



Report of the Selection Committee

Contents

	<i>Page</i>
1. Election of the Officers of the Committee	1
2. Reminder of the Selection Committee's authority and delegation of authority to the Officers under the Standing Orders.....	1
3. Abrogation of Conventions Nos 21, 50, 64, 65, 86 and 104, and withdrawal of Recommendations Nos 7, 61 and 62	1
4. Approval of amendments to the Code of the Maritime Labour Convention, 2006, as amended (MLC, 2006), as adopted by the Special Tripartite Committee established under Article XIII of the Convention.....	3
5. Confirmation of the <i>Rules for Regional Meetings</i> (2018).....	4

Appendices

I. Proposal for the abrogation of six international labour Conventions and withdrawal of three Recommendations.....	5
II. Amendments to the Code of the MLC, 2006.....	9
III. <i>Rules for Regional Meetings</i> (2018).....	11

1. Election of the Officers of the Committee

In accordance with article 57 of the Standing Orders of the Conference, the Selection Committee elected its Officers as follows:

Chairperson: Mr J.E. Aguirre (Government member, Paraguay)

Employer Vice-Chairperson: Mr H. Matsui (Employer member, Japan)

Worker Vice-Chairperson: Ms C. Passchier (Worker member, Netherlands)

2. Reminder of the Selection Committee's authority and delegation of authority to the Officers under the Standing Orders

The Selection Committee noted that, under article 4(2) of the Standing Orders of the Conference, it was responsible, in addition to its traditional authority, for fixing the time and agenda of the plenary sittings and for acting on behalf of the Conference with respect to decisions on non-controversial questions of a routine nature. The Selection Committee may delegate this authority to its Officers. The Selection Committee also noted that, this year, some of the formalities that it traditionally discharged were already approved by the Conference at its opening sitting, based on the proposals made by the Governing Body at its 332nd Session (March 2018) contained in *Provisional Record* No. 1A. For the remainder of the session, as per the usual practice, the formalities relating to the proper conduct of the work of the Conference would continue to be carried out by the Selection Committee through its Officers.

The Selection Committee delegated to its Officers the authority to arrange the programme of the Conference and fix the time and agenda of plenary sittings as well as to decide on any non-controversial issues of a routine nature necessary for the running of the Conference. The Selection Committee also delegated to its Officers the authority to approve its report with a view to its submission to the Conference.

3. Abrogation of Conventions Nos 21, 50, 64, 65, 86 and 104, and withdrawal of Recommendations Nos 7, 61 and 62

The Governing Body of the International Labour Office decided at its 328th Session (November 2016) to place on the agenda of the 107th Session (2018) of the International Labour Conference the question of abrogation of six Conventions as well as the withdrawal of three Recommendations, as follows: the Inspection of Emigrants Convention, 1926 (No. 21); the Recruiting of Indigenous Workers Convention, 1936 (No. 50); the Contracts of Employment (Indigenous Workers) Convention, 1939 (No. 64); the Penal Sanctions (Indigenous Workers) Convention, 1939 (No. 65); the Contracts of Employment (Indigenous Workers) Convention, 1947 (No. 86); the Abolition of Penal Sanctions (Indigenous Workers) Convention, 1955 (No. 104); the Hours of Work (Fishing) Recommendation, 1920

(No. 7); the Migration for Employment Recommendation, 1939 (No. 61); and the Migration for Employment (Co-operation between States) Recommendation, 1939 (No. 62).¹

Under article 19, paragraph 9, of the Constitution, the Conference is empowered by a two-thirds majority and upon recommendation by the Governing Body, to abrogate a Convention in force if it appears that it has lost its purpose or that it no longer makes a useful contribution to attaining the objectives of the Organization. According to article 45bis(1) of the Standing Orders of the Conference, the Conference may withdraw Conventions which are not in force as well as Recommendations.

