

## INTERNATIONAL LABOUR OFFICE

### REPORTS ON UNRATIFIED CONVENTIONS AND RECOMMENDATIONS

*(article 19 of the Constitution of the International Labour Organisation)*

REPORT FORM FOR THE FOLLOWING INSTRUMENT:

### **Employment and Decent Work for Peace and Resilience Recommendation, 2017 (No. 205)**

*Article 19 of the Constitution of the International Labour Organization relates to the adoption of Conventions and Recommendations by the Conference, as well as to the obligations resulting therefrom for the Members of the Organization. The relevant provisions of paragraphs 5, 6 and 7 of this article read as follows:*

6. In the case of a Recommendation:

...

- (d) apart from bringing the Recommendation before the said competent authority or authorities, no further obligation shall rest upon the Members, except that they shall report to the Director-General of the International Labour Office, at appropriate intervals as requested by the Governing Body, the position of the law and practice in their country in regard to the matters dealt with in the Recommendation, showing the extent to which effect has been given, or is proposed to be given, to the provisions of the Recommendation and such modifications of these provisions as it has been found or may be found necessary to make in adopting or applying them.

7. In the case of a federal State, the following provisions shall apply:

- (a) in respect of Conventions and Recommendations which the federal Government regards as appropriate under its constitutional system for federal action, the obligations of the federal State shall be the same as those of Members which are not federal States;
- (b) in respect of Conventions and Recommendations which the federal Government regards as appropriate under its constitutional system, in whole or in part, for action by the constituent states, provinces or cantons rather than for federal action, the federal Government shall:

...

- (iv) in respect of each such Convention which it has not ratified, report to the Director-General of the International Labour Office, at appropriate intervals as requested by the Governing Body, the position of the law and practice of the federation and its constituent states, provinces or cantons in regard to the Convention, showing the extent to which effect has been given, or is proposed to be given, to any of the provisions of the Convention by legislation, administrative action, collective agreement, or otherwise;
- (v) in respect of each such Recommendation, report to the Director-General of the International Labour Office, at appropriate intervals as requested by the Governing Body, the position of the law and practice of the federation and its constituent states, provinces or cantons in regard to the Recommendation, showing the extent to which effect has been given, or is proposed to be given, to the provisions of the Recommendation and such modifications of these provisions as have been found or may be found necessary in adopting or applying them.

*In accordance with the above provisions, the Governing Body of the International Labour Office examined and approved the present report form. This has been drawn up in such a manner as to facilitate the supply of the required information on uniform lines.*

## Report

to be made no later than 28 February 2025, in accordance with article 19 of the Constitution of the International Labour Organization by the Government of \_\_\_\_\_, on the position of national law and practice in regard to matters dealt with in the instruments referred to in the following questionnaire.

Workers' and employers' organizations may send comments no later than 30 June 2025.

## Context and scope of the questions

At its 349th Session (October–November 2023), the Governing Body requested the Office to prepare for its consideration at its 350th Session (March 2024) the article 19 report form on the Employment and Decent Work for Peace and Resilience Recommendation, 2017 (No. 205), for a General Survey to be prepared by the Committee of Experts on the Application of Conventions and Recommendations in 2025, to be discussed by the Conference Committee on the Application of Standards in 2026.<sup>1</sup>

During the discussion within the Governing Body, Members stressed that the General Survey would provide guidance to the ILO Member States and constituents in preventing and responding to the devastating effects of crises on economies and societies, in a context where a series of unprecedented crises were unfolding. The General Survey will indeed provide a comprehensive overview of the current state of law and practice in respect of employment and decent work for peace and resilience in the current context of crises emerging from natural disasters and geopolitical tensions. The General Survey will also present an opportunity to draw attention to the critical importance of social dialogue in all aspects of a strategic response to crisis situations. Importantly, it will also contribute to a better understanding of the way in which the provisions of Recommendation No. 205 are implemented both in law and in practice, the challenges and opportunities in relation to the application of the Recommendation and the needs in terms of technical assistance in this area, and will encourage the sharing of experiences and good practices among ILO Member States. Furthermore, it will provide an opportunity to examine the extent to which the ILO's partnerships with other United Nations agencies have an impact on national laws and practice and on related institutions of social dialogue in times of crisis. The General Survey will enable the ILO constituency to assess the impact of Recommendation No. 205 on guiding related policy responses and measures as well as its contribution to the achievement of the 2030 Agenda for Sustainable Development, through the realization of multiple Sustainable Development Goals, notably: Goal 5 (gender equality), Goal 8

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<sup>1</sup> GB.349/PV, para. 1021.

(decent work and economic growth) and Goal 16 (peace, justice and strong institutions). Finally, the General Survey will inform the preparation of the forthcoming recurrent discussion on the strategic objective of employment by the International Labour Conference at its 116th Session (2028).

The structure of the report form largely follows that of Recommendation No. 205. It is divided into thirteen parts, regrouping 34 questions in total. For most of these questions, the first column contains a broad reference to the topic addressed in the given question, and the middle column of the form provides guidance, based on the Recommendation's provisions, as to the types of measures that may be reported. Lastly, the third column provides information on the legal basis of each question, by referencing the relevant provisions of the Recommendation in this regard.

\* \* \*

The following questions relate to issues covered by Recommendation No. 205.

**Where possible, please give a specific reference (including a web hyperlink) for information relating to the provisions of legislation, regulations, collective agreements, work rules, arbitration awards, court decisions and policies (or attach an electronic copy).**

## Article 19 report form concerning Recommendation No. 205

### A. Definitions

- ▶ The term “crisis response” refers to all measures on employment and decent work taken in response to crisis situations arising from conflicts and disasters. However, pursuant to the preparatory work, the term “crisis situations” does not extend to situations of fragility.<sup>2</sup> Moreover, while it refers to situations related to conflicts and disasters, it does not extend to situations of economic or financial crisis.<sup>3</sup>
- ▶ The term “disaster” means a serious disruption of the functioning of a community or a society at any scale due to hazardous events interacting with conditions of exposure, vulnerability and capacity, leading to one or more of the following: human, material, economic and environmental losses and impacts (Paragraph 2(a) of Recommendation No. 205).
- ▶ The term “resilience” means the ability of a system, community or society exposed to hazards to resist, absorb, accommodate, adapt to, transform and recover from the effects of a hazard in a timely and efficient manner, including through the preservation and restoration of its essential basic structures and functions through risk management (Paragraph 2(b) of Recommendation No. 205).
- ▶ The term “conflict” is not defined in Recommendation No. 205. However, according to the preparatory work, it includes armed conflicts as well as non-armed conflicts.<sup>4</sup>

### B. Notes

1. Where the national legislation or other provisions do not cover issues raised in this questionnaire, please provide information on current and emerging practices.

2. For federal States, please provide answers to the questions below with regard to both the federal level and the level of the federated units.

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<sup>2</sup> ILO, *Provisional Record No. 13-2(Rev.): Reports of the Committee on Employment and Decent Work for the Transition to Peace: Summary of proceedings*, International Labour Conference, 106th Session, 2017, paras 128–142. While there is no definition of “situations of fragility”, a situation of fragility may lead to an armed or non-armed conflict.

<sup>3</sup> ILO, *Employment and decent work for peace and resilience: Revision of the Employment (Transition from War to Peace) Recommendation, 1944 (No. 71)*, Report V(1), International Labour Conference, 105th Session, 2016, para. 15.

<sup>4</sup> ILO, *Provisional Record No. 13-2(Rev.)*, paras 144–150.

## I. Objectives, scope, guiding principles and strategic approaches

1. Please indicate whether your country has adopted or considers adopting a phased multi-track approach to design, implement and evaluate coherent and comprehensive strategies for promoting peace, preventing crises, enabling recovery, and building resilience.

