

REPORT**Article 22 of the Constitution of the ILO**

for the period **1 June 2011 to 31 May 2016**, made by the **Government of Finland**

on the

Protection of Workers` Claims (Employer`s Insolvency) Convention, 1992, No. 173
(ratification registered on 20 June 1994)

I LEGISLATION AND REGULATIONS

- The Act on repealing sections 11 and 11a of the Pay Security Act (1552/2015), entered into force on 1 January 2016.

This amendment to the Pay Security Act (866/1998) centralised the administration of pay security duties to one Centre for Economic Development, Transport and the Environment (ELY Centre) that acts as the national unit responsible for handling matters related to pay security.

This centralisation procedure will ensure that the processing times for pay security matters will become more uniform and that processing times will be cut in many regions. A centralised unit could better distribute the workload between processing officials in connection with personnel exchanges, annual holidays and sick leaves.

If the processing of pay security matters was centralised to a national unit as its main task, this would enable the development of expertise related to pay security. As the volumes in a national unit would be larger, it would offer better possibilities for developing sub-processes that are related to pay security procedures. There would be no need for transferring applications between different competent ELY Centres, as there would only be one competent ELY Centre. With centralisation, the application of legislation would become more unified and the equality and legal protection of those customers applying for pay security would improve.

The handling of pay security applications would be location-independent, since the matter would be assessed based on literary materials and the review process would not include the evaluation of local circumstances.

The Pay Security Act would be amended so that it did not contain limitations on the possibility of deciding on the basis of Section 5 of the Act on ELY Centres what ELY Centre is competent for handling the pay security matter. Sections 11 and 11a of the Pay Security Act, which currently lay down the provisions on a competent ELY Centre, would be repealed. As a result of the repeal of these provisions, the competent authority in matters related to pay security would only be defined by the Act on ELY Centres (897/2009) and the provisions given on the basis of the Act.

According to Section 5 of the Act on ELY Centres, a Government Decree can lay down the provisions on one ELY Centre handling tasks in more than one ELY Centre jurisdiction. In order for this to be possible, the expansion of the jurisdiction must be shown to enhance the operations of

the Centres and the use of the Government's personnel and other resources, improve the availability of services or safeguard the availability of special expertise required for the tasks, or the expansion of the jurisdiction is appropriate for some other similar reason.

II

Nothing new to report.

III

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A copy of this report has been sent to the following labour market organisations:

1. The Confederation of Finnish Industries (EK)
2. The Central Organization of Finnish Trade Unions (SAK)
3. The Finnish Confederation of Salaried Employees (STTK)
4. The Confederation of Unions for Academic Professionals in Finland (Akava)
5. The Commission for Local Authority Employers (KT)
6. The State Employer's Office (VTML)
7. The Federation of Finnish Enterprises
8. The Commission for Church Employers

Statements of the labour market organisations

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