REPUBLIC OF CAMEROON Peace - Work- Fatherland



REPUBLIC OF CAMEROON Peace-Work-Fatherland

MINISTRY OF LABOUR AND SOCIAL SECURITY

ADMINISTRATIVE PROCEDURES MANUAL

VOLUME 4

DIVISIONAL DELEGATION

Prepared with the technical assistance of the Ministry of Public Service and Administrative Reform



<u>His Excellency Paul BIYA,</u> President of the Republic of Cameroon



Joseph DION NGUTE

Prime Minister, Head of Government





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FOREWORD

The government of Cameroon has been committed for decades through the National Governance Programme to modernise the Public Administration. The Prime Minister, Head of Government by instruction No. 001/CAB/PM urged the Government to reduce files processing time and to streamline procedures.

Through Cameroon's National Development Strategy for the 2020-2030 period (SND30), the Government has resolutely undertaken to proceed with the implementation of the modernisation policy of its administration which aims at establishing an efficient and citizen-oriented administration that effectively serves the user.

One of the core areas of this policy is the streamlining of structures and administrative procedures whereby the Government seeks to simplify the functioning of its administration, and render it more flexible and efficient, and shift from a manual to a more digitalised administration.

To support this streamlining process, managerial tools have been provided, prominent among which are the Administrative Procedures Manuals.

The Administrative Procedures Manual (APM) is a tool which aims at improving the services provided in terms of efficiency, effectiveness, transparency and quality service rendered to users.

The APM has three objectives: improving the reception and information of users of the public services; enhancing the organisation efficiency and control of administrative work; and promoting speed, transparency and integrity within the public service based on the principle of "workstation".

The Minister of Labour and Social Security in collaboration with the Permanent Secretariat of Administrative Reform, has undertaken to develop its APM with the aim of improving on its mission; its effectiveness, as well as developing, implementing and evaluating Government policies in the area of labour and social security.

It is expected that this document would enable public service users to be properly informed and enlightened on the essential procedures in force in the public service, and serve as a reference to the entire administrative staff, irrespective of their rank, for an objective processing of files on a daily basis.

Finally, it is hoped that this APM of the Ministry of Labour and Social Security would be a tool for good governance as advocated by the Head of State, His Excellency, Paul BIYA, and also contribute to combat malpractices of all sorts within the Ministry. /-

The Minister of Labour and Social Security

LIST OF ABBREVIATIONS AND ACRONYMS

IB	:	On an interim basis
СРА	:	Cameroon Public Administration
DDLSS	:	Divisional Delegation of Labour and Social Security
DRP	:	Department of Industrial Relations
DSST	:	Department of Heath and Safety at Work
MINTSS	:	Ministry of Labour and Social Security
OA/OD	:	Industrial Accidents/Occupational Diseases
PAP	:	Priority Action Plan
PNG	:	National Governance Programme and Fight against Corruption
PPBS	:	Planning, Programming, Budgeting, Monitoring-Evaluation
PROMAGAR	:	Programme for the Modernisation of Cameroon's Administration
		through the Introduction of Results-based Management
RDLSS	:	Regional Delegation of Labour and Social Security

LEXICON

Absence of Trade	:	Document issued by the competent labour inspector to certify that trade
Unions		unions are not represented in a given enterprise.
Administrative	:	A set of standards, rules, instructions and guidelines formally
Procedures (AP)		provided for, to be respected in the carrying out of an activity.
Administrative	:	An approved document by a competent authority, which describes in
Procedures Manual		detail each administrative procedure of an organisation. It equally
		contains a complete list of instruments, products or services awaited
		from the organisation, as well as the terms and conditions and stages for
		obtaining them.
Amendment	:	Changing the initial provisions of a contract or license
Application File	:	A list of documents required by the user and documents to be consulted
		by the administration.
Collective	:	Legal document negotiated by the social partners of a branch of activity
Agreement		to manage industrial relations between the parties.
Collective/Individual	:	Refers to any collective or individual dispute characterised by the
Dispute		intervention of a group of workers organised or not in professional
		groups where the collective nature of the interest is at stake.
Contributory	:	Eligible pay, whether paid or not, used to calculate pension plan
earnings		contributions
Dismissal	:	Measure by which, acting unilaterally, an employer terminates an employment contract
D		with an employee.
Documents to be	:	Documents available in an administration and indispensable for the
consulted:		processing of the user's file
Documents to be	:	Documents required from the user benefiting from the service and
submitted:		indispensable for the processing of their file.
Employee	:	An employee a « person who fills a position Employment under the
		supervision of someone else, in the non-productive spheres of the
		Economy (commerce, Trade, administration, etc.) and whose work is of
		an intellectual rather than a manual nature, as opposed to boss, Chief of
		Service, or worker). Labourer).
Employer	:	Person or natural person employing wage-earners
Enterprise	:	A production unit which can be extended to several establishments
Establishment	:	A subsidiary of an enterprise
Establishment	:	It is an agreement between an employer or employers on the one hand,

Agreement	staff representative and representatives of trade unions with broad-bas
	unionists or establishments concerned on the other hand.
Fascicle	: Employer's Log Book
Flow chart	: A diagram or a graphic display of a sequence of operations which hel
	to clarify and synthesize information.
Force majeure	: An external factor which can disrupt the normal running of a producti
	unit such as a natural disaster, fire, etc.
Industrial Accident	: Any work-related accident or accident which occurs because of work
	during the round trip or during travels when expenses are borne by t
	employer.
Industrial Disease	: Any disease incurred from the exposure to work related hazards
Initiating Structure	: Work station (office, service, unit, etc.) charged with the preparation of
	the draft instrument or the service requested
Initiator of the	: Natural person or legal entity that rolls out the process of granting t
Procedure	service or issuance of an instrument.
Labour Medal	: The diploma to reward seniority and hard work.
Diploma	
Management rules	: Management rules or business rules are prescriptions specific to a
	activity, the observance of which makes it possible to reduce or
	increase the impact of hazards, and to make rational decisions.
Occupational	: is a physician who specialises in work related conditions and who has
Physician	license to practice occupational medicine through an order signed by t
	Minister of Labour and Social Security.
Overtime	: Any hour worked beyond the legal weekly working hours or working
	hours Deemed equivalent
Quality Manager	: Personnel in the processing chain, whose task is to ensure that standard
	and quality of the service rendered to the users are respected
Reference Text	: Legislative (law) or regulatory (decree, order, decision, circular, servic
	note, etc.) document which provides a framework for a benefit or
	service
Requirements	: Conditions to be fulfilled by the applicant or the initiator of t
	procedure.
Signatory of the	: Official authorised to sign the instrument requested
instrument	
Social Partners	: They refer to trade unions and Employers' Associations
Social Security	: It is a protection granted by the society to protects its members against
	risks such as old age, disability, death, industrial accident, occupationa

Staff	:	An elected workers' representative in a company
Representatives		
Time frame	:	Time limit to process a file.
Title of the expected	:	Name given to a service provided or benefit granted by the
Instrument		administration to a user
User	:	A natural person or legal entity requiring products or services from
		an organisation.
User's Guide	:	A document containing information required from the user seeking for service from the administration. It is also a collection of key procedures of an administration and is made solely of the cover pages of the Procedures Manual.