In this context, please provide information, as relevant and appropriate to your country's national circumstances, on the following:

- (a) the economic, social, and legal frameworks which have been established or considered at the national level to encourage lasting and sustainable peace and development, while respecting rights at work;
- (b) the observance of the guiding principles outlined in Paragraph 7 of Recommendation No. 205 when taking measures on employment and decent work in responding to crises and with a view to preventing crises and conflicts, indicating how these principles are known, understood and taken on board by relevant stakeholders involved in crisis preparedness and response;
- (c) the promotion of sustainable employment and decent work, social protection; social inclusion; sustainable development; the creation of sustainable enterprises, especially small and medium-sized enterprises (SMEs); the transition from the informal to formal economy; a just transition towards an environmentally sustainable economy; and access to public services in both pre- and post-crisis situations;
- (d) the provision of guidance and support to employers to enable them to take effective measures to identify, prevent, mitigate and account for how they address the risks of adverse impacts on human and labour rights in their operations, or in products, services or operations to which they may be directly linked;
- (e) consultations and encouragement of active participation of employers' and workers' organizations in planning, implementing and monitoring measures for recovery and resilience;
- (f) the efforts made to build or restore labour market institutions, including employment services, for stabilization and recovery;
- (g) the capacity development of governments, including regional and local authorities, and of employers' and workers' organizations, and other national and relevant institutions, to provide effective responses, with the necessary international cooperation and assistance, as required;
- (h) the specific measures taken to stabilize livelihoods and income through immediate social protection and employment measures and to identify and monitor any negative and unintended consequences and avoiding harmful spillover effects;
- (i) initiatives to promote local economic recovery for employment and decent work opportunities and socio-economic reintegration;
- (j) the gender perspective applied in all crisis prevention and response design, implementation, monitoring, and evaluation activities;
- (k) specific measures taken for the socio-economic (re)integration of persons who have been affected by crises, in particular those formerly associated with armed forces and groups, including training programmes provided aimed at improving the employability of those facing barriers to employment due to conflict or disaster.

Paras 7(a)–(n);  
and 8(a)–(l)

<p>2. Please indicate to what extent the above-mentioned measures: (a) encompass all workers and jobseekers and all employers in all sectors of the economy; (b) apply to all workers engaged in crisis response, including the immediate response and the extent to which they also apply to volunteer work; (c) pay special attention to population groups and individuals who have been made particularly vulnerable by the crisis, including, but not limited to children, young persons, persons belonging to minorities, indigenous and tribal peoples, persons with disabilities, internally displaced persons, migrants, refugees and other persons forcibly displaced across borders.</p>	<div style="background-color: #e0f0ff; height: 20px; width: 100%;"></div>	<p>Paras 1, 4, 5 and 7(h).</p>
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## II. Crisis response in the immediate aftermath of a conflict or disaster

<p>3. Please indicate whether your country has adopted or considers adopting, as the case may be, specific crisis response strategies and measures to face the immediate aftermath of a conflict or disaster.</p>	<p>Please provide information, as relevant and appropriate to your country's national circumstances, on the extent to which crisis response in the immediate aftermath of a conflict or disaster includes the following: (a) coordinated and inclusive needs assessments conducted with a clear gender perspective; (b) urgent response mechanisms put in place by public authorities to satisfy basic needs and provide services, especially for groups and individuals made particularly vulnerable by the crisis, engaging social partners and other relevant civil society and community-based organizations; (c) measures taken to ensure safe and decent working conditions, including the provision of personal protective equipment and medical assistance for all workers, including those involved in rescue and rehabilitation activities; and (d) efforts made to (re-)establish government institutions, employers' and workers' organizations, and relevant civil society organizations.</p> <div style="background-color: #e0f0ff; height: 20px; width: 100%;"></div>	<p>Paras 7(h); and 9(a)–(e)</p>
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### III. Employment and income-generation opportunities

<p>4. Please indicate whether, in the context of enabling recovery and building resilience from a crisis situation, a comprehensive and sustainable employment strategy has been adopted and implemented, or considered, to promote full, productive, freely chosen employment and decent work and income-generation opportunities.</p>	<p>In this respect, please provide information on whether measures envisaged or taken in consultation with the most representative employers' and workers' organizations include the following: (a) employment-intensive investment strategies and programmes, including public employment programmes; (b) local economic recovery and development initiatives, particularly in rural and urban areas; (c) facilitating a just transition towards an environmentally sustainable economy; (d) supporting the public sector and promoting socially, economically, and environmentally responsible public-private partnerships for skills and capacity development and employment generation; and (e) to facilitate the employment of persons formerly associated with armed forces and groups.</p>	<p>Paras 7(a), (d), (k) and (j); 8(g); 10; and 11(a), (b), (e), (g) and (i)</p>
<p>5. Please describe measures envisaged or taken aimed at promoting an enabling environment for sustainable enterprises.</p>	<p>In this respect, please provide information on whether measures envisaged or taken, in consultation with the most representative employers' and workers' organizations, include the following: (a) the creation or restoration of an enabling environment for sustainable enterprises, including the promotion of SMEs, as well as cooperatives, and other social economy initiatives, with particular emphasis on initiatives to facilitate access to finance; (b) support to sustainable enterprises to ensure business continuity in order to maintain and expand the level of employment and enable the creation of new jobs and income-generation opportunities; and (c) the establishment of incentives for multinational enterprises to cooperate with national enterprises in order to create productive, freely chosen employment and decent work and to undertake human rights due diligence with a view to ensuring respect for human and labour rights.<sup>5</sup></p>	<p>Para. 11(c), (d) and (h)</p>
<p>6. Please indicate measures envisaged or taken as part of crisis response and preparedness mechanisms focusing on persons in the informal economy.</p>	<p>In this regard, please indicate whether these measures include measures to: (a) support social protection and employment for persons in the informal economy; (b) respect, promote and realize the fundamental principles and rights at work of persons in the informal economy as well as other human rights and other relevant international labour standards; and (c) encourage the transition of workers and economic units from the informal to the formal economy.<sup>6</sup> Please indicate also whether such measures have been designed and implemented in consultation with the most representative employers' and workers' organizations.</p>	<p>Paras 7(b) and (k); and 11(f)</p>
<p>7. Please provide information on the training, employment and labour</p>	<p>Please indicate, as appropriate, whether the measures envisaged or taken include the following: (a) integrated training, employment and labour market programmes that address the specific situations of young persons</p>	<p>Para. 13(a)-(b)</p>

<sup>5</sup> Taking into account the Tripartite Declaration of Principles concerning Multinational Enterprises and Social Policy.

<sup>6</sup> Taking into account the Transition from the Informal to the Formal Economy Recommendation, 2015 (No. 204).

<p>market programmes and projects implemented or envisaged to respond to crisis situations by providing income-generation opportunities, stable employment and decent work for young women and men.</p>	<p>entering the world of work; and (b) specific youth employment components in disarmament, demobilization and reintegration programmes that incorporate psychosocial counselling and other interventions to address anti-social behaviour and violence, with a view to reintegration into civilian life.</p>	
<p>8. Please provide information on active labour market policies and programmes envisaged, developed or implemented with a particular focus on disadvantaged and marginalized groups as well as on population groups and individuals who have been made particularly vulnerable by a crisis.</p>	<p>In this regard, please provide information on labour market policies and programmes focusing on, inter alia, young persons, persons with disabilities, internally displaced persons, migrants and refugees.</p>	<p>Paras 7(h); and 12</p>
<p>9. Please indicate whether measures have been envisaged or taken in the context of crises involving large numbers of internally displaced persons.</p>	<p>In this regard, please indicate whether the measures envisaged or taken involve the following: (a) supporting their livelihoods, training and employment; (b) strengthening the resilience of host communities to promote decent employment opportunities for all, with a view to ensuring that the livelihoods and employment of local populations are maintained and their ability to host migrant and internally displaced persons is strengthened; and (c) facilitating the voluntary return of internally displaced persons and their reintegration into labour markets when possible.</p>	<p>Para. 14(a)-(c)</p>

#### IV. Rights, equality and non-discrimination

<p>10. Please provide information on measures envisaged or taken to address discrimination arising from or exacerbated by conflicts or disasters and when taking measures for promoting peace, preventing crises,</p>	<p>In this regard, please indicate whether these measures: (a) respect, promote and realize equality of opportunity and treatment for women and men without discrimination of any kind;<sup>7</sup> (b) address the specific needs of single-headed households, especially those headed by children, women, persons with disabilities, or elderly persons; (c) ensure that women who have been employed during a crisis and have assumed expanded responsibilities are not replaced against their will when the male workforce returns; (d) empower women to effectively and meaningfully participate in decision-making processes in the context of recovery and building resilience, and</p>	<p>Paras 7(f), (g), (h) and (k); 14(b); and 15(a)-(i)</p>
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<sup>7</sup> Taking into account the Equal Remuneration Convention (No. 100) and Recommendation (No. 90), 1951, and the Discrimination (Employment and Occupation) Convention (No. 111) and Recommendation (No. 111), 1958.