In accordance with article 45bis(2) of the Standing Orders of the Conference, the Office prepared two reports for the Conference, before the Conference under item VII on its agenda. The first report, namely Report VII(1),² was published in November 2017 in order to reach governments no later than 18 months before the opening of the 107th Session (2018) of the Conference. It contained a questionnaire requesting all ILO member States to indicate within a period of 12 months their position on the subject of these abrogations and withdrawals. The governments were also requested to consult the most representative organizations of employers and workers before finalizing their replies. On the basis of the replies received, the Office prepared a second report, namely Report VII(2),³ made available to member States in early 2018. It summarized the replies received to the questionnaire and contains a set of proposed conclusions, prepared on the basis of these replies.

Under 45bis(3) of the Standing Orders of the Conference, and based on the proposal made by the Governing Body at its 332nd Session (March 2018), the Conference decided to send the second report prepared by the Office and the proposals therein to the Selection Committee for its examination. On the basis of the report of the Selection Committee, the Conference should decide normally by consensus to submit the proposals for abrogation and withdrawal to a final vote. If the report of the Selection Committee is adopted on Monday, 4 June, the record vote should take place on Tuesday, 5 June in accordance with the decision taken by the Conference at its opening sitting.

The Employer and Worker Vice-Chairpersons supported the proposed abrogations and withdrawals, noting that the Governing Body had decided to place the item on the agenda of the 107th Session (2018) of the Conference based on the recommendations made by the Standards Review Mechanism Tripartite Working Group at its second meeting in 2016.

In addition, the Worker Vice-Chairperson, while expressing satisfaction about the fact the Conference was now empowered to abrogate obsolete Conventions, recalled that it was necessary to invite member States parties to each of the six Conventions to contemplate ratifying the most up-to-date Conventions, namely the Migration for Employment Convention (Revised), 1949 (No. 97), the Migrant Workers (Supplementary Provisions) Convention, 1975 (No. 143), the Indigenous and Tribal Peoples Convention, 1989 (No. 169), and the Social Policy (Basic Aims and Standards) Convention, 1962 (No. 117), while at the same time denouncing the earlier Conventions. The Office should take follow-up action accordingly. With respect to the withdrawal of Recommendation No. 7, she noted that the Work in Fishing Recommendation, 2007 (No. 199), together with the Work in Fishing

¹ [GB.328/INS/3\(Add.\)](#), para. 10(b); [GB.328/PV](#), para. 25.

² Report VII(1): Abrogation of six international labour Conventions and withdrawal of three international labour Recommendations, [ILC.107/VII/1](#).

³ Report VII(2): Abrogation of six international labour Conventions and withdrawal of three international labour Recommendations, [ILC.107/VII/2](#).

Convention, 2007 (No. 188), were the most up-to-date and comprehensive instruments on work in fishing.

The Selection Committee recommended to the Conference that it take the preliminary decision, referred to in paragraph 3 of article 45bis of the Standing Orders of the Conference, to submit the formal proposal for the abrogation or withdrawal of each of the six Conventions and three Recommendations, as set out in Appendix I to the present report, to a final record vote scheduled on 5 June 2018.

4. Approval of amendments to the Code of the Maritime Labour Convention, 2006, as amended (MLC, 2006), as adopted by the Special Tripartite Committee established under Article XIII of the Convention

At its third meeting held in Geneva from 23 to 27 April 2018, the Special Tripartite Committee adopted, in accordance with Article XV, paragraph 4, of the MLC, 2006, amendments to the Code implementing Regulations 2.1 (seafarers' employment agreements), 2.2 (wages) and 2.5 (repatriation) of the MLC, 2006. Under Article XV, paragraph 5, of the MLC, 2006, amendments adopted by the Special Tripartite Committee are submitted to the next session of the Conference for approval. Such approval shall require a majority of two-thirds of the votes cast by the delegates present. Accordingly, the amendments adopted by the Special Tripartite Committee at its third meeting were communicated by the Chairperson of the Special Tripartite Committee to the Officers of the Governing Body who, in turn, transmitted them to the Conference meeting at its current session for approval. Based on the decision taken by the Conference at its opening sitting, the Selection Committee was called on to take note of these amendments together with the commentary set forth in *Provisional Record* No. 1C. As the amendments to the Code had been adopted together by the Special Tripartite Committee, their approval by the Conference would be the subject of a single vote. The record vote should take place on Tuesday, 5 June at the same time as the vote on the abrogation and withdrawal of six Conventions and three Recommendations in accordance with the decision taken by the Conference at its opening sitting.

