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

4 September 2020

Case Document No. 3

**Confederazione Generale Sindacale, Federazione GILDA-UNAMS and
Sindacato Nazionale Insegnanti di Religione Cattolica v. Italy**
Complaint No. 192/2020

**RESPONSE BY THE COMPLAINANT ORGANISATIONS TO
THE GOVERNMENT'S OBSERVATIONS ON ADMISSIBILITY**

Registered at the Secretariat on 30 July 2020

CONFEDERAZIONE GENERALE SINDACALE CGS

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Alla cortese attenzione del Segretario Esecutivo del Comitato Europeo dei Diritti
Sociali, che agisce in nome e per conto del Segretario Generale del Consiglio
d'Europa

Complaint no. 192/2020

Notes to the request for information of 2 July 2020

In response to the request for information dated 2 July 2020, ref. 111/2020, the CGS answers:
The observations of the Italian government of 24th June 2020 contested the inadmissibility of the
CGS / FGU / Snadir acronym complaint for the following reasons.

In summary, according to the Italian Government, the representativeness of the claimant initials, the
number of registered workers or other elements from which the legitimacy to act of the CGS / FGU
/ Snadir could not have been proven.

In support of the aforementioned exception, sentence no. 166/2018, concerning the SAESE union
complaining in another judgment.

The aforementioned exception is unfounded and inadmissible.

It is unfounded since the acronym CGS / FGU, legally represented by prof. Di Meglio, has already
been declared representative by this Ill. Committee in the compliants. nn. 144/2017 and 161/2018,
with decision of 11th September 2018.

This last decision, which recognized the representativeness of CGS and FLP, as an abbreviation
federated to it, on p. 6, recalled the previous complaint no. 144/2017 and the related admissibility
decision of 12th September 2017, regarding the recognition of the representativeness of the CGS /
FGU in compliance with art. 1 of the 1995 Protocol **(see ANNEX 1 and 2)**

With regard to the alleged omission of the evidence of the complainant initials, please refer to the
introductory attachments and to the statutes produced and filed there.

Equally unfounded is the argument of the case of the SAESE union, of the aforementioned appeal
no. 166/2018, since it dealt with the different hypothesis of a cultural association operating on a

website and not already, as in the present case, of a Confederation which unites representative federations at national level.

For the aforementioned reasons, the rejection of the Italian Government's observations is requested because they are unfounded and inadmissible with consequent setting of the deadline for filing the substantive observations of the complaint in question.

Roma 30 luglio 2020

Avv. Tommaso de Grandis