

**OPERATIONAL CONCLUSIONS**  
**of the 3rd Ukraine – EU TSD Sub-Committee meeting**  
*(6 November 2019, Brussels)*

<b>Agenda item</b>	<b>Party</b>	<b>Action</b>	<b>Deadline</b>
1.1. Group of Experts	UA	To select 4 <sup>th</sup> and 5 <sup>th</sup> Ukrainian experts for the Group of Experts according to Article 301(3).	By end of March 2020
2.1. Labour inspection	UA	To ensure that the work and outcomes of the ILO – EU project “Enhancing the Labour Administration Capacity to Improve Working Conditions and Tackle Undeclared Work”, are appropriately taken into account and followed-up upon in the work of the relevant Ministries and the State Labour Service.	During 2020
		To withhold from introduction of moratorium on carrying out measures of state supervision (control) over compliance of Labour legislation.	Continuous
		To bring the legal framework in line with international standards (ILO C81 and C129), in particular by removing restrictions to labour inspections identified by the ILO supervisory bodies, and considering exempting labour inspections from the provisions of Law #877.	By end Q1 2020
		To maintain SLS prerogative to conduct inspections and ensure uniform application of the SLS inspection regime throughout Ukraine, in accordance with ILO Conventions 81 and 129.	Continuous (to report on progress at the 4 <sup>th</sup> TSD Sub Committee 2020)
		To ensure adequate resources for the SLS to create conditions for independence and employment stability of staff and not decreasing of total labour inspectors number.	Continuous (to report on progress at the 4 <sup>th</sup> TSD Sub Committee 2020)
		To consolidate SLS internal organisation by providing sufficient staffing for internal control and social dialogue and an updated framework of internal instructions and standard operating procedures, including a code of conduct for inspectors.	By mid-2020

2.2. Modernisation of labour relations	UA	To ensure adoption of the draft labour code or develop and advance alternative legislation that would allow for a modernisation of labour relations and address gaps identified by the ILO and Association Agreement obligations (approximation to the EU law).	By end Q1 2020/ in line with Association Agreement timelines
		To undertake practical steps to tackle persistent wage arrears. Notably, to approve draft Law of Ukraine “On Amendments to Some Legislative Acts of Ukraine on Strengthening the Protection of the Right of Employees to Timely Payment of Wages” and submit to Verkhova Rada.	During 2020
		To approve the National Action Plan 2020-21 to Fight Undeclared Work in Ukraine.	During 2020
2.3. Legislation in the sphere of social dialogue, collective bargaining	UA	To register in the Parliament the draft Law of Ukraine “On the Collective Agreements” in cooperation with the social partners.	By end Q2 2020
		To finalise and adopt draft legislation on social dialogue in cooperation with social partners.	By end Q2 2020
		To ensure the activity of trade unions, including by reviewing legislation to remove obstacles in the establishment and operation of independent trade unions and following up on alleged attacks on trade unions and their representatives (as appropriate).	Continuous (to report on progress at the 4 <sup>th</sup> TSD Sub Committee 2020 in the presence of relevant authorities).
3. Sustainable Forest Management and related wood production, sales, processing and trade	UA/EU	To continue cooperation on all relevant forest-based sector issues, with SFM (Sustainable Forest Management) and transparent wood markets.	Continuous
	UA/EU	To hold a videoconference involving all relevant ministries and agencies to discuss and agree on the operational steps in the forestry sector, covering the following (1, 2, 3, 4 below):	VC Q1 2020 Exact actions and timelines to be determined following the VC
	UA	1. A system for the management of all Ukrainian state forests should be independent from a robust forest control body and from the forest policy and legislation function.	
	UA/EU	2. In order to assist both EU and Ukraine in their implementation of the EU Timber Regulation, both will work to ensure transparent and legal timber	

		<p>markets. Building on the agreed actions undertaken during the 2nd TSD SC 2018 on sustainable forestry, and taking account of the current re-organisation of the relevant Ministries in Ukraine, the EU and Ukraine will hold a video-conference in Q1 2020 - involving all relevant ministries and agencies – with a view to find enduring operational solutions for the following inter alia issues:</p> <ul style="list-style-type: none"> <li>○ Separation of issuing logging permits and inspection and the functioning of forest management, logging and sales/auctions.</li> <li>○ Improved overview of legal requirements for logging (e.g. as presented on the Min. web)</li> <li>○ Improved overview of minimum legal required documents when sourcing legally harvested timber (on the Min. web)</li> <li>○ System for verification of the legality of issued logging permits (including sanitary logging) in accordance with or part of annual allowable cut (on district level)</li> <li>○ Improved and transparent overview of forest inspections and findings</li> <li>○ Online system for “substantiated concerns” and follow up (on the Min. web) linked to the log traceability system and to be used for risk based inspections</li> <li>○ Consistency of log traceability system and National Forest Inventory (NIL)</li> </ul>	
	UA	3. To launch the National Forest Inventory (NIL) for all forests in Ukraine to provide reliable information as a major foundation for forest related reporting, planning and management.	
	UA	4. To take necessary steps towards introducing the electronic timber tracking system to all timber harvest forests and adopt legislation aiming at a transparent regulation of timber sales. To develop transparent monitoring measures such as traceability through the entire supply chain of timber.	
4. Renewable energy and	EU/UA	To cooperate on energy (biomass) and forest-based sector issues, including within the framework of current EU projects in this area.	2020

efficiency	EU	To inform UA of ongoing developments with regards to new EU renewable energy Directive (RED II) and sustainability criteria.	2020
Other issues	UA/EU	To agree on the date of organization of the 4 <sup>th</sup> meeting of the TSD Sub-Committee in Kyiv in 2020 (Summer or Autumn).	Q1 2020