



## TWENTIETH ITEM ON THE AGENDA

**Matters relating to the Administrative Tribunal of the ILO****(b) Statute of the Tribunal**

1. Issues relating to possible modifications in the functioning of the Tribunal have been the subject of discussion between the ILO administration and Staff Union, and of comments by the Tribunal itself and the other organizations which had accepted the jurisdiction of the Tribunal. The various issues were set out in document GB.286/PFA/17/2.
2. The Committee will recall that two of the issues, namely applicable law and the locus standi of staff unions and associations, concerned possible amendments to the Statute of the Tribunal and thus required further consideration by the Governing Body and Conference at this stage.
3. On 19 September 2003, the Office held a day of consultations with the other organizations which have accepted the Tribunal's jurisdiction. These consultations ultimately focused on the proposal by the ILO to add a suitable provision to the Tribunal's Statute permitting staff unions and associations locus standi before the Tribunal in certain limited cases.
4. In brief, the consultations showed that a number of the organizations maintained reservations as to the proposal, particularly in regard to its extent, operation and certain aspects of the drafting of a proposed text.
5. In these circumstances, the Office proposes to continue the consultation process, both with the Tribunal itself and the organizations, taking into account the specific reservations and doubts raised so far, with a view to drafting a proposed text which may prove to be the subject of consensus over the next few months.
6. In any case, the Office will report on further progress to the Committee in March 2004 and, if appropriate, submit possible texts of proposals for amendment by the International Labour Conference of provisions of the Statute of the ILO Administrative Tribunal.

Geneva, 20 October 2003.

*Submitted for information.*