

## decrees and ministerial orders

### MINISTRY OF SOCIAL AFFAIRS, SOLIDARITY AND TUNISIANS ABROAD

#### **Decree n° 2009-2375 dated 24 August 2009, establishing and organizing the national prize of health and safety at work.**

The President of the Republic,

On a proposal from the Minister of Social Affairs,  
Solidarity and Tunisians Abroad,

Having regard to n° 60-30 dated 14 December 1960,  
organizing social security systems, all amending and  
completing texts and notably law n° 2007-51 dated 23 July  
2007,

Having regard to the labor code enacted by law n° 66-27  
dated 30 April 1966, all amending and completing texts and  
notably law n° 2007-19 dated 2 April 2007,

Having regard to law n° 94-28 dated 21 February 1994,  
relating to the repairing systems of damages resulting from  
occupational accidents and industrial diseases, as amended  
and completed by law n° 95-103 dated 27 November 1995,

Having regard to law n° 2004-71 dated 2 August 2004,  
establishing a health insurance system, notably article 8,

Having regard to decree n° 89-457 dated 24 March  
1989, delegating some powers of the governments members  
to the governors, all amending and completing texts and  
notably decree n° 2008-2954 dated 23 August 2008,

Having regard to decree n° 96-1050 dated 3 June 1996,  
relating to the financing by the national fund of social  
security of the projects of health and safety at work, as  
amended by decree n° 2002-583 dated 12 March 2002,

Having regard to decree n° 2001-441 dated 13 February  
2001, fixing the organization and the attributions of the  
regional directorates of social affairs,

Having regard to decree n° 2005-2978 dated 8  
November 2005, fixing the attributions of the Ministry of  
Social Affairs, Solidarity and Tunisians Abroad,

Having regard to the opinion of the Administrative  
Court.

Decreases the following :

Article one - It established, a prize called “national prize of health and safety at work” granted to the enterprises ruled by the labor code which has been distinguished by their continuous endeavors in the field of health and safety at work aiming at developing the work posts and complying with the conditions appropriate for the preservation of health inside the enterprise and the reinforcement of the prevention from industrial risks.

Art. 2 - The candidacies for the obtaining of the national prize of health and safety at work are lodged by the concerned enterprises to the head-office of the territorially relevant governorate before 31 December of each year.

The aforesaid candidacies are examined by a regional committee presided by the governor or his representative and comprising the following :

- The regional director of social affairs, solidarity and Tunisians abroad,
- A representative of the division of medical inspection and safety at work,
- The head of the regional centre of the national fund of health insurance,
- The head of the regional office of the national fