

**EUROPEAN COMMITTEE OF SOCIAL RIGHTS**  
**COMITÉ EUROPÉEN DES DROITS SOCIAUX**

**European Committee of Social Rights (ECSR), 304<sup>th</sup> session**

**SYNOPSIS**

**Date** 21/01/2019 – 24/01/2019

**Activity Type** Monitoring

**Location** Strasbourg, France (Agora)

**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 welcome the new members of the Committee and hear their solemn declarations;

- to proceed to the election of the President and the Bureau of the Committee;

- to examine:

- the draft conclusions for Conclusions 2018 of the Charter and Conclusions XXI-3 (2018) of the 1961 Charter as regards several provisions/countries ;
- the pending collective complaints;
- developments relating to the procedure on non-accepted provisions;

to adopt:

- Conclusions 2018 of the Charter and Conclusions XXI-3 (2018) of the 1961 Charter relating to all States Parties except in respect of Albania who did not submit a report, in respect of Hungary which submitted its report too late report for examination and in respect of Luxembourg which submitted its report on Article 6 too late ;
- the General Introductions relating to Conclusions 2018 of the Charter and Conclusions XXI-3 (2018) of the 1961 Charter

**Output** 1) The new members, Karin Møhl LARSEN, Yusuf BALCI and Ekaterina TORKUNOVA, made the solemn declaration and took

up their duties in the Committee

- 2) The Committee elected Giuseppe PALMISANO as President of the Committee, Karin LUKAS and François VANDAMME as Vice-Presidents and Eliana CHEMLA as General Rapporteur;
- 3) The Committee examined the draft conclusions for Conclusions 2018 of the Charter and Conclusions XXI-3 (2018) of the 1961 Charter as regards several provisions/countries;
- 4) The Committee adopted Conclusions 2018 of the Charter and Conclusions XXI-3 (2018) of the 1961 Charter with the exception of Albania (due to no submission of the report, Hungary (due to late submission of the report) and the Committee adopted partly the Conclusions of Luxembourg due to late submission of the report on Article 6);
- 5) The Committee adopted the General Introductions relating to Conclusions 2018 of the Charter and Conclusions XXI-3 (2018) of the 1961 Charter;
- 6) The Rapporteurs for the pending collective complaints informed the Committee of the progress of the proceedings and the President informed about the procedural decisions taken since the previous session (Rules 27 and 28) as well as about new complaints registered;
- 7) The Committee adopted a decision on admissibility in:
  - *ATTAC ry, Globaali sosiaalityö ry and Maan ystävät ry v. Finland*  
Complaint No. 163/2018
  - *Sindacato autonomo Pensionati Or.S.A. v. Italy*  
Complaint No.167/2018

and a decision on the merits in:

- *Confederazione Generale Italiana del Lavoro (CGIL) v. Italy*  
Complaint No. 140/2016
- 8) The Committee decided on the distribution of work between the sub-committees and on rapporteur responsibilities for Conclusions 2019 and XXI-4 (2019).
  - 9) The Committee was informed of the latest developments with respect to the procedure on non-accepted provisions;

**Conclusions/Follow Up** The Committee instructed the Secretariat:

**Up**

- to amend the draft conclusions in accordance with the instructions of the Committee and transform them into provisional conclusions;
- to finalise the adopted conclusions for transmission to the States Parties and publication in March 2019;

- to notify the decisions regarding collective complaints according to the usual procedure;
- to follow the collective complaints procedure with the Rapporteurs for the pending complaints;
- to remain in contact with the other States Parties concerned on the procedure on non-accepted provisions.

**Participants**

Giuseppe PALMISANO, President  
 Karin LUKAS, Vice-President  
 François VANDAMME Vice-President  
 Eliane CHEMLA, General Rapporteur (Absent on Monday)  
 Petros STANGOS  
 József HAJDÚ (Absent on Thursday afternoon)  
 Krassimira SREDKOVA  
 Raul CANOSA USERA  
 Barbara KRESAL  
 Kristine DUPATE  
 Aoife NOLAN  
 Karin Møhl LARSEN  
 Yusuf BALCI  
 Ekaterina TORKUNOVA

**Secretariat CdE**

Jan MALINOWSKI, Executive Secretary  
 Henrik KRISTENSEN, Deputy Executive Secretary