

REPORT

for the period 1 June 2010 to 31 May 2015, made by the **Government of Finland**, in accordance with article 22 of the Constitution of the International Labour Organisation, on the measures taken to give effect to the provisions of the

Guarding of Machinery Convention, 1963, No. 119
ratification of which was registered on 15 August 1969

Direct Request, 2010

Prevention of accidents

In the prevention of occupational accidents, the goal has been to reduce the number of occupational accidents by developing the working conditions of sectors with a high risk of accidents and the workplace safety management systems. Based on national and regional operative environment analysis and on the data received from different information systems, the occupational health and safety divisions of the Regional State Administrative Agencies have refocused the supervision carried out on the initiative of the authorities. The number of labour inspections has been increased from the 19916 inspections in 2009 to 24145 inspections in 2014.

The efficiency of supervision has been enhanced by improving the quality and methods of supervision. Occupational health and safety administration has conducted peer reviews in order to harmonise the supervision procedures of occupational health and safety divisions and the quality of supervision.

Market surveillance of machinery

The occupational health and safety divisions of the Regional State Administrative Agencies conduct machinery market surveillance according to the market surveillance programmes that are prepared annually. Occupational health and safety divisions and the ministry cooperate in designing the market surveillance programmes. In the annual performance agreements, the occupational health and safety divisions agree, together with the ministry, on the market surveillance projects that are to be implemented.

Market surveillance is also carried out on the initiative of the customers, as well as alongside labour and accident inspections and as fair inspections. In addition to market surveillance of machinery, there have been different machinery safety projects.

In accordance to the market surveillance programmes, the following projects have been carried out:

Year 2010

- Surveillance project for two-post car lifts
- Surveillance project concerning beam erection machines
- Surveillance project concerning machinery noise emissions
- Surveillance project concerning cranes and their routes
- Surveillance project concerning excavation machinery

Year 2011

- Surveillance project concerning machinery noise emissions continued
- Surveillance project concerning cranes and their routes continued
- Vertical drilling machines

Year 2012

- Data acquisition project concerning emergency stop devices and their operation
- Post-inspection project for cutting equipment of clearing saws

Year 2013

- Agriculture and forestry machinery used in firewood manufacture
- Machinery's instructions for use and other documents

Year 2014

- Agriculture and forestry machinery used in firewood manufacture continued
- Machinery's instructions for use and other documents continued
- Lifting accessories

According to market surveillance programmes, the focus has been on improving the market surveillance operations and monitoring instructions, developing an information system that serves market surveillance, improving communication, improving customs cooperation as well as maintaining the regional administration's market surveillance network and developing its practices. In addition, training for new occupational safety and health authorities, training for machinery market surveillance and special training for safety of machinery have been organised.

The Department for Occupational Safety and Health at the Ministry of Social Affairs and Health handles the decisions concerning the removal or marketing restrictions. The Ministry of Social Affairs and Health monitors Commission statements related to machinery and other notifications concerning dangerous machinery coming from the information exchange systems of the market surveillance authorities, and determines the manufacturer of the machinery and whether the machinery is available in Finland. If the machinery is available on the Finnish market, the Ministry informs Regional State Administrative Agencies' areas responsible for occupational safety and requests action.

The market surveillance network for machinery appointed by the Ministry comprises Regional State Administrative Agencies' inspectors for the responsibility areas of occupational safety and health, and the surveillance unit of the department of occupational safety of the Ministry of Social Affairs and Health experts. The goal of the network is to harmonise the procedures of different divisions and to develop the expertise of inspectors, as well as to exchange information between different divisions and between divisions and the ministry. This network meets regularly, usually twice a year.

I Legislation and regulations

- Act on the amendment of the Act on Occupational Safety and Health Enforcement and Cooperation on Occupational Safety and Health at Workplaces (1327/2011), of 16.12.2011, entry into force on 1.1.2012.

- Act on the amendment of Sections 8 and 12 of the Act on the Conformity of Certain Technical Devices to Relevant Requirements (272/2013), of 12.4.2013, entry into force on 1.5.2013.
- Act on the amendment of Chapter 4 of the Act on Occupational Safety and Health Enforcement and Cooperation on Occupational Safety and Health at Workplaces (603/2013), of 9.8.2013, entry into force on 1.9.2013.

Legislation regarding safety requirements aimed at manufacturers of the machinery

- Government Decree on the EC type-approval of tractors, tractor trailers and interchangeable towed machinery (1100/2010), of 2.12.2010, entry into force on 1.1.2011.
- Government Decree on the amendment of the Government Decree on the Safety of Machines (265/2011), of 24.3.2011, entry into force on 15.6.2011.
- Government Decree on the amendment of the entry into force of the Government Decree on the amendment of the Government Decree on the Safety of Machines (574/2011) of 26.5.2011, entry into force on 1.6.2011.
- Government Decree on the amendment of the annex of the Government Decree on the EC type-approval of tractors, tractor trailers and interchangeable towed machinery (133/2012) of 15.3.2012, entry into force on 1.4.2012.
- Government Decree on prohibiting the placing on the market of certain cutting attachments (683/2013) of 19.9.2013, entry into force on 1.10.2013.
- Government Decree on the amendment of the annex of the Government Decree on the EC type-approval of tractors, tractor trailers and interchangeable towed machinery (194/2014) of 6.3.2014, entry into force on 1.4.2014.

Legislation regarding safety requirements aimed at employers

- Government Decree on amendment of the Government Decree on the Safe Use and Inspection of Work Equipment (1101/2010). of 9.12.2010, entry into force on 1.1.2011.
- Government Decree to repeal the Government Decision on lifting persons on cranes and forklifts (1102/2010) of 9.12.2010, entry into force on 1.1.2011.
- Government Decree on amendment to section 39 of the Government Decree on the Safe Use and Inspection of Work Equipment (1051/2011). of 22.9.2011, entry into force on 1.11.2011.
- Government Decree on occupational vehicular reversing alarms (568/2012) of 18.6.2012, entry into force on 1.1.2013.
- Government Decree on amendment to section 25c of the Government Decree on the Safe Use and Inspection of Work Equipment (1091/2012) of 29.11.2012, entry into force on 1.1.2013.
- Government Decree on amendment to section 2 of the Government Decree on Laser Equipment and their Inspection (645/2013) of 29.8.2013, entry into force on 1.9.2013.

II

Nothing new to report

III

Occupational safety and health inspectors made the following inspections:

2010	20072
2011	22283
2012	22500
2013	22340
2014	24145

The occupational safety and health authorities provided the public prosecutor and the police with the following notifications and statements, and issued the following prohibitions on use and binding decisions:

Year	Reports to the police	Statements to the police/prosecutors	Prohibitions on use (issued by OSH authorities)	Binding decisions
2010	287	710	14	218
2011	367	805	38	200
2012	425	855	42	210
2013	513	797	46	252
2014	405	542	50	229

The figures apply to all workplace inspections. They also include cases other than those involving machinery.

IV-V

Nothing new to report

VI

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 Professionals (STTK)
4. The Confederation of Unions for Professional and Managerial Staff in Finland (AKAVA)
5. The Commission for Local Authority Employers (KT)
6. The State Employer's Office (VTML)
7. The Federation of Finnish enterprises