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Update on Case 3386 on Kyrgyzstan

Dear Karen Curtis,

I am writing this letter to you as General Secretary of [IndustriALL Global Union](https://www.industrialall-union.org/), which represents more than fifty million union workers in mining, energy and manufacturing industries in 141 countries worldwide, including Kyrgyzstan, to provide an update concerning Case 3386 on Kyrgyzstan.

We wish to submit new information, in addition to the complaint of the Mining and Metallurgical Trade Union of Kyrgyzstan and IndustriALL Global Union, registered with the ILO Committee on Freedom of Association under Case No. 3386 from June 2020, about the systematic violation of trade union rights.

In an earlier complaint to the International Labor Organization in 2020, the complainants called attention to the violation of freedom of association by the state bodies of the Kyrgyz Republic, as well as the violation of the rights of trade union leaders by the former chairman of the Federation of Trade Unions of Kyrgyzstan, Asanakunov Mirbek Askerovich.

Regarding the second part of the complaint, it should be noted that Asanakunov M.A. is no longer associated with trade unions and his illegal actions have been stopped. On April 6, 2022, the Congress of the Federation of Trade Unions of Kyrgyzstan was held, where a new leadership was elected and the internal conflict in the Federation was settled.

Concerning the violation of the principles of freedom of association and independence of the activities of trade union bodies, we wish to inform you that by the resolution of the Jogorku Kenesh (Parliament) of the Kyrgyz Republic dated June 16, 2022, No. 341-VII, a commission was created to study the implementation of the law of the Kyrgyz Republic "On Trade Unions".

The Jogorku Kenesh of the Kyrgyz Republic, following the results of the work of the commission on June 21, 2023, adopted resolution No. 1293-VII on the results of the work of the commission to study the implementation of the law of the Kyrgyz Republic "On Trade Unions." In accordance with this resolution:

- Deputies of the Jogorku Kenesh of the Kyrgyz Republic were instructed to prepare proposals for amending the Law of the Kyrgyz Republic "On Trade Unions" in September 2023.
- The Cabinet of Ministers of the Kyrgyz Republic, in order to ensure the transparency of work, was instructed to carry out digitalization activities and significant personnel reforms in all structures of the trade union; ensure the creation of a new effective structure of trade unions, which primarily fulfills its obligations to protect the rights and interests of workers, without engaging in any political activity, by reducing the number and consolidation of committees and councils of trade unions.
- The Federation of Trade Unions of the Kyrgyz Republic was instructed to prepare proposals for making the necessary changes to the charters of the central sectoral committees, and regional councils of the Federation of Trade Unions of the Kyrgyz Republic; to conduct an inventory of agreements on the lease of property of trade unions and consider the possibility of leasing it to local governments, other legal entities, and individuals on favorable terms.

The resolution gives instructions to the Cabinet of Ministers of the Kyrgyz Republic and the Federation of Trade Unions of Kyrgyzstan on the issues of determining the structure and functioning of trade unions, determining areas of activity, changing charters and others. This is an interference in the internal activities of trade unions, a restriction on the right of trade unions to develop their charters and administrative regulations, freely organize their internal structures and their activities and formulate their program of action.

The circumstances set forth in this addendum to Complaint No. 3386 testify to the continued pressure from the state authorities on trade unions in Kyrgyzstan and the restriction of the right of trade unions to freedom of association and self-determination.

With best regards,



Atle Hoie
General Secretary