LIST OF PROCEDURES

1.	Obtaining an AUTHORISATION to work overtime;
2.	Obtaining an AUTHORISATION to dismiss a staff representative;
3.	Obtaining a business closure attestation;
4.	Obtaining the state of contributory earnings in the event of a business closure;
5.	Investigating Occupational Disease and Industrial Accident;
6.	Obtaining a certificate of inability to work;
7.	Settling Individual or collective Labour Disputes;
8.	Obtaining an attestation of absence of trade unions;
9.	Obtaining an exemption from keeping Fascicle No. 1 and/or No. 2 of the employer
	register;
10.	Obtaining an Establishment Opening Statement
11.	Obtaining a Business Closure Attestation;
12.	Obtaining a statement of non-issuance of pay slips;
13.	Endorsement of Internal Rules and Regulations;
14.	Dismissal on Economic Grounds.

PART 1:

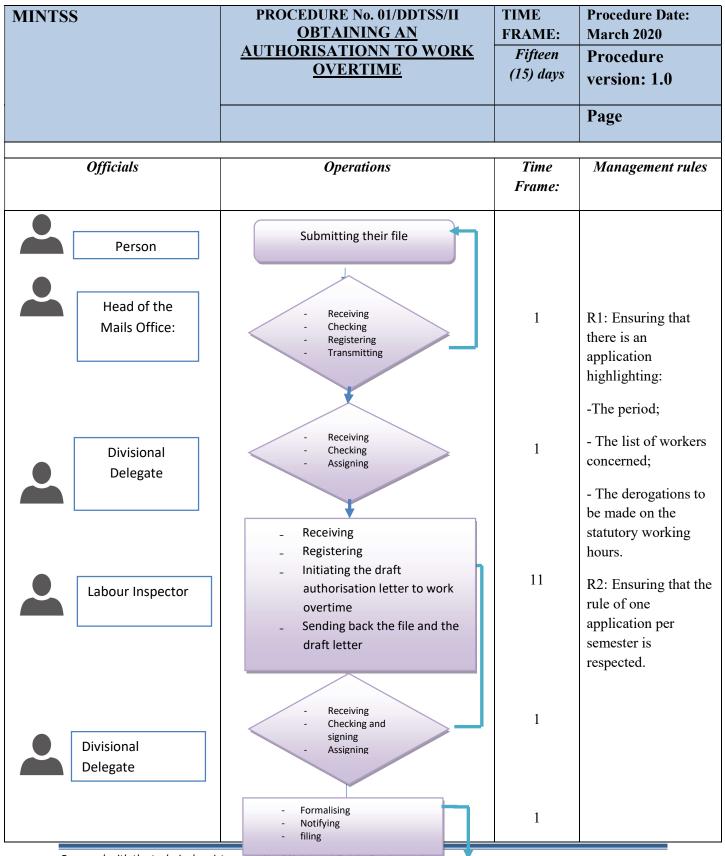
COVER PAGES AND PROCESSING STEPS

DIVISIONAL DELEGATION

PROCEDURE No.01/DD/II

AUTHORISATIONN TO WORK OVERTIMES

TITLE OF THE EXPECTED INSTRUMENT:	Obtaining an AUTHORISATIONn to work overtime.		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;		
INSTRUMENT:	- Decree No. 95/677/PM of 18 December 1995 on the derogation of the statutory working hours;		
	- Decree No. 2011/408 of 09 December 2011 to organise the Government;		
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.		
REQUIREMENTS:	Be an Employer.		
APPLICATION FILE:	• Documents to be submitted: An application addressed to the Labour Inspector stating the period, the number of workers concerned and the derogation to be made to the establishment's working hours.		
	• <i>Documents to be consulted</i> : list of licensed companies or establishments		
SIGNATORIES OF THE INSTRUMENT:	The Labour Inspector / The Delegate of Labour and Social Security.		
TIME FRAME:	Fifteen (15) days.		
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		



Administrative Reform



Processing Steps

DIVISIONAL DELEGATION

PROCEDURE No.02/DD/II

OBTAINING AN AUTHORISATION TO DISMISS A STAFF REPRESENTATIVE

TITLE OF THE EXPECTED INSTRUMENT:	AUTHORISATION to dismiss a staff representative.		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;		
INSTRUMENT:	- Decree No. 2011/408 of 09 December 2011 to organise the Government;		
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.		
REQUIREMENTS:	Be an Employer.		
APPLICATION FILE:	• Documents to be submitted:		
	- An application addressed to the Labour Inspector;		
	- Disciplinary record of the person concerned.		
	• Documents to be consulted:		
	- Internal Rules and Regulations;		
	- Any other relevant document.		
SIGNATORY OF THE INSTRUMENT:	Labour Inspector		
TIME FRAME:	Thirty (30) days.		
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Notification to the person concerned.		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		

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Processing Steps

MINTSS	PROCEDURE No. 02/DDTSS/II <u>OBTAINING AN</u> <u>AUTHORISATIONN TO DISMISS</u> <u>A STAFF REPRESENTATIVE</u>	TIME FRAME: Thirty (30) days	Procedure Date: March 2020 Procedure version: 1.0
			Page
Officials	Operations	TIME FRAME:	Management rules
Person Head of the Mails Office Divisional Delegate Labour Inspector	Submitting their file	1	R1: Ensuring that the person concerned is an Employer or his /her statutory representative - Ensuring that the respondent is a staff representative - Ensuring that the grounds invoked by the employer are not based on the respondent's political or trade union linings or beliefs - Ensuring that the respondent has indeed committed an
Head of the Mails Office	- Formalising - Notifying - filing	1	offence.
	Archives		

DIVISIONAL DELEGATION

PROCEDURE No.03/DD/II

<u>OBTAINING AN ATTESTATION OF BUSINESS</u> <u>CLOSURE</u>

TITLE OF THE EXPECTED INSTRUMENT:	E Attestation of business closure.		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE INSTRUMENT:	- Law No. 84/007 of 4 July 1984 amending law No. 69/LF/18 of 10 November 1969 setting an Old-age, invalidity and death pensions scheme;		
	- Law No. 92/007 of 14 August 1992 on the Labour Code;		
	- Decree No. 2011/408 of 09 December 2011 to organise the Government;		
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.		
REQUIREMENTS:	Having been an employee in a company that has shut down.		
APPLICATION FILE:	• Documents to be submitted: An application addressed to the Labour Inspector;		
	• Documents to be consulted: list of licensed companies.		
SIGNATORY OF THE INSTRUMENT:	Labour Inspector		
TIME FRAME:	Fifteen (15) days.		
TERMSANDCONDITIONSFORRECEIVINGTHEINSTRUMENT:	Withdrawal		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		

