

ANNUAL REPORT ON THE WORKING OF PROCEDURES AS REQUIRED UNDER ARTICLE 6 OF THE TRIPARTITE CONSULTATION (INTERNATIONAL LABOUR STANDARDS) CONVENTION, 1976 (NO. 144) ENSURING EFFECTIVE CONSULTATION WITH RESPECT TO THE MATTERS CONCERNING THE ACTIVITIES OF THE ILO SET OUT UNDER ARTICLE 5

Article 5

1. *The purpose of the procedures provided for in this Convention shall be consultations on:*
 - (a) *government replies to questionnaires concerning items on the agenda of the International Labour Conference and government comments on proposed texts to be discussed by the Conference;*
 - (b) *the proposals to be made to the competent authority or authorities in connection with the submission of Conventions and Recommendations pursuant to article 19 of the Constitution of the International Labour Organisation;*
 - (c) *the re-examination at appropriate intervals of unratified Conventions and of Recommendations to which effect has not yet been given, to consider what measures might be taken to promote their implementation and ratification as appropriate;*
 - (d) *questions arising out of reports to be made to the International Labour Office under article 22 of the Constitution of the International Labour Organisation;*
 - (e) *proposals for the denunciation of ratified Conventions.*
2. *In order to ensure adequate consideration of the matters referred to in paragraph 1 of this Article, consultation shall be undertaken at appropriate intervals fixed by agreement, but at least once a year.*

Article 6

When this is considered appropriate after consultation with the representative organizations, where such organizations exist, the competent authority shall issue an annual report on the working of the procedures provided for in this Convention.

WORKING OF PROCEDURES

1. Consultations for the purposes of this Convention are undertaken in all cases through written communications with the most representative workers' and employers' organizations. Stakeholders are given reasonable time to submit their views which are taken into consideration in the reports made to the ILO.

[List of workers' and employers' organizations as at 30 June 2008](#)

2. Discussions also take place at the level of the Labour Advisory Board (LAB) on an ad-hoc basis. The LAB is a tripartite body set up under the Labour Act 1975, as amended, consisting of an equal number of public officers, representatives of employers and representatives of workers appointed by the Minister. In practice such appointment is effected after consultation with the organizations concerned.

3. When matters to be discussed pertain to Occupational Safety and Health, they are referred to the Advisory Council for Occupational Safety and Health, a tripartite body consisting of a Chairperson, eight members representing Government, eight members representing employers, eight members representing employees and two members having wide experience in Occupational Safety and Health.

Tripartite consultations under Article 5 of Convention No.144

[1 July 2004 - 30 June 2005](#)

[1 July 2005 - 30 June 2006](#)

[1 July 2006 - 30 June 2007](#)

[1 July 2007 - 30 June 2008](#)

[1 July 2008 - 30 June 2009](#)

(a) (1) *Government replies to a questionnaire concerning items on the agenda of the International Labour Conference:*

Promotional Framework for Occupational Safety and Health (ILC – 93rd Session, 2005)

(2) *Government comments on proposed texts to be discussed at the International Labour Conference:*

Work in Fishing Sector (ILC – 93rd Session, 2005)

(b) *Proposals to be made to the competent authority in connection with the submission of Conventions and Recommendations:*

Seafarers Identity Documents Convention (Revised) 2003 (No. 185) submitted to the National Assembly on 6 April 2005.

(c) *Reports on unratified Conventions and Recommendations:*

(i) Protocol of 1995 to the Labour Inspection Convention, 1947 (No. 81)

(ii) Labour Inspection Recommendation, 1947 (No. 81)

(iii) Labour Inspection (Mining and Transport) Recommendation, 1947 (No. 82)

(iv) Labour Inspection (Agriculture) Convention, 1969 (No. 129)

(v) Labour Inspection (Agriculture) Recommendation, 1969 (No. 133)

(d) *Reports on ratified Conventions:*

(i) Unemployment Convention, 1919 (No. 2)

(ii) Minimum Wage-Fixing Machinery Convention, 1928 (No. 26)

