

Fellowship Policy Development Workshop on Occupational Safety and Health in the Region of South-East Asia

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MYANMAR





MYANMAR AMAZAING LAND



MYANMAR PROFILE



Official Name: The Republic of Union of Myanmar

Capital: Nay Pyi Taw (Established since 2005)

Area: 676,577 sq km.

Population 51.419 millions (2014 Census)

Currency: Myanmar Kyat (MMK)

Natural Resources: Natural Gas, Petroleum, Coal, Jade, Gemstone, Copper, Tin, Teak and other timber

Major Crops: Rice, Pulses and Beans, Sesame, Maize, Rubber,

Major Ethnic Kachin, Kayah, Kayin, Chin, Bamar, Mon, Rakhine, Shan

PRESENTATION OUTLINES

- OSH Landscape of Myanmar
- Problems
- Challenges
- Ways forward



OSH Landscape Myanmar



Constitution of the Republic of the
Union of Myanmar
(2008)

ပြည်ထောင်စုထွေပြန်စာချုပ်ဝေဟာ
ဦးစဉ်းပုံအခြေပြုဝေဟာ
(၂၀၀၈ ခုနှစ်)

National Commitment Regarding rights of Workers

In constitution 2008, mentioned that

**The union shall enact necessary laws
to protect the rights of workers.**

➤ The Social Security Law , 2012 and Social Security Rule 2014

➤ Employment and Skill Development Law , 2013

➤ Labour Organization Law 2011

➤ The Settlement of Labour Dispute Law 2012

➤ Minimum Wages law 2013 and Minimum Wages Rule

➤ Law of protection of chemical and associated Hazard, 2013



RESPONSIBLE AGENCIES ON OSH

Factories and General Labour Laws Inspection
Department and Social Security Board , MOLES

Occupational Health , Ministry of Health

Public work , Ministry OF Construction

Boiler and Electrical Inspection , Ministry Of Industry

Department of Mines , Ministry Of Mines

City development Committee

OSH Legal Framework

Factories Act, 1951

Oilfields (Labour and welfare) Act, 1951

Boiler Law , 1984

Electricity Law , 1984 , amended 1990

Law of protection of chemical and associated Hazard,
2013

Myanmar Mine Law, 1994 (Developing new law)

Pesticide Law, 1990

Municipal Act , 1922 & City Development law , 1990

Social Security Law, 2012

OBJECTIVE OF FGLLID

Enhancing the productivity of labour by ensuring workers to enjoy their legal rights regularly and fully under the existing labour laws.



INSPECTION

**OSH
INSPECTION**

**LABOUR LAWS
INSPECTION**

OFFICE STRUCTURE

TYPE of OFFICE	TARGET	ALREADY OPENED	IN PROCESS
HEAD QUARTER	1	1	-
DIVISIONAL LEVEL	15	9	6
DISTRICT LEVEL	47	42	5
SPECIAL ECONOMIC ZONE/ INDUSTRIAL ZONE OFFICE	6	5	1
TOWNSHIP LEVEL	103	14	89
TOTAL	172	71	101

MANPOWER OF INSPECTORS

TYPE OF INSPECTORS	TARGET	ALREADY APPOINTED	IN PROCESS
OSH INSPECTORS	191	71	120
LABOUR LAWS INSPECTORS	190	60	130
TOTAL	381	131	250

FUNCTIONS of FGLLID

- **Inspection Workplaces and Accident Investigation**
- **Conducting Training on OSH**
- **Conducting Working Environment Measurements**
- **Implementation of OSH – MS at enterprise level**
- **Awareness Raising on OSH**
- **Cooperation regional and International Agencies**

