

European Committee of Social Rights (ECSR), 286th session

SYNOPSIS

Date 04/07/2016 – 08/07/2016

Activity Type Monitoring

Location Strasbourg, France

Directorate (Service) DGI Human Rights and Rule of Law (Department of the European Social Charter)

Origin/DG Remarks The European Committee of Social Rights is established by the European Social Charter. It is composed of 15 independent experts. It works on 2 specific objectives: treating collective complaints and examining national reports on the application of the European Social Charter with a view to rule on the conformity of national situations under the Charter.

Objective(s) - To examine:

- the draft conclusions as regards Austria, Azerbaijan, Bosnia and Herzegovina, Bulgaria, Denmark, Finland, France, 'the former Yugoslav Republic of Macedonia, Georgia, Germany, Hungary, Ireland, Italy, Latvia, Lithuania, Malta, Montenegro, Poland, Portugal, Slovak Republic, Spain and the United Kingdom for Conclusions 2016 of the Revised Charter and Conclusions XXI-1 (2016) of the 1961 Charter;

Conclusions 2016 and XXI-1 (2016) relating to all States Parties will be adopted in December 2016

- the draft findings on follow-up to collective complaints as regards Croatia, Cyprus, Norway and Sweden (simplified reporting procedure);
- the pending collective complaints;
- developments relating to the procedure on non-accepted provisions, including draft reports on the provisions not accepted by Hungary, the Netherlands, Austria, Ukraine and Norway;
- proposals relating to the Committee's Rules and Working Methods.

- To consider developments pertaining to the Turin process.

- To hold a meeting with the Government Agents under the collective complaints procedure

Output 1) The Sub-Committees examined the draft conclusions 2016 as regards Austria, Azerbaijan, Belgium, Bosnia and Herzegovina, Bulgaria, France, Finland, Georgia, Hungary, Ireland, Italy, Latvia, Lithuania, former Yugoslav Republic of Macedonia, Malta, Montenegro, Portugal and Slovak Republic and draft conclusions XXI-1 (2016) as regards Denmark, Germany, Spain and Poland;

2). The Rapporteurs in charge of the pending collective complaints informed the Committee of the progress of the proceedings and of the procedural decisions taken by the President since the previous session (Rules 27 and 28);

3) The Committee adopted :

- a decision on admissibility in *Equal Rights Trust (ERT) v. Bulgaria*, Complaint No. 121/2016;
- a decision on the merits in *Associazione Nazionale Giudici di Pace v. Italy*, Complaint No. 102/2013

4) The Committee adopted the second report on the non-accepted provisions in respect of the Netherlands and took note that draft reports in respect of Hungary, Austria and Ukraine are currently being prepared by the Secretariat;

5) The Committee adopted certain amendments to its Rules and Working Methods

6) The Committee's Bureau held an informal exchange of views with the Government Agents

7).The Committee took note of the information provided on the Turin process.

Conclusions/Follow Up The Committee instructed the Secretariat:

- to amend the draft conclusions in accordance with the instructions of the Committee and transform them into provisional conclusions;
- to notify the decisions regarding the collective complaints according to the usual procedure;
- to follow the collective complaints procedure with the Rapporteurs for the pending complaints;
- to finalise the report on non-accepted provisions in respect of the Netherlands with a view to notifying them to the authorities as soon as possible;

- to remain in contact with the other States Parties concerned on the procedure on non-accepted provisions;

- To finalise the amendments to the Rules for publication as soon as possible.

Participants

Giuseppe PALMISANO, President
Monika SCHLACHTER, Vice-President
Petros STANGOS, Vice-President
Lauri LEPPIK, General Rapporteur
Colm O'CINNEIDE (absent)
Birgitta NYSTRÖM
Elena MACHULSKAYA (absent)
Karin LUKAS (absent on 7 July)
Eliane CHEMLA (absent on 8 July)
József HAJDÚ
Marcin WUJCZYK
Krassimira SREDKOVA
Raul CANOSA USERA
Marit FROGNER
François VANDAMME

CoE Secretariat Mr Régis BRILLAT, Executive Secretary
Mr Henrik KRISTENSEN, Deputy Executive Secretary