

Governing Body

335th Session, Geneva, 14–28 March 2019

GB.335/INS/15/1

Institutional Section

INS

Date: 27 March 2019

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FIFTEENTH ITEM ON THE AGENDA

Reports of the Officers of the Governing Body

First report: Procedure for examining the representation alleging non-observance by Turkey of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), and the Termination of Employment Convention, 1982 (No. 158), made under article 24 of the ILO Constitution by the Action Workers' Union Confederation (Aksiyon Is)

1. At its 333rd Session (June 2018), the Governing Body, on the recommendation of its Officers, decided¹ that the representation alleging non-observance by Turkey of Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), and Termination of Employment Convention, 1982 (No. 158), made under article 24 of the ILO Constitution by the Action Workers' Union Confederation (Aksiyon Is):
 - (a) was receivable; and
 - (b) that it should be examined in conformity with the decision that was to be made at its 334th Session (October–November 2018) regarding the operation of the article 24 procedure in the context of its consideration of the agenda item “Standards Initiative: Implementing the workplan for strengthening the supervisory system” (GB.334/INS/5).
2. In the context of the discussion of the strengthening of the supervisory system, at its 334th Session (October–November 2018), the Governing Body “Instructed the Committee on Freedom of Association to examine representations referred to it according to the procedures set out in the Standing Orders for the examination of article 24 representations, to ensure that representations referred to it be examined according to the modalities set out

¹ [GB.333/INS/8/4, decision.](#)

in the Standing Orders.”² No decision was, however, made on the referral of the representation concerning Turkey. The Officers of the Governing Body therefore wish to recommend that elements of the representation regarding non-observance of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), should be referred to the Committee on Freedom of Association for an examination, as per the procedure set out in the Standing Orders on articles 24 and 25 of the ILO Constitution, A distinct ad-hoc tripartite committee should be established to examine the elements of the representation alleging non-observance with the Termination of Employment Convention, 1982 (No. 158).

Draft decision

3. The Governing Body, on the recommendation of its Officers, decided:

- (a) to refer the elements of the representation regarding non-observance of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87) to the Committee on Freedom of Association for examination as per the procedure set out in the Standing Orders on articles 24 and 25 of the Constitution of the ILO.***
- (b) that a distinct ad-hoc tripartite committee should be established to examine the elements of the representation alleging non-observance with the Termination of Employment Convention, 1982 (No. 158).***

² GB.334/INS/5, decision, para. (4).