The Employer and the Worker Vice-Chairpersons supported the amendments adopted by the Special Tripartite Committee. The Worker Vice-Chairperson recalled that, according to figures of the International Maritime Bureau of the International Chamber of Commerce, numerous serious incidents of piracy and armed robbery against ships were still occurring, which involved death and injuries of seafarers. These incidents also represented a considerable cost to the industry. For the seafarers and their families it was of critical importance that wages and other entitlements of seafarers continued to be paid during the entire period of captivity resulting from piracy or armed robbery against ships, thus mitigating the effects of such events.

In supporting the amendments to the Code of the MLC, 2006, the Government member of France commended the work of the Office in support of the Special Tripartite Committee, and noted that the outcome was an interesting example of what the ILO was able to produce when all sides agreed, notwithstanding initial disagreement on the nature of the instrument to be adopted.

The Selection Committee recommended that the Conference consider, with a view to their approval, the amendments to the Code of the MLC, 2006, adopted by the Special Tripartite Committee at its third meeting, and set out in Appendix II to this report, through a single record vote scheduled on 5 June 2018.

5. Confirmation of the *Rules for Regional Meetings* (2018)

At its 332nd Session (March 2018), the Governing Body approved amendments to the *Rules for Regional Meetings* and decided to submit the revised Rules to the Conference for confirmation at its 107th Session (May–June 2018) in accordance with article 38, paragraph 2, of the Constitution. The Selection Committee was called upon to examine the revised *Rules for Regional Meetings* referred to it by the Conference at its opening sitting. The examination of the Selection Committee was carried out on the basis of *Provisional Record* No. 1B which contained the revised Rules together with a brief explanation on the amendments.

The Employer and the Worker Vice-Chairpersons supported the proposed decision, which reflected the debates that had taken place at two consecutive sessions of the Governing Body.

The Government member of France noted that, while his Government would have preferred a different outcome, it accepted that it would henceforth have to request an invitation as an observer to Regional Meetings other than then one at which it would be a full member. He indicated that his Government had already requested to be invited at the upcoming 19th American Regional Meeting as an observer and the matter would be decided at the 333rd Session (June 2018) of the Governing Body.

The Government member of the United Kingdom supported the statement of France and announced that it had also requested an invitation to be represented as an observer at the 19th American Regional Meeting.

The Employer Vice-Chairperson welcomed the agreement that had emerged on this matter and said that the Employers' group would support the invitations.

A representative of the Secretary-General (the Legal Adviser) recalled that under article 1, paragraph 3, of the revised *Rules for Regional Meetings* it would be for the Governing Body to invite Members from other regions to participate as observers in Regional Meetings.

The Selection Committee recommended that the Conference confirm the Rules for Regional Meetings, amended by the Governing Body at its 332nd Session (March 2018) as set out in Appendix III to the present report.

Appendix I

Proposal for the abrogation of six international labour Conventions and withdrawal of three Recommendations

Abrogation of the Inspection of Emigrants Convention, 1926 (No. 21)

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to abrogate the Inspection of Emigrants Convention, 1926 (No. 21).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to abrogate the Convention.

The English and French versions of the text of this decision are equally authoritative.

Abrogation of the Recruiting of Indigenous Workers Convention, 1936 (No. 50)

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to abrogate the Recruiting of Indigenous Workers Convention, 1936 (No. 50).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to abrogate the Convention.

The English and French versions of the text of this decision are equally authoritative.

***Abrogation of the Contracts of Employment
(Indigenous Workers) Convention, 1939 (No. 64)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to abrogate the Contracts of Employment (Indigenous Workers) Convention, 1939 (No. 64).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to abrogate the Convention.

The English and French versions of the text of this decision are equally authoritative.

***Abrogation of the Penal Sanctions
(Indigenous Workers) Convention, 1939 (No. 65)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to abrogate the Penal Sanctions (Indigenous Workers) Convention, 1939 (No. 65).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to abrogate the Convention.

The English and French versions of the text of this decision are equally authoritative.

