

Presentation on TLD7 “Labour Obligations in Forestry Wood Processing and Trading Operations (V3.1)”

TWG Meeting, Vientiane Plaza Hotel, 29 January 2017

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1. Background of revision of TLD7 since first face-to-face negotiation

1. After the first face-to-face negotiation, the expert group has revised the TLD7 from version 2.0 to version 3.0
2. FLEGT Standing Office sent the revised TLD 7 “Version 3.0” to EU for comments
3. The expert group has revised the TLD7 “Version 3.0 To version 3.1” based on the detailed comments made by EU.
4. TEG presents the revised TLD7 “Version 3.1” to TWG meeting.

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Major changes in TLD71

- Include trading operation into the TLD7
- Youth workers were proposed by EU to TLD7, but expert group proposed to exclude from TLD7 because it is allowed youth workers to work with only light work.
- Inspection report of Labour management organization was included in TLD7 because it is required by the laws for inspection. It is required by EU for the transparency.
- Include introduction, glossary and acronym to the TLD7

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2. TLD7 “Labour obligations in Forestry, wood processing and trading operations”

PRINCIPLE 7.1 RIGHTS AND BENEFITS FOR EMPLOYEES IN TIMBER HARVESTING, WOOD PROCESSING AND TRADING		
Criterion 7.1.1 Compliance with law and regulations on the rights for employees of timber harvesting, wood processing and trade		
Indicators	Verifiers	Legal references
7.1.1.1 The operator has made contracts of employment with employees in written form and the contents of the contracts shall be consistent with the Law on Labor.	7.1.1.1.1 Inspection report of the Labor Management Organization on employment record of the operators.	<ul style="list-style-type: none"> • Law 43/NA (2013), articles 75, 76 77 and 78. • Law 43/NA (2013), articles 155-158
Criterion 7.1.2 Compliance with law and regulations on the benefits for employees of timber harvesting, wood processing and trade		
Indicators	Verifiers	Legal references
7.1.2.1 The operator has regularly paid salary/wage to its employees not lower than minimum wage defined by the Government.	7.1.2.1.1 Inspection report of the Labor Management Organization on monthly pay list of salary payment of operator.	<ul style="list-style-type: none"> • Law 43/NA (2013), articles 104 - 109 • Law 43/NA (2013), articles 141, 155-158.

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2. TLD7 “Labour obligations in Forestry, wood processing and trading operations”

PRINCIPLE 7.2 SOCIAL SECURITY FOR EMPLOYEES IN TIMBER HARVESTING, WOOD PROCESSING AND TRADING		
Criterion 7.2.1 Compliance with requirements of social security for employees in timber harvesting, wood processing and trading		
Indicators	Verifiers	Legal references
7.2.1.1 The operator with 10 and over employees has paid contribution to the national social security fund based on the law.	7.2.1.1.1 Inspection report of Labor Management Organization on the contribution to the national security fund of operator.	<ul style="list-style-type: none"> • Law 34/NA (2013), articles 06, 55(2), 56(2) and 77-85. • Law 43/NA (2013), article 71. • Decision 4277/MLSW (2016).
PRINCIPLE 7.3 OCCUPATIONAL SAFETY AND HEALTH IN TIMBER HARVESTING OPERATION		
Criterion 7.3.1 Compliance with requirements of occupational safety and health in timber harvesting operation		
Indicators	Verifiers	Legal references
7.3.1.1 The operator has implemented regulation on OSH in timber harvesting operation.	7.3.1.1.1 Inspection report of the Labor Management Organization on implementation of OSH regulation in timber harvesting operation of operator.	<ul style="list-style-type: none"> • Law 06/NA (2007), article 49 (5). • Law 43/NA (2013), articles 119, and 155-158. • Instruction 1035/DOF (2010), section 3.

