Standard Summary Project Fiche

TRANSITION FACILITY

1. Basic Information
   1.1 CRIS Number: 2004/016-764.06.01
   1.2 Title: Capacity Building in Road Transport - Social Legislation Enforcement
   1.3 Sector: Transport
   1.4 Location: Slovak Republic

2. Objectives

   2.1 Overall Objective(s):

   Proper implementation of the *acquis communautaire* in the area of labour protection, safety and competitiveness - Negotiation Chapter No. 9 “Transport Policy”

   2.2 Project purpose:

   The Slovak Republic transposed relevant *acquis communautaire* into the 121/2004 Coll. Act on Working Time and rest Periods in Transport Sector. Mainly, the law is implemented by the National Labour Inspectorate, Police Forces, and Ministry of Transport, Posts and Telecommunications.

   The National Labour Inspectorate (NLI) competencies in the field of social legislation checks are defined in 95/2000 Coll. Act on Labour Inspection and in 121/2004 Coll. Act. The NLI provides inspections at employers’ premises. Road-side checks are carried out in co-operation with Police Forces.

   *The aim is to provide for adequate labour inspection performance comparable with EU standards.*

   2.3 Justification

   Comprehensive monitoring report on Slovakia’s preparations for membership (November 2003):

   Further efforts are needed in terms of enforcement of legislation, in particular as far as the social and technical *acquis* are concerned. Administrative capacity is in place, but further strengthening should continue, especially by increasing the number of staff and training specialised staff in key supervisory and control functions. Concerning roadside and company checks in particular, the system needs to be redesigned in order to increase the quantity, quality and efficiency of checks. Training has to be increased and equipment improved accordingly. Co-ordination between relevant enforcement authorities needs to be improved considerably.

   Slovakia is meeting the majority of commitments and requirements in the areas of *road transport*. In order to complete preparations for membership, enhanced efforts are
required by Slovakia in order to ensure enforcement of legislation, in particular as far as the social and technical *acquis* are concerned. Administrative capacity needs to be further strengthened, in particular concerning roadside and company checks and as regards Roadside Technical Inspections of heavy commercial vehicles.


Enforcement of social legislation both at the roadside and at operators’ premises requires increasing with appropriate training of Inspectors provided to develop the quality and effectiveness of the inspections.

### 3. Description

#### 3.1 Background and justification:

The labour inspection system consists of the National Labour Inspectorate (NLI) and its 8 Regional Labour Inspectorates. Pursuant to 95/2000 Coll. Act on Labour Inspection as amended the National Labour Inspectorate system provides labour inspection performance in the field of labour relations, legal provisions and other provisions for securing safety and health protection at work and for securing the safety of technical equipment, including the provisions which govern factors of the working environment; wages provisions and responsibilities pursuant to collective agreements.

3.1.2. *Working hours and rest periods of employees in transport sector*

In the Slovak Republic an assumed 4 % loss in GNP is caused by work-related accidents and occupational diseases. That represents more than a double amount in comparison with EU average. According to NLI statistics, in 2002 mortal work-related accidents caused by transport means amounted to 42.35 %. The rates of serious work-related accidents and other work-related accidents caused by transport means represented 24.69 and 5.66 % respectively.

An effective labour protection system in transport represents one of basic steps in reducing workforce loss. There is an urgent need to train all relevant staff from the National Labour Inspectorate, the Police Force and the Ministry of Transport, Posts and Telecommunication in order to secure proper implementation of the social acquis, co-ordinate Slovak labour protection system with EU Member States schemes, and develop links with institutional partners in other EU Member States.

#### 3.2 Linked activities:

A Phare project titled „Road Transport (Social Legislation) Alignment“ (2003/004-995-01-04) is currently being implemented through Twinning Light.

The objective of this project is to support the Ministry of Transport, Post and Telecommunications of the Slovak Republic (MTPT SR) with the preparation of primary and secondary legislation, and the development of an optimised national organisational structure and relevant processes to implement transport-related social legislation in the following areas:

The main activities of the above-mentioned project are:

- Technical review of Primary Legislation
- Technical advice on secondary legislation and support, as far as practicable, in its drafting.
- Study visit to GB to see organisation of enforcement of road-transport related social legislation and arrangements relating to digital tachographs.
- Review of organisational structures in terms of ability to meet current and proposed EU legislative requirements, and proposals for change.
- Training Needs Analysis to produce a requirements catalogue for a comprehensive training plan (This is important for defining future training activities which must be carried out and financed by domestic or EU resources. The proposed TF project suggests that this would be done by the EU TF fund.)