MINTSS PROCEDURE No. 03/DDTSS/II TIME **Procedure Date: OBTAINING A BUSINESS** FRAME: **March 2020 CLOSURE ATTESTATION** Thirty (15) **Procedure** days version: 1.0 Page **Officials** TIME **Operations** Management rules FRAME: Submitting their file Person R1 Ensuring that the person concerned has Head of the 1 Receiving worked in a company Mails Office Checking that has shut down Registering Transmitting Receiving 1 Checking Divisional Assigning Delegate Receiving Labour Inspector Registering 12 Processing the file Signing and sending back the file Ŧ - Receiving Head of the Mails - Formalising Office 1 - filing - Notifying

Processing Steps

Archives

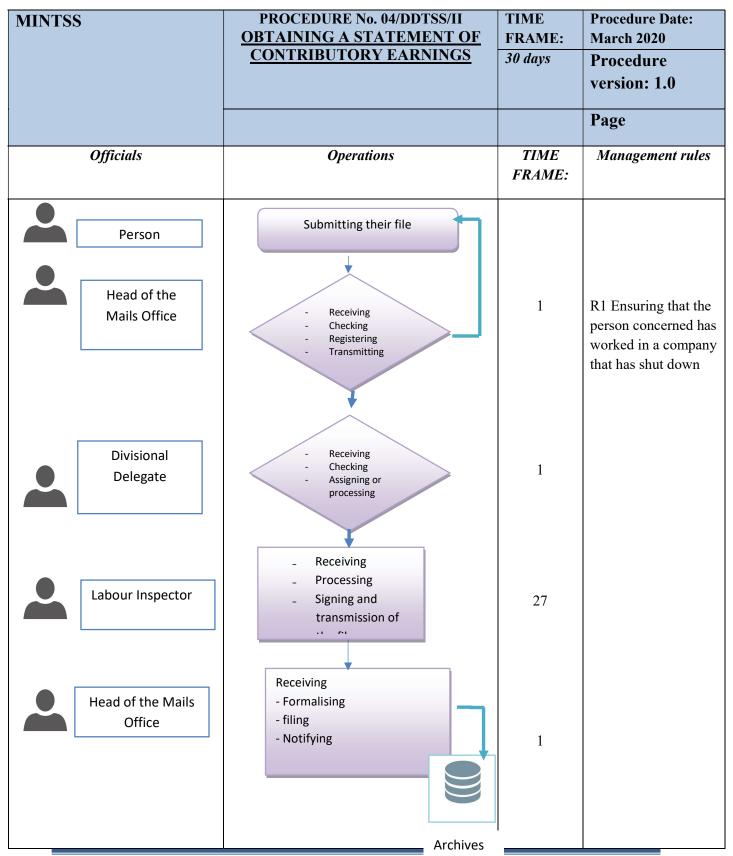
DIVISIONAL DELEGATION

PROCEDURE No.04/DD/II

<u>OBTAINING THE STATEMENT OF CONTRIBUTORY EARNINGS IN THE EVENT</u> <u>OF A BUSINESS CLOSURE</u>

TITLE OF THE EXPECTED INSTRUMENT:	Statement of Contributory Earnings		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE INSTRUMENT:	- Law No. 84/007 of 4 July 1984 amending law No. 69/LF/18 of 10 November 1969 setting an Old-age, invalidity and death pensions scheme;		
	- Law No. 92/007 of 14 August 1992 on the Labour Code;		
	- Decree No. 2011/408 of 09 December 2011 to organise the Government;		
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.		
REQUIREMENTS:	Having been an employee in a company that has shut down.		
APPLICATION FILE:	• Documents to be submitted: An application addressed to the Labour Inspector;		
	• <i>Documents to be consulted:</i> List of authorised companies		
SIGNATORY OF THE INSTRUMENT:	Labour Inspector		
TIME FRAME:	Thirty (30) days.		
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		

Processing Steps



Prepared with the technical assistance of the Ministry of Public Service and

Administrative Reform

DIVISIONAL DELEGATION

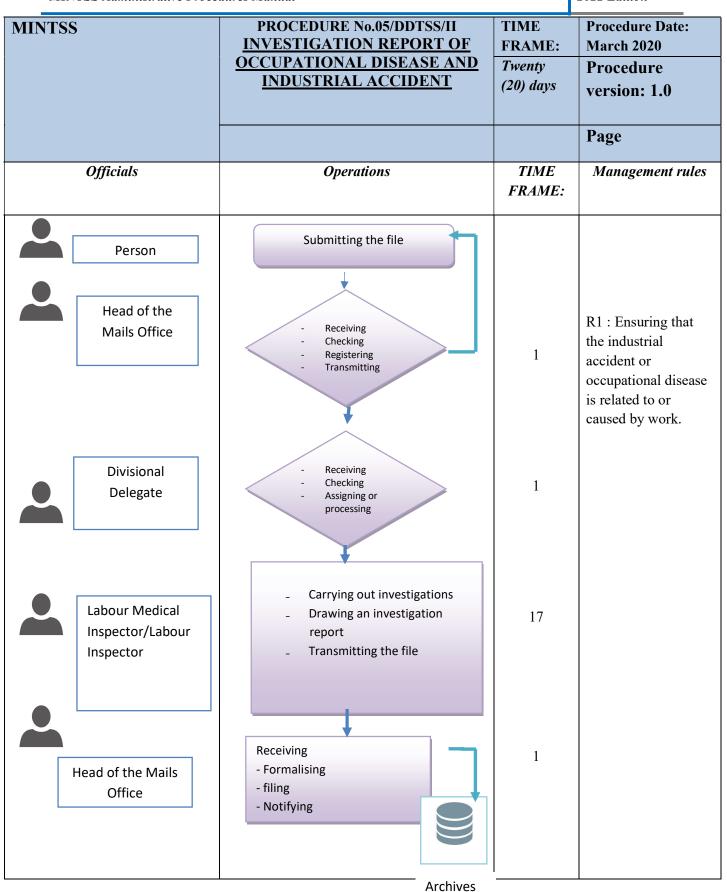
PROCEDURE No.05/DD/II

INVESTIGATING OCCUPATIONAL DISEASE AND INDUSTRIAL ACCIDENT

TITLE OF THE EXPECTED INSTRUMENT:	Report on the Investigation of Occupational Disease and Industrial Accident;		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;		
INSTRUMENT:	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;		
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.		
REQUIREMENTS:	Having incurred an industrial accident or occupational disease.		
APPLICATION FILE: • Documents to be submitted:			
-	- Industrial accident or Occupational diseases Report;		
	- Medical certificates		
	• Documents to be consulted:		
	- List of compensable occupational diseases;		
	- Industrial accidents and Occupational Diseases File;		
	- Records of Police/Gendarmerie.		
SIGNATORY OF THE INSTRUMENT:	Relevant Labour Medical Inspector/Labour Inspector.		
TIME FRAME:	Twenty (20) days.		
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal/ Notification		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		

Processing Steps





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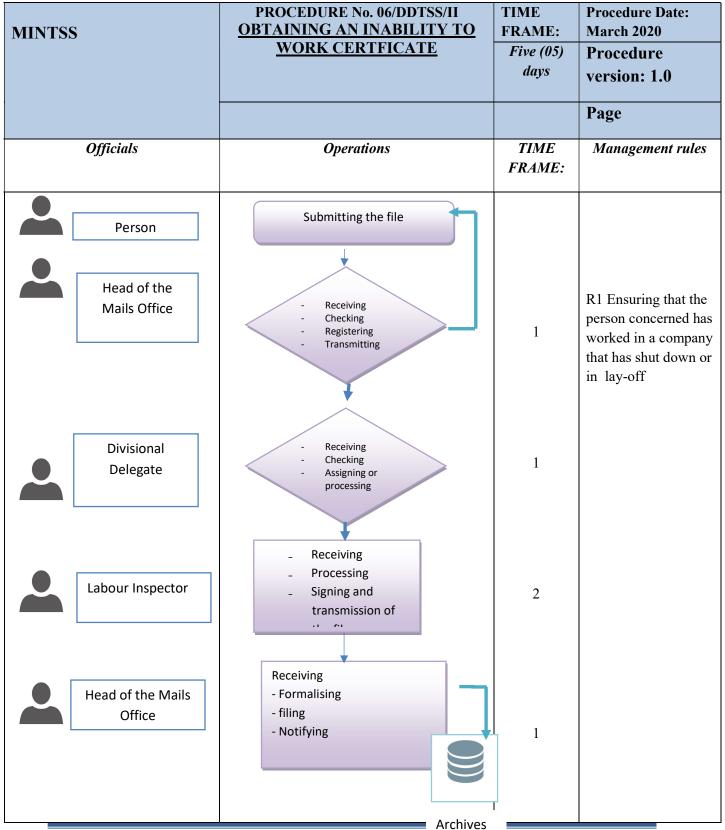
DIVISIONAL DELEGATION

PROCEDURE No.06/DD/II

OBTAINING AN INABILITY TO WORK CERTFICATE

TITLE OF THE EXPECTED INSTRUMENT:	Inability to Work Certificate.		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;		
INSTRUMENT:	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;		
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.		
REQUIREMENTS:	Be off work due to force majeure		
APPLICATION FILE:	• Documents to be submitted:		
	- An application addressed to the Labour Inspector of the area;		
	- Letter of dismissal		
	• Documents to be consulted: List of companies that have made downsizing.		
SIGNATORY OF THE INSTRUMENT:	Labour Inspector		
TIME FRAME:	Five (05) days		
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Notification/Withdrawal.		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		

Processing Steps



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DIVISIONAL DELEGATION

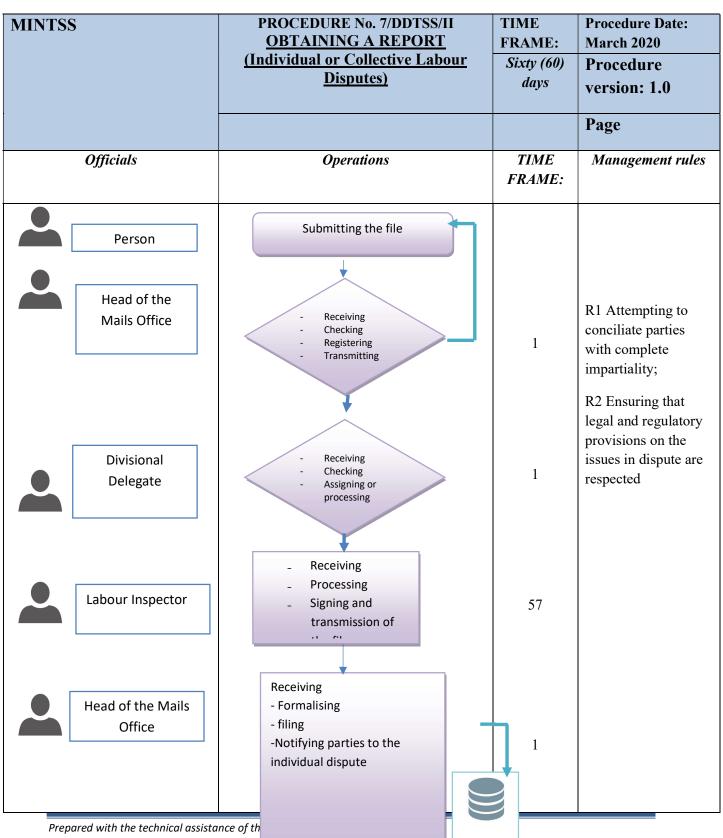
PROCEDURE No.07/DD/II

Prepared with the technical assistance of the Ministry of Public Service and

<u>SETTLING INDIVIDUAL_OR</u> COLLECTIVE LABOUR DISPUTES

TITLE OF THE EXPECTED INSTRUMENT:	Report of the settlement of individual or collective labour disputes.
INIATOR OF THE PROCEDURE:	Person concerned.
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;
INSTRUMENT:	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.
REQUIREMENTS:	Be a stakeholder to the labour dispute.
APPLICATION FILE:	• Documents to be submitted: Request from the Person concerned.
	• Documents to be consulted:
	- Internal Rules and Regulations;
	- Collective agreements/establishment or company agreements;
	- Personnel Status;
	- Pay Slip;
	- Worker's contract
SIGNATORY OF THE INSTRUMENT:	Labour Inspector
TIME FRAME:	Sixty (60) days.
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal/ Notification
QUALITY MANAGER:	- Head of the Mails and Liaison Office:

- Head of the Office of Registrar of Trade Unions and Employers Associations
- The Inspector General.
- -



Processing Steps

Prepared with the technical assistance of the Ministry of Public Service and

PROCEDURE No.08/DD/II

OBTAINING AN ATTESTATION OF ABSENCE OF TRADE UNION

TITLE OF THE EXPECTED INSTRUMENT:	Attestation of Absence of Trade Union
INIATOR OF THE PROCEDURE:	Person concerned.
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;
INSTRUMENT:	- Decree No.93/578/PM of 15 July 1993 establishing substantive and formal conditions to which Collective Agreements apply;
	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.
REQUIREMENTS:	No unionised workers in the company.
APPLICATION FILE:	• Documents to be submitted: An application addressed to the Labour Inspector of the jurisdiction.
	• Documents to be consulted:
	- Pay Slip;
	- Personnel file of the company concerned;
	- Membership file
SIGNATORY OF THE INSTRUMENT:	Labour Inspector
TIME FRAME:	Ten (10) days
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal/ Notification

Prepared with the technical assistance of the Ministry of Public Service and

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QUALITY MANAGER:	-	Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General.