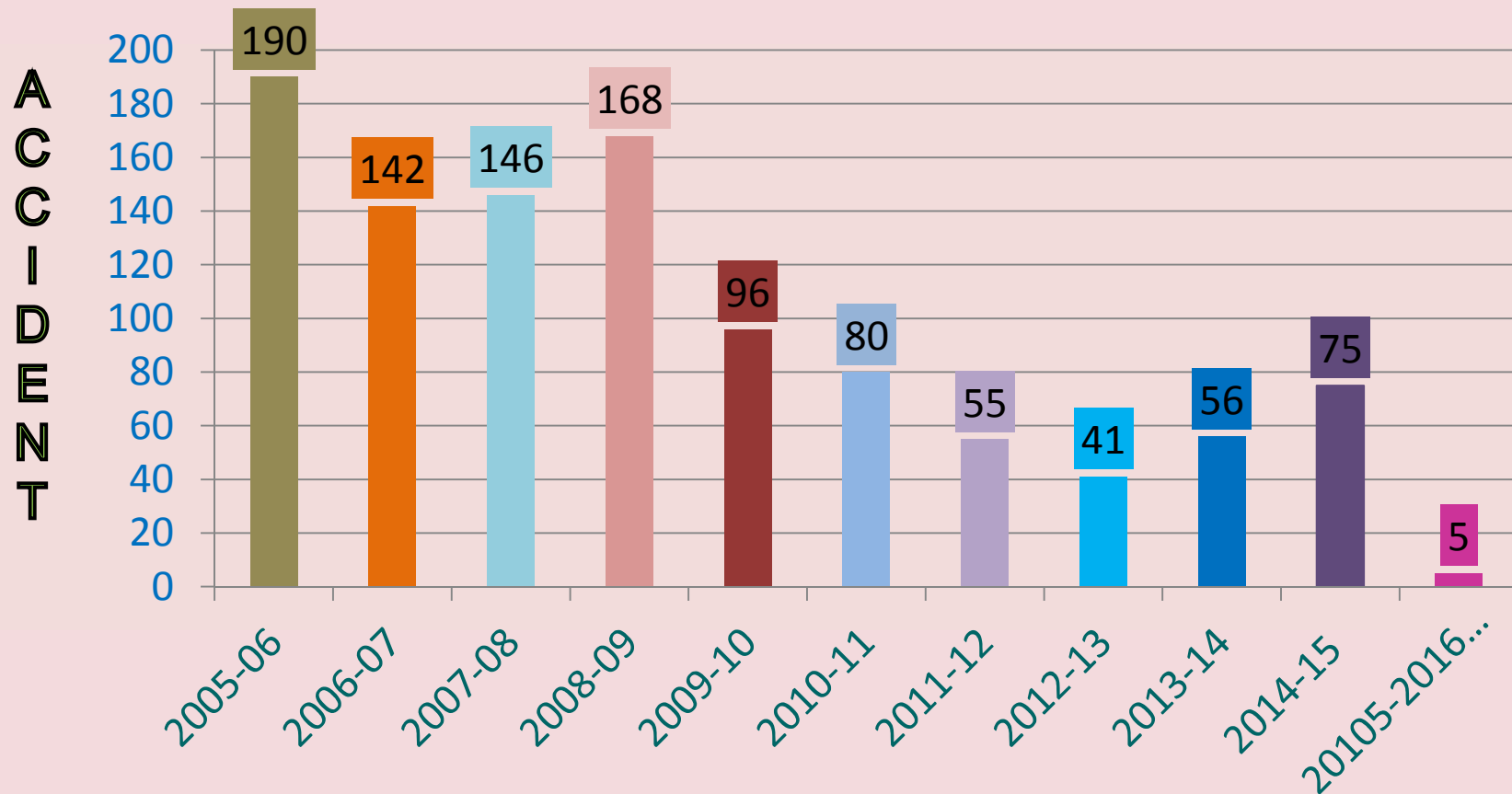


Inspection



Accident Statistics

According to Law, the manager or occupier obliges to report any accident arising out of or in workplaces.