<p>enabling recovery and building resilience.</p>	<p>having their needs and interests prioritized in strategies and responses; (e) prevent and punishing all forms of gender-based violence, including rape, sexual exploitation, and harassment, and protecting and supporting victims; (f) establish or restore conditions of stability and socio-economic development for population groups that have been particularly affected by a crisis, including but not limited to, persons belonging to minorities, indigenous and tribal peoples, internally displaced persons, persons with disabilities, migrants and refugees; (g) the consultation and direct participation in the decision-making process of persons belonging to minorities and indigenous and tribal peoples, especially if the territories inhabited or used by indigenous peoples and their environment are affected by a crisis, and related recovery and stability measures; (h) the provision of opportunities for rehabilitation, education, specialized vocational guidance, training and retraining, and employment for persons with disabilities including those who acquired a disability as a result of a conflict or a disaster; and (i) the respect of the human rights of all migrants and members of their families staying in your country in case it is affected by a crisis, on a basis of equality with those of national populations, indicating whether the employers' and worker' organizations were consulted in this regard.</p>	
<p>11. Please indicate, as applicable, measures envisaged or taken to combat child labour arising from or exacerbated by conflicts or disasters.</p>	<p>In this regard, please indicate whether these measures include the following : (a) preventing, identifying, and eliminating child labour in crisis responses;<sup>8</sup> (b) taking urgent action to prevent, identify, and eliminate the worst forms of child labour, including the trafficking of children and the recruitment of children for use in armed conflict;<sup>9</sup> (c) providing rehabilitation, social integration, and training programmes for children and young persons formerly associated with armed forces and groups to help them readjust to civilian life; and (d) ensuring the provision of social protection services to protect children, for instance through cash or in-kind transfers.</p>	<p>Paras 7(b); and 16</p>
<p>12. Please indicate, as applicable, whether in the context of combating forced or compulsory labour arising from or exacerbated by conflicts or disasters, urgent action is envisaged or has been taken to prevent, identify and eliminate all forms of forced or compulsory labour, including trafficking in persons for purposes of forced or compulsory labour.<sup>10</sup></p>	<p>Please indicate whether such measures give special attention to migrants, especially migrant workers, who have been made particularly vulnerable by crisis</p>	<p>Paras 7(b); 17; and 26(a)</p>

<sup>8</sup> Taking into account the Minimum Age Convention (No. 138) and Recommendation (No. 146), 1973.

<sup>9</sup> Taking into account the Worst Forms of Child Labour Convention (No. 182) and Recommendation (No. 190), 1999.

<sup>10</sup> Taking into account the Forced Labour Convention, 1930 (No. 29) and its Protocol of 2014, the Abolition of Forced Labour Convention, 1957 (No. 105), and the Forced Labour (Supplementary Measures)

## V. Education, vocational training and guidance

<p>13. Please indicate measures envisaged or taken with a view to guaranteeing the provision of education in preventing and responding to crisis situations, on the basis of the principle of equality of opportunity and treatment for women and men, girls and boys.</p>	<p>In this regard, please indicate whether such measures:</p> <ul style="list-style-type: none"> <li>(a) ensure the provision of education is not disrupted or is restored as quickly as possible, and that all children – including those who are internally displaced, migrants, or refugees and their hosting communities- have access to free, quality, public education in accordance with relevant international law and without discrimination of any kind at all stages of crisis and recovery;</li> <li>(b) make available second chance programmes for children and young persons to address key needs arising from any interruption of their education and training;</li> <li>(c) ensure that women and girls have access, on the basis of equal opportunity and treatment, to all education and training programmes developed for recovery and resilience.</li> </ul>	<p>Paras 7(g) and (h); 18(a)–(b); and 20</p>
<p>14. Please indicate whether, in preventing and responding to crisis situations, a national education, training, retraining, and vocational guidance programme or initiative has been formulated or adapted to respond to emerging skills needs for recovery and reconstruction, in consultation with education and training institutions and employers' and workers' organizations, as well as other relevant public and private stakeholders.</p>	<p>More specifically, please provide information of whether and how relevant programmes and measures comprise the following:</p> <ul style="list-style-type: none"> <li>(a) effective coordination of education, training and retraining services at national, regional and local levels, including higher education, apprenticeship, vocational training and entrepreneurship training;</li> <li>(b) extension and adaptation of training and retraining programmes to enable women and men, including those from marginalized and vulnerable groups, whose employment, education or training have been prevented or interrupted to enter or resume and complete their education and training, with special attention to the training and economic empowerment of affected populations, including in rural areas and in the informal economy; and</li> <li>(c) adapted curricula and training of teachers and instructors to promote (i) peaceful coexistence and reconciliation for peacebuilding and resilience; and (ii) disaster risk education, reduction, awareness and management for recovery, reconstruction and resilience.</li> </ul>	<p>Paras 7(h), (k) and (l); and 19(a)–(e)</p>

## VI. Social protection

<p>15. Please provide information on social protection measures envisaged or taken with a view to preventing crises, enabling recovery and building resilience as well as to responding to crisis situations as quickly as possible.</p>	<p>In this regard, please provide information on whether such measures include the following: (a) seeking to ensure basic income security for persons whose jobs or livelihoods have been disrupted by crisis situations; (b) developing, restoring, or enhancing comprehensive social security schemes and other social protection mechanisms; (c) seeking to secure effective access to essential healthcare and other basic social services, particularly for those who have been made particularly vulnerable by the crisis; and (d) establishing, re-establishing or maintaining social protection floors, as well as seeking to close the gaps in their coverage in order to prevent crises, enable recovery and build resilience.<sup>11</sup></p>	<p>Paras 21(a)–(c); and 22</p>
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## VII. Labour law, labour administration and labour market information

<p>16. Please provide information, as applicable, on measures envisaged or taken in the area of labour law in recovering from crisis situations, in consultation with the most representative employers' and workers' organizations.</p>	<p>In this regard, please indicate whether these measures include the following: (a) reviewing, establishing, re-establishing, or reinforcing labour legislation, if necessary, including provisions on labour protection and occupational safety and health at work; and (b) ensuring that labour laws support the generation of productive, freely chosen employment and decent work opportunities.</p>	<p>Paras 7(k); and 23(a)–(b)</p>
<p>17. Please provide information, as applicable, on measures envisaged or taken in recovering from crisis situations by strengthening the labour administration and labour market information systems as well as the national employment service, in consultation with the most representative employers' and workers' organizations.</p>	<p>In particular, please indicate whether these measures include the following:</p> <ul style="list-style-type: none"> <li>(a) establishing, re-establishing, or reinforcing, as necessary: (i) the systems of labour administration, including labour inspection and other competent institutions, and collective bargaining,<sup>12</sup> (ii) the systems for the collection and analysis of labour market information, focusing on population groups most affected by the crisis; and (iii) public employment services, including emergency employment services;</li> <li>(b) ensuring the regulation of private employment agencies;<sup>13</sup> and</li> <li>(c) promoting synergies among all labour market actors, including employers' and workers' organizations, public employment services, and private employment agencies, to enable local populations to obtain the maximum benefit from employment opportunities generated by investments related to the promotion of peace and recovery.</li> </ul>	<p>Paras 7(c); and 23(c)–(g)</p>

<sup>11</sup> Taking into account the Social Security (Minimum Standards) Convention, 1952 (No. 102), the Social Protection Floors Recommendation, 2012 (No. 202), and other relevant international labour standards.