3.3 Results:

- Proper implementation of legislation on working hours and rest periods in transport sector
- Provision of training, advisory services, guidelines, information brochures

3.4 Activities:

- Training of approx. 50 inspectors, including training of approx. 5 “trainers” from the National Labour Inspectorate, the Police Force and the Ministry of Transport, Posts and Telecommunication in the field of checks relating to working hours and rest periods duration observance carried out by workshops in the Slovak Republic (expected number of workshops and their duration will be defined in Training Needs Analysis, which is a part of the ongoing Phare project titled „Road Transport (Social Legislation) Alignment“ (2003/004-995-01-04) currently being implemented through Twinning Light),
- Preparation of guidelines, brochures and manuals of which the English version will be discussed and approved at the steering committee meeting. Translation of the final version of documents into the Slovak language and their printing should be a private company input (small size supply contract) into the project. These documents will describe the execution of road and company checks, with special emphasis on digital tachographs, which could be used for future training,
- Preparation of a glossary containing special expressions in Slovak, English, French and German to facilitate communication between Slovak labour inspectors and EU Member States drivers. The glossary will be prepared in English and then be translated into the listed languages. The twinning partner will be responsible for this translation. Translators will do the work, supervised by an STE i.e. again there will be a private company input into the project. The contractor – twinning light partner – will allocate the estimated amount for such input and contract these inputs according to the GGAPP (new PRAG).

Details of the training requirements will be defined in the Twinning Covenant based on Training Needs Analysis, which is a part of the ongoing Phare project titled „Road Transport (Social Legislation) Alignment“ (2003/004-995-01-04) currently being
implemented through Twinning Light. It is expected that 3 or 4 training groups would be established – 2 of them for the National Labour Inspectorate, 1 for the Police Presidium and 1 for “trainers”. Each group should undergo 2 trainings of a total of 3 weeks.

All trainings will be co-ordinated by the medium expert + 4 specialised short term experts. Each of them shall have professional experience of at least 10 years in inspecting and training social legislation.

Expert No 1 : medium term expert - 100 m/days
Qualification and skills – very experienced in road transport social legislation training design and delivery
Specific professional experience – at least 10 years in the field

Short term expert No 1. - 20 m/days
Qualification and skills – very experienced in road transport social legislation enforcement policy and implementation.
Specific professional experience – at least 10 years in the field

Short term expert No 2. - 20 m/days
Specific professional experience – at least 10 years in the field
Qualification and skills – very experienced in project management and road transport social legislation enforcement

Short term expert No 3. - 20 m/days
Qualification and skills – very experienced in digital tachographs enforcement policy.
Specific professional experience – at least 10 years in the field

Short term expert No 4. - 35 m/days
Qualification and skills – very experienced in digital tachographs enforcement training.
Specific professional experience – at least 10 years in the field

3.5 Lessons learned:

The results of the ongoing Phare project 2003/004-995-01-04 will be known in September 2004. These results will be in a form which will be incorporated into TOR mainly as regards Training Needs Analysis.

4. Institutional Framework

The Ministry of Transport, Posts and Telecommunications is the competent authority for co-ordination of social issues, as well as reporting activities in road transport. The National Labour Inspectorate and the Police Force are executive instances. Competencies of each body are defined in the Act No. 121/2004 Coll.
5. Detailed Budget

<table>
<thead>
<tr>
<th>Transition Facility</th>
<th>Support</th>
<th>TF(=I+IB)</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Investment</td>
<td>Institution Building</td>
<td>0,25 MEUR</td>
<td>0,25 MEUR</td>
</tr>
<tr>
<td>Contract 1</td>
<td></td>
<td>0,25 MEUR</td>
<td>0,25 MEUR</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td></td>
<td><strong>0,25 MEUR</strong></td>
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6. Implementation Arrangements

6.1 Implementing Agency
Silvia Czuczorová
Director of CFCU, PAO
Ministry of Finance
Štefanovičova 5, Bratislava
Tel: 00421 2 5958 2545
Fax: 00421 2 5958 2559
E-mail: cfcu@mfsr.sk

6.2 Twinning
Twinning Light
Contact person:
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Director of European Integration Department
Ministry of Transport, Posts and Telecommunications
Námestie slobody 6
810 05 Bratislava
Tel: 00421 2 59494 636
Fax: 00421 2 59494 759
E-mail: rudolf.koronthaly@telecom.gov.sk

6.3 Non-standard aspects
not applicable

6.4 Contracts
TWL 0,25 MEUR

7. Implementation Schedule

7.1 Start of tendering/call for proposals
4th Q 2004

7.2 Start of project activity
1st Q 2005

7.3 Project Completion
4th Q 2005
8. **Sustainability**

Labour inspectors and other trained staff, namely the Police Force will continue their work in the field of social legislation on a daily basis. The acquired know-how will serve as a framework for further training activities in the future.

9. **Conditionality and sequencing**

- precise identification of trainees regarding their number and respective backgrounds,
- providing for training facilities and equipment,
- providing for guidelines, brochures and manuals, etc.

