



EUROPEAN COMMISSION
Employment, Social Affairs and Inclusion DG

Employment and Social Governance
Social dialogue

SECTORAL SOCIAL DIALOGUE
COMMITTEE
LIVE PERFORMANCE

**MINUTES
WORKING GROUP MEETING
22/04/2016**

Chair: Denys Fouqueray (EAEA)

1. Opening of the meeting – Approval of the draft agenda

The committee paid tribute to the memory of Willibert Steffens, who passed away recently.

The draft agenda was approved.

2. Update on employment and social affairs

Stefaan Ceuppens (SC) provided an update on EU initiatives with relevance to the employment and social domain, including the activities undertaken in the context of the "New Start for Social Dialogue"; The Tripartite Social Summit of 16 March, which featured the social partner's joint declaration on a new start for a strong social dialogue; the Commission's proposal for amendments to the Directive on posting of workers; the agreement reached in the social dialogue committee for Central Government Administrations on information and consultation of workers. He also mentioned the re-launch of the European Social Dialogue e-newsletter, the 2016 call for proposals for the support of social dialogue, and the OSHA campaign for Healthy Workplaces for All Ages.

See the presentation in annex.

3. 2016-2017 Work Programme of the Social Dialogue Committee for Live Performance – Discussion and adoption; first exchange of views on new priorities

The Work Programme was adopted, pending some last fine-tuning.

All were called upon to provide practices/examples in the field of gender equality and anti-discrimination.

4. Health & safety

a) Update on the OiRA project

Dearbhal Murphy reported on the good progress of the joint project. Different communication/promotion tools have been/are being developed and the first signs of take-up and interest are encouraging. The Belgian social partners have decided to transpose the EU OiRA tool into a Belgian version, with the support of the Labour Ministry.

b) Discussion on next steps to maintain and continue updating the OiRA tool

See point 3 (2016-2017 work programme).

c) Update on joint social partner initiative on focal dystonia in UK

The joint guidance document is still under development, but should be ready by the September SSDC meeting.

5. Mobility

a) Publication of final report of expert group on taxation: presentation and exchange on follow-up actions

The report of the expert group on "Ways to tackle inheritance cross-border tax obstacles facing individuals within the EU" has been published (see annex). Considering that this is an excellent tool to support their quest for fair(er) taxation rules, social partners agreed to send a joint letter to the European Commission on that basis and to distribute it among members for them to send it to the relevant national authorities. Evolutions at the OECD will also continue to be followed up.

It was proposed to develop a practical guide for employers (such as touring orchestras) and artists on the basis of the report.

b) Visa for performers travelling to USA: update

Thomas Dayan (TD) informed the committee that the UK "Visa task force", which was formed recently, has started its activities; more information will be given at the next SSDC meeting.

Anita Debaere (AD) mentioned that the European Commission has proposed to reinstate visa requirements for US citizens, following the lack of progress on visa waiver reciprocity for certain EU Member States. The proposal is currently being discussed by Council and Parliament.

c) Visa package (recast visa code and touring visa): update

AD welcomed the recent vote in the EP's Committee on Civil Liberties, Justice and Home Affairs on the two Commission proposals, and in particular the new touring visa, which would facilitate the participation of third country nationals in touring productions. Meanwhile under the Dutch presidency negotiations between Member States are only progressing slowly on the matter.

d) Travelling with musical instruments (CITES and instruments on airplanes): update

Silke Lalvani informed the committee that the current design of the Musical Instruments Certificate would create some problems when traveling to the US. The EU Management Authority will therefore propose a number of amendments ahead of the Conference of the Parties in September-October 2016 in Johannesburg (including on lending of instruments and continuation sheets). Pearle would circulate material on the issue to the trade unions, for use in their contacts with the US musicians union.

TD drew a rather pessimistic picture of the situation regarding the inclusion of references to travelling with musical instruments on airplanes in the Directive on air passengers' rights (a majority of MS being in favour of deleting the specific provisions). In any case, the Directive is currently blocked for other reasons and no breakthrough would be expected before 3 years.