<sup>12</sup> Taking into account the Labour Inspection Convention, 1947 (No. 81), as well as the Right to Organise and Collective Bargaining Convention, 1949 (No. 98).

<sup>13</sup> Taking into account the Private Employment Agencies Convention, 1997 (No. 181).

## VIII. Social dialogue and the role of employers' and workers' organizations

<p>18. Please provide information on actions envisaged or taken to promote social dialogue in responding to crisis situations, in consultations with the most representative employers' and workers' organizations.</p>	<p>In this regard, please indicate whether these measures include the following: (a) ensuring that all measures taken to generate employment and decent work with respect to crisis situations are developed or promoted through gender-inclusive social dialogue;<sup>14</sup> (b) creating an enabling environment for the establishment, restoration, or strengthening of employers' and workers' organizations; and (c) encouraging close cooperation with civil society organizations, where appropriate.</p>	<p>Paras 7(k); 8(h); and 24(a)–(c)</p>
<p>19. Please indicate measures envisaged or taken to recognize the vital role of employers' and workers' organizations in crisis response.<sup>15</sup></p>	<p>In this regard, please indicate whether measures envisaged or taken, through the collective bargaining process or other methods of social dialogue, are aimed at: (a) assisting sustainable enterprises, particularly SMEs, to recover from crises through business continuity planning focusing on training, advice, material support, and facilitating access to finance; and (b) assisting workers, particularly those who have been made vulnerable by the crisis through training, advice and material support.</p>	<p>Paras 8(h); and 25(a)–(c)</p>

## IX. Migrants affected by crisis situations

### I. Preventing exploitation and promoting inclusion

<p>20. Please provide information, as applicable, on measures envisaged or taken to reduce vulnerabilities arising from or exacerbated by crises and promote the inclusion of migrants and their families in your country.</p>	<p>In this respect, please indicate whether measures have been envisaged or taken to: (a) eliminate forced or compulsory labour, including trafficking in persons; (b) promote the inclusion of migrants, through access to labour markets and decent work (including entrepreneurship and income-generation opportunities); (c) protect and seek to ensure labour rights and a safe environment for all migrant workers, including those in precarious employment, women migrant workers, youth migrant workers, and migrant workers with disabilities; (d) give due consideration to migrant workers and their families in shaping labour policies and programmes dealing with responses to conflicts and disasters, as appropriate; and (e) facilitate the voluntary return of migrants and their families in conditions of safety and dignity.</p>	<p>Para. 26(a)–(e)</p>
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<sup>14</sup> Taking into account the Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144).

<sup>15</sup> Taking into account the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), and the Right to Organise and Collective Bargaining Convention, 1949 (No. 98).

## II. Promoting equality of opportunity and treatment

21. Please provide information, as appropriate, on measures envisaged or taken to promote equality of opportunity and treatment for all migrant workers with regard to fundamental principles and rights at work as well as coverage under relevant national labour laws and regulations.

In this regard, please communicate information on measures envisaged or taken with a view to: (a) educating migrants about their labour rights and protections, including by providing information on the rights and obligations of workers and the means of redress for violations in a language they understand; (b) enabling the participation of migrants in representative organizations of employers and workers; (c) combating discrimination and xenophobia in the workplace and highlighting the positive contributions of migrants, including through campaigns, with the active engagement of employers' and workers' organizations and of civil society; and (d) consulting and engaging employers' and workers' organizations and, as appropriate, other relevant civil society organizations, with respect to employment of migrants.

Paras 7(b) and (k); and 27(a)-(d)

## X. Refugees and returnees

### I. Refugee to access to labour markets

22. Please indicate, as applicable, measures envisaged or taken to enhance refugees' access to labour markets, in the event of refugee influx.

In this respect, please indicate whether these measures include the following: (a) measures put in place to support refugees in developing self-reliance through access to livelihood opportunities and labour markets; (b) the formulation of national policies and action plans, involving competent authorities responsible for employment and labour as well as of employers' and workers' organizations to ensure the protection of refugees in the labour market; and (c) mechanisms to collect reliable information about the impact of refugees on labour markets and the needs of the existing workforce and employers.

Paras 30(a)-(b); 31; and 35

23. Please provide examples of measures envisaged or taken to include refugees within actions taken with respect to employment, training and the labour market. Please provide information on whether and how your Government consults and engages the most representative employers' and workers' organizations and other

As appropriate, please provide information on whether measures envisaged or taken include the following: (a) promoting the access of refugees to technical and vocational training, in particular through ILO and relevant stakeholder programmes to enhance their skills and enable further retraining, taking into account possible voluntary repatriation; (b) promoting access to formal job opportunities, income-generation schemes, and entrepreneurship opportunities, by providing vocational training and guidance, job placement assistance, and access to work permits, as appropriate; (c) facilitating the recognition, certification, and accreditation of their skills and qualifications; (d) providing access to tailored training and retraining opportunities, including intensive language training; (e) enhancing the capacity of public employment services and improving cooperation with other providers of services, including private employment agencies, to support the access of refugees into the

Paras 33(a)-(f); 34(a)-(c); and 35

<p>relevant stakeholders with respect to the access of refugees to labour markets.</p>	<p>labour market; (f) making specific efforts to support the inclusion in the labour markets of refugee women, young persons and other persons in a situation of vulnerability; (g) facilitating the portability of work-related and social security benefit entitlements; (h) educating refugees about their labour rights and protections; (i) enabling refugee participation in representative organizations of employers and workers; and (j) combating discrimination and xenophobia in the workplace and highlighting the positive contributions of refugees, with the active engagement of employers' and workers' organizations and of civil society.</p>	
<p>24. Please indicate whether your country contributes to reinforcing international cooperation and solidarity assistance to provide predictable, sustainable and adequate humanitarian and development assistance to support the least developed and developing countries hosting large numbers of refugees.</p>	<p>In this regard, please indicate whether measures envisaged or taken include supporting host communities and other countries to benefit from the presence of refugees through development assistance and investments in local economies, promotion of employment and decent work as well as skills development of the local population.</p>	<p>Paras 7(m)-(n); 29; 32; 33(a); and 36</p>
<p><b>II. Voluntary repatriation and reintegration of returnees</b></p>		
<p>25. Please indicate whether your country collaborates with other Member States or with the ILO to facilitate the safe and dignified voluntary repatriation of refugees and to support their labour market reintegration when the security situation in their country of origin improves.</p>	<p>Please provide information on whether measures envisaged or taken in this regard include: (a) strengthening the capacity and building resilience of countries of origin by: (i) investing in local communities in which returnees are reintegrated to support their economic and social development; and by (ii) promoting full, productive, freely chosen employment and decent work; and (b) developing specific programmes for returnees to facilitate their socio-economic integration, vocational training and reintegration into the labour market. Please provide examples of collaborative efforts undertaken to this effect.</p>	<p>Paras 37; 38; 39; and 40</p>

**XI. Prevention, mitigation and preparedness**

<p>26. Please indicate, as appropriate, whether your country has designed or envisaged, in consultation with employers' and workers' organizations,</p>	<p>If so, please indicate whether this includes any of the following: (a) risk identification and assessments on human, physical, economic, environmental, institutional, and social capital at local, national and regional levels; (b) risk management measures, including contingency planning, early warning systems, risk reduction strategies, and</p>	<p>Paras 7(e), (i), and (k); and 41(a)-(c)</p>
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measures for conflict or disaster risk reduction, preparedness and mitigation that build resilience and support economic and social development and decent work.	emergency response preparedness; and (c) prevention and mitigation of adverse effects, including through business continuity management in both the public and the private sector. <sup>16</sup>	
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## XII. International cooperation

