



EUROPEAN COMMISSION
Employment, Social Affairs and Inclusion DG

Employment and Social Legislation, Social Dialogue
Social dialogue, Industrial Relations

2 April 2012

**DRAFT MINUTES OF THE 27 MARCH WORKING GROUP MEETING OF
THE MARITIME TRANSPORT SECTORAL SOCIAL DIALOGUE COMMITTEE**

Those present:

Trade union representatives:

1. Mr Carmel Agius, (MT), GWU
2. Mr Philippe Alfonso, ETF Secretariat
3. Mme Mille Bondo Meyer (DK), Danish Maritime Officers
4. Mr Jean-Philippe Chateil (FR), CGT
5. Mr Remo Di Fiore FIT CISL
6. Mr Mark Dickinson, (UK), Nautilus
7. Mr Rémi Gelmini, ETF Secretariat
8. Mr Georgi Georgiev, (BG), Federation of Transport trade unions BG
9. Mr Milan Jerabek (CZ), OSN/TUS
10. Mr Jacques Kerkhof (BE) BTB ABVV
11. Mr Fabio Marante, (IT), FILT-CGIL
12. Mr Algis Mikalajunas Povilas (LT) Lithuanian Seamen's Union
13. Mr Rolf Monloup (FR), FOM,
14. Mr Jose Manuel Perez-Vega Artime, (ES), UGT
15. Mr Vladimir Svalina (HR) Seafarers Union of Croatia
16. Mr Giacomo Santoro (IT) FILT CGIL
17. Mr Jean-Pierre Teral (FR), FEET'S FO
18. Juan Manuel Trujillo Castillo, (ES), CCOO
19. Ms Kaia Vask (ET) EMSA

Employers' representatives:

1. Mr Phillip Binks, (GB), ISF
2. Mr Armando Boccardo (PT), AAMC
3. Ms Runa Jörgens (DE), VDR
4. Mr Kimo Kostainen, (FI), FSA
5. Mr Georges Koltsidopoulos (GR), UGS
6. Ms Edith Midelfart (NO), NSA
7. Ms Nicky Simons Van Echelpoel, (BE), KBRV
8. Mr Tim Springett (UK), UK Chamber of shipping
9. Mr Christophe Tytgat (EU), ECSA
10. Ms Pia Voss (DK), DSA
11. Mr Wim Waanders (NL), KVNR
12. Mr Tjitso Westra, (NL), Royal association of NL shipowners

European Commission
DG Employment, Social Affairs and Inclusion:
Ms Nataša Kokić

DG MOVE:
Ms Anne Devouche
Mr Giovanni Mendola
Mr Jukka Savo

1. Adoption of the provisional agenda

The draft agenda was approved with minor modifications.

2. Adoption of the draft summary record of the SSDC Plenary meeting of 29/11/2011

The draft minutes from the SSDC Plenary meeting of 29 November 2011 were adopted.

3. Matters arising

a. On board organisation of work and on board communication facilities

- Update on Commission initiatives as regards administrative burdens (Blue Belt, e-Maritime and the reporting formalities Directive)

Mr Jukka Savo (DG MOVE) gave an update related to Commission initiatives as regards administrative burdens. (His presentation is attached). He explained the objectives of the EU e-Maritime initiative and the Directive on reporting formalities. E-Maritime initiative aims to target both – maritime operations and ship operations. The benefits of e-maritime are: reduced administrative burdens for vessels, availability of data, improved efficiency in ports etc. As regards Blue Belt, a staff document should be finalised in June.

ECSA recalled the discussion from the last meeting in November 2011 when Captain Rorbeck explained the situation related to administrative burdens on vessels. ECSA also referred to working groups within e-maritime and asked if social partners could participate. ETF agreed to this.

Both, ECSA and ETF underlined that it would be important to include specialists that know the situation in the field.

DG MOVE informed that social partners would be very welcomed to take part in all activities and to help with their expertise.

DG MOVE also gave an update on STCW that will be in the European Parliament in May.

Conclusion: Social partners will be invited in working groups (eMS) within the e-maritime initiative. Social partners are asked to provide contact details.