(iii) Right to Organise and Collective Bargaining Convention, 1949 (No. 98)

(iv) Minimum Wage Fixing Machinery (Agriculture) Convention, 1951 (No. 99)

(v) Equal Remuneration Convention, 1951 (No. 100)

(vi) Discrimination (Employment and Occupation) Convention, 1958 (No. 111)

(vii) Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144)

(e) *Proposal for the denunciation of ratified Conventions:*

Nil

(a) (1) *Government replies to a questionnaire concerning items on the agenda of the International Labour Conference:*

The Employment Relationship (ILC – 95th Session, 2006)

(2) *Government comments on proposed texts to be discussed at the International Labour Conference:*

Promotional Framework for Occupational Safety and Health (ILC – 95th Session, 2006)

(b) *Proposals to be made to the competent authority in connection with the submission of Conventions and Recommendations:*

Human Resources Development Recommendation, 2004 (No. 195) submitted to the National Assembly on 11 October 2005.

(c) *Reports on unratified Conventions and Recommendations:*

Nil

(d) *Reports on ratified Conventions:*

(i) Unemployment Indemnity (Shipwreck) Convention, 1920 (No. 8)

(ii) Medical Examination of Young Persons (Sea) Convention, 1921 (No. 16)

(iii) Forced Labour Convention, 1930 (No. 29)

(iv) Certification of Able Seamen Convention, 1946 (No. 74)

(v) Labour Inspection Convention, 1947 (No. 81)

(vi) Abolition of Forced Labour Convention, 1957 (No. 105)

(vii) Seafarers' Identity Documents Convention, 1958 (No. 108)

(viii) Dock Work Convention, 1973 (No. 137)

(ix) Minimum Age Convention, 1973 (No. 138)

(x) Labour Statistics Convention, 1985 (No. 160)

(xi) Worst Forms of Child Labour Convention, 1999 (No. 182)

(e) *Proposal for the denunciation of ratified Conventions:*

Nil

(a) (1) *Government replies to a questionnaire concerning items on the agenda of the International Labour Conference:*

Work in Fishing Sector (ILC – 96th Session, 2007)

(2) *Government comments on proposed texts to be discussed at the International Labour Conference:*

Nil

(b) *Proposals to be made to the competent authority in connection with the submission of Conventions and Recommendations:*

(i) Maritime Labour Convention 2006 submitted to the National Assembly on 5 December 2006.

(ii) Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187) submitted to the National Assembly on 8 May 2007.

(iii) Promotional Framework for Occupational Safety and Health Recommendation, 2006 (No. 197) submitted to the National Assembly on 8 May 2007.

(iv) Employment Relationship Recommendation, 2006 (No. 198) submitted to the National Assembly on 8 May 2007.

(c) *Reports on unratified Conventions and Recommendations:*

Labour Clauses (Public Contracts) Recommendation, 1949 (No. 84)

(d) *Reports on ratified Conventions:*

(i) Right of Association (Agriculture) Convention, 1921 (No. 11);

(ii) Workmen's Compensation (Agriculture) Convention, 1921 (No. 12);

(iii) Workmen's Compensation (Accidents) Convention, 1925 (No. 17);

(iv) Equality of Treatment (Accident Compensation) Convention, 1925 (No. 19);

(v) Workmen's Compensation (Occupational Diseases) Convention (Revised), 1934 (No. 42);

(vi) Employment Service Convention, 1948 (No. 88);

(vii) Right to Organise and Collective Bargaining Convention, 1949 (No. 98);

(viii) Equal Remuneration Convention, 1951 (No. 100);

(ix) Discrimination (Employment and Occupation) Convention, 1958 (No. 111);

- (x) Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144)
- (xi) Labour Administration Convention, 1978 (No. 150);
- (xii) Workers with Family Responsibilities Convention, 1981 (No. 156);
- (xiii) Vocational Rehabilitation & Employment (Disabled Persons) Convention, 1983 (No. 159).

