

- Russian Federation and the European Social Charter -

Ratifications

The Russian Federation signed the Revised European Social Charter on 14 September 2000 and ratified it on 16 October 2009, accepting 67 of the Revised Charter's 98 paragraphs.

it has not yet accepted the Additional Protocol providing for a system of Collective Complaints.

Table of accepted provisions

1.1	1.2	1.3	1.4	2.1	2.2	2.3	2.4	2.5	2.6	2.7	3.1	
3.2	3.3	3.4	4.1	4.2	4.3	4.4	4.5	5	6.1	6.2	6.3	
6.4	7.1	7.2	7.3	7.4	7.5	7.6	7.7	7.8	7.9	7.10	8.1	
8.2	8.3	8.4	8.5	9	10.1	10.2	10.3	10.4	10.5	11.1	11.2	
11.3	12.1	12.2	12.3	12.4	13.1	13.2	13.3	13.4	14.1	14.2	15.1	
15.2	15.3	16	17.1	17.2	18.1	18.2	18.3	18.4	19.1	19.2	19.3	
19.4	19.5	19.6	19.7	19.8	19.9	19.10	19.11	19.12	20	21	22	
23	24	25	26.1	26.2	27.1	27.2	27.3	28	29	30	31.1	
31.2	31.3								Gray = Accepted provisions			

Reports *

Between 2011 and 2014 the Russian Federation has submitted 4 reports on the application of the Revised Charter

The 3rd submitted on 20/12/2013 concerns the accepted provisions of the Revised Charter relating to Thematic Group 3 "Labour rights" (Articles 2, 4, 5, 6, 21, 22, 28 and 29). The Conclusions in respect of these provisions were published in January 2015.

The 4th report, submitted on 01/12/2014 concerns the accepted provisions relating to Thematic Group 4 "Children, family, migrants", namely:

- the right of children and young persons to protection (Article 7),
- the right of employed women to protection of maternity(Article 8),
- the right of the family to social, legal and economic protection (Article 16),
- the right of children and young persons to social and economic protection (Article 17),
- the right of migrant workers and their families to protection and assistance (Article 19),
- the right of workers with family responsibilities to equal opportunities and equal treatment (Article 27),
- the right to housing (Article 31).

In addition, the report should concern the information required by the European Committee of Social Rights in the framework of Conclusions 2013 (Articles 3, 11, 12, 13, 14, 23 and 30, relating to Thematic group 2 "Health, social security and social protection"), in the event of non-conformity for lack of information. Conclusions in respect of these provisions will be published in January 2016.

* [Following a decision taken by the Committee of Ministers in 2006](#), the provisions of the Charter have been divided into four thematic groups. States present a report on the provisions relating to one of the four thematic groups on an annual basis. Consequently each provision of the Charter is reported on once every four years. As from 2014 State Parties having accepted the complaints procedure have to provide a national report every two years only.

Situation of the Russian Federation with respect to the application of the Charter

Cases of non-conformity

Thematic Group 1 "Employment, training and equal opportunities"

► *Article 18§4 - Right to engage in a gainful occupation in the territory of other States Parties- Right of nationals to leave the country*

The law provides for prohibition to leave the country which is not justified within the meaning of Article G of the Charter.

[\(Conclusions 2012\)](#)

Thematic Group 2 "Health, social security and social protection"

► *Article 3§3 - Right to safe and healthy working conditions – Enforcement of safety and health regulations*
Measures to reduce the excessive rate of fatal accidents are inadequate.

[\(Conclusions 2013\)](#)

► *Article 11§1 - Right to protection of health – Removal of the causes of ill-health*

Insufficient efforts have been undertaken to reduce the high infant and maternal mortality rates.

[\(Conclusions 2013\)](#)

► *Article 12§1 – Right to social security – Existence of a social security system*

The minimum level of unemployment benefit is manifestly inadequate.

[\(Conclusions 2013\)](#)

Thematic Group 3 "Labour rights"

► *Article 4§2 – Right to a fair remuneration-Increased remuneration for overtime work*

An increased time off for overtime hours is not guaranteed.

[\(Conclusions 2014\)](#)

► *Article 4§4 – Right to a fair remuneration-Reasonable notice of termination of employment*

The notice period is not reasonable in the following cases: dismissal of employees with more than fifteen years of service following the dissolution of the organisation or reduction in staff numbers; dismissal of employees with more than six months of service for medical incapacity, call-up for military service, judicial or administrative reinstatement of the employee or refusal to be transferred when an employer relocates; dismissal during probationary periods; dismissal of employees in additional employment with more than six months of service upon reinstatement of the principal postholder; early termination of temporary contracts. Notice periods applicable to employees of self-employed persons or religious organisations or to home workers are left to the discretion of the parties to the employment contract.

[\(Conclusions 2014\)](#)

► *Article 4§5 – Right to a fair remuneration-Limits to wage deductions*

Following all authorised deductions, the wages of employees with the lowest pay do not enable them to provide for themselves or their dependents.

Thematic Group 4 "Children, families, migrants"

Not yet examined

The European Committee of Social Rights has been unable to assess compliance with the following provisions and has invited the Government of the Russian Federation to provide more information in the next report:

**Thematic Group 1 "Employment, training and equal opportunities"
(Report to be submitted before 31 October 2015)**

- ▶ Article 1§1- Conclusions 2012
- ▶ Article 1§2 Conclusions 2012
- ▶ Article 1§3 Conclusions 2012
- ▶ Article 1§4 Conclusions 2012
- ▶ Article 9 Conclusions 2012
- ▶ Article 10§2 Conclusions 2012
- ▶ Article 10§5 Conclusions 2012
- ▶ Article 15§1 Conclusions 2012
- ▶ Article 15§2 Conclusions 2012
- ▶ Article 20 Conclusions 2012
- ▶ Article 24 Conclusions 2012

**Thematic Group 2 “Health, social security and social protection”
(Report to be submitted before 31 October 2016)**

- ▶ Article 3§2 Conclusions 2013
- ▶ Article 3§4 Conclusions 2013
- ▶ Article 11§2 Conclusions 2013
- ▶ Article 11§3 Conclusions 2013
- ▶ Article 14§1 Conclusions 2013
- ▶ Article 14§2 Conclusions 2013

Thematic Group 3 “Labour rights”

- ▶ Article 2§3 Conclusions 2014
- ▶ Article 2§7 Conclusions 2014
- ▶ Article 4§3 Conclusions 2014
- ▶ Article 5 Conclusions 2014
- ▶ Article 6§1,3,4 Conclusions 2014
- ▶ Article 21 Conclusions 2014
- ▶ Article 21 Conclusions 2014
- ▶ Article 22 Conclusions 2014
- ▶ Article 28 Conclusions 2014
- ▶ Article 29 Conclusions 2014

**Thematic Group 4 “Children, families, migrants”
(Report to be submitted before 31 October 2014)**

-