEAN COMMITTEE OF SOCIAL RIGHTS*

ESC 170
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Ms Anahit Martirosyan
Head of International Relations Division,
Ministry of Labour and
Social Issues
Government Building 3, Yerevan,
Yerevan 0010,
Armenia

Strasbourg, 14 June 2012

Dear Ms Martirosyan,

The European Committee of Social Rights is currently examining the States' reports on the European Social Charter with respect to the thematic group on "employment, training and equal opportunities" and has instructed me to forward to you the enclosed questions.

The Committee would be grateful if you could reply to these questions before 27 July 2012 in order to allow the information to be taken into account in Conclusions 2012.

Yours sincerely,

Régis Brillat



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EUROPEAN COMMITTEE OF SOCIAL RIGHTS
COMITE EUROPEEN DES DROITS SOCIAUX

14 June 2012

Questions addressed to Armenia

Article 1§2 (prohibition of discrimination in employment/ forced labour/ right to earn one's living in an occupation freely entered upon):

- *What is the length of, if any, compulsory minimum period of service required of those serving in the professional armed forces?*
- *Are there circumstances, such as specialised training or specific operational requirements, which entail a different compulsory minimum term of service in the professional armed forces and under what conditions may the persons concerned leave the service before the expiry of this term?*