



EUROPEAN COMMISSION
Employment, Social Affairs and Inclusion DG

Employment and Social Governance
Social dialogue

SECTORAL SOCIAL DIALOGUE
COMMITTEE
LIVE PERFORMANCE

**MINUTES
WORKING GROUP MEETING
11 JUNE 2018**

Chair: Pearle

1. Opening of the meeting

The draft agenda was approved. The minutes of the Plenary meeting of 15/12/2017 and Working Group meeting of 02/03/2018 were approved.

2. Update on employment and social affairs

Isabelle Laurent (IL) provided a brief update on the state of play of the initiatives in the field of employment and social affairs (Work-life balance; Access to social protection; Transparent and predictable working conditions; Posted Workers).

A discussion among employer and employee organisations followed on the issue of some administrative requirements (the example of France was provided) which can become an obstacle to the organisation of tours for SMEs.

3. EU Culture: presentation of the new European agenda for culture and information on the financing for culture in the MFF by DG (Nicola Robinson, EAC.D1 – Culture)

Nicola Robinson (NR) presented (see [annex](#)) the [new agenda for culture](#) proposed in May 2018 which proposes a set of actions for the Commission built around: (1) a social dimension (harnessing the power of culture and cultural diversity for social cohesion and well-being); (2) an economic dimension (supporting culture-based creativity in education and innovation, and for jobs and growth); and (3) an external dimension (strengthening international cultural relations).

NR also gave an overview of the proposals made in the MFF in relation to culture. She mentioned in particular the proposals to double the Erasmus budget and increase by 22% the budget for the programme Creative Europe whose objective is to promote European cooperation on culture and linguistic diversity and heritage.

4. Training and skills

a) Update on the advancement of the skills project

Daphné Tepper (DT) provided (see [annex](#)) a feedback from the latest 2 workshops in Berlin (22/23 March) and Paris (4/5 June). The first one looked at challenges and opportunities for training solutions and the management of skills portfolio and at the funding available at European level to support skills development in the sector. The last workshop looked at the role of social dialogue/partners in enhancing training opportunities for the sector with the aim to highlight different models of engaging social partners. They concluded that not many collective agreements mention training (examples given for FR, BE, DE, SE) and looked at concrete examples of partnership between social partners (e.g. apprenticeship schemes in FR, DE, UK).

Next steps are the drafting of a publication summarising the key elements discussed during the 4 workshops and the final conference in Gothenburg end 2018/early 2019.

b) Continuation TALQ project: information on submitted project application

The second project has been submitted under Erasmus+ to develop a high level Joint Qualification for the “Operator automated stage machinery” professional. It will entail defining a modular curriculum and accepted international procedures. Decision is pending.

5. Mobility

a) Cites Handbook:

Delegates provided some update notably on the introduction of an exemption for musical instruments in the draft ivory ban legislation proposed in the UK which is hoped to be also inserted in the EU action plan.

b) Double Taxation: update on latest actions

The following two letters, drafted with the support of Dr Dick Molenaar, were endorsed to continue progressing on this issue:

(1) A letter to the attention of the OECD with the objective to re-open the debate on the deletion or adjustment of article 17 of the OECD Model;

(2) A letter to Commissioners Moscovici (Economic and Financial Affairs, Taxations and Customs) and Navracsics (Education, Culture, Youth and Sport) to recall the issues, take stock of progress made and see what further action could be foreseen in the light of the Code of Conduct on Withholding Tax published in November 2017.

c) Visas: modernisation EU visa policy

The Commission [proposed](#) in March to reform the EU's common visa policy to adapt the rules to evolving security concerns, challenges linked to migration and new opportunities offered by technological developments.

Participants discussed a text for a joint position which was circulated prior to the meeting and were invited to provide comments per email. With this position paper, social partners want to raise some concerns notably concerning the competent Member States for examining and deciding on an application, the increase of VISA fee and the stricter conditions for obtaining a multiple entry visa.

c) Other issues related to mobility

Social partners agreed on the possibility to work on a new guide for musicians to carry instruments in planes (similar to the [guide](#) developed to help musicians complying with the administrative obligations linked to the implementation of CITES). Some representatives (UK/DE) explained that it is possible to collaborate with airlines companies (e.g. British Airways/Lufthansa) to train the crew.