Improvement of working Environment

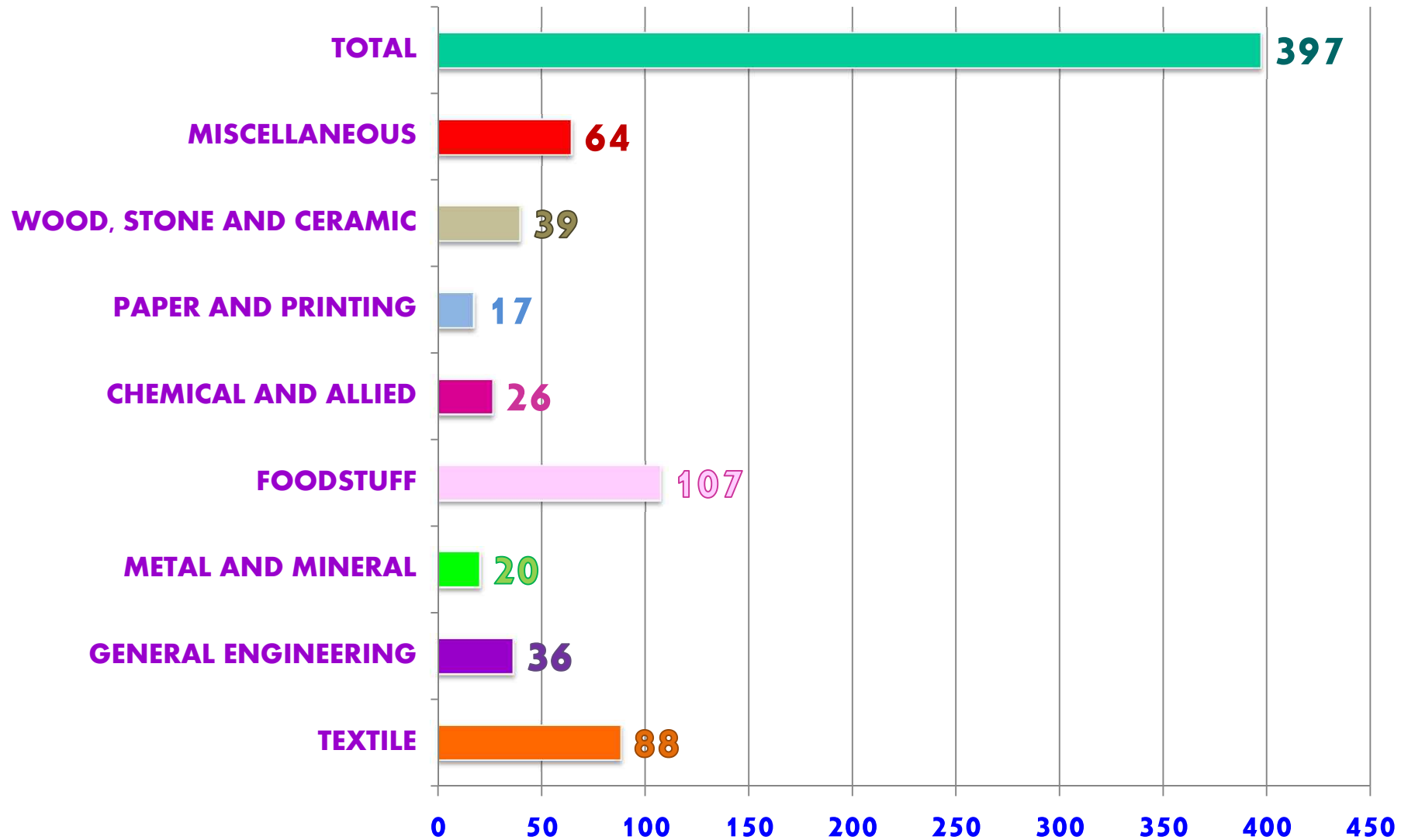
Conducting the working environment measurement giving priority of high risk workplaces.
So far 469 workplaces conducted already .



OSH Management System implementation

In order to protect and promote of Occupational Safety and Health for workers , Occupational Safety and Health Management System at Enterprise level have been implementing by formation of Safety Committee.

Workplaces implementing OSH Committee



OSH Training Activities

Capacity Building For Inspectors

- Providing OSH training Local as well as overseas .

For Managers, Supervisors, Workers etc...

