



EUROPEAN COMMISSION  
DG Employment, Social Affairs and Inclusion

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

Brussels, 1 December 2013

**SECTORAL SOCIAL DIALOGUE COMMITTEE MEETING  
PRIVATE SECURITY**

**J-54 01/SDR5  
1 OCTOBER 2013**

**MINUTES**

**Participants:**

Employer representatives

Mr Eduardo Cobas Urcelay, APROSER, Spain  
Mr Bill Brown, SII, Ireland  
Mr Björn Ericsson, Almega, Sweden

Employee representatives

Ms Anna Harvey, UNI Europa, Belgium  
Mr Jesús Arroyo, UGT, Spain  
Mr Peter Jørgensen, Forbundet, Denmark  
Mr Pál Kövdgö, VSZSZ, Hungary  
Mr Sándor Szabó, VSZSZ, Hungary

European Commission

Mr Murad Wiśniewski, DG EMPL, Belgium (in the chair)  
Ms Loredana Puiu, DG MARKT, Belgium

## **1. Introduction**

Ms Anna Harvey was welcomed as the new representative of UNI Europa on the committee, replacing Ms Laila Castaldo. The draft minutes of the SSDC meeting of 18 February 2013 were adopted with the amendments proposed by CoESS. The draft agenda was approved, with point 3 being pushed back to point 5, in order to accommodate the time of arrival of the representative of DG MARKT.

## **2. EU-OSHA OiRA tool**

Mr Eduardo Cobas Urcelay reaffirmed his gratitude to the European Agency for Safety and Health at Work (EU-OSHA) for the support received for the Online interactive Risk Assessment (OiRA) tool project and to the Commission for the possibility of complementary funding from different budget lines. Indeed, following the committee meeting, a working meeting on the improvement of the language of the OiRA tool was foreseen in the afternoon, after an in-depth overview of the problematic chapters of the project had already been undertaken. Mr Cobas Urcelay was not yet satisfied with the modules of the tool. He announced that the end result would be presented at the CoESS general assembly the following Friday. Ms Harvey announced that it would be presented to the global steering group of UNI Europa in November 2013.

## **3. Third-party violence**

Mr Cobas Urcelay briefly presented a report from Ms Nathalie De Mulder who had represented the sector at the meeting held by DG EMPL on the follow-up and implementation of the multi-sectoral guidelines to tackle work-related third-party violence on 4 September 2013. Thus, of all the represented sectors, private security had done the least work on the implementation and follow-up of these guidelines. While CoESS had promoted the guidelines on its website, joint promotional efforts with the union side together with Mr Jesús Arroyo in Spain had ended rather unfortunately in collective bargaining on some of the issues covered. In Mr Cobas Urcelay's view, the main tangible outcome in the sector was, therefore, the OiRA tool. However, he expressed his intention to do more in collaboration with other sectors, such as the education and health sectors.

## **4. Consultation of social partners on enhancing EU cooperation in the prevention and deterrence of undeclared work**

Mr Cobas Urcelay explained that CoESS and UNI Europa had not submitted any joint position in the framework of the consultation of social partners under article 154 TFEU on enhancing EU cooperation in the prevention and deterrence of undeclared work. However, a draft response by CoESS and UNI Europa referred to their joint opinion on undeclared work of 2006, in which they had already called for legislative action by the Commission. Mr Cobas Urcelay and Ms Harvey, therefore, both expressed their organisations' satisfaction with the current Commission proposal and agreed as to their preference for the widest possible scope. There was also agreement that it was not relevant whether a supervisory body would be created at EU level, but that the most relevant issue would be an involvement of the social partners in the supervision in some form or other, since the social partners knew best where undeclared work was to be found.

## **5. Public procurement**

Ms Loredana Puiu outlined the adoption process of the revised public procurement directive. She clarified that security services would fall under the so-called light regime, because they were considered to have less cross-border interests, and then focused on the award criteria under article 66 of the revised directive.

On behalf of CoESS, Mr Cobas Urcelay expressed his dissatisfaction with the inclusion of private security services under the light regime, which had not been the case in the initial Commission proposal nor in the report of the European Parliament and had only been added by the Council. He enquired whether tenders below the threshold of EUR 750,000 did not fall under the scope of the directive. Ms Puiu confirmed that these were not of concern to EU law, because of their lower cross-border significance, but added that member states were free to set lower thresholds than the maximum threshold foreseen in the directive if they also wished to raise the quality of contracts with a value below EUR 750,000. Probed by Mr Cobas Urcelay if article 15 (2) of the directive was also applicable to the sectors under the light regime, she was unsure but opined that common sense would dictate yes. She took note of his suggestion that an interpretive communication from the Commission would be helpful in this respect. Mr Cobas Urcelay also asked for a reference to the CoESS Best Value Manual after its update to be in line with the new directive, which would clearly mention that the manual was up-to-date. Finally, he asked whether cash-in-transit activities would also fall under the light regime, and Ms Puiu promised to furnish a response. An exchange of views with Ms Harvey and Mr Bill Brown ensued.

## **6. Preparation of the 2014 work programme**

Mr Björn Ericsson and Mr Cobas Urcelay held that the new approach of having identified priorities in the annual work programme should be maintained in 2014. Following an exchange of views, the UNI representatives gave their consent. Both sides agreed to have three levels of priorities.

## **7. Any other business**

Mr Brown reported from the skills working group and Mr Cobas Urcelay from the internal market working group of the high-level group on business services, which they were members of.