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MINTSS PROCEDURE No. 08/DDTSS/II TIME **Procedure Date: OBTAINING AN ATTESTATION** FRAME: March 2020 **OF ABSENCE OF TRADE UNION** Ten (10) Procedure days version: 1.0 Page **Officials** TIME **Operations** Management rules FRAME: Submitting the file Person Head of the R1 Ensuring that Receiving Mails Office Checking employees do not 1 Registering belong to any trade Transmitting union by checking pay slips and, if available, membership cards Divisional Receiving Delegate Checking 1 Assigning or processing Carrying field visits or Labour Inspector investigations Drawing up a report; 7 Initiating and signing the draft instrument Transmitting the file Receiving - Formalising Head of the - filing 1 Mails Office - Notifying Archives

Processing Steps

PROCEDURE No.09/DD/II

<u>OBTAINING AN EXEMPTION FROM KEEPING FASCICLE No.1</u> AND/OR No. 2 OF THE EMPLOYER REGISTER;

TITLE OF THE EXPECTED INSTRUMENT:	Letter of exemption from keeping Fascicle No.1 and/or No.2.	
INIATOR OF THE PROCEDURE:	Person concerned.	
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.	
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).	
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;	
INSTRUMENT:	- Decree No.93/578/PM of 15 July 1993 establishing substantive and formal conditions to which Collective Agreements apply;	
	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;	
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security;	
	- Order No.13/MTPS/DGRE of 18 June 1968 relative to the Employer Register	
REQUIREMENTS:	Have a Computerised Personnel Management System.	
APPLICATION FILE:	• Documents to be submitted: An application addressed to the Labour Inspector	
	• <i>Documents to be consulted:</i> Extract of the computerised file.	
SIGNATORY OF THE INSTRUMENT:	Labour Inspector	
TIME FRAME:	Seven (07) days	
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal/ Notification	
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations 	

- The Inspector General.

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MINTSS **PROCEDURE No. 09/DDTSS/II** TIME **Procedure Date: OBTAINING AN EXEMPTION FROM** FRAME: March 2020 **KEEPING FASCICLE No.1** Seven (07) **Procedure** AND/OR No. 2 OF THE EMPLOYER days version: 1.0 **REGISTER** Page **Officials** TIME **Operations** Management rules FRAME: File submission Person Head of the R1: Ensuring that the Receiving Mails Office Checking employer has an IT 1 Registering system that can Transmitting replace these fascicles Divisional Receiving Checking 1 Delegate Assigning or processing Receiving Processing Labour Inspector 4 Carrying out field investigations Drawing up a report; Initiating the draft Receiving 1 Head of the - Formalising Mails Office - filing - Notifying

Processing Steps



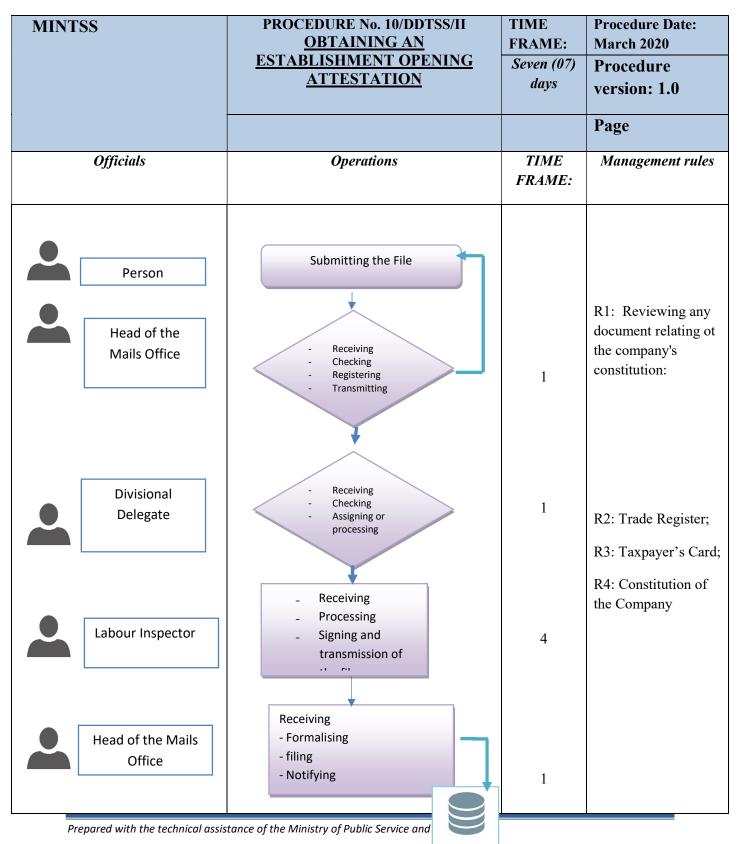
PROCEDURE No.10/DD/II

OBTAINING AN ESTABLISHMENT OPENING ATTESTATION

TITLE OF THE EXPECTED INSTRUMENT:	Establishment Opening Attestation	
INIATOR OF THE PROCEDURE:	Person concerned.	
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.	
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).	
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;	
INSTRUMENT:	- Decree No.93/578/PM of 15 July 1993 establishing substantive and formal conditions to which Collective Agreements apply;	
	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;	
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.	
REQUIREMENTS:	Having opened a production unit in the locality for at least one month.	
APPLICATION FILE:	• Documents to be submitted: <i>Printed version of declaration duly filled and signed.</i>	
	• Documents to be consulted:	
	- Trade Register;	
	- Taxpayer's Card;	
	- Constitution of the Company	
SIGNATORY OF THE INSTRUMENT:	Labour Inspector	
TIME FRAME:	Seven (07) days	
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal	
QUALITY MANAGER:	- Head of the Mails and Liaison Office:	

- Head of the Office of Registrar of Trade Unions and Employers Associations
- The Inspector General.