***Abrogation of the Contracts of Employment
(Indigenous Workers) Convention, 1947 (No. 86)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to abrogate the Contracts of Employment (Indigenous Workers) Convention, 1947 (No. 86).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to abrogate the Convention.

The English and French versions of the text of this decision are equally authoritative.

***Abrogation of the Abolition of Penal Sanctions
(Indigenous Workers) Convention, 1955 (No. 104)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to abrogate the Abolition of Penal Sanctions (Indigenous Workers) Convention, 1955 (No. 104).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to abrogate the Convention.

The English and French versions of the text of this decision are equally authoritative.

***Withdrawal of the Hours of Work (Fishing)
Recommendation, 1920 (No. 7)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to withdraw the Hours of Work (Fishing) Recommendation, 1920 (No. 7).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to withdraw the instrument.

The English and French versions of the text of this decision are equally authoritative.

***Withdrawal of the Migration for Employment
Recommendation, 1939 (No. 61)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to withdraw the Migration for Employment Recommendation, 1939 (No. 61).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to withdraw the instrument.

The English and French versions of the text of this decision are equally authoritative.

***Withdrawal of the Migration for Employment
(Co-operation between States) Recommendation,
1939 (No. 62)***

The General Conference of the International Labour Organization,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 107th Session on 5 June 2018, and

Following consideration of the proposal for the abrogation of six international labour Conventions and withdrawal of three international labour Recommendations under the seventh item on the agenda of the session,

Decides this fifth day of June of the year two thousand and eighteen to withdraw the Migration for Employment (Co-operation between States) Recommendation, 1939 (No. 62).

The Director-General of the International Labour Office shall notify all Members of the International Labour Organization, as well as the Secretary-General of the United Nations, of this decision to withdraw the instrument.

Appendix II

Amendment to the Code of the MLC, 2006, relating to Regulation 2.1

Standard A2.1 – Seafarers’ employment agreements

Insert a new paragraph 7:

7. Each Member shall require that a seafarer’s employment agreement shall continue to have effect while a seafarer is held captive on or off the ship as a result of acts of piracy or armed robbery against ships, regardless of whether the date fixed for its expiry has passed or either party has given notice to suspend or terminate it. For the purpose of this paragraph, the term:

- (a) *piracy* shall have the same meaning as in the United Nations Convention on the Law of the Sea, 1982;
- (b) *armed robbery against ships* means any illegal act of violence or detention or any act of depredation, or threat thereof, other than an act of piracy, committed for private ends and directed against a ship or against persons or property on board such a ship, within a State’s internal waters, archipelagic waters and territorial sea, or any act of inciting or of intentionally facilitating an act described above.

Amendment to the Code of the MLC, 2006, relating to Regulation 2.2

Standard A2.2 – Wages

Insert a new paragraph 7:

7. Where a seafarer is held captive on or off the ship as a result of acts of piracy or armed robbery against ships, wages and other entitlements under the seafarers’ employment agreement, relevant collective bargaining agreement or applicable national laws, including the remittance of any allotments as provided in paragraph 4 of this Standard, shall continue to be paid during the entire period of captivity and until the seafarer is released and duly repatriated in accordance with Standard A2.5.1 or, where the seafarer dies while in captivity, until the date of death as determined in accordance with applicable national laws or regulations. The terms *piracy* and *armed robbery against ships* shall have the same meaning as in Standard A2.1, paragraph 7.

**Amendment to the Code of the MLC, 2006,
relating to Regulation 2.5**

Guideline B2.5.1 – Entitlement

Replace paragraph 8 by the following:

8. The entitlement to repatriation may lapse if the seafarers concerned do not claim it within a reasonable period of time to be defined by national laws or regulations or collective agreements, except where they are held captive on or off the ship as a result of acts of piracy or armed robbery against ships. The terms *piracy* and *armed robbery against ships* shall have the same meaning as in Standard A2.1, paragraph 7.

Appendix III

Rules for Regional Meetings (2018)

Rules for Regional Meetings

ARTICLE 1

Composition of Regional Meetings

1. Regional Meetings shall be convened from time to time in each of the regions: Asia and the Pacific, the Americas, Africa and Europe. For the purposes of these Rules, the Governing Body shall establish the list of Members of each region.

