

**Minutes of the EELA General Assembly
on 10 June 2017
Zurich, Switzerland**

I. Welcome and opening

The Chair Claire Toumieux opened the meeting and presented key figures regarding EELA membership:

Number of EELA members as of 31 May 2017: 1,352

Members joined in 2016–2017: 64

34 European countries currently represented in EELA

II. EELA Board Elections 2017

Chair announced election of Board members for the following countries:

- England and Wales
- Italy
- Luxembourg
- Norway
- Poland
- Scotland
- Spain
- Cyprus
- Northern Ireland

The following candidates stood for the elections:

- England and Wales: Juliet Carp and Richard Harvey
- Italy: Valeria Morosini and Luca Failla
- Luxembourg: Pierre Elvinger
- Norway: Sten Foyn
- Poland: Bartłomiej Raczkowski
- Scotland: Joan Cradden
- Spain: Raquel Flórez Escobar
- Cyprus: George Z. Georgiou

- Northern Ireland: Gareth Walls

The result of the elections were as follows:

- England and Wales: Juliet Carp
- Italy: Valeria Morosini
- Luxembourg: Pierre Elvinger
- Norway: Sten Foyn
- Poland: Bartłomiej Raczkowski
- Scotland: Joan Cradden
- Spain: Raquel Flórez Escobar
- Cyprus: George Z. Georgiou
- Northern Ireland: Gareth Walls

Report of the Board 2016/2017

III. Report on on-going activities

The Chair Claire Toumieux presented the activities of the Board.

1. Board meetings

The Chair Claire Toumieux reported on the three Board meetings which took place on:

- 3 October 2016 in Zurich
- 23 January 2017 in Zurich
- 8 June 2017 in Zurich

2. Conference Protocol

The Vice-Chair Bartłomiej Raczkowski presented and discussed changes in the conference protocol.

3. Permanent Conference Organiser

The Vice-Chair Bartłomiej Raczkowski discussed the tender for Permanent Conference Organiser. He informed the Assembly that 5 firms took part and two were short listed: Polish firm Event Factory and Czech firm C-In. After presentation of written offers and their analysis by the Board, the Board chose C-In.

4. Partnership with Planet Labor

The Chair Claire Toumieux discussed cooperation with Planet Labor.

5. Next 5th EELA/ERA Annual Seminar on European Labour Law

The Chair Claire Toumieux gave an update on the conference. The organisers had asked for EELA's consultation of topics of the conference. The Board had decided to propose the following topics to be proposed to the conference organisers:

- European Pillars of Social Rights
- Whistleblowing
- New Forms of Employment

IV. Consequences of Brexit

As a consequence of Brexit, the Assembly will have to make a decision if to amend the Constitution to enter the UK jurisdictions on the list of the countries eligible for membership.

V. EELA Arbitration Initiative

Martin Diller explained the basis of the proposed rules of EELA arbitration. The Board asked members to volunteer to become members of the Arbitration Committee. The volunteers should contact George Z. Georgiou who will be the Chair and representative of the Board on the Arbitration Committee. They can also contact any other Board member. In their applications they should present their arbitration experience.

VI. Approval of the EELA 2016 Accounts

The General Assembly approved the 2016 accounts.

VII. Suggested changes to the Constitution

The Board put for voting the following amendments to the Constitution:

Sec. 4.2: Applicants shall address a written application for membership to the Board, in which it must state that they agree to abide by the Constitution. In all cases, the applicant's request for membership shall be examined by the Board Member of the applicant's jurisdiction and one other Board Member. Requests for membership will be dealt with within three months of receipt of the application form. The Board reserves the right to refuse to admit an applicant in order to avoid that the majority of the members represents less than three jurisdictions. Applicants have no claim to membership. In case of refusal, applicants will be informed on the basis of which Section of the Constitution their request for membership has been rejected

To read as follows:

Applicants shall address a written application for membership to the Board, in which it must state that they agree to abide by the Constitution. In all cases, the applicant's request for membership shall be examined by the Board Member of the applicant's jurisdiction. Requests for membership will be dealt with within three months of

receipt of the application form. The Board reserves the right to refuse to admit an applicant in order to avoid that the majority of the members represents less than three jurisdictions. Applicants have no claim to membership. In case of refusal, applicants will be informed on the basis of which Section of the Constitution their request for membership has been rejected

Sec. 5.1: Membership shall end upon a member's death, by written termination, loss of qualification pursuant to section 4 and Annex A or expulsion.

To read as follows:

Membership shall end upon a member's death, by written termination or expulsion.

Sec. 5.3: If the circumstances of a member change, so that he/she no longer satisfies the requirements for the membership of the Association as specified in section 4(1) and Annex A, the Board may suspend or terminate the membership with one month's notice to the end of a calendar month. The member shall have no claim against the termination.

To read as follows:

If a member does not pay the membership fee despite two reminders, the Board may suspend or terminate the membership with one month's notice to the end of a calendar month. The member shall have no claim against the termination.

Sec. 5.4: Members who through gross negligence damage the interests of the Association may be expelled from the Association. Resolutions on the expulsion of members shall be adopted at the General Assembly.

To read as follows:

Members who through gross negligence damage the interests of the Association may be expelled from the Association. Resolutions on the expulsion of members shall be adopted by the Board. The Board decision shall be effective immediately but it will be subject to appeal before the General Assembly.

Sec. 6.1 If available, the Board shall consist of one member for each EU jurisdiction, such member having to be a member of the Association. England and Wales together count as one EU jurisdiction, Scotland and Northern Ireland as separate EU jurisdictions.

To read as follows:

If available, the Board shall consist of one member for each EU jurisdiction, such member having to be a member of the Association. England and Wales together count as one EU jurisdiction, Scotland and Northern Ireland as separate EU jurisdictions. **Board members shall satisfy at all times the**

requirements for the membership of the Association as specified in section 4(1) and Annex A.

Sec. 6.2 The Board shall establish a Conference Committee to organise the annual conferences. The Conference Committee shall consist of five Board members comprising the four Board members from the EU jurisdictions in which the next four annual conferences are to be held and the Board member from the EU jurisdiction in which the last annual conference took place. The chairman of the Conference Committee shall be the Board member from the jurisdiction in which the next annual conference is to take place.

To read as follows:

The Board shall establish a Conference Committee to organise the annual conferences. The Conference Committee shall consist of five Board members comprising the three Board members from the EU jurisdictions in which the next three annual conferences are to be held and the Board members from the EU jurisdictions in which the last two annual conferences took place. The chairman of the Conference Committee shall be the Board member from the jurisdiction in which the next annual conference is to take place.

Sec. 6.4 The Board shall always have the power to co-opt EFTA members on to the Board in order to fill vacancies arising between General Assemblies or for other requirements.

To read as follows:

The Board shall always have the power to co-opt EELA members on to the Board in order to fill vacancies arising between General Assemblies or for other requirements.

Sec. 6.5 During their term of office, Board Members may only be removed for good cause.

To read as follows:

During their term of office, Board Members may only be removed for good cause. Good cause includes situations where the circumstances of a member change, so that he/she no longer satisfies the requirements for the membership of the Association as specified in section 4(1) and Annex A.

The Assembly unanimously approved all the proposed changes.

VIII. Any other issues

No other issues were raised.

IX. Closing

The Chair Claire Toumieux closed the General Assembly.