27. Please indicate if and how your country is engaged in activities aimed at strengthening cooperation through bilateral or multilateral arrangements in preparing for and responding to crisis situations, making full use of existing arrangements and established institutions and mechanisms and strengthening them, where appropriate.	If so, please describe: (a) how the existing United Nations system, international financial institutions, and other regional or international mechanisms of coordinated response are being utilized by your country, including to ensure close coordination and complementarity between humanitarian and development assistance, for the promotion of full, productive, freely chosen employment and decent work for peace and resilience; (b) how your country supports crisis responses, including support by regional and international organizations, providing for a central focus on employment, decent work and sustainable enterprises; (c) how your country promotes development assistance and public and private sector investment in crisis response for the creation of decent and productive jobs, business development and self-employment; (d) how your country participates in strengthening international cooperation, including through the voluntary and systematic exchange of information, knowledge, good practices and technology; and (e) whether in engaging in international cooperation your country seeks to ensure that crisis responses provide for a central focus on employment, decent work and sustainable enterprises, and are consistent with applicable international labour standards.	Paras 7(b), (m)–(n); 42; 43; 44; 47; and 48
28. Please indicate if and how your country contributes to: (a) ILO playing a leading role in ensuring crisis response and prevention based on employment and decent work; and (b) reinforcing cooperation and coherence between international organizations taking into account their respective mandates, making full use of relevant international policy frameworks and		Paras 45; 46; and 47

<sup>16</sup> Taking into account the Tripartite Declaration of Principles concerning Multinational Enterprises and Social Policy and the ILO Declaration on Fundamental Principles and Rights at Work and its Follow-up (1998), as amended in 2022.

arrangements in coordinated crisis responses.

### XIII. Standards-related action, development cooperation and statistical information

29. Please indicate any suggestion your country would wish to make concerning possible standards-related action to be taken by the ILO in the area of employment and decent work for peace and resilience.

30. Please identify any obstacles impeding or delaying the implementation of Recommendation No. 205 and indicate any measures envisaged or taken to overcome these obstacles.

31. Have there been any requests for policy support provided by the ILO, including in the framework of projects funded by development cooperation? To the extent feasible and applicable, please share feedback on the effectiveness of ILO support in designing crisis response measures for your country focused on employment promotion, labour market integration or access, capacity development, and institution building. Would your country wish to undertake, through national dialogue and in cooperation with the ILO, an assessment on policy options for crisis response and preparedness from the perspective of the guiding principles and strategic approaches of Recommendation No. 205?

32. Please continue providing updated statistical information to ILO STATISTICS and other departments on the labour force, wages and working conditions and social protection and, as appropriate, please also supply any other specific crisis-response related data that in your view may bear relevance under Recommendation No. 205.

33. If your country is a federal State, please indicate:  
(a) whether, under the constitutional system, the provisions of this Recommendation are regarded by the federal

government as appropriate for federal action or for action, in whole or in part, by the constituent states, provinces or cantons;

- (b) whether it has been possible to make any arrangements within the federal State with a view to promoting coordinated action to give effect to all or some of the provisions of Recommendation No. 205. Please give a general indication of any results achieved through such action.

### Article 23(2) of the Constitution

34. Please indicate the representative employers' and workers' organizations to which copies of the present questionnaire have been communicated in accordance with article 23(2) of the ILO Constitution and indicate whether you have received observations from such organizations concerning the effect given, or to be given, to Recommendation No. 205. If so, please communicate a copy of the observations received together with any comments that you may consider useful.

## Employment and Decent Work for Peace and Resilience Recommendation, 2017 (No. 205)

The General Conference of the International Labour Organization,  
 Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its 106th Session on 5 June 2017, and  
 Reaffirming the principle in the Constitution of the International Labour Organisation (ILO) that universal and lasting peace can be established only if it is based upon social justice, and  
 Recalling the Declaration of Philadelphia (1944), the Universal Declaration of Human Rights (1948), the ILO Declaration on Fundamental Principles and Rights at Work and its Follow-up (1998) and the ILO Declaration on Social Justice for a Fair Globalization (2008), and  
 Taking into account the need to revise the Employment (Transition from War to Peace) Recommendation, 1944 (No. 71), with a view to broadening its scope and providing up-to-date guidance on the role of employment and decent work in prevention, recovery, peace and resilience with respect to crisis situations arising from conflicts and disasters, and  
 Considering the impact and consequences of conflicts and disasters for poverty and development, human rights and dignity, decent work and sustainable enterprises, and  
 Recognizing the importance of employment and decent work for promoting peace, preventing crisis situations arising from conflicts and disasters, enabling recovery and building resilience, and  
 Recognizing that the countries receiving refugees may not be in situations of conflicts and disasters, and  
 Emphasizing the need to ensure respect for all human rights and the rule of law, including respect for fundamental principles and rights at work and for international labour standards, in particular those rights and principles relevant to employment and decent work, and  
 Considering the need to recognize that crises affect women and men differently, and the critical importance of gender equality and the empowerment of women and girls in promoting peace, preventing crises, enabling recovery and building resilience, and  
 Recognizing the importance of developing responses, through social dialogue, to crisis situations arising from conflicts and disasters, in consultation with the most representative employers' and workers' organizations and, as appropriate, with relevant civil society organizations, and  
 Noting the importance of creating or restoring an enabling environment for sustainable enterprises, taking into account the resolution and Conclusions concerning the promotion of sustainable enterprises adopted by the International Labour Conference at its 96th Session (2007), and in particular for small and medium-sized enterprises, to stimulate employment generation, economic recovery and development, and  
 Affirming the need to develop and strengthen measures of social protection, as a means of preventing crises, enabling recovery and building resilience, and  
 Recognizing the role of accessible and quality public services in economic recovery, development, reconstruction efforts, prevention and resilience, and  
 Stressing the need for international cooperation and partnerships among regional and international organizations to ensure joint and coordinated efforts, and  
 Having decided upon the adoption of certain proposals with regard to employment and decent work for peace and resilience, which is the fifth item on the agenda of the session, and  
 Having determined that these proposals shall take the form of a Recommendation,  
 adopts this sixteenth day of June of the year two thousand and seventeen the following Recommendation, which may be cited as the Employment and Decent Work for Peace and Resilience Recommendation, 2017:

## I. Objectives and scope

1. This Recommendation provides guidance to Members on the measures to be taken to generate employment and decent work for the purposes of prevention, recovery, peace and resilience with respect to crisis situations arising from conflicts and disasters.

2. For the purposes of this Recommendation and based upon internationally agreed terminology:

- (a) the term “disaster” means a serious disruption of the functioning of a community or a society at any scale due to hazardous events interacting with conditions of exposure, vulnerability and capacity, leading to one or more of the following: human, material, economic and environmental losses and impacts; and
- (b) the term “resilience” means the ability of a system, community or society exposed to hazards to resist, absorb, accommodate, adapt to, transform and recover from the effects of a hazard in a timely and efficient manner, including through the preservation and restoration of its essential basic structures and functions through risk management.

3. For the purposes of this Recommendation, the term “crisis response” refers to all measures on employment and decent work taken in response to crisis situations arising from conflicts and disasters.

4. This Recommendation applies to all workers and jobseekers, and to all employers, in all sectors of the economy affected by crisis situations arising from conflicts and disasters.

5. The references in this Recommendation to fundamental principles and rights at work, to safety and health and to working conditions apply also to workers engaged in crisis response, including in the immediate response. The references in this Recommendation to human rights and to safety and health apply equally to persons in volunteer work participating in crisis response.

6. The provisions of this Recommendation are without prejudice to the rights and obligations of Members under international law, in particular international humanitarian law, international refugee law and international human rights law.