FIM has re-launched its petition on the issue and TD appealed to all to disseminate it widely. They have also started an inventory of air company policies in this respect, which will be shared with Pearle.

6. Training & skills

a) Final phase of Sector Skills Council project: update

Daphne Tepper (DT) gave a comprehensive overview of the state of play of the project, and notably of the conclusions of the 3 thematic reports that have been drafted (see the presentation in [annex](#), as well as the project website¹).

Responding to delegates questions, DT added that: it would be worth to examine further how skills issues are included in collective agreements, and if and how atypical workers (freelance, short term contracts,...) are covered by such agreements. Delegates further highlighted the fruitful cooperation between the LP and AV sectors and the keen interest of national and European stakeholders to continue the work. They expressed the hope that the Commission would continue to support this activity.

b) Professional Transitions for Dancers: brief update on planned project work on this issue

FIA intends to submit a new project on this topic for co-funding by the Commission, aiming at putting in place concrete transition schemes in countries where no such schemes exist. DM invited Pearle to get involved if the project would be accepted.

7. European Pillar of Social Rights

SC presented the main elements of the public consultation on a possible future European pillar of social rights, published on 8 March and open until the end of 2016. He highlighted in particular the specific role given to the (European and national) social partners in this context. See the presentation in [annex](#).

¹ <http://www.creativeskillseurope.eu/>

8. Public Funding

The joint statement on "The prime role of culture and the arts in society" was adopted in February and members were invited to disseminate it widely. It will also be sent to the European institutions and other relevant stakeholders. Social partners will take stock at the next SSDC meeting.

Options are being examined to translate the text in as many languages as possible.

9. AOB

AD informed the committee of the "Appeal" to the European institutions of the European Alliance for Culture and the Arts regarding The Power of Culture and the Arts² and called upon all to support it.

Annexes

- Point 2 – Presentation ongoing activities in the field of employment and social affairs
- Point 5a – Report Ways to tackle inheritance cross-border tax obstacles facing individuals within the EU
- Point 6a – Presentation Creative Skills Europe
- Point 7 – Presentation Towards a European pillar of social rights

² <https://allianceforculture.com/the-appeal/>

Annex: List of participants 22/04/2016

<p><u>Employers</u></p> <p>Pearle* Ms Alexandra BOBES (FR) Ms Anita DEBAERE (EU) Mr Piotr DEBSKI (PL) Ms Liesbeth DEJONGHE (BE) Mr Momchil GEORGIEV (BG) Ms Konstantina KARAMERI (EU) Mr Geza KOVACS (HU) Ms Silke LALVANI (EU) Ms Emanuela MORARU (FR) Mr Zdenek PROKES (CZ) Mr Henrik STALSPETS (SE)</p> <p>11 employers representatives (6 women, 5 men) (3 EU, 4 EU-13, 4 EU-15)</p>	<p><u>Workers</u></p> <p>EURO-MEI Mr William DONAGHY (UK) Ms Hanna HARVIMA (EU) Mr Markus STAUT (DE) Mr Pierre VANTORRE (FR) Mr Pier VERDERIO (IT)</p> <p>FIA Mr Paul William FLEMING (UK) Mr Denys FOUQUERAY (FR) Ms Inge HERMANS (BE) Ms Outi KALLINEN (FI) Ms Dearbhal MURPHY (EU) Ms Laurette MUYLAERT (BE)</p> <p>FIM Mr Thomas DAYAN (EU) Mr Maciej PACUŁA (PL) Mr Leonard-Octavian PADURET (RO)</p> <p>14 workers representatives (5 women, 9 men) (3 EU, 2 EU-13, 9 EU-15)</p>
<p><u>Other participants</u></p> <p>Ms Daphné TEPPER (researcher sectoral skills council project)</p>	
<p><u>European Commission</u></p> <p>Mr Stefaan CEUPPENS (EMPL.A.2)</p>	