

PENDING AND NEW CASES
BEFORE THE COMMITTEE ON FREEDOM OF ASSOCIATION

March 2007

*New cases are marked in **bold** letters. Should you wish to have more information on a particular case concerning your country, we suggest that, given the confidential nature of the complaints, you contact directly the relevant authorities of your Government dealing with ILO matters.*

ARGENTINA

- Case No. 2459 - The complainants raise objections to Act No. 9087/03 by which, in a discriminatory manner, the trade union organization APSE was excluded from the enterprise's board
- Case No. 2463 - The complainant organizations allege that during strikes carried out in a hospital of pediatrics, the administrative authority fixed minimum services unilaterally and repeatedly, in violation of the maximum level established by the legislation and finally, through the clause 61/05, the strike was prohibited
- Case No. 2477 The complainant organization challenges the delay by the administrative authority to decide on its request for official trade union status
- Case No. 2485 The complainant organization alleges impediment and excessive delays in trade union registration procedure as well as acts of anti-union discrimination suffered by its secretary-general
- Case No. 2499 The complainant organization alleges acts of anti-union harassment on behalf of the authorities of the Judicial Authority of the Catamarca Province, against the founding members of the provincial branch of the Trade Union of Employees in the National Justice System, as well as the violation of the right of assembly of workers.
- Case No. 2513 Declaration of the illegality of a strike by the workers of the Social Action Fund of the Province of San Juan by the administrative authority.
- Case No. 2515 Discrimination and impediments in the obtention of the trade union status (personería gremial)

Case No. 2531 **The complainant organization alleges that the judicial branch authorities of the Province of Mendoza infringe its collective bargaining rights**

Case No. 2535 **The complainant organizations allege violations to the right to strike and irregular discount from the salaries of strikers**

BELGIUM

Case No.2529 - **Belgium law systematically and illicitly favours three general and politically aligned trade unions over branch trade unions; these three trade unions are granted on the basis of an entirely arbitrary representativeness criteria a monopoly on collective bargaining and their members are favoured financially by a system of repayment of trade union contributions**

BOSTSWANA

Case No. 2500 **The complainant organization alleges that the employer interfered with internal trade union affairs, dismissed the entire union leadership for having produced information on salary scales at the bargaining table and for inciting workers to go on strike for better working conditions, and dismissed 461 workers employed at three diamond mines under the pretext that they provide essential services. It also alleges that there is not adequate dispute resolution process to deal with the demands of these workers and that the Government never intervened, even though it had been fully informed of the situation. The employer also resorted unduly to the judiciary process to harass workers and their union, which was destabilized and financially affected**

BRAZIL

Case No. 2470 - **Acts of repression against unionized workers, because of their participation in industrial action and work stoppages within the frame of collective bargaining process; establishment of a parallel trade union instigated by the company; pressure on workers so that they discontinue their trade union's membership**

Case No. 2523 - **Dismissal and other anti-union against the trade union leaders and members of the union in a context of setting up trade union organizations in the educational sector**

BURUNDI

Case No. 2425 - **The complainant organization (SYMABU) alleges that the Government still refuses to implement collective contracts negotiated in 2003, which deal, inter alia, with the working conditions of judges**

CAMBODIA

- Case No. 2262 - The complainant alleges anti-union dismissals of trade union officials and members in three garment factories (INSM, Top Clothes Cambodia and Splendid Chance), favouritism by the Government in respect of particular trade union organizations and acts of violence and intimidation against trade union members by a rival trade union organization in collusion with the Government and employers, to the detriment of the interests of workers in garment factories
- Case No. 2318 - Murder of the President of the Free Trade Union of the Workers of the Kingdom of Cambodia (FTUWKC), after having received death threats

CAMEROON

- Case No. 2476 - The complainant organization alleges that the authorities interfere in internal trade union activities and give preferential treatment to certain persons and groups within the confederation, in particular as regards the designation of trade union representatives to national and international conferences, made without consulting confederations

CAPE VERDE

- Case No. 2534 - **Unilateral establishment of minimum services by the Government with regard to a strike in the National Meteorological and Geophysics Institute**

CHILE

- Case No. 2392 - The complainant alleges a substantial decrease of the number of members due to the externalization of a large number of workers. It also alleges unfair practices at the time of the collective bargaining process, in particular the illegal replacement of strikers during the strike
- Case No. 2462 - Anti-union acts by the Post Enterprise of Chile, in particular dismissals and favouritism towards other trade unions
- Case No. 2465 - The complainant organizations allege hindrances in the negotiation process of a collective agreement, violent intervention by the police during a strike and detention of strikers

COLOMBIA

- Case No. 1787 - The complainants allege murders, abductions, physical assaults, death threats, and other acts of violence against trade union officials and members; the complainants also allege failure by the Government to adopt the measures needed to put an end to the serious situation of impunity

- Case No. 2355 - The complainant organization allege that the Government has imposed compulsory arbitration to the workers affiliated to the Union Syndical Obrera (USO) at the head office of ECOPETROL, that trade union leaders have been dismissed, and that the company has been militarized. They also allege that the Ministry of Social Protection has declared that a strike in the oil sector was illegal, as it considers it an essential service, which led to the dismissal of 248 workers and to criminal prosecutions against seven trade union leaders and activists of USO
- Case No. 2356 - Anti-union dismissals during the restructuring process of the National Service of Apprenticeship (SENA), including the dismissal of eight trade union leaders who enjoyed trade union privilege. Employer interference and its opposition to the registration of SINDETRASENA, which resulted in the refusal of registration by the administrative authority
- Case No. 2362 - Anti-union dismissals during a restructuring process, initiated in March 2004, at the head office of the group of enterprises AVIANCA-SAM-HELICOL. Subcontracting of the dismissed workers through work cooperatives, which means that said workers are not covered by the collective agreement signed with the group of enterprises. Threats against trade union leaders
- Case No. 2384 - The complainant organizations allege that 54 trade union members were dismissed three days after having registered and notified the creation of the trade union organization ASINDER; they also indicate that the judicial authority ordered the reinstatement of the dismissed trade unionists but the order was not respected
- Case No. 2434 - The National Association of Telephone and Communications Technicians (ATELCA) alleges that the project of amendment of article 48 of the national Constitution concerning social security violates the principle of free and voluntary collective bargaining by making it impossible to establish the pensions regime through collective bargaining and by deciding the invalidity of any collective agreement in force regulating pensions in a different way as established by the new regime from 31 July 2010
- Case No. 2469 - The complainant organization alleges that due to the division of the Social Security Institute into seven Social State Enterprises, the workers who where public officials became public employees. This involves that they do not have the right to bargain collectively anymore. Furthermore, the application of the already signed collective agreement is denied to them

- Case No. 2480 The complainant organization alleges anti-union acts against the National Union of Workers of the Chemical and Pharmaceutical Industry (SINTRAQUIM) by the "Laboratorios Biogen de Colombia": anti-union dismissal, after several other anti-union acts, of the union treasurer; transfer of two union leaders to other premises company to fulfil tasks not belonging to their function and sanction against one of them
- Case No. 2489 - The complainant organization alleges that, faced with the denunciation of the collective agreement by the Rector of the University of Cordoba, the trade union officials of the SINTRAUNICOL trade union were found obliged to negotiate the university policy and the new collective agreement with paramilitary chiefs. The complainant organization also alleges various anti-union acts against the officials including, among other things, non-payment of wages and unfair disciplinary proceedings
- Case No. 2493 - The complainant organization alleges that the public enterprise “La Previsora S.A.” discriminates against the SINTRAPREVI trade union by not having accepted since 2002 any wage increase. On the contrary, increases have been granted to others workers not affiliated to this organization. Moreover, the enterprise puts pressure on workers to sign a voluntary benefits plan which aims at the massive resignation of workers from the union. The enterprise also promotes a non-union collective accord with workers outside the most representative trade union organizations.
- Case No. 2497 - The complainant organizations allege that public enterprise of Pereira, following their restructuring in four independent enterprises, did not respect the provisions of the collective agreement concerning seniority benefit added to the pension of those workers having more than 20 years of service
- Case No. 2498 - The complainant organizations allege that the Government, through the Labour Inspection of the Antioquia Territorial Board of the Ministry of Social Protection, on several occasions, refused to register the National Union of Employees of Social and Non-Governmental Organizations (SINTRAONG’S). As a consequence, the complainant organization is prevented from exercising its activities
- Case No. 2504 - The complainant organizations allege impediments in the registration process of the executive committees of trade unions.
- Case No. 2522 - Dismissal of trade union leaders in a context of a restructuring process without starting the legal proceeding for the lifting of the trade union immunity established in the legislation**

COSTA RICA

- Case No. 2409 - Anti-union dismissal and termination of the diplomat career of three union leaders, pressures, intimidations and persecution against these leaders; requisition of documents and search without warrant of the premises of the organization ASODIPLOMÁTICOS
- Case No. 2490 - (1) Declaration of unconstitutionality of collective agreement clauses in state enterprises concerning economic benefits, paid trade union leave, life insurance, etc., by the Constitutional Chamber of the Supreme Court of Justice; and (2) unilateral determination by the Government of salaries in the public sector
- Case No. 2511 - Significantly reduced number of collective agreements in the country and a very high number of direct settlements with non-unionized workers; dismissal of five trade unionists following the creation of the DINADECO trade union of independent workers (SINTRAINDECO)
- Case No. 2518 - Dismissals of union officials and trade unionists, non-fulfillment of collective agreements, limits to the right to strike and other anti-union or intimidations practices in enterprises in the banana sector (Chiquita-Chiriqui Land Company, Collin Street Bakery Incorporated, Agroindustrial, Frutales S.A., Santa María del Monte, Compañía Bananera Atlántica Limited, Talamanca y Zavala, and Cariari S.A.)
- Case No. 2542 - Restrictions to the right of a trade union organization to express and to disclose their opinions on a free trade agreement**

DJIBOUTI

- Case No. 2450 - The complainant organizations, the Djibouti Trade Union of Labour (UDT) and the General Union of Djibouti Workers (UGDT), allege that the Government: refuses to take the necessary measures to ensure the re-hiring of trade unionists who had been dismissed following a protest strike against the impact of an IMF-initiated structural adjustment program, in spite of a Government commitment to that effect; continues to harass and dismiss trade unionists without cause; adopted a new Labour Code which will lead to the disappearance of a free and independent trade union movement; and shows favouritism in the designation of workers' delegates at regional and international conferences. The UDT further alleges the unfair dismissal of a high-level trade unionist (postal sector); the authorities' interference in trade union activities; the creation of a yellow trade union, controlled by the authorities; continued harassment of trade unionists; and the lethargy of courts in the face of complaints filed by the trade unionists

ECUADOR

- Case No. 2538 - **Dismissal of ten workers following the constitution of a works council in the Foundation for Sciences and Technology (FUNDACYT), and refusal of the authorities to approve the works council and give it the necessary information to allow it to exercise its right of defiance; collective agreement which received no reply; new administrative action to dissolve the works council and to encourage workers to disaffiliate**

EL SALVADOR

- Case No. 2435 - Declaration of illegality of certain trade union activities erroneously qualified as a strike, in the context of a collective dispute in the company Hermosa Manufacturing S.A. de C.V.; threats against workers; police investigations and against a person engaged in activities of this trade union
- Case No. 2487 - As a result of the establishment of the Enterprise Workers' Union in Servicios San José S.A. de C.V. (SETRASSAJO), the company transferred all the trade union leaders and then dismissed all the executive committee and 11 members; afterwards, the police intervened in a protest action before the enterprise, beating some of the workers; moreover, the company changed its registered name in order to nullify the legality of the trade union and manoeuvred so that the workers resign from their union; moreover, the enterprise instituted criminal proceedings against the trade union for the offence of material and ideological falseness invoking an assumed falsification of signatures in the document of the union's constitution; the complainant organization finally claims partiality and favouritism towards the enterprise by the Ministry of Labour
- Case No. 2505 - Unlawful and unjustified denial of legal personality to the Trade Union of Workers of Maintenance Companies of the International Airport of El Salvador
- Case No. 2514 - Anti-union dismissals, pressure or bribing on the part of the enterprise "Baterías de El Salvador, S.A. de C.V." in order to make workers renounce their union affiliation, and other practices in order to eliminate the trade union

ERITREA

- Case No. 2449 - The complainant organizations allege that three senior trade union executives have been arrested by police and security forces in March and April 2005. They have been since then detained incommunicado and without charges; they have not been allowed access to legal counsel; and the authorities refuse to give any information on their whereabouts and the reasons for their arrest

ESTONIA

- Case No. 2507 - The complainant organizations alleges that a draft Act (Employees' Representatives Act), submitted to Parliament in June 2006, violates freedom of association Conventions and principles, as it: reduces workers' rights to choose themselves their representatives; removes the right of trade unions to represent workers in information and consultation procedures at the workplace; aims in the long term at banishing trade unions from the workplace; does not create appropriate conditions for effective dialogue with employers; consistently gives preference to employees' representatives, elected at a general meeting, over trade union shop stewards
- Case No. 2543 - **Legislative restrictions on the right to strike for the public service**

ETHIOPIA

- Case No. 2516 - The complainant organizations allege serious violations in the trade union rights of the Ethiopian Teachers' Association (ETA) including interference in its internal organization preventing it to function normally, and interference by way of torture, threats, detentions, harassment, dismissals, and transfers

FRANCE

- Case No. 2457 - The complainant organization (CGT-FO) alleges that two legislative amendments introduced in 2005 led to a lowering of trade union and collective bargaining rights guaranteed by Conventions Nos. 87 and 98, and of the rights protected by Convention No. 158. Order No. 2005-892 modifies the calculation of staff in enterprises by providing that workers less than 26 years old hired from June 2005 will not be taken into account in that calculation; this provision allows employers to escape several obligations established in the Labour Code (recognition of trade union representatives; establishment of staff committees; organizing election of staff delegates). Order No. 2005-893 creates a new type of employment contract, the so-called "new recruitment contract", without definite duration but not benefiting during the first two years from the protections of the Code, in particular the obligation to consult trade unions on terminations of employment contract and dismissals for economic reasons. This provision gives employers the right to terminate this type of contract at any time, without any reason and at minimal cost, simply by sending registered mail to the worker.
- Case No. 2475 - The complainant organization alleges that Decree No. 2004-836, amending the Labour Code, deprives it of the right to represent its members before various judiciary and administrative jurisdictions, which violates the right of workers' organizations freely to organize their management and activities

GABON

- Case No. 2521 - Interference in the activities of the Gabonese Confederation of Free Trade Unions (CGSL); labour contract suspensions, dismissals, threats, arbitrary arrests and detentions of trade unionists; illegal mass dismissal under the cover of economic situation

GREECE

- Case No. 2506 - The complainant organizations allege that the Government has issued a civil mobilization order, of indefinite duration, to put an end to a legal strike of seafarers on passenger and cargo vessels, which do not constitute essential services

GUATEMALA

- Case No. 2203 - Anti-union dismissals and refusal to reinstate workers; destruction of trade union office; employers' interference in trade union elections
- Case No. 2241 - Anti-union dismissal with delay in proceedings for legal settlement which was thus unsuccessful
- Case No. 2295 - Dismissal of trade union members by the entity "Committee for the Blind and Deaf of Guatemala"; non-compliance of the judicial order of reinstatement; new judicial decision (Court of Appeal) ordering, in violation of the national legislation, not to execute the reinstatement although the previous judicial decision was firm and after ignoring essential procedural guarantees
- Case No. 2341 - Interference by the labour inspection in internal affairs of the Workers' Trade Union of the Quetzal Port Enterprise; illegal destitution of seven members of the complainant organization's executive board
- Case No. 2361 - The complainant organization alleges that the mayor of Chinautla refused to negotiate a collective agreement, and that the municipal authorities dismissed trade union members and leaders, and committed acts of interference
- Case No. 2445 - Murder or attempted murder, threats, assaults and detention orders against trade unionists and theft of union property; raids in unions' headquarters; numerous labour disputes in agriculture firms and the public sector; delay and inefficiency of legal processes in case of violation of freedom of association; corrupt practices in the justice and criminalization of labour disputes
- Case No. 2482 - Perquisition of the headquarters of the Confederation of Trade Union Unity of Guatemala (CUSG) and seizure of trade union properties
- Case No. 2540 - Murder of a trade union leader**

HONDURAS

- Case No. 2517 - Dismissal of a number of trade union leaders and members after the constitution of a trade union in the enterprise “Tiara-Zona Industrial de Procesamiento Calpules (San Pedro Sula)”

INDIA

- Case No. 2512 - The complainant organization alleges serious interferences in trade union activity by way of acts of anti-union discrimination against its officials and members, including the creation of puppet unions, dismissals and suspensions for trade union activities, physical violence, unjust disciplinary hearings and false criminal charges, arbitrary reduction of wages, transfers of its active members to other factories, other sections, or other more difficult, dangerous and/or onerous workstations, without the appropriate training or without respecting the necessary health and safety requirements; the employer furthermore failed to recognize the complainant organization

INDONESIA

- Case No. 2472 - The complainant organization alleges that its affiliate All-Indonesian Federation of Wood, Forestry and General Workers’ Union (SP Kahutindo), since its establishment, has faced constant harassment and repeated violations of minimum labour standards and trade union rights by the employer PT Musim Mas, as follows: employer’s refusal to recognize SP Kahutindo; establishment of a rival yellow union by the employer; following a legal strike, dismissal of 701 workers and eviction of these workers and their families from housing on plantation estates; non-renewal of contracts of 300 contract workers following the same strike; arrest of six trade union leaders, including the SP Kahutindo chairman, under accusations of crime against public order for causing damages to persons of property (five were sentenced to prison terms ranging from 14 months to two years; the sixth one is currently undergoing trial on the same charges); intimidation, harassment and disciplinary transfer of trade union members and officials. Many of these violations took place with the complicity of police forces; and the labour authorities failed to intervene to protect workers’ rights, despite requests to that effect
- Case No. 2494 - The complainant organization that the employer involved in this case, in the context of a merger with another company, refused to enter into negotiations with the trade union over terms and conditions of employment in the merged enterprise, which led to a strike by more than 600 workers. The employer committed several acts of anti-union discrimination and harassment, including: preventing the union president and officials to enter company premises; dismissing 238 union officials and members, refusing to reinstate them in spite of several court orders to that effect; and attempting to coerce and intimidate union members by calling their families. The complainant

organization also alleges that many union officials and members were repeatedly summoned by the police for unwarranted interrogation; that the judiciary systematically favours employers; and that the legislation lacks adequate procedures to enforce workers' rights to freedom of association and collective bargaining

ISLAMIC REPUBLIC OF IRAN

- Case No. 2323 - The complainant organization alleges that at least four workers have been killed and some 40 workers injured by riot police in the context of a strike and related protests, and that other workers were arrested and kept for interrogation
- Case No. 2508 - The complainant organizations allege that the authorities and the employer (Sherkat-e Vahed) committed several and continued acts of repression against the local trade union at the bus company, including: harassment of trade unionists and activists; violent attacks on the union founding meeting; violent disbanding, on two occasions, of the union general assembly; arrest and detention of large numbers of trade union members and leaders under false pretences (disturbing public order, illegal trade union activities); mass arrest and detention of workers (more than 1,000) for planning a one-day strike. The complainant organizations also alleged that the authorities have arrested Mr. Mansour Osanoo, chairperson of the union executive committee, under very serious charges (including contacts with Iranian opposition groups abroad, instigating armed revolt against authorities); he had been detained for over six months at the time of filing the complaint and is being denied due legal process

JAPAN

- Case No. 2177 - The complaints allege that the upcoming reform of the public service legislation, developed without proper consultation of workers' organizations, further aggravates the existing public service legislation and maintains the restrictions on the basic trade union rights of public employees, without adequate compensation
- Case No. 2183 - The complaints allege that the upcoming reform of the public service legislation, developed without proper consultation of workers' organizations, further aggravates the existing public service legislation and maintains the restrictions on the basic trade union rights of public employees, without adequate compensation

REPUBLIC OF KOREA

- Case No. 1865 - Arrest and detention of trade union leaders and members; government refusal to register newly established organizations; adoption of labour law amendments contrary to freedom of association in the companies Dong-hae Co.; Changwon Specialty Steel Co. and OMRON Electronics Korea

LUXEMBOURG

- Case No. 2492 - The complainant organization, legally established in July 2004 and representing more than 75 per cent of all agents of the Central Bank of Luxembourg (agents with public law status), alleges that the authorities refuse to grant it the formal agreement necessary to defend the collective interests of its members, despite several demands to that effect since October 2004

MEXICO

- Case No. 2478 - Dismissal of the General Secretary of the National Union of Workers in Mines, Metallurgy and Allied Sectors of Mexico, by decision of the Secretary of Labour; freezing of bank accounts of the Union; these decisions and acts of protest because of occupational accident brought to a work stoppage by more than 270,000 workers of the b.m. Union
- Case No. 2503 - Interference of the Labour Department in the internal affairs of the Labour Congress, following the recognition of the extension of its executive committee's mandate, and the non-recognition of the elections won by the list of Messrs. Isaías González, Napoleón Gómez Urrutia and Ignacio Cuauhtémoc
- Case No. 2536 - Authorities' refusal to register the complainant trade union organization**
- Case No. 2541 - Irregularities in the election procedure for a workers' representative by the local council of conciliation and arbitration No. 11 of the State of Jalisco; concretely, reduction of the payroll of the personnel of the complainant federation and illegal authorization from the person in charge of the Labour Secretariat to allow as a candidate a delegate from the transport trade unions not part of a public agency who should have presented himself to the elections of the local council No. 2 in charge of private transport enterprises, all this to benefit a pro-government federation**

REPUBLIC OF MOLDOVA

- Case No. 2317 - The complainant organization alleges that the public authorities interfered in the internal matters of the organization by ordering the staff of all public administrations to disaffiliate from the union and to affiliate to another trade union

MONTENEGRO

- Case No. 2525 - **The complainant alleges violations of the freedom of association rights of the workers at the Podgorica Aluminum Factory through a unilateral determination by the employer of the minimum services to be ensured and the hiring of private security guards to harass and intimidate workers during the strike**

MYANMAR

- Case No. 2268 - Total absence of guarantees for freedom of association in the legislation, including laws, military decrees and orders which blatantly violate freedom of association principles and provide penal sanctions for anyone who attempts to exercise their rights; disbanding of trade unions and forcing them underground or into exile; murder and detention of trade unionists; continuing repression of seafarers freedom of association rights; arrest and dismissal of workers in relation to their exercise of their freedom of association rights at, in particular, the Unique Garment Factory, the Myanmar Texcamp Industrial Ltd. and the Myanmar Yes Garment Factory

NICARAGUA

- Case No. 2544 - **The complainant organization allege the refusal of the authorities to the inscription and registration of its organization and the dismissal of all its members**

NORWAY

- Case No. 2545 - **The complainant alleges that the Government unduly interfered with collective bargaining through the imposition of compulsory arbitration and the adoption of a legislative measure putting an end to a legal strike by employees in the financial sector**

PAKISTAN

- Case No. 2520 - Unfair and discriminatory practices against Karachi Shipyard Labour Union (CBA), an affiliated union of the National Trade Union Federation Pakistan (NTUF); the CBA not duly recognized by the management of Karachi Shipyard and Engg Works Ltd, which has ignored its concerns and has not settled its charter of demands; the CBA registration unlawfully cancelled

PANAMA

- Case No. 2372 - The complainant organization alleges that the legislation and Act No. 8 of 1998 contain provisions contrary to ILO Conventions on freedom of association since they restrict the right to submit collective disputes to authorities and the right of collective bargaining and the right to strike, in the sectors of sea and navigable rivers operations. The complainant

organization refers to violations of trade union rights, which involve in some cases anti-union discrimination acts in the following companies: Smit Harbour Towage, Panama Inc., Trans-Iberica and Crew Management

- Case No. 2510 - Non-renewal of labour contracts or dismissals of trade union leaders of the Association of Servants of the Interoceanic Region Administration (in the process of establishment)

PARAGUAY

- Case No. 2526 - Dismissal of one trade union leader of the bank sector**

PERU

- Case No. 2248 - Dismissal of the General Secretary of the Workers' Trade Union of Petro Tech Peruana S.A. Mar y Tierra and of various trade unionists covered by trade union immunity; request lodged by the company with the authorities to have the trade union deregistered

- Case No. 2400 - Dismissal in the company GLORIA S.A. of two workers recently unionized (Rubén Villegas and Fernando Paholo Trujillo); harassing of the legal defence secretary of the trade union Mr. Gilver Arce Espinoza (extra work, ill-treatments, suspensions with wage deductions) and also of other worker members of the trade union

- Case No. 2527 - Dismissal of trade union leaders and other workers with expulsion from their houses after the constitution of the trade union in the company "Minera San Martín SA"; death threats against the trade union leaders**

- Case No. 2532 - The complainant organization alleges that the Health Social Security authorities have denied it the use of facilities (more concretely, the use of a meeting room), which it used, and that the administrative authorities still have not adjudicated, despite a recourse made more than a year ago**

- Case No. 2533 - The complainant organization alleges the dismissal of trade union leaders and other acts of anti-union discrimination; request for cancellation of registration by a company and obstructions in collective bargaining**

- Case No. 2539 - Dismissal of seven trade union leaders by the company Owens Illinois Perú SA**

