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Comments on working conditions, discrimination and shipping

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Free movement of workers in the maritime transport sector

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Starting point: equal treatment

Normally this means equal treatment at the workplace where the work is pursued

How to apply this principle in a globalised sector, with mobile workplaces, shifting from one territory to another or to extraterritorial places

Solution in 883 / 2004

Art 11.4 Flag of the Member State is
determinant factor

Exception: country of the employer and
country of residence (other than the MS
of the flag) are identical

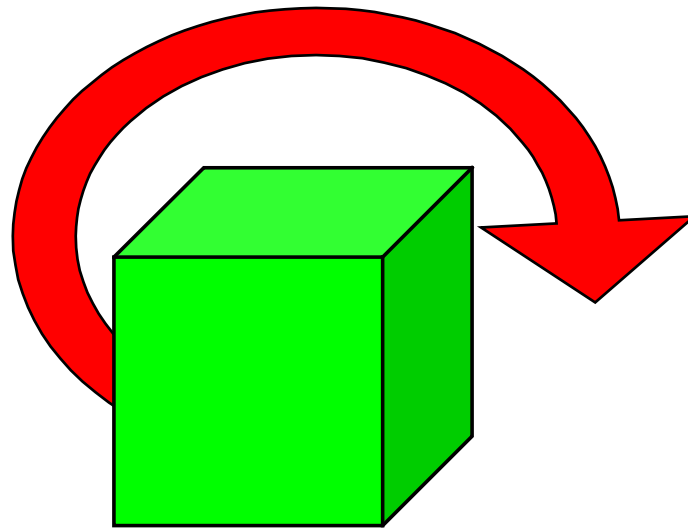
GRID: Aspects of equal treatment

	Social security	Working conditions (incl wages)	Applicable labour law and contract law	Visa, permits
National				
EU citizens				
Third country nationals				

Practical application

	Shore leave	Working hours	Recognition of qualification and skills	Sickness pay
National				
EU citizens				
Third country nationals				

In search of cheap labour



The Regulatory frame and the bypass

http://www.uva-aias.net/news_agenda/news_archive/370

Building blocks for decent work

- Collective bargaining
- Industry-wide provisions
- International framework
- ILO Standards
- Enforcement and compliance is in the interest of both sides of the industry
- Quality based competition