2. Each member State shall be invited by the Governing Body as a full member to the Regional Meetings of only one region. Each Regional Meeting shall be composed of two Government delegates, one Employers' delegate, and one Workers' delegate for each full member of the Regional Meeting.

3. The Governing Body may invite any Member from another region to attend the Regional Meeting as an observer.

4. Acceptance by a Member of an invitation to be represented at a Regional Meeting implies that it assumes responsibility for the travel and subsistence expenses of its tripartite delegation.

5. Employers' and Workers' delegates and advisers shall be chosen in agreement with the industrial organizations, if such organizations exist, which are most representative of the employers or workers as the case may be in the Member concerned.

6. Members shall make every effort to promote the equal representation of women and men in their delegations.

7. The credentials of delegates and their advisers at Regional Meetings shall be deposited with the International Labour Office at least twenty-one (21) days before the date fixed for the opening of the Meeting.

8. Delegates may be accompanied by advisers who can participate in the Meeting in the following conditions:

- (a) Advisers may speak only on a request made by the delegate whom they accompany and may not vote.
- (b) Any delegate may by notice in writing addressed to the Chairperson appoint one of his or her advisers to act as his or her substitute.
- (c) An adviser who is acting as substitute for his/her delegate may speak and vote under the same conditions as the delegate who is being replaced.

9. Eminent public figures, including ministers from Members attending the Regional Meeting as full members or from constituent States or provinces thereof whose departments deal with the questions discussed by the Meeting and who are not delegates or advisers, may also attend the Meeting.

10. Any State which is not a Member of the International Labour Organization which has been invited by the Governing Body of the International Labour Office may be represented at the Meeting by an observer delegation.

11. Liberation movements recognized by the African Union or the League of Arab States which have been invited by the Governing Body may be represented at the Meeting by an observer delegation.

12. Representatives of official universal or regional international organizations and of non-governmental universal or regional international organizations which have been invited by the Governing Body, either individually or as a result of a standing arrangement, to be represented at the Meeting may attend it as observers.

13. Officers of the Governing Body who are not delegates accredited to the Regional Meeting may attend the Meeting.

ARTICLE 2

Agenda and venue of Regional Meetings

1. The Governing Body shall establish the agenda for a Regional Meeting.

2. The Governing Body shall decide upon the date and the venue of a Regional Meeting. A member State which offers to host a Regional Meeting shall guarantee – prior to the Governing Body deciding on the venue – at least the level of protection afforded under the Convention on the Privileges and Immunities of the Specialized Agencies, 1947, including its Annex I concerning the International Labour Organization. It shall conclude an agreement with the International Labour Office incorporating the standard clauses set out in the annex to these Rules.

ARTICLE 3

Form of decisions of Regional Meetings

Subject to any specific indication by the Governing Body to the contrary, the decisions of Regional Meetings shall take the form of conclusions on matters relating to the item on the agenda, or resolutions addressed to the Governing Body. These decisions are recorded in a report of the Meeting submitted to the Governing Body.

ARTICLE 4

Reports for Regional Meetings

1. The International Labour Office shall prepare a report on the item on the agenda.

2. The report shall be dispatched by the Office so as to reach governments at least two months before the opening of the Meeting. The Officers of the Governing Body may approve shorter intervals if exceptional circumstances so require.

ARTICLE 5

Officers of the Meeting

1. Each Regional Meeting shall elect as Officers a Chairperson and three Vice-Chairpersons from among Members attending the Regional Meeting as full members.

2. The three Vice-Chairpersons shall be elected by the Meeting on the nomination of the Government, Employers' and Workers' delegates respectively.

ARTICLE 6

Duties of the Officers

1. It shall be the duty of the Chairperson to declare the opening and closing of the sittings, to bring before the Meeting any communication which may concern it, direct the debates, maintain order, ensure the observance of the present Rules, put questions for decision and announce the results of any voting.

2. The Chairperson shall not take part in the debates and shall not vote, but may appoint a substitute in accordance with article 1, paragraph 8(b) of these Rules.