PHILIPPINES

- Case No. 2488 - The complainant organisation alleges that the University of San Agustin dismissed all 15 trade union officers and four teachers, after a legal strike (unilaterally declared illegal, the same day, by the authorities)

held to support a collective bargaining round on wages and conditions of employment. It further alleges acts of retaliation, harassment and intimidation of workers by the management of the University, and its attempts to suppress trade unionism within the institution. The complainant organization also alleges that the one-sided case-law of the Supreme Court in such matters, that ignores other employers to engage in anti-union activities and discrimination

Case No. 2528 - The murder and disappearance of trade union leaders, grave threats, continuous harassment and intimidation and other forms of violence inflicted on leaders, members, organizers, union supporters/labour advocates of trade unions and informal workers' organizations

Case No. 2546 - The complainant alleges that the director of the Technical Education and Skills Development Authority (TESDA) committed several discriminatory acts against trade union members in retaliation for having participated in anti-corruption proceedings targeting TESDA. Said acts include attempts to curtail freedom of expression, suspension without pay, work transfers, termination of employment, withholding of financial incentives and filing a libel lawsuit against a trade union leader

ROMANIA

Case No. 2486 - The complainant organization alleges that several trade union officials have been arrested on a number of occasions for incitation of subversion of the power of the State and disturbing public order, whereas they were exercising legitimate trade union activities related to the defence of workers and strikes in a context of mines closures. The leaders concerned have been finally sentenced, in September 2005, one of them to ten years of imprisonment and the five others to five years of imprisonment

SRI LANKA

Case No. 2519 - Refusal to negotiate wage increment issues by the state-owned enterprise Sri Lanka Ports Authority (SLPA) despite several attempts by the unions to compel negotiations, including a peaceful “work to rule” action in which 14 workers participated in; filing of a complaint by third unconnected party to collective bargaining; judicial intervention restricting the rights to strike of trade unions

SWITZERLAND

Case No. 2265 - The complainant alleges that the legislation provides inadequate and insufficient protection to trade union delegates and representatives, in particular with respect to anti-trade union dismissals for which only a small, non-dissuasive compensation is provided

TURKEY

- Case No. 2537 - **Representation alleging non-observance by Turkey of the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), made under article 24 of the ILO Constitution**

UNITED KINGDOM / JERSEY

- Case No. 2473 - The complainant organization, the Transport and General Workers' Union (TGWU) alleges that a new Statute, the Employment Relations (Jersey) Law 2005, violates principles on freedom of association, more particularly as regards, the registration of trade unions, the settlement of collective disputes and the right to strike. The TGWU also alleges the lack of provisions prohibiting employers' financial inducement to encourage workers to give up trade union representation

UNITED STATES OF AMERICA

- Case No. 2524 - **The complainant alleges that a recent decision by the National Labor Relations Board (NLRB) expanding the interpretation of the definition of "supervisor" that may be excluded from the protection of the National Labor Act (NLRA) violates principles of freedom of association and collective bargaining. The complainant adds that this decision has severe repercussions on the tens of thousands of workers who had previously been covered by the NLRA**

URUGUAY

- Case No. 2501 - Evaluation of professional performance with anti-union purposes against four trade unionists in the teaching profession with the support of the qualifications board and the Council of Secondary Education. The denunciations made by the trade union organization were not contested nor resolved. Accusations of serious disciplinary breaches along with a request for administrative investigation, for carrying out trade union activities
- Case No. 2530 - **The complainant organization objects the decision of the administrative authority to declare essential the land transportation**

VENEZUELA

- Case No. 2254 - Lack of consultation and social dialogue from the Government with the most representative employers' organizations, in particular as regards legislation; obstacles to civic and union freedom as well as freedom of association of employers; verbal attacks against employers and their leaders by the President of the Republic; constant violation of employers' interests; illegal occupation of productive land, included

with help of the National Guard; anti-employers guidelines of economic policy which caused the closure of firms; serious restrictions of the exchange control system used for discriminatory purposes for a large number of firms; detention of the president of FEDECÁMARAS for his activities and violation of due process; physical assaults and ill-treatments against this leader; harassment and intimidation against employers' organizations and their representatives

- Case No. 2422 - Suspension and disregard by the National Electoral Council of the trade union electoral process of the complainant organization; denial of the Ministry of Labour to initiate the collective bargaining procedure in the health sector

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