## II. Guiding principles

7. In taking measures on employment and decent work in response to crisis situations arising from conflicts and disasters, and with a view to prevention, Members should take into account the following:

- (a) the promotion of full, productive, freely chosen employment and decent work which are vital to promoting peace, preventing crises, enabling recovery and building resilience;
- (b) the need to respect, promote and realize the fundamental principles and rights at work, other human rights and other relevant international labour standards, and to take into account other international instruments and documents, as appropriate and applicable;
- (c) the importance of good governance and combating corruption and clientelism;
- (d) the need to respect national laws and policies and use local knowledge, capacity and resources;
- (e) the nature of the crisis and the extent of its impact on the capacity of governments, including regional and local government, employers’ and workers’ organizations, and other national and relevant institutions, to provide effective responses, with the necessary international cooperation and assistance, as required;
- (f) the need to combat discrimination, prejudice and hatred on the basis of race, colour, sex, religion, political opinion, national extraction, social origin, disability, age or sexual orientation or any other grounds;
- (g) the need to respect, promote and realize equality of opportunity and treatment for women and men without discrimination of any kind;

- (h) the need to pay special attention to population groups and individuals who have been made particularly vulnerable by the crisis, including, but not limited to, children, young persons, persons belonging to minorities, indigenous and tribal peoples, persons with disabilities, internally displaced persons, migrants, refugees and other persons forcibly displaced across borders;
- (i) the importance of identifying and monitoring any negative and unintended consequences and avoiding harmful spillover effects on individuals, communities, the environment and the economy;
- (j) the need for a just transition towards an environmentally sustainable economy as a means for sustainable economic growth and social progress;
- (k) the importance of social dialogue;
- (l) the importance of national reconciliation, where applicable;
- (m) the need for international solidarity, burden- and responsibility-sharing and cooperation in accordance with international law; and
- (n) the need for close coordination and synergies between humanitarian and development assistance, including for the promotion of full, productive, freely chosen employment and decent work and income-generation opportunities, avoiding the duplication of efforts and mandates.

### **III. Strategic approaches**

8. Members should adopt a phased multi-track approach implementing coherent and comprehensive strategies for promoting peace, preventing crises, enabling recovery and building resilience that include:

- (a) stabilizing livelihoods and income through immediate social protection and employment measures;
- (b) promoting local economic recovery for employment and decent work opportunities and socio-economic reintegration;
- (c) promoting sustainable employment and decent work, social protection and social inclusion, sustainable development, the creation of sustainable enterprises, in particular small and medium-sized enterprises, the transition from the informal to the formal economy, a just transition towards an environmentally sustainable economy and access to public services;
- (d) ensuring consultation and encouraging active participation of employers' and workers' organizations in planning, implementing and monitoring measures for recovery and resilience, taking into account, as appropriate, the views of the relevant civil society organizations;
- (e) conducting employment impact assessments of national recovery programmes implemented through public and private investment in order to promote full, productive, freely chosen employment and decent work for all women and men, in particular for young persons and persons with disabilities;
- (f) providing guidance and support to employers to enable them to take effective measures to identify, prevent, mitigate and account for how they address the risks of adverse impacts on human and labour rights in their operations, or in products, services or operations to which they may be directly linked;
- (g) applying a gender perspective in all crisis prevention and response design, implementation, monitoring and evaluation activities;
- (h) creating economic, social and legal frameworks at the national level to encourage lasting and sustainable peace and development, while respecting rights at work;
- (i) promoting social dialogue and collective bargaining;
- (j) building or restoring labour market institutions, including employment services, for stabilization and recovery;

- (k) developing the capacity of governments, including regional and local authorities, and of employers' and workers' organizations; and
- (l) taking measures, as appropriate, for the socio-economic reintegration of persons who have been affected by a crisis, in particular those formerly associated with armed forces and groups, including through training programmes that aim to improve their employability.

9. Crisis response in the immediate aftermath of a conflict or disaster should include, as appropriate:

- (a) a coordinated and inclusive needs assessment with a clear gender perspective;
- (b) an urgent response to satisfy basic needs and provide services, including social protection, support to livelihoods, immediate employment measures and income-generation opportunities for population groups and individuals who have been made particularly vulnerable by the crisis;
- (c) assistance, provided to the extent possible by public authorities with the support of the international community, engaging social partners and, where appropriate, relevant civil society and community-based organizations;
- (d) safe and decent working conditions, including the provision of personal protective equipment and medical assistance for all workers, including those engaged in rescue and rehabilitation activities; and
- (e) the re-establishment, whenever necessary, of government institutions and of employers' and workers' organizations, as well as of relevant civil society organizations.

#### **IV. Employment and income-generation opportunities**

10. In enabling recovery and building resilience, Members should adopt and implement a comprehensive and sustainable employment strategy to promote full, productive, freely chosen employment and decent work for women and men, taking into account the Employment Policy Convention, 1964 (No. 122), and guidance provided in relevant resolutions of the International Labour Conference.

11. Members should, in consultation with the most representative employers' and workers' organizations, adopt inclusive measures in order to promote full, productive, freely chosen employment and decent work and income-generation opportunities through, as appropriate:

- (a) employment-intensive investment strategies and programmes, including public employment programmes;
- (b) local economic recovery and development initiatives, with a special focus on livelihoods in both rural and urban areas;
- (c) the creation or restoration of an enabling environment for sustainable enterprises, including the promotion of small and medium-sized enterprises as well as of cooperatives and other social economy initiatives, with particular emphasis on initiatives to facilitate access to finance;
- (d) supporting sustainable enterprises to ensure business continuity in order to maintain and expand the level of employment and enable the creation of new jobs and income-generation opportunities;
- (e) facilitating a just transition towards an environmentally sustainable economy as a means for sustainable economic growth and social progress, and for creating new jobs and income-generation opportunities;
- (f) supporting social protection and employment and respecting, promoting and realizing the fundamental principles and rights at work of those in the informal economy and encouraging the transition of workers and economic units in the informal economy to the formal economy, taking into account the Transition from the Informal to the Formal Economy Recommendation, 2015 (No. 204);

- (g) supporting the public sector and promoting socially, economically and environmentally responsible public–private partnerships and other mechanisms for skills and capacity development and employment generation;
- (h) creating incentives for multinational enterprises to cooperate with national enterprises in order to create productive, freely chosen employment and decent work and to undertake human rights due diligence with a view to ensuring respect for human and labour rights, taking into account the Tripartite Declaration of Principles concerning Multinational Enterprises and Social Policy; and
- (i) facilitating the employment of persons formerly associated with armed forces and groups, as appropriate.

12. Members should develop and apply active labour market policies and programmes with a particular focus on disadvantaged and marginalized groups and population groups and individuals who have been made particularly vulnerable by a crisis, including, but not limited to, persons with disabilities, internally displaced persons, migrants and refugees, as appropriate and in accordance with national laws and regulations.

13. In responding to crisis situations, Members should seek to provide income- generation opportunities, stable employment and decent work for young women and men, including through:

- (a) integrated training, employment and labour market programmes that address the specific situations of young persons entering the world of work; and
- (b) specific youth employment components in disarmament, demobilization and reintegration programmes that incorporate psychosocial counselling and other interventions to address anti-social behaviour and violence, with a view to reintegration into civilian life.

14. In the event of a crisis resulting in large numbers of internally displaced persons, Members should:

- (a) support the livelihoods, training and employment of internally displaced persons, with a view to promoting their socio-economic and labour market integration;
- (b) build resilience and strengthen the capacity of host communities to promote decent employment opportunities for all, with a view to ensuring that the livelihoods and employment of local populations are maintained and their ability to host internally displaced persons is strengthened; and
- (c) facilitate the voluntary return of internally displaced persons to their places of origin and their reintegration into labour markets when the situation allows it.