3. If the Chairperson is absent during any sitting or part of a sitting he or she shall be replaced by one of the Vice-Chairpersons, who shall act in rotation.

4. A Vice-Chairperson acting as Chairperson shall have the same rights and duties as the Chairperson.

5. The Officers of the Meeting shall arrange its programme of work, organize the discussions, determine, where appropriate, a time limit for speeches and fix the date and time of the sittings of the Meeting and of its subsidiary bodies, if any; they shall report to the Meeting on any controversial matter requiring a decision for the proper conduct of its business.

ARTICLE 7

Secretariat

The Director-General of the International Labour Office, being charged with the organization of the Meeting, is responsible for the secretariat-general of the Meeting and the secretariat services under its control, either directly or through a deputy appointed by the Director-General.

ARTICLE 8

Committees

Each Regional Meeting shall appoint a Credentials Committee and any other subsidiary body as the Meeting may consider appropriate. Any such subsidiary body shall operate *mutatis mutandis* under these Rules, unless the Meeting decides otherwise.

ARTICLE 9

Credentials

1. The Credentials Committee shall consist of one Government delegate, one Employers' delegate and one Workers' delegate, all from Members attending the Regional Meeting as full members.

2. The Credentials Committee shall examine the credentials of delegates and their advisers and any objection alleging that an Employers' or Workers' delegate or adviser has not been nominated in accordance with the provisions of article 1, paragraph 5, of these Rules. The Committee may also, time permitting, consider any complaint alleging that a Member has failed to carry out its responsibility in accordance with article 1, paragraph 4,

to pay travel and subsistence expenses of the tripartite delegation. The Committee may also receive and examine communications.

3. An objection or a complaint shall be receivable in the following cases:

- (a) it has been lodged with the secretariat of the Meeting within two hours after the scheduled time for the opening of the Meeting, unless the Committee considers that there were valid reasons why the time limit could not be respected;
- (b) the authors of the objection or the complaint do not remain anonymous;
- (c) the author of the objection is not serving as adviser to the delegate to whose nomination objection is taken;
- (d) the objection or the complaint is not based upon facts or allegations identical to those which the International Labour Conference or an earlier Regional Meeting has already discussed and recognized to be irrelevant or devoid of substance.

4. The Credentials Committee shall promptly submit its report to the Meeting, which shall request the Office to bring the report to the attention of the Governing Body.

ARTICLE 10

Right to address the Meeting

1. No person may address the Meeting without having asked and obtained the permission of the Chairperson, who shall normally call upon speakers in the order in which they have signified their desire to speak, while bearing in mind that priority should be given to delegates.

2. The Director-General of the International Labour Office or his or her representative may, with the permission of the Chairperson, address the Meeting.

3. Persons entitled to take part in the Meeting in accordance with article 1, paragraphs 3, 9, 10, 11 or 13, and representatives of official universal or regional international organizations may, with the permission of the Chairperson, address the Meeting during any discussion in plenary.

4. Representatives of non-governmental universal or regional international organizations entitled to take part in the Meeting in virtue of paragraph 12 of article 1 may, with the permission of the Chairperson and Vice-Chairpersons, speak and make or circulate statements for information of the Meeting on matters included in its agenda. If agreement cannot be reached, the Chairperson shall refer the matter to the Meeting for decision without discussion.

5. With the permission of the Chairperson, an Officer of the Governing Body may address the Meeting.

6. The Chairperson may withdraw the right to speak from any speaker whose remarks are not relevant to the subject under discussion.

7. Except with the unanimous consent of the Officers of the Meeting, no speech shall exceed five minutes.

8. When the Meeting conducts discussions in the form of interactive debates, invited persons not belonging to one of the categories of persons listed in paragraphs 3 and 4 shall be allowed to participate in the discussion and the Chairperson may delegate to such persons the authority to direct the debates. Article 10, paragraph 7, does not apply to such debates.

ARTICLE 11

Motions, resolutions and amendments

1. Subject to the following rules, any delegate from a Member attending the Regional Meeting as a full member may move any motion, resolution or amendment.

2. No motion, resolution or amendment shall be discussed unless and until it has been seconded.

3. (1) Motions as to procedure may be moved without previous notice and without the handing of a copy to the secretariat of the Meeting. They may be moved at any time except after the Chairperson has called upon a speaker and before the speaker has finished speaking.