Processing S	Steps
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Administrative Reform

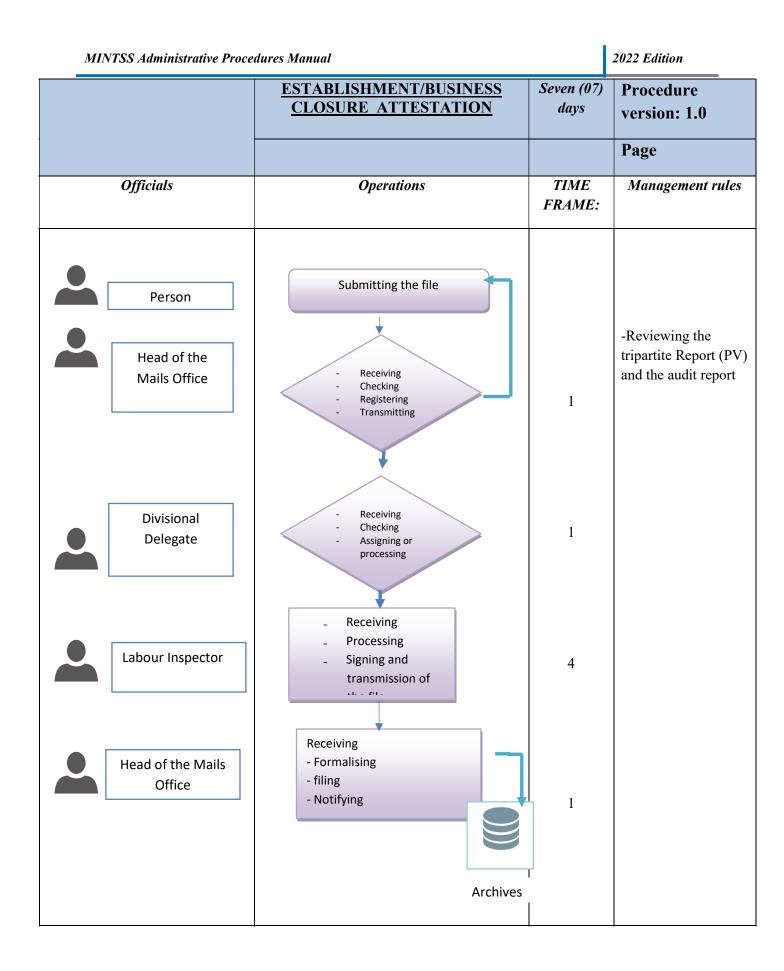
PROCEDURE No.11/DD/II

OBTAINING AN ESTABLISHMENT/BUSINESS CLOSURE ATTESTATION

TITLE OF THE EXPECTED INSTRUMENT:	Establishment Closure Attestation			
INIATOR OF THE PROCEDURE:	Person concerned.			
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.			
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).			
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;			
INSTRUMENT:	- Decree No.93/578/PM of 15 July 1993 establishing substantive and formal conditions to which Collective Agreements apply;			
	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;			
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.			
REQUIREMENTS:	Having shut down the business in a locality.			
APPLICATION FILE:	• Documents to be submitted:			
	- An application addressed to the Labour Inspector;			
	- Tripartite Report (PV) (Workers-Labour Inspectors-Employer).			
	• <i>Documents to be consulted</i> : The audit report.			
SIGNATORY OF THE INSTRUMENT:	Labour Inspector			
TIME FRAME:	Seven (07) days			
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal/ Notification			
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 			

Processing Steps

MINTSS	PROCEDURE No. 11/DDTSS/II	TIME	Procedure Date:
	OBTAINING AN	FRAME:	March 2020

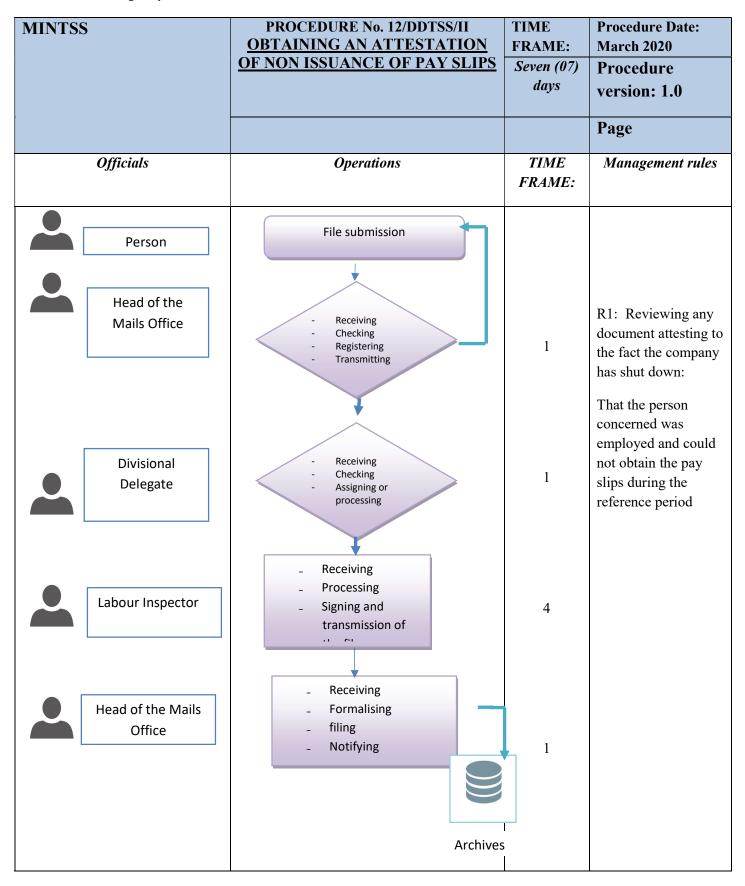


PROCEDURE No.12/DD/II

<u>OBTAINING AN ATTESTATION OF NON ISSUANCE OF</u> <u>PAY SLIPS</u>

TITLE OF THE EXPECTED INSTRUMENT:	Obtaining an Attestation of non-issuance of pay slips		
INIATOR OF THE PROCEDURE:	Person concerned.		
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.		
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).		
REFERENCE INSTRUMENT:	 Law No. 92/007 of 14 August 1992 on the Labour Code; Decree No.93/578/PM of 15 July 1993 establishing substantive and formal conditions to which Collective Agreements apply; Decree No. 2011/408 of 09 December 2011 to organise the new Government; Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security. 		
REQUIREMENTS:	Having been employed by a company that has shut down.Having received no pay slips during the reference period.Having lost one's pay slips during the reference period.		
APPLICATION FILE:	• Documents to be submitted:		
	 An application addressed to the Labour Inspector; Work Certificate; Any other documents attesting to their status as workers, including: letter of employment, NSIF registration booklet. <i>Documents to be consulted:</i> List of authorised companies 		
SIGNATORY OF THE INSTRUMENT:	Labour Inspector		
TIME FRAME:	Seven (07) days		
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal		
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General. 		