## **V. Rights, equality and non-discrimination**

15. In responding to discrimination arising from or exacerbated by conflicts or disasters and when taking measures for promoting peace, preventing crises, enabling recovery and building resilience, Members should:

- (a) respect, promote and realize equality of opportunity and treatment for women and men without discrimination of any kind, taking into account the Equal Remuneration Convention (No. 100) and Recommendation (No. 90), 1951, and the Discrimination (Employment and Occupation) Convention (No. 111) and Recommendation (No. 111), 1958;
- (b) pay special attention to single-headed households, in particular when they are headed by children, women, persons with disabilities or elderly persons;
- (c) take measures to ensure that women who have been employed during a crisis and have assumed expanded responsibilities are not replaced against their will when the male workforce returns;

- (d) take measures to ensure that women are empowered to effectively and meaningfully participate in decision-making processes in the context of recovery and building resilience, and that their needs and interests are prioritized in strategies and responses, and that the human rights of women and girls are promoted and protected;
- (e) prevent and punish all forms of gender-based violence, including rape, sexual exploitation and harassment, and protect and support victims;
- (f) pay particular attention to establishing or restoring conditions of stability and socio-economic development for population groups that have been particularly affected by a crisis, including, but not limited to, persons belonging to minorities, indigenous and tribal peoples, internally displaced persons, persons with disabilities, migrants and refugees, taking into account the Discrimination (Employment and Occupation) Convention (No. 111) and Recommendation (No. 111), 1958, as well as other relevant international labour standards and other international instruments and documents, as applicable;
- (g) ensure that persons belonging to minorities concerned, and indigenous and tribal peoples are consulted, in particular through their representative institutions, where they exist, and participate directly in the decision-making process, especially if the territories inhabited or used by indigenous and tribal peoples and their environment are affected by a crisis and related recovery and stability measures;
- (h) ensure, in consultation with employers' and workers' organizations, that persons with disabilities, including those who acquired a disability as a result of conflict or disaster, are provided with opportunities for rehabilitation, education, specialized vocational guidance, training and retraining, and employment, taking into account relevant international labour standards and other international instruments and documents; and
- (i) ensure that the human rights of all migrants and members of their families staying in a country affected by a crisis are respected on a basis of equality with those of national populations, taking into account relevant national provisions, as well as relevant international labour standards and other international instruments and documents, as applicable.

16. In combating child labour arising from or exacerbated by conflicts or disasters, Members should:

- (a) take all necessary measures to prevent, identify and eliminate child labour in crisis responses, taking into account the Minimum Age Convention (No. 138) and Recommendation (No. 146), 1973;
- (b) take urgent action to prevent, identify and eliminate the worst forms of child labour, including the trafficking of children and the recruitment of children for use in armed conflict, taking into account the Worst Forms of Child Labour Convention (No. 182) and Recommendation (No. 190), 1999;
- (c) provide rehabilitation, social integration and training programmes for children and young persons formerly associated with armed forces and groups to help them readjust to civilian life; and
- (d) ensure the provision of social protection services to protect children, for instance through cash or in-kind transfers.

17. In combating forced or compulsory labour arising from or exacerbated by conflicts or disasters, Members should take urgent action to prevent, identify and eliminate all forms of forced or compulsory labour, including trafficking in persons for purposes of forced or compulsory labour, taking into account the Forced Labour Convention, 1930 (No. 29) and its Protocol of 2014, the Abolition of Forced Labour Convention, 1957 (No. 105), and the Forced Labour (Supplementary Measures) Recommendation, 2014 (No. 203).

## **VI. Education, vocational training and guidance**

18. In preventing and responding to crisis situations, and on the basis of the principle of equal opportunity and treatment for women and men, girls and boys, Members should ensure that:

- (a) the provision of education is not disrupted, or is restored as quickly as possible, and that children, including those who are internally displaced, migrants or refugees, have access to free, quality, public education, including with the support of international aid, in accordance with relevant international law and without discrimination of any kind at all stages of crisis and recovery; and
- (b) second chance programmes for children and young persons are available and address key needs arising from any interruption of their education and training.

19. In preventing and responding to crisis situations, Members should, where appropriate:

- (a) formulate or adapt a national education, training, retraining and vocational guidance programme that assesses and responds to emerging skills needs for recovery and reconstruction, in consultation with education and training institutions and employers' and workers' organizations, engaging fully all relevant public and private stakeholders;
- (b) adapt curricula and train teachers and instructors to promote:
  - (i) peaceful coexistence and reconciliation for peacebuilding and resilience; and
  - (ii) disaster risk education, reduction, awareness and management for recovery, reconstruction and resilience;
- (c) coordinate education, training and retraining services at national, regional and local levels, including higher education, apprenticeship, vocational training and entrepreneurship training, and enable women and men whose education and training have been prevented or interrupted to enter or resume and complete their education and training;
- (d) extend and adapt training and retraining programmes to meet the needs of all persons whose employment has been interrupted; and
- (e) give special attention to the training and economic empowerment of affected populations, including in rural areas and in the informal economy.

20. Members should ensure that women and girls have access, on the basis of equal opportunity and treatment, to all education and training programmes developed for recovery and resilience.

## **VII. Social protection**

21. In responding to crisis situations, Members should, as quickly as possible:

- (a) seek to ensure basic income security, in particular for persons whose jobs or livelihoods have been disrupted by the crisis;
- (b) develop, restore or enhance comprehensive social security schemes and other social protection mechanisms, taking into account national legislation and international agreements; and
- (c) seek to ensure effective access to essential health care and other basic social services, in particular for population groups and individuals who have been made particularly vulnerable by the crisis.

22. In order to prevent crises, enable recovery and build resilience, Members should establish, re-establish or maintain social protection floors, as well as seek to close the gaps in their coverage, taking into account the Social Security (Minimum Standards) Convention, 1952 (No. 102), the Social Protection Floors Recommendation, 2012 (No. 202), and other relevant international labour standards.

## **VIII. Labour law, labour administration and labour market information**

23. In recovering from crisis situations, Members should, in consultation with the most representative employers' and workers' organizations:

- (a) review, establish, re-establish or reinforce labour legislation, if necessary, including provisions on labour protection and occupational safety and health at work, consistent with the ILO Declaration on Fundamental Principles and Rights at Work and its Follow-up (1998) and applicable international labour standards;
- (b) ensure that labour laws support the generation of productive, freely chosen employment and decent work opportunities;
- (c) establish, re-establish or reinforce, as necessary, the system of labour administration, including labour inspection and other competent institutions, taking into account the Labour Inspection Convention, 1947 (No. 81), as well as the system of collective bargaining and collective agreements, taking into account the Right to Organise and Collective Bargaining Convention, 1949 (No. 98);
- (d) establish, restore or enhance, as necessary, systems for the collection and analysis of labour market information, focusing in particular on population groups most affected by the crisis;
- (e) establish or restore and strengthen public employment services, including emergency employment services;
- (f) ensure the regulation of private employment agencies, taking into account the Private Employment Agencies Convention, 1997 (No. 181); and
- (g) promote synergies among all labour market actors to enable local populations to obtain the maximum benefit from employment opportunities generated by investments related to the promotion of peace and recovery.

## **IX. Social dialogue and role of employers' and workers' organizations**

24. In responding to crisis situations, Members should, in consultation with the most representative employers' and workers' organizations:

- (a) ensure that all measures provided for in this Recommendation are developed or promoted through gender-inclusive social dialogue, taking into account the Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144);
- (b) create an enabling environment for the establishment, restoration or strengthening of employers' and workers' organizations; and
- (c) encourage, where appropriate, close cooperation with civil society organizations.

25. Members should recognize the vital role of employers' and workers' organizations in crisis response, taking into account the Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), and the Right to Organise and Collective Bargaining Convention, 1949 (No. 98), and in particular:

- (a) assist sustainable enterprises, particularly small and medium-sized enterprises, to undertake business continuity planning to recover from crises by means of training, advice and material support, and facilitate access to finance;
- (b) assist workers, in particular those who have been made vulnerable by the crisis, to recover from the crisis through training, advice and material support; and
- (c) take measures for these purposes through the collective bargaining process as well as by other methods of social dialogue.