(2) Motions as to procedure include the following:

- (a) a motion to refer the matter back;
- (b) a motion to postpone consideration of the question;
- (c) a motion to adjourn the sitting;
- (d) a motion to adjourn the debate on a particular question;
- (e) a motion for the closure of the discussion.

4. (1) No resolution shall be moved at any sitting of the Meeting unless a copy has been handed in to the secretariat of the Meeting on the previous day.

(2) Any resolution thus handed in shall be translated and circulated by the secretariat not later than during the sitting preceding that at which it is to be discussed.

(3) Amendments to a resolution may be moved without previous notice if a copy of the text of the amendment is handed in to the secretariat of the Meeting before the amendment is moved.

5. (1) Amendments shall be voted on before the resolution to which they refer.

(2) If there are several amendments to a motion or resolution, the Chairperson shall determine the order in which they shall be discussed and put to the vote, subject to the following provisions:

- (a) every motion, resolution or amendment shall be put to the vote;
- (b) amendments may be voted on either individually or against other amendments as the Chairperson may decide, but if amendments are voted on against other amendments, the motion or resolution shall be deemed to be amended only after the amendment receiving the largest number of affirmative votes has been voted on individually and adopted;

(c) if a motion or resolution is amended as the result of a vote, that motion or resolution as amended shall be put to the Meeting for a final vote.

6. Any amendment may be withdrawn by the person who moved it unless an amendment to it is under discussion or has been adopted. Any amendment so withdrawn may be moved without previous notice by any other delegate.

7. Any delegate may at any time draw attention to the fact that the rules are not being observed, and the Chairperson shall give an immediate ruling on any question so raised.

ARTICLE 12

Voting and quorum

1. Subject to the provisions of article 13, paragraph 4, of the Constitution of the International Labour Organisation,¹ every delegate from a Member attending the Regional Meeting as a full member shall be entitled to vote individually on all matters which are under consideration by the Meeting.

2. If one of the Members represented fails to nominate one of the non-government delegates whom it is entitled to nominate, the other non-government delegate shall be allowed to sit and speak at the Meeting, but not to vote.

3. Decisions shall, whenever practicable, be taken by consensus. In the absence of consensus duly ascertained and announced by the Chairperson, decisions shall be taken by a simple majority of the votes cast by the delegates who are present at the sitting and entitled to vote.

4. Voting shall normally be by show of hands.

5. A vote is not valid if the total number of votes cast for and against is less than half the total number of delegates at the Meeting entitled to vote.

6. The vote shall be recorded by the secretariat and announced by the Chairperson.

7. No resolution, conclusion, report, amendment or motion shall be adopted if the number of votes cast for and the number of votes cast against it are equal.

ARTICLE 13

Languages

The Governing Body shall determine the working languages of the Meeting and may request the secretariat to make arrangements for interpretation and for translation of documents into and from other languages, taking into account the financial resources available.

¹ Article 13, paragraph 4, reads as follows: "A Member of the Organization which is in arrears in the payment of its financial contribution to the Organization shall have no vote in the Conference, in the Governing Body, in any committee, or in the elections of members of the Governing Body, if the amount of its arrears equals or exceeds the amount of the contributions due from it for the preceding two full years: Provided that the Conference may by a two-thirds majority of the votes cast by the delegates present permit such a Member to vote if it is satisfied that the failure to pay is due to conditions beyond the control of the Member."

ARTICLE 14

Autonomy of groups

Subject to these Rules each group shall control its own procedure.

Annex

Standard clauses of agreement for hosting a Regional Meeting

Organization

1. Except as specifically provided herein, the ILO shall have the full responsibility for organizing and conducting the Meeting in accordance with the ILO *Rules for Regional Meetings* and other applicable ILO regulations, rules and practices.
2. Without limitation to the preceding paragraph, the ILO shall in particular be solely responsible for:
 - (i) granting accreditation to participants in the Meeting under the applicable rules and practices of the ILO;
 - (ii) governing the preparation for, and conduct of, the Meeting in accordance with the ILO's Rules for Regional Meetings; and
 - (iii) preparing the Meeting programme.
3. The Government shall provide support to the ILO in protocol and security matters, including as regards the reception and due treatment of Heads of State, Heads of Government and Government Ministers attending the Meeting.

