

## MEMORANDUM OF UNDERSTANDING

This understanding is reached between:

The Government of the Republic of the Union of Myanmar [hereinafter referred to as 'the Government'],

and

The International Labour Organisation [hereinafter referred to as 'the ILO']

Jointly referred to as 'the Parties'.

The Memorandum of Understanding records the Parties agreement to a new Action Plan for the elimination of all forms of forced labour on 22 January 2018.

In so agreeing the Parties recall:

- the obligation placed on the Government through its ratification in 1955 of the Forced Labour Convention, 1930 (No.29);
- the 1998 recommendations of the Commission of Inquiry appointed under article 26 of the ILO Constitution and the subsequent decisions of the International Labour Conference and the conclusions of the Governing Body;
- the commitment of the Government and the ILO for the elimination of forced labour as contained in the Understanding between them dated 19 March 2002;
- the progress made through the cooperative, joint application of the Supplementary Understanding dated 26 February 2007;

Any differences between the Parties shall, to the extent possible, be settled through consultation amicably.

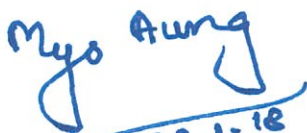
In reaching this agreement the parties demonstrate their commitment to the objective of the elimination of forced labour and their intent to work together to that end.

This Memorandum of Understanding shall enter into force on the date of signing and shall remain in force up to the 31<sup>st</sup> day of December 2018.

In WITNESS WHEREOF, the undersigned representatives being duly authorized thereto by their respective parties, done at Naypyitaw on the 22<sup>nd</sup> January 2018,

For and on behalf of the Government of  
the Republic of the Union of Myanmar

For and on behalf of the  
International Labour Organisation



**U Myo Aung**  
Permanent Secretary  
Ministry of Labour, Immigration and Population  
The Government of the Republic of the Union of  
Myanmar



**Mr. Rory Mungoven**  
Liaison Officer  
Office of the ILO Liaison Officer, Yangon  
The Republic of the Union of Myanmar

## Action Plan for the Elimination of Forced Labour to 31 December 2018

Action Plan	
Priority one: Continued Operation of Supplementary Understanding on Complaints mechanism	Timeline/ Responsibility
1.1.Re-establish the High Level Government Working Group on forced labour (HLWG)	MOLIP
1.2.Re-establish the Technical Working Group (TWG) comprised of <ul style="list-style-type: none"> <li>a. Representative from MOLIP</li> <li>b. Representative from Tatmadaw</li> <li>c. Representative from GAD</li> <li>d. Representative from Anti trafficking in Persons Division (ATIPD)</li> <li>e. Representative from the ILO</li> <li>f. Representative from Ministry of Agriculture, Livestock and Irrigation</li> </ul>	MOLIP
1.3. Convene the High Level Working Group meeting quarterly and the TWG meeting every two months or as required.	HLWG every three months, TWG every two months or as required/ MOLIP
1.4.Support early conclusion of Security Council Resolution 1612 Joint Action Plan (JAP)	Ongoing/CTFMR
1.5. Complaints made to the ILO regarding underage recruits whose circumstances of recruitment fall within the mandate of the CTFMR after 1st January 2008 will be referred through that body. Cases of underage recruitment of persons from 26 February 2007, the date of the Supplementary Understanding was first signed, to 31 December 2007 will be referred through the Technical Working Group. 325 existing cases of underage recruitment of persons recruited before 2007 will be referred through the Technical Working Group. High Level Working Group to decide, examine, reconcile and resolve any other cases.	Ongoing ILO/Tatmadaw
1.6. Resolution of a number of cases where forced labour practice stopped with intervention from the previous government, to ensure complete restitution or justice, including referral of land issue to responsible body.	HLWG
1.7. TWG to undertake to investigate the alleged incident of forced labour and make recommendations to the HLWG.	Ongoing/TWG
1.8. To share monthly the Database maintained and updated information with the HLWG on cases resolved, accountability measures taken, and in cases where resolution appeared not possible, record the reason thereof.	ILO
Priority two: Training and Awareness Raising on Forced Labour	
2.1. ILO to provide an orientation session for HLWG, and awareness-raising sessions and training on forced labour for TWG	ILO
2.2.Training of trainer (TOT) sessions on forced labour to be convened for dedicated Government personals from Tatmadaw, the police, GAD, MOLIP, and relevant ministries	ILO

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to be certified to the master trainers. To submit the curriculums to the HLWG in advance for approval. The trainers must be experienced and have internationally recognized certificates.	
2.3. Schedules for multiplier training to be drawn up by the Government master trainers to undertake to train further for their respective colleagues/ institutions at union as well as regional/state levels. The ILO to provide technical support in multiplier courses.	HLWG
2.4. Quarterly follow up meeting of master trainers as part of technical support provision from the ILO.	HLWG
2.5. Cooperation with Union Supreme Court for giving lectures on Forced Labour to regular training courses for judges at USC Training Centre.	USC/ILO/ MOLIP
2.6. Technical assistance and training provided to prisons administration on international standards for prison labour.	DG Prisons/ MOLIP/ILO
2.7. Targeted training for labour inspectors and anti-trafficking police forces on forms of forced labour as required.	ILO/ATPD/ MOLIP
2.8. Do's and Don'ts practical guideline to be reviewed and approved by HLWG and used as part of the training curriculum for ToT as well as other types of awareness raising.	ILO
2.9. Following agreement by the Government to the installation of billboards in many locations, increase number of billboard to more locations particularly in local and remote areas across the country.	MOLIP/ILO
<b>Priority Three: Capacity building to end forced labour</b>	
3.1. With the approval of the Union Government, commitments secured from state- and regional-level governments across Myanmar to end forced labour and participate in the Action Plan	State and regional governments
3.2. With the approval of the Union Government, awareness raising and training to be convened by the ILO as well as the trained trainers for state and regional officials, local authorities, local communities, CBOs and CSOs	Ongoing/ILO
3.3. With the approval of HLWG, to demonstrate that forced labour practices can be replaced by proper schemes of employment, the ILO to support surveys on livelihoods and potential economic opportunity/rehabilitation and identify possible programmes to support employment	Ongoing/ILO
<b>Priority Four: Mobilisation of tripartite partners for prevention of forced labour in the private sector</b>	
4.1. The TWG of the NTFD held to mobilize collective efforts, including monitoring plans and other measures to be discussed and adopted by the NTFD, to tackle forced labour in the private sectors in all levels sector across all sectors in all levels	NTDF
4.2. The ILO to conduct training and awareness-raising sessions on forced labour for workers' and employers' organizations at all levels, including on monitoring and the complaints mechanism. To submit the curriculums to the HLWG in advance. The trainers must have experience and internationally recognized certificates	ILO
4.3. Technical assistance, advocacy and awareness raising with MNEs on forced labour risks in supply chains.	Ongoing/ILO

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4.4. Advocacy and technical advice to management and other relevant stakeholders in the private sector including SEZs and large energy projects on the fundamental principles and rights at work including forced labour elimination/prevention.	Ongoing/ILO
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