Processing Steps



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PROCEDURE No.13/DD/II

ENDORSING INTERNAL RULES AND REGULATIONS

TITLE OF THE EXPECTED INSTRUMENT:	Internal Rules and Regulations			
INIATOR OF THE PROCEDURE:	Person concerned.			
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.			
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).			
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;			
INSTRUMENT:	- Decree No.93/578/PM of 15 July 1993 establish substantive and formal conditions to which Collect Agreements apply;			
	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;			
	- Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.			
REQUIREMENTS:	Be an Employer with a staff of at least eleven (11) workers.			
APPLICATION FILE:	 Documents to be submitted: An application addressed to the Labour Inspector of the area; Three (03) copies of the draft Internal Rules and Regulations; Opinion of Staff Representatives, where appropriate. Documents to be consulted: Personnel File 			
SIGNATORY OF THE INSTRUMENT:	Labour Inspector			
TIME FRAME:	Fifteen (15) days.			
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal/ Notification			
QUALITY MANAGER:	Head of the Mails and Liaison Office:Head of the Office of Registrar of Trade Unions			

- and Employers Associations
- The Inspector General.

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Processing Steps

MINTSS Officials	PROCEDURE No. 13/DDTSS/II <u>ENDORSING INTERNAL RULES</u> <u>AND REGULATIONS</u> <i>Operations</i>	TIME FRAME: Fifteen (15) days TIME FRAME:	Procedure Date: March 2020Procedure version: 1.0PageManagement rules
Person Head of the Mails Office Divisional Delegate	Submitting the file	1	R1: R1: Ensuring that the provisions of Section 29 of the Labour Code have been respected, particularly the existence of the draft Internal Rules and Regulations in three copies, and the opinion of the staff representatives, if applicable.
Labour Inspector	 Receiving Cross checking Signing and transmission of tight Receiving Formalising filing Notifying 	12	

PROCEDURE No./DD/II

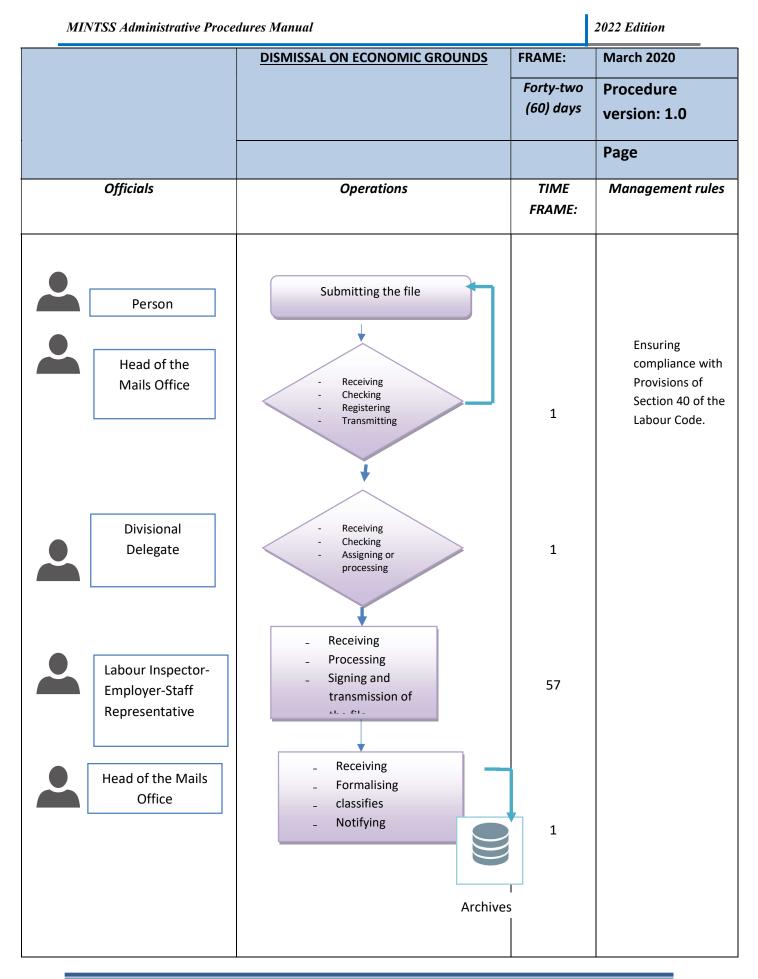
DISMISSAL ON ECONOMIC GROUNDS

TITLE OF THE EXPECTED	MINUTES (PV)
INSTRUMENT:	
INIATOR OF THE PROCEDURE:	Person concerned.
PLACE OF SUBMISSION OF THE FILE:	Mails Office of the Divisional Delegation.
INITIATING STRUCTURE:	Divisional Delegation(Inspector of Labour and Social Security).
REFERENCE	- Law No. 92/007 of 14 August 1992 on the Labour Code;
INSTRUMENT:	- Decree No.93/578/PM of 15 July 1993 establishing substantive and formal conditions to which Collective Agreements apply;
	- Decree No. 2011/408 of 09 December 2011 to organise the new Government;
	 Decree No. 2012/558 of 26 November 2012 to organise the Ministry of Labour and Social Security.
REQUIREMENTS:	 Be an Employer whose company is in economic distress or restructuring;
	 Having explored all possibilities provided for in Section 40 of the Labour Code below:
	 reduction of working hours, shift work, part-time work, Lay-off, review of various allowances and benefits in kinds; and even wage cuts.
APPLICATION FILE:	• Documents to be submitted: Conclusions of the negotiation.
	• Documents to be consulted:
	- Memorandum of agreement;
	- Any document attesting to the company's economic difficulties.
SIGNATORIES OF THE INSTRUMENT:	Workers-Labour Inspector-Employer
TIME FRAME:	Sixty (60) days.
TERMS AND CONDITIONS FOR RECEIVING THE INSTRUMENT:	Withdrawal
QUALITY MANAGER:	 Head of the Mails and Liaison Office: Head of the Office of Registrar of Trade Unions and Employers Associations The Inspector General.

MINTSS	PROCEDURE No. 14/DDTSS/II	TIME	Procedure Date:

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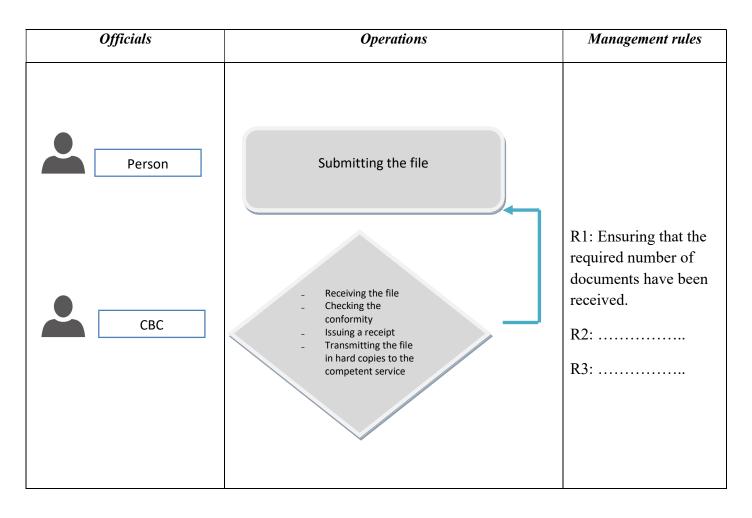
2022 Edition



PART 2: CLASSICAL OPERATIONS OF THE OFFICIALS IN THE PROCESSING CHAIN

I. PROCESSING OF FILES AT THE MAILS AND LIAISON OFFICE

a) AT THE BEGINNING OF THE PROCESS



b) During the transmission of a file to another administration

Officials	Operations	Management rules
		R1: Ensuring compliance of physical data with electronic data;
Свс	 Receiving the file in hard copies Consulting the hard copies of the file Transmitting the file to the Head of the Office concerned 	R2: Ensuring that the addressee is the right person;
		R3: Ensuring that the addressee's name is the right one

c) AT THE END OF THE PROCESS

Officials	Operations	Management rules
CBC	 Receiving the decision; Taking note of the file; Photocopying the instrument; Formalising the instrument and photocopies; Registering and codifying the instrument; Registering the outgoing instrument; Filing a copy of the instrument Handing over the file and a copy of the concerned instrument Transmitting the original instrument to the person concerned. 	R1: Ensuring compliance with pagination; R2: Ensuring that confidentiality is respected; R3:

II. AT THE SECRETARIAT

a) WHEN RECEIVING THE FILE

Officials	Operations	Management rules
Secretary	 Receiving the file in hard copies and electronic data Ensuring compliance of hard copies with electronic data. Recording the reception of the file in a hard copy Endorsing the transmission slip. Printing the reception slip Submitting the file in copies to their hierarchy. 	R1: Ensuring compliance of physical data with electronic data;R2: Ensuring that confidentiality is respected.R3

b) AT THE TRANSMISSION OF THE FILE

Officials	Operations	Management rules
Secretary	 Receiving the file in hard copies Recording the transmission of the file in hard copies Printing the transmission slip Transmitting the electronic data to the Office concerned Handing over the file in hard copies to the Liaison Officer for transmission to the office concerned. 	R1: Ensuring compliance of physical data with electronic data;R2: Ensuring that the addressee is the right person;R3: Ensuring that the addressee's name is the right one

c) AFTER SIGNING THE INSTRUMENT

Officials	Operations	Management rules
Secretary	 Receiving the file in hard copies and the signed decision Transmitting the decision to the Head of the Reprography Bureau Printing the transmission slip Proceeding with the electronic signature of the instrument Recording the transmission of the file Handing over the signed document to the Liaison Officer for transmission to the Head of the 	R1: Ensuring compliance of physical data with electronic data;R2: Ensuring that the addressee is the right person;R3: Ensuring that the addressee's name is the right one

III. PROCESSING AT THE LIAISON OFFICERS

Officials	Operations	Management rules
Liaison officer	 Receiving the file in hard copies Handing over the file in hard copies to the addressee's secretary 	R1: Ensuring that the addressee is the right person; R2: Ensuring that the addressee's name is the right one

IV. PROCESSING AT THE TECHNICAL DEPARTMENTa) At the reception of the file

Officials	Operations	Management rules
Inspector of Labour and Social Security	 Receiving the file in hard copies and the transmission slip against acknowledge of receipt; Receiving electronic data and printing the reception slip; Ensuring that electronic data are compliant with data of the file in hard copies. 	R1: Ensuring compliance of physical data with electronic data; R2: R3 : R4:

b) At the transmission of the file

Officials	Operations	Management rules
Inspector of Labour and Social Security	 Initiating the draft instrument Signing the draft instrument, if necessary Printing the endorsement and the processing form and draft instrument Covering the file Signing the draft instrument Endorsing the processing form Recording the file in a transmission register Transmitting electronic data to the Divisional Delegate Printing the transmission slip Taking the file in hard copies and transmission slip to the Service Head 	 R1: Ensuring compliance of physical data with electronic data; R2: Ensuring compliance with business requirements related to the requested work; R3: Ensure compliance with the hierarchy. R4:

V. PROCESSING AT OTHER POSITIONS OF RESPONSIBILITIES

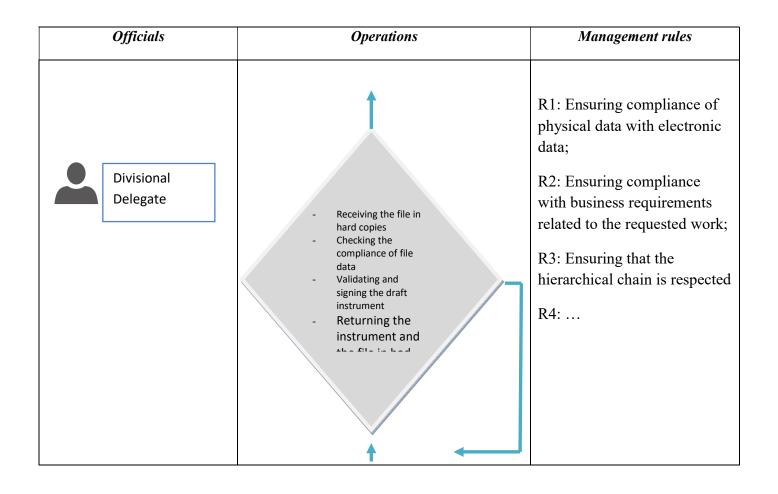
Officials	Operations	Management rules
Divisional Delegate	 Receiving the file in hard copies Consulting the hard copies of the file Assigning the file in hard copies to the Inspector of Labour and Social Security; Returning the file in hard copies to the Secretary for transmission to the Head of the relevant Department. 	R1: Ensuring compliance of physical data with electronic data;R2: Ensure compliance with the hierarchy.R3:

a) WHEN RECEIVING THE FILE

b) AT THE TRANSMISSION OF THE FILE Outgoing of a file from the Divisional Delegation

Officials	Operations	Management rules
Divisional Delegate	 Receiving the file in hard copies Validating and signing the draft instrument Endorsing the processing form Returning the file in hard copy to his/her 	 R1: Ensuring compliance of physical data with electronic data; R2: Ensuring compliance with business requirements related to the requested work; R3: Ensure compliance with the hierarchy. R4:

When the file concerns services of the Divisional Delegation



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- ONANA Max Aimé, Director of General Affairs/MINTSS

MEMBRES:

SPRA TEAM:

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- TCHUENDEM KOM Solange, Sec/SPRA.

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- AKAMBA EBOUTOU Yves Urbin Magloire, Divisional Delegate of Labour and Social Security;
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- BELLA MENGUE Charles Vincent, Head of the Translation Unit;
- BILOGUI Longin Elie Magloire, Sub-Director of Health at Work
- ONANA Raymond, Head of the SIGPES Management Project;
- FOE BILOA Timothée, Assistant Research Officer No.1, Supportive Staff.

APPENDIX