Privileges, immunities and facilities

4. The venue of the Meeting will be considered as premises of the ILO for the purpose of Article III, section 5, of the Convention on the Privileges and Immunities of the Specialized Agencies.
5. The Government shall apply to the ILO, its property, funds and assets, to its officials and experts, and to all representatives of member States, observers and eminent public figures invited to the Meeting, the provisions of the Convention on the Privileges and Immunities of the Specialized Agencies and Annex I relating to the ILO.
6. The Government shall ensure expeditious procedures to facilitate the travel to and from, and stay in [name of host country], for all persons enumerated in the preceding paragraph, as well as members of their families, throughout the duration of their functions, mission(s) or stay(s) in connection with, or incidental to, the Meeting.
7. All persons enumerated in paragraph [x] shall have the right to entry into and exit from [name of host country] and no impediment shall be imposed on their transit to and from the Meeting venue.
8. Government consular representatives abroad shall be given instruction to grant visas to ILO officials and representatives of member States invited to the Meeting without delay or waiting period, without requiring the personal attendance of the applicant or the payment of charges. The ILO shall make the names of the ILO officials and eminent public figures available to the Government, as well as the official list of delegations published by the ILO which can serve as the basis for verification of delegations of member States. All other persons enumerated in paragraph [x] shall be issued visas in an expeditious procedure.

-
9. The Government shall take every necessary and appropriate measure towards providing adequate security throughout the Meeting in close cooperation with the ILO and, in particular, in full respect of the privileges and immunities of the ILO.
 10. The Government shall make appropriate administrative arrangements for the remission or return of the amount of consumption tax or other tax or duty which may be chargeable on the purchase by the ILO of goods or services for official use in connection with the Meeting.

Logo and name

11. The Parties agree that the sole logo of the Meeting shall be the logo created by the ILO. The ILO owns all intellectual property rights contained in the logo.
12. The ILO grants to the Government, and the Government accepts, an exclusive worldwide non-transferable licence to use the Meeting logo only for purposes relating to the hosting and successful accomplishment of the Meeting.
13. Except as expressly provided in this Agreement, neither the Government, nor any other entity acting on its behalf, shall use the name or the emblem of the ILO, in any form or for any purpose, without the prior written authorization of the ILO.
14. Except as expressly provided herein, neither the Government, nor any other entity acting on its behalf, shall use the title of the Meeting, namely “...” or any acronym thereof, without the prior written approval of the ILO.

Liability

15. The Government shall indemnify and hold harmless the ILO in respect of any action, claim or demand for any injury or damage that might occur to the persons or facilities provided by the Government except where such injury or damage is caused by the gross negligence or wilful misconduct of the ILO or its officials.

Amendment

16. The Parties may modify any of the terms of this Agreement, except the provisions concerning the privileges and immunities of the ILO and its intellectual property, by mutual written agreement signed by their authorized representatives.

Settlement of disputes

17. The Parties shall use their best efforts to settle amicably all disputes, controversies or claims arising out of, or in connection with, this Agreement or the interpretation thereof. Any disputes, controversy or claim arising out of or relating to this Agreement shall be resolved through direct negotiations between the Parties.

Cancellation, postponement or termination

18. The ILO, as an intergovernmental organization, may be called upon by its Governing Body to postpone, cancel or move the Meeting. In such an event, the ILO will accordingly inform the Government of such a decision. The Agreement shall immediately terminate and each Party shall be responsible for its own costs.

-
19. If the Meeting is cancelled or postponed by mutual decision of the Government and the ILO, including in the event of force majeure, this Agreement shall immediately terminate and each Party shall be responsible for its own costs.
 20. In the event of cancellation, interruption, postponement or change of venue of the Meeting by either Party, the other Party shall have the right to terminate this Agreement. The Parties shall consult each other at least thirty (30) days prior to such termination. In case of any such termination, each Party shall be responsible for its own costs.