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2. TLD7 “Labour obligations in Forestry, wood processing and trading operations”

Indicators	Verifiers	Legal references
7.3.1.2 The operator has conducted trainings on harvesting operation and use of power chainsaw for employees.	7.3.1.2.1 Inspection report of the Labor Management Organization on trainings and use of chainsaws by operators..	<ul style="list-style-type: none"> Guideline 2157/ DOF (2006), section X. Decision 0182/ MAF (2009), article 20. Law 43/NA (2013), articles 155-158.
7.3.1.3 The harvesting operator who has imported, managed or used chainsaws has e received safety training requirements and registered with PAFO.	7.3.1.3.1 Training certificate and chchainsaw registration letter.	<ul style="list-style-type: none"> Decision 0080/ MAF (2012), article 8.
Criterion 7.3.2 Compliance with requirements of personal protection for timber felling		
Indicators	Verifiers	Legal references
7.3.2.1 The operator has provided personal protective equipment and trained harvesting employees.	7.3.2.1.1 Inspection report of the Labor Management Organization on the supply and use of personal protective equipment of operator.	<ul style="list-style-type: none"> Law 43/NA (2013), article 119 and 155-158. Guideline 2157/ DOF (2006), section IV.

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2. TLD7 “Labour obligations in Forestry, wood processing and trading operations”

PRINCIPLE 7.4 OCCUPATIONAL SAFETY AND HEALTH IN WOOD PROCESSING AND TRADING		
Criterion 7.4.1 Compliance with law and regulations on occupational safety and health in wood processing and trade		
Indicators	Verifiers	Legal references
7.4.1.1 The operator has implemented guidelines on OSH for wood processing and trade according to the labour law.	7.4.1.1.1 Inspection report of the Labor Management Organization on the implementation of the guidelines on OSH for wood processing and trading..	<ul style="list-style-type: none"> Law 43/NA (2013), articles 119/7, and 155 -158). Decision 4277/MLSW (2016). Decision 0719/MOIC (2009), articles 6, 9 and 10.
Criterion 7.4.2 Compliance with law and regulations on personal protection at the work place in wood processing and trade		
Indicators	Verifiers	Legal references
7.4.2. 1 The wood processing and trade operator has supplied and enforced the use of personal protective equipment for employees.	7.4.2. 1.1 Inspection report of the Labor Management Organization on the use of personal protective equipment of operator.	<ul style="list-style-type: none"> Law 43/NA (2013), articles 119/7, and 155 - 158. Decision 4277/MLSW (2016). Decision 0719 /MOIC (2009), articles 6, 9 and 10.

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3. Next Steps

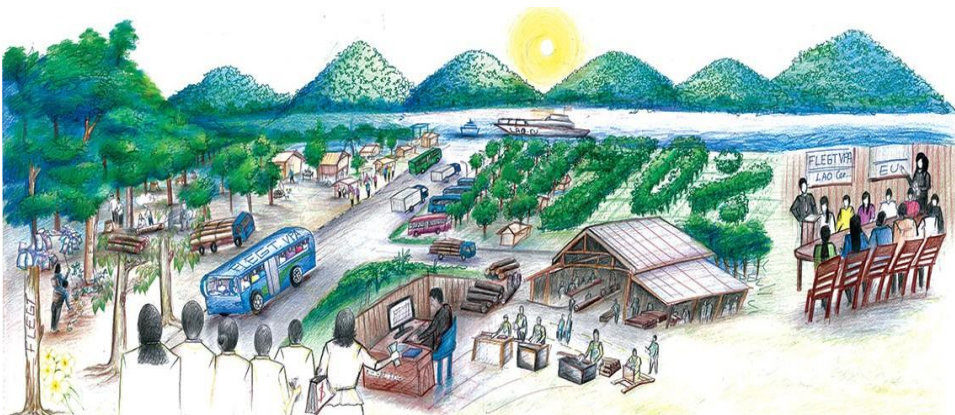
- Finalize the TLD7 by expert group
- Submit the revised TLD7 to EU for comments
- Prepare the TLD7 for second face-to-face negotiation with EU in March 2018.

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Thank You



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