- Joint Action Plan/ECSA papers

ETF suggested not to discuss ECSA papers in details but to focus on Action plan. ECSA underlined few questions regarding the use of experienced cost guards and projects in the US. ECSA suggested that it would be good if EC/DG MOVE checked the Action Plan and, if possible, assists.

Conclusion: Details related to the ECSA papers will be further discussed. Joint Action Plan could possibly be sent to the EC/DG MOVE.

b. Update on the proposed project relating to the Career Mapping study

ETF and ECSA had a meeting with DG EMPL to see whether the preparations for both projects were on a good way. There are several issues related to the external expertise and it is questionable if the project proposal will be ready for 17 April.

c. Update on the proposed project on Bullying & Harassment Guidelines

This project is a continuation of the activities from 2003/2004 when social partners used the guidelines and training material from the UK. At that time, social partners did not disseminate materials. This time, the results would be disseminated. Project application would be hopefully finalised by 17 April.

DG EMPL underlined for both projects the need to follow the rules that will be stricter in the future.

Conclusion: Social partners will try to submit both project applications on 17 April. If it is not possible to reach the deadline for both projects, project Bullying and Harassment Guidelines would have the preference to go first.

d. Piracy

ECSA gave an update regarding the piracy. In October 2011, 2 MPs organised the conference on piracy. Following that conference, social partners made a joint press release. A new conference is to be held on 28 and 29 March – organised by EC and Danish presidency. Social partners would like to have more details related to the conclusions of the conference. DG MOVE will follow-up.

Conclusion: Following the conclusions of the conference, ETF and ECSA will think about a joint action.

e. MLC – Ratification process (country reports)

DG MOVE gave an update. Ratifications from 5 countries are still missing. MLC might enter into force by mid-2013.

As regards the EC's legislative proposals on the MLC, the first proposal concerns the flag state responsibilities and second proposal concerns port state control.

The proposal on Flag state responsibilities contains the main principles of the MLC in its corresponding provisions in title V (namely, the principle of ensuring the compliance with Directive 2009/13/EC of the ships flying the flag of the state and the obligation for flag state to organize the appropriate monitoring and checks with the adequate staff). For the sake of consistency, this proposal is not an amendment of Directive 2009/21/EC which refers to IMO procedures.

The second proposal is a proposal for a directive amending Directive 2009/16/EC on port state control. This text aims at complementing the current legislation with the elements brought in by the MLC and not revising the existing procedure.

The Social partners have received the texts and might wish to make comments later on.

Conclusion: The Social partners may come back with questions and comments at the next meeting. DG MOVE will update the participants about the ongoing works in the Council.

4. Report items

a. Schengen visa

ECSA and ETF had a meeting with DG HOME and MS in November 2011. The result of the meeting – social partners were asked to do various tasks and they hope their scenarios will be accepted.

Conclusion: Waiting for the reaction of the EC and the MS to see if the comments of social partners will be included in the handbook.

b. CSR

DG EMPL explained that social dialogue complements CSR and there are no obligations as far as the social partners are concerned. Social partners would like to have a presentation on CSR for the next meeting on 13 June.

Conclusions: DG EMPL will follow-up and try to organize the presentation on CSR for the next meeting.

c. Update on EC initiatives

DG MOVE explained that there has been a change in the unit of Maritime Safety. A new Head of Unit is Ms. Christine Berg. She would like to organize a conference on Maritime certificate of excellence and she would like to invite MS, stakeholders etc. This conference should be before the summer.

Conclusion: A conference on maritime certificate of excellence should be organized soon. Social partners would like to have this conference after the summer.

d. Women on board

DG EMPL explained that the current EC (DG JUST) consultation on Gender imbalance in corporate boards in the EU will be mainly for the big companies. If social partners are interested, it is possible to fill in the questionnaire by 28 May at the following link: http://ec.europa.eu/justice/newsroom/gender-equality/opinion/120528_en.htm.

5. Any other business

Seafarers social security

ETF gave an update on seafarer's social security situation. There is a suggestion to form a working group (not within social dialogue) in order to detect the problem.

It is also suggested to contact the EC at the later stage for assistance. ECSA agrees on creation of a small group.

Further details will be discussed within the secretariats.