(e) *Proposal for the denunciation of ratified Conventions:*

Nil

(a) (1) *Government replies to a questionnaire concerning items on the agenda of the International Labour Conference:*

Nil

(2) *Government comments on proposed texts to be discussed at the International Labour Conference:*

Nil

(b) *Proposals to be made to the competent authority in connection with the submission of Conventions and Recommendations:*

(i) Work in Fishing Convention, 2007 (No. 188)

(ii) Work in Fishing Recommendation, 2007 (No. 199)

(c) *Reports on unratified Conventions and Recommendations:*

(i) Occupational Safety and Health Convention, 1981 (No. 155)

(ii) Occupational Safety and Health Recommendation, 1981 (No. 164)

(iii) Protocol of 2002 to the Occupational Safety and Health Convention, 1981

(d) *Reports on ratified Conventions:*

(i) Minimum Wage – Fixing Machinery Convention, 1928 (No. 26);

(ii) Forced Labour Convention, 1930 (No. 29);

(iii) Protection against Accidents (Dockers) Convention (Revised), 1932 (No. 32);

(iv) Labour Inspection Convention, 1947 (No. 81);

(v) Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87);

(vi) Labour Clauses (Public Contracts) Convention, 1949 (No. 94)

(vii) Protection of Wages Convention, 1949 (No. 95);

(viii) Migration for Employment Convention (Revised), 1949 (No. 97);

(ix) Minimum Wage Fixing Machinery (Agriculture) Convention, 1951 (No. 99);

(x) Abolition of Forced Labour Convention, 1957 (No. 105);

(xi) Dock Work Convention, 1973 (No. 137);

(xii) Minimum Age Convention, 1973 (No. 138);

(xiii) Worst Forms of Child Labour Convention, 1999 (No. 182).

(e) *Proposal for the denunciation of ratified Conventions:* Nil

(a) (1) *Government replies to a questionnaire concerning items on the agenda of the International Labour Conference:*

HIV/AIDS and the World of Work

(2) *Government comments on proposed texts to be discussed at the International Labour Conference:*

Nil

(b) *Proposals to be made to the competent authority in connection with the submission of Conventions and Recommendations:*

Nil

(c) *Reports on unratified Conventions and Recommendations:*

(i) Employment Policy Convention, 1964 (No. 122);

(ii) Human Resources Development Convention, 1975 (No. 142);

(iii) Private Employment Agencies Convention, 1997 (No. 181);

(iv) Job Creation in Small and Medium-Sized Enterprises Recommendation, 1998 (No. 189); and

(v) Promotion of Cooperatives Recommendation, 2002 (No. 193).

(d) *Reports on ratified Conventions:*

(i) Weekly Rest (Industry) Convention, 1921 (No. 14);

(ii) Workmen's Compensation (Accidents) Convention, 1925 (No. 17);

(iii) Equality of Treatment (Accident Compensation) Convention, 1925 (No. 19);

- (iv) Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87);
- (v) Labour Clauses (Public Contracts) Convention, 1949 (No. 94);
- (vi) Right to Organise and Collective Bargaining Convention, 1949 (No. 98);
- (vii) Equal Remuneration Convention, 1951 (No. 100);
- (viii) Discrimination (Employment and Occupation) Convention, 1958 (No. 111);
- (ix) Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144);
- (x) Part-Time Work Convention, 1994 (No. 175).

(e) *Proposal for the denunciation of ratified Conventions: Nil*

LIST OF ORGANISATIONS

Employers' Organisation

Mauritius Employers' Federation

Workers' Organisations

Confédération Mauricienne des Travailleurs

Federation of Parastatal Bodies & other Unions

Fédération des Travailleurs Unis

Federation of Civil Service & other Unions

Federation of Progressive Unions

Free Democratic Unions Federation

General Workers' Federation

Mauritius Labour Congress

Mauritius Labour Federation

Mauritius Trade Union Congress

National Trade Union Confederation

State Employees Federation

Federation of Free Workers

General Trade Unions Federation

Federation of Trade Unions of the Chemical Sector

Federation of Trade Unions of the Construction, Wood and Metal Sector

Rodrigues Workers Federation

Congress of Independent Trade Union