

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

Safety and Health in Construction Convention, 1988, No. 167
ratification of which was registered on 23 January 1997.

Observation, 2010

Article 1(1) of the Convention. Scope of application..

Construction of harbours in Finland is covered by the "Scope of Application" of the Government Decree on the Safety of Construction Work (205/2009). Ship construction on a shipyard is not covered by the "Scope of Application" of the Government Decree on the Safety of Construction Work (205/2009) and it seems not to be covered by the scope of ILO Convention on Safety and Health in Construction (No. 167), Article 2 (a) (ii).

According to the Convention (No. 167), Article 2(ii), the term "construction" covers: civil engineering, including excavation and the construction, structural alteration, repair, maintenance and demolition of, for example, [...] docks and harbours [...].

In Finland the scope of Occupational Safety and Health Act (738/2002) and its lower level regulations applies to ship construction and all the work done in shipyards. By the means of this regulation the work is broadly covered on OSH matters.

In Finland, the "Scope of Application" of the Government Decree on the Safety of Construction Work (205/2009) is the following:

Section 1 Scope of application

"This Decree is applied to construction, renovation and maintenance of buildings or other structures on or under ground or in water, as well as to installation, demolition, earthwork, hydraulic engineering and construction design in connection with such construction, renovation or maintenance. The Decree is also applied to the preparation and planning of a construction project concerning such work." Therefore, in Finland, the "Scope of Application" of the Government Decree on the Safety of Construction Work (205/2009) covers the harbours.

<http://finlex.fi/en/laki/kaannokset/2009/en20090205.pdf>

Part VI of the report form. Workplaces where two or more employers undertake activities simultaneously (Article 8). Welfare (Article 32). Reporting on occupational accidents and diseases (Article 34). The provision of appropriate labour inspection services (Article 35(b)). Referring to the reporting of accidents and occupational diseases in Finland, the Ministry of Social Affairs and Health states that the official statistics of Finland do not cover the accidents that have happened to the posted employees sent to Finland from abroad, when the employers' posted employees have been insured outside Finland. Finland has no possibilities to change this situation with its own legislation or by applying administrative obligations. The Ministry of Social Affairs and Health has been aware that the elimination of RAKETTI registration system from the occupational health care of construction industry has worsened the occupational health care system of the industry, when the legislation and procedures concerning pension insurance companies changed the implementation of Finnish

occupational health care service organisations. In Finland, the Ministry of Social Affairs and Health did not have administrative or other procedures to maintain the occupational health care registration system (cf. the Raketti system).

In 2010-2014, there were about 5000 labour inspections annually in construction industry, and they covered about 90 000 construction workers every year. In construction industry, annually around 10 000 instructions to improve working conditions have been issued. With the introduction of a new electronic inspection implementation system (VERA system), the registration and monitoring of inspection allocations, issued instructions and binding decisions become much more efficient. In the future, VERA system also helps in effective monitoring of the functioning of inspections.

Table 1. The frequency of workplace accidents among the wage earners of construction industry (number of workplace accidents/ a million work hours), when the length of the work incapacity is 4 or more working days.

	2009	2010	2011	2012	2013
Construction	39	39	39	36	34
Civil engineering	11	14	12	12	14
Specialised construction	31	31	30	31	29

I-V

Nothing new to report.

VI

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

The Confederation of Finnish Industries (EK)

The Central Organization of Finnish Trade Unions (SAK)

The Finnish Confederation of Professionals (STTK)

The Confederation of Unions for Professional and Managerial Staff in Finland (AKAVA)

The Commission for Local Authority Employers (KT)

The State Employer's Office (VTML)

The Federation of Finnish enterprises