## **X. Migrants affected by crisis situations**

26. Taking into account that special attention should be given to migrants, especially migrant workers, who have been made particularly vulnerable by crisis, Members should take measures, in accordance with national law and applicable international law, to:

- (a) eliminate forced or compulsory labour, including trafficking in persons;
- (b) promote, as appropriate, the inclusion of migrants in host societies, through access to labour markets, including entrepreneurship and income-generation opportunities, and through decent work;
- (c) protect and seek to ensure labour rights and a safe environment for migrant workers, including those in precarious employment, women migrant workers, youth migrant workers and migrant workers with disabilities, in all sectors;
- (d) give due consideration to migrant workers and their families in shaping labour policies and programmes dealing with responses to conflicts and disasters, as appropriate; and
- (e) facilitate the voluntary return of migrants and their families in conditions of safety and dignity.

27. Consistent with the guidance provided in Parts V, VIII and IX, Members should promote equality of opportunity and treatment for all migrant workers with regard to fundamental principles and rights at work, and coverage under relevant national labour laws and regulations, and in particular:

- (a) educate migrants about their labour rights and protections, including by providing information on the rights and obligations of workers and the means of redress for violations, in a language they understand;
- (b) enable the participation of migrants in representative organizations of employers and workers;
- (c) adopt measures and facilitate campaigns that combat discrimination and xenophobia in the workplace and highlight the positive contributions of migrants, with the active engagement of employers' and workers' organizations and of civil society; and
- (d) consult and engage employers' and workers' organizations and, as appropriate, other relevant civil society organizations, with respect to employment of migrants.

## **XI. Refugees and returnees**

### *Refugee access to labour markets*

28. Any measures taken under this Part, in the event of refugee influx, are contingent on:

- (a) national and regional circumstances, taking into account applicable international law, fundamental principles and rights at work and national legislation; and
- (b) Members' challenges and constraints in terms of their resources and capacity to respond effectively, taking into account needs as well as priorities expressed by the most representative organizations of employers and workers.

29. Members should acknowledge the vital importance of equitable burden- and responsibility-sharing. They should reinforce international cooperation and solidarity so as to provide predictable, sustainable and adequate humanitarian and development assistance to support the least developed and developing countries hosting large numbers of refugees, including in terms of addressing the implications for their labour markets and ensuring their continued development.

30. Members should take measures, as appropriate, to:

- (a) foster self-reliance by expanding opportunities for refugees to access livelihood opportunities and labour markets, without discriminating among refugees and in a manner which also supports host communities; and
- (b) formulate national policy and national action plans, involving competent authorities responsible for employment and labour and in consultation with employers' and workers' organizations, to ensure the protection of refugees in the labour market, including with regard to access to decent work and livelihood opportunities.

31. Members should collect reliable information to assess the impact of refugees on labour markets and the needs of the existing labour force and of employers, in order to optimize the use of skills and human capital that refugees represent.

32. Members should build the resilience and strengthen the capacity of host communities by investing in local economies and promoting full, productive, freely chosen employment and decent work, and skills development of the local population.

33. Consistent with the guidance provided in Parts IV, VI and VII, Members should include refugees in the actions taken with respect to employment, training and labour market access, as appropriate, and in particular:

- (a) promote their access to technical and vocational training, in particular through ILO and relevant stakeholder programmes, in order to enhance their skills and enable them to undergo further retraining, taking into account possible voluntary repatriation;
- (b) promote their access to formal job opportunities, income-generation schemes and entrepreneurship, by providing vocational training and guidance, job placement assistance, and access to work permits, as appropriate, thereby preventing informalization of labour markets in host communities;
- (c) facilitate the recognition, certification, accreditation and use of skills and qualifications of refugees through appropriate mechanisms, and provide access to tailored training and retraining opportunities, including intensive language training;
- (d) enhance the capacity of public employment services and improve cooperation with other providers of services, including private employment agencies, to support the access of refugees to the labour market;
- (e) make specific efforts to support the inclusion in labour markets of refugee women, young persons and others who are in a situation of vulnerability; and
- (f) facilitate, as appropriate, the portability of work-related and social security benefit entitlements, including pensions, in accordance with the national provisions of the host country.

34. Consistent with the guidance provided in Parts V, VIII and IX, Members should promote equality of opportunity and treatment for refugees with regard to fundamental principles and rights at work and coverage under relevant labour laws and regulations, and in particular:

- (a) educate refugees about their labour rights and protections, including by providing information on the rights and obligations of workers and the means of redress for violations, in a language they understand;
- (b) enable the participation of refugees in representative organizations of employers and workers; and
- (c) adopt appropriate measures, including legislative measures and campaigns, that combat discrimination and xenophobia in the workplace and highlight the positive contributions of refugees, with the active engagement of employers' and workers' organizations and of civil society.

35. Members should consult and engage employers' and workers' organizations and other relevant stakeholders with respect to the access of refugees to labour markets.

36. Members should support host countries to strengthen their capacity and build resilience, including through development assistance, by investing in local communities.

### *Voluntary repatriation and reintegration of returnees*

37. When the security situation in the country of origin of refugees has improved sufficiently, Members should collaborate to facilitate the voluntary repatriation of refugees in conditions of safety and dignity, and to support their labour market reintegration, including with the assistance of international organizations.

38. Members should collaborate with the ILO and relevant stakeholders to develop specific programmes for returnees to facilitate their vocational training and reintegration in the labour market.

39. Members should collaborate, including with the assistance of relevant international organizations, to support the socio-economic integration of returnees in their countries of origin, through measures set out in Parts IV to IX, as appropriate, in a manner which supports the economic and social development of local populations.

40. Taking into account the principle of burden- and responsibility-sharing, Members should support countries of origin to strengthen their capacity and build resilience, including through development assistance, by investing in local communities in which returnees are reintegrated and by promoting full, productive, freely chosen employment and decent work.

## **XII. Prevention, mitigation and preparedness**

41. Members should take measures, in particular in countries in which there are foreseeable risks of conflict or disaster, to build resilience, in consultation with employers' and workers' organizations and other stakeholders, to prevent, mitigate and prepare for crises in ways that support economic and social development and decent work, through actions such as:

- (a) identification of risks and evaluation of threats to and vulnerabilities of human, physical, economic, environmental, institutional and social capital at local, national and regional levels;
- (b) risk management, including contingency planning, early warning, risk reduction and emergency response preparedness; and
- (c) prevention and mitigation of adverse effects, including through business continuity management in both the public and the private sector, taking into account the Tripartite Declaration of Principles concerning Multinational Enterprises and Social Policy and the ILO Declaration on Fundamental Principles and Rights at Work and its Follow-up (1998).

### **XIII. International cooperation**

42. In preparing for and responding to crisis situations, Members should strengthen cooperation and take appropriate steps through bilateral or multilateral arrangements, including through the United Nations system, international financial institutions and other regional or international mechanisms of coordinated response. Members should make full use of existing arrangements and established institutions and mechanisms and strengthen them, as appropriate.

43. Crisis responses, including support by regional and international organizations, should provide for a central focus on employment, decent work and sustainable enterprises, and should be consistent with applicable international labour standards.

44. Members should cooperate to promote development assistance and public and private sector investment in crisis response for the creation of decent and productive jobs, business development and self-employment.

45. International organizations should reinforce their cooperation and the coherence of their crisis responses within their respective mandates, making full use of relevant international policy frameworks and arrangements.

46. The ILO should play a leading role in assisting Members to provide crisis responses based on employment and decent work and focusing on employment promotion, labour market integration or access, as appropriate, capacity development and institution building, in close cooperation with regional and international institutions.

47. Members should strengthen international cooperation, including through the voluntary and systematic exchange of information, knowledge, good practices and technology for promoting peace, preventing and mitigating crises, enabling recovery and building resilience.

48. There should be close coordination of and complementarity among crisis responses, as appropriate, in particular between humanitarian and development assistance, for the promotion of full, productive, freely chosen employment and decent work for peace and resilience.

### **XIV. Final provision**

49. This Recommendation supersedes the Employment (Transition from War to Peace) Recommendation, 1944 (No. 71).