- Conducting In-plant trainings services
- Conducting OSH training at FGLLID Training Centre



Training Activities

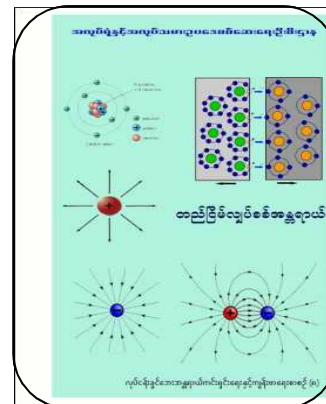


Information and Educational Activities

- Publishing the OSH safety posters, booklets and pamphlets etc....
- Broadcasting OSH talks on radio and television.
- Conducting National OSH Awareness Seminar and Exhibition.
- Uploading website . **www.mol.gov.mm**



Awareness Raising



Public-Private Partnership

In order to improve the awareness raising on OSH, Conducted OSH seminars and dialogues joint with private companies such as Global enchanting education Centre (GEEC) and WIN OSHE Co.ltd participating representatives of employers , employees and stakeholders .

Topic

ROAD TO SAFETY

WE CARE FOR SAFETY

CHALLENGES ON OSH IN MYANMAR₂₃



Social Dialogues



Cooperation with Regional and International Agencies



ASEAN-OSHNET
ASEAN OCCUPATIONAL SAFETY
AND HEALTH NETWORK



- ❖ **Participating Coordinating Board Meeting regularly**
- ❖ **Sharing and Exchanging experience ,good practices, data , information and etc... on OSH**
- ❖ **Implementing in action plans and programme areas**





KOSHA



- ❖ **Already Implemented Technical Cooperation with KOSHA**
the project on ENHANCEMENT THE OSH SYSTEM IN
MYANMAR after signing Letter Of Agreement (LOA) in 2013.
- ❖ **Continuing the above mentioned project for 3 years**
after signing MOU in 2014.



Ministry of Employment the Kingdom of Denmark

Working closely with Ministry of Employment , Kingdom of Denmark to sign the M O U for the **Cooperation to strengthen and upgrade Decent working environment , Occupational Safety and Health of Workers in Myanmar** for 3 years.

MOU will be signed International Labour Conference at Geneva, Switzerland, on 9 ,June 2015.



I L O



**Cooperating closely with ILO (Yangon) office
in Labour protection matters as follows.**

- **Conducting Social Dialogue Tripartite system.**
- **Technical assistance on the OSH Law development and 1951, Factories Act amendment.**
- **Implementing Project of MYANMAR PROGRAM OF ELIMINATING OF CHILD LABOUR (MY-PEC) for four years duration .**
- **Development the NATIONAL TRAINING STRATEGY FOR LABOUR INSPECTION FOR MYANMAR and already drafted action plan of strategy.**

PROBLEMS

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- ❖ NOT YET EQUIPPED FOR RECRUITED INSPECTORS OF LABOUR INSPECTION TECHNIQUE AND COMPETENCIES.
- ❖ NOT FULLY AND REGULARLY ACCIDENT AND OCCUPATIONAL DISEASE REPORTING.
- ❖ SOME OF THE EXISTING LEGISLATION NOT IN LINE WITH CURRENT CIRCUMSTANCE AND INTERNATIONAL NORMS.
- ❖ LACK OF COOPERATION & COORDINATION AMONG OSH RESPONSIBLE AGENCIES.
- ❖ BUDGET CONSTRAINTS.

- ❖ LACK OF WORKERS & EMPLOYERS'S INTERESTED KNOWLEDGE AND PARTICIPATION ON OSH.
- ❖ WEAKNESS THE COMPLIANCE OF LEGAL PROVISIONS.
- ❖ LACK OF TRAINNING PERFORMANCE ACTIVITIES BECAUSE OF NOT YET ESTABLISHED NATIONAL OCCUPATIONAL SAFETY AND HEALTH TRAINNING CENTRE.
- ❖ HAVE NOT YET DEVELOPED THE NATIONAL OSH FRAMEWORK.

CHALLENGES

CHALLENGES

❖ DUE TO THE MYANMAR TRANSFORMED MARKET ECONOMIC SYSTEM INVITING LOCAL AND FOREIGN INVESTORS AND AFTA LAUNCHING IN 2015, EMERGING A LOT OF INDUSTRIES INCLUDING HAZARDOUS INDUSTRIES , RAW MATERIALS , PROCESS ETC..

IT IS VERY ANXIOUS FOR MYANMAR PEOPLE AND IT IS BIG CHALLENGES FOR OSH INSPECTIONS ESPECIALLY NEW INSPECTORS BECAUSE OF POOR EXPERINENCES , KNOWLEDGE AND CAPACITY ETC....

- ❖ EVEN IF DEVELOPMENT OF LABOUR LEGISLATION MORE AND MORE ,BUT LESS FACILITIES TO MAKE THE AWARENESS RAISING TO WORKERS , EMPLOYERS AND STAKEHODERS TO BE DISSEMINATED.
- ❖ AFTER ENACTMENT OF OCCUPATIONAL SAFETY AND HEALTH LAW ,
 1. IT MAKE VERY BIG CHALLENGE FOR US DEVELOPMENT OF ITS REGULATION,CODE PRACTICES AND SETTING OF STANDARDS TIMELY AND COMPREHENSIVELY.
 2. ANOTHER CHALLENGES IS NOT HAVING INSTITUTIONS FOR AUTHORIZED EXAMINER FOR TESTING , EXAMINATION AND CERTIFICATION FOR USE SAFELY ON DANGEROUS MACHINES AND PROCESS AND HAVE NOT OSH TRAINING PROVIDERS INSTITUTIONS.
- ❖ NOT AVAILABLE TO PROTECT ALL WORKPLACES.

WAYS FORWARD

WAYS FORWARD

- ❖ PROCEEDING THE DEVELOPMENT OF OCCUPATIONAL SAFETY AND HEALTH LAW TO BE ENACTED BY PARLIAMENT AND DRAFTING ITS REGULATION, RULES CODE OF PRACTICES AND STANDARDS .
- ❖ PROCEEDING THE PROCESS OF EXISTING LAWS AMENDMENT.
- ❖ CONTINUING THE COOPERATION WITH KOSHA THE ACTIVITIES MENTIONED IN MOU REGARDING PROJECT OF **ENHANCEMENT OF OSH SYSTEM IN MYANMAR** .
- ❖ PROMOTION OF AWARENESS RAISING TO THE EMPLOYERS , EMPLOYEES AND STAKE HOLDERS REGARDING LABOUR LAWS , REGULATION.ETC...
- ❖ PROMOTION OF TRIPARTITE SYSTEM.

- ❖ STRENGTHENING LABOUR INSPECTION IN STRATEGIC INSPECTION, INTEGRATED APPROACHES, CONTINUOUS TRAINING OF INSPECTORS AND ADVISORY ROLES.
- ❖ EXPLORING ASSISTANCE THE REGIONAL AND INTERNATIONAL SOURCES FOR DEVELOPMENT OF ACCIDENTS AND OCCUPATIONAL DISEASES REPORTING AND STATISTICS.
- ❖ EXPLORING OF ASSISTANCE FOR ESTABLISHMENT NATIONAL OCCUPATIONAL SAFETY AND HEALTH TRAINING CENTRE.
- ❖ TAKING PART IN ASEAN-OSHNET ACTIVITIES .
- ❖ PREPARING TO COOPERATE AND COORDINATE WITH RELEVANT ORGANIZATIONS TO PARTICIPATE IN **ARROW** CONTEST IN ASEAN – OSHNET..

- ❖ PROCEEDING NEW INSPECTORS RECRUITMENT UP TO FULL STRUCTURE.
- ❖ STRENGTHENING THE COOPERATION AND COORDINATION AMONG OSH RESPONSIBLE AGENCIES UNDER THE STEERING OF NATIONAL OSH COUNCIL FORMED BY OSH LAW.
- ❖ CONTINUING COOPERATION WITH **ILO** IN IMPLEMENTING OF **NATIONAL TRAINING STRATEGY OF LABOUR INSPECTION IN MYANMAR.**
- ❖ PREPARING FOR DESIGNATION and CELEBRATION THE **NATIONAL SAFETY AND HEALTH DAY or WEEK.**
- ❖ EXPLORING TECHNICAL AND FINANCIAL ASSISTANCE FOR UPDATING OF NATIONAL OSH PROFILE IN LINE WITH CHANGING CIRCUMSTANCES.
- ❖ PREPARING TO FORMULATE THE NATIONAL OSH FRAMEWORK IF RECEIVING THE ASSISTANCE.

THANK YOU
for your Attention