6. Social dialogue and the role of social partners

a. Update on progress of joint project application focusing on social dialogue in the commercial live performance sector

The Committee has reached an agreement to submit the project proposal.

b. Sexual harassment – presentation of initiative in Belgium

Lisbeth Dejonghe explained (see [annex](#)) that social partners have developed an action plan to tackle transgressive behaviour at three levels: workers, political and sectoral. A key element is the set-up of sectoral contact point for which it is hoped to receive financial support from Flanders.

7. EU initiative: review of eco-design regulation

Robert Nuij (EU Commission – DG ENER) presented the ongoing revision process of the eco-design regulation which may impact stage lighting in theatres and other live performance venues if the current exemption for theatre lighting is removed. An open public consultation was open at the time of the meeting and RN encouraged social partners to use that channel to raise their concerns.

Social partners agreed to produce a joint statement to support their views and encouraged national affiliates to actively spread this information at national level.

8. Health and Safety

a) Health and Safety in small organisations: reports Bilbao agency on Occupational health and safety in SMEs

Malgorzata Milczarek presented (see [annex](#)) the [report](#) and findings of a 3-year OSHA project run by a research consortium through interviews and desk research. The objectives of this study were to develop evidence-based support for policy recommendations and gather good practices in terms of policies, strategies and interventions to improve OSH in micro and small companies.

b) Update OiRA tools in the live performance sector

The adjustment of the [OiRA tool to the Belgian legislation](#) is complete and now available. Finland is also adjusting the tool and is expecting to complete the work by end 2018/early 2019.

9. **AOB**

- Leonard-Octavian Paduret gave a short update on Romania where a 1-year agreement on 10 points was reached with the government. A key objective is to avoid setting any discrimination between different kind of artists
- The [Fair Plé initiative](#) calling for gender balance in the production, performance, promotion, and development of traditional Irish music was briefly introduced.

Annexes

- Point 3 - New agenda for culture
- Point 4a - Update on the advancement of the skills project
- Point 6b - #metoo
- Point 8a – Health and >safety in SMEs
- Point 8b - OSHA

Annex: List of participants 11/06/2018

<p><u>Employers</u></p> <p>Pearle* Ms Anita DEBAERE (EU) Ms Liesbeth DEJONGHE (BE) Ms Alexandra BOBES (FR) Mr Randell GREENLEE (DE) Mr Julius KLEIN (SK) Ms Silke LALVANI (EU) Mr Julien PEOC'H (FR) Mr Zdenek PROKES (CZ) Ms Ilka SCHMALBAUCH (DE) Ms Tania SWAYNE (ES) Ms Ana VICENTE (PT) Ms Emilie WACKER (BE) Ms Cristina WARD (ES)</p> <p>13 employers representatives (9 women, 3 men) (2 EU, 2 EU-13, 9 EU-15)</p>	<p><u>Workers</u></p> <p>EURO-MEI Mr Richard POLACEK (EU) Mr Markus STAUT (DE) Mr Pier VERDERIO (IT)</p> <p>FIA Ms Dearbhal MURPHY (EU) Mr Caspar DE KIEFTE (NL) Mr Paul William FLEMING (UK) Ms Eva KRAS (SL)</p> <p>FIM Mr Thomas DAYAN (FR) Mr Philippe GAUTIER (FR) Mr Loris GROSSI (IT) Mr Maciej PACUŁA (PL) Mr Leonard-Octavian PADURET (RO) Mr Jean-Marc VOGT (DE) Mr David WEBSTER (UK)</p> <p>14 workers representatives (2 women, 12 men) (2 EU, 3 EU-13, 9 EU-15)</p>
<p><u>External experts</u></p>	
<p>Ms Daphné TEPPER (Creative Skills Europe) Mr Chris VAN GOETHEM (STEPP)</p>	
<p><u>European Commission</u></p> <p>Ms Isabelle LAURENT (EMPL.A.2 – Social Dialogue) Nicola ROBINSON (EAC.D.1 – Cultural Policy) Ms Malgorzata MILCZAREK (EU-OSHA)</p>	