At first, manuals and training documents will be approved by the steering committee. Subsequently, the selection of participants will take place, followed by the training. The Slovak Republic will be responsible for the first and second elements (precise identification of trainees regarding their number and respective backgrounds, providing for training facilities and equipment). As regards the third element, the twinning partner will design the material and the Slovak Republic will be responsible (small size supply contract) for the printing, etc.
ANNEXES TO PROJECT FICHE

1. Logical framework matrix in standard format
2. Detailed implementation chart
3. Contracting and disbursement schedule by quarter for full duration of programme (including disbursement period)
### Transition Facility log frame – Annex I

<table>
<thead>
<tr>
<th>LOGFRAME PLANNING MATRIX FOR Project</th>
<th>Programme name and number CRIS Number: 2004/016-764,06.01</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capacity Building in Road Transport - Social Legislation Enforcement</td>
<td>Contracting period expires 15 December 2006</td>
</tr>
<tr>
<td></td>
<td>Total budget: € 0,25 million</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Overall objective</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proper implementation of <em>acquiescence communautaire</em> in the area of labour protection, safety and competitiveness Negotiation Chapter No. 9 “Transport Policy”</td>
<td>Number of controls carried out according to EU rules in the field of road transport social legislation</td>
<td>MTPT reports to European Commission</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Project purpose</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>The aim is to provide for adequate labour inspection performance comparable with EU standards.</td>
<td>Items checked during controls carried out according to EU rules in the field of road transport social legislation</td>
<td>MTPT reports to European Commission</td>
<td>Secondary legislation to the Act 121/2004 Coll. approved</td>
</tr>
<tr>
<td>Results</td>
<td>Objectively Verifiable Indicators</td>
<td>Sources of Verification</td>
<td>Assumptions</td>
</tr>
<tr>
<td>------------------------------------------------------------------------</td>
<td>----------------------------------------------------------------------------------------------------------------</td>
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<td>-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------</td>
</tr>
</tbody>
</table>
| 1. Well trained inspectors in road transport social legislation        | 1. % of trained staff (the benchmark is 50 trained inspectors at least)                                      | 1. Reports of the contractor | -- Effective co-operation between recipient institutions and contractor  
-- Quality of contractors staff - professional experience of at least 10 years in inspecting and training social legislation |
| enforcement (see Activity 1 and 3)                                     | 2. Number of published documents                                                                            | 2. Reports of the contractor |                                                                                                                                                    |
| 2. Provision of know-how for future training                          |                                                                                                              |                         |                                                                                                                                                    |
| (see Activity 2)                                                       |                                                                                                              |                         |                                                                                                                                                    |
| **Activities**                                                         | **Means**                                                                                                      | **Sources of Verification** | **Assumptions**                                                                                                                                                                                             |
| 1. training of approx. 50 inspectors, including training of approx. 5  |
| “trainers” from the National Labour Inspectorate, Police Force and    | Financial means: TWL 0.25 MEUR                                                                                | Reports of the contractor | -- Precise identification and availability of trainees  
-- Well defined details of the training requirements by Twinning Covenant based on Training Needs Analysis, which is a part of the ongoing Phare project titled „Road Transport (Social Legislation) Alignment“ (2003/004-995-01-04) |
<p>| Ministry of Transport, Posts and Telecommunication in the field of    | Technical means: Premises and facilities provided for by the Slovak Republic                                 |                         |                                                                                                                                                    |
| checks relating to working hour and rest periods duration observance   |                                                                                                              |                         |                                                                                                                                                    |
| carried out by workshops in the SR                                     | Human resources: The medium expert + 4 specialised short term experts                                         |                         |                                                                                                                                                    |
| 2. preparation of guidelines, brochures, manuals in Slovak describing  |                                                                                                              |                         |                                                                                                                                                    |
| the execution of road and company checks with special emphasis on     |                                                                                                              |                         |                                                                                                                                                    |
| digital tachographs                                                   |                                                                                                              |                         |                                                                                                                                                    |
| 3. preparation of a glossary containing special expressions in Slovak,|                                                                                                              |                         |                                                                                                                                                    |
| English, French and German to facilitate communication between Slovak  |                                                                                                              |                         |                                                                                                                                                    |
| labour inspections and EU Member States drivers                        |                                                                                                              |                         |                                                                                                                                                    |</p>
<table>
<thead>
<tr>
<th>Preconditions</th>
</tr>
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<tbody>
<tr>
<td>Secondary legislation to the Act 121/2004 Coll. approved</td>
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</table>
Time Implementation Chart

Project number: CRIS Number: 2004/016-764.06.01

Project title: **Capacity Building in Road Transport - Social Legislation Enforcement**

<table>
<thead>
<tr>
<th></th>
<th>2004</th>
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<th>2005</th>
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</tr>
<tr>
<td>Training</td>
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<td></td>
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<td></td>
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</tbody>
</table>
**Cumulative Contracting and Disbursement Schedule**

Project number: CRIS Number: 2004/016-764.06.01

Project title: **Capacity Building in Road Transport - Social Legislation Enforcement**

<table>
<thead>
<tr>
<th>MEUR</th>
<th>2004</th>
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</tr>
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<tr>
<td>Contracted</td>
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<tr>
<td>Disbursed</td>
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<td>0.06</td>
</tr>
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</table>

**NB:**
1. All contracting should normally be completed within 6-12 months and must be completed by 15 December 2006.
2. All disbursements must be completed by 15 December 2007.