

 

Portugal

Date d'entrée: July 2, 1999

Membre de l'AICESIS

Membre de l'ILO

**Conseil Économique et Social**

* **Establishment**
* **Date of creation**August 17 1991
* **Year operational**
* **Nature of the texts that create the ESC (Constitution, law, decree, etc.)**Law No. 108/91. It is envisaged in the Constitution *(article 92)*.

* **Composition**
* **Number of members of the ESC**66 members *(including the President)*
* **Membership structure:**Current Composition of the Council’s Plenary

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| Representatives | Number of Full members |
| Chairman | 1 |
| Vice-Chairmen | 4 |
| Government | 8 |
| Trade Unions |   |
| CGTP-IN | 4 |
| UGT | 4 |
| Employer Associations |   |   |
| CAP | 2 |
| CCP | 2 |
| CIP | 2 |
| CTP | 2 |
| CPCI | 2 |
| Cooperative Sector | 2 |
| Higher Council for Science, Technology and Innovation | 2 |
| National Council for Professional Associations | 2 |
| State Corporative Sector | 1 |
| Autonomous Regions | 4 |
| Local Government | 8 |
| National Associations for Environmental Protection | 1 |
| National Associations for Consumer Protection | 1 |
| Private Social Welfare Institutions | 2 |
| Family Associations | 1 |
| Universities | 1 |
| National Association Young Entrepreneurs | 1 |
| Family-based agriculture and the rural universe | 2 |
| Women's Associations with generic representation | 2 |
| Women's Associations represented in CIDM | 1 |
| Organisations representing people with disabilities | 1 |
| Organisations representing the financial and insurance sector | 2 |
| Individuals of renowned merit | 5 |
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There are 14 full time employees in the Economic and Social Council.

* **Duration of the term**4 years renewable
* **Process of designating the members (election, nomination, by whom, etc.)**

The President of the Council begins the process of appointing Members of the Plenary in the 15 days following his inauguration as provided in Law No. 108/91 of 17 August.

* **Mission and attributions**

The Council is a constitutional body for consultation and social concertation. Its main goals are to promote the participation of economic and social agents in decision-making procedures of the organs of sovereignty, within the scope of socioeconomic issues. It is the space for dialogue between the Government, Social Partners and remaining representatives of an organised civil society *par excellence*. The Constitution of the Portuguese Republic (Article 92) grants the Council two types of competencies, one consultative and the other of social concertation.

The arbitration activity also operates under the Council and it aims at settling collective conflicts in the labour relations. Arbitration takes on several forms, namely mandatory arbitration, required arbitration and arbitration to define minimum services.

* **Administrative organization of the ESC**

The Chairman of the Council is one of the Council’s governing bodies and is appointed by Parliament with a two thirds majority of the Members of Parliament (MPs) present, as long as this is greater than the majority of MPs in office. His/her mandate corresponds to the legislative period of Parliament and is renewable without limitations.

* **Functioning of the ESC**

The Council work is carried out by its bodies, namely the Chairman, Plenary, the Specialised Standing Committee on Social and Economic Policy, the Specialised Standing Committee for Regional Development and Land Planning, the Coordinating Board and the Social Concertation Standing Committee, which works independently of the Council, which is tasked with providing the former with logistic and administrative support.

Its consultation competencies are based on the participation of the most representative organisations in Portuguese society and economic tissue and are carried out by drafting opinions, requested of it by Government or other organs of sovereignty, or upon its own initiative. Within the scope of this competency, the Council expresses an opinion on the drafts of the programmes and policies for social and economic development, Portugal’s positioning within the European institutions with regard to these policies, the use of European funds at national level and the regional development policy. The competency for social concertation aims to foster social dialogue and negotiation between the Government and Social Partners – trade unions and employer associations – and is exercised based on tri-party negotiations with representatives of such bodies, during which legislation projects are appraised with regard to social and labour matters, for which social concertation agreements are then entered into.

In what concerns the arbitration activity, the Council’s duties concern the organisation and maintenance of lists for appointing arbitrators, picking arbitrators at random if need be, ensuring payment for arbitrators and experts and technical and administrative support of the normal functioning of the arbitration tribunal.

* **Achievements of the ESC**
* **Main publications/studies**

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| **Opinions** |
| 04-11-2013 | Opinion on the Draft State Budget for 2014 |
| 09-10-2013 | Opinion on the major options for the plan for 2014 |
| 09-10-2013 | Opinion on the state budget execution in 2012 |
| 12-06-2013 | Opinion on the Amendment to State Budget for 2013 |
| 22-05-2013 | Opinion on the Budget Strategy Document for 2013-2017 |
| 05-11-2012 | Opinion on the state budget for 2013 |
| 26-09-2012 | Opinion on the draft law n.º 81/XII |
| 26-09-2012 | Opinion on the major options for the plan for 2013 |
| 26-09-2012 | Opinion on the state budget execution in 2011 |
| 23-05-2012 | Opinion on the budget strategy document for 2012-2016 |
| 06-03-2012 | Opinion on the state budget execution in 2010 |
| 08-11-2011 | Opinion on the major options for the plan for 2012-2015 |
| 08-11-2011 | Proposal of the State budget for 2012 |
| **Own initiative Opinions** |
| 13-03-2013 | Opinion on the economic, social and organizational consequences of the population ageing |
| 13-03-2013 | Opinion on the competitiveness of cities, social cohesion and spatial planning |
| 02-09-2010 | The Future of the Euro zone, Own-initiative report |
| 23-11-2008 | People with disabilities: mobility, education and work |
| 21-04-2006 | Opinion on the Services of General Interest |
| 24-05-2005 | Opinion on the Lisbon Strategy |
| 24-04-2005 | Opinion on Main Options for the Plan and Development Strategy |
| 17-01-2003 | Opinion on Corporate Social Responsibility |

* **Affiliations**AICESIS
* [Note on Social Dialogue (February 2016)](http://www.aicesis.org/files/organizations/79/160205_Social_Dialogue_in_Portugal_-_AICESIS.docx) (172.98 Kb) [Télécharger](http://www.aicesis.org/files/organizations/79/160205_Social_Dialogue_in_Portugal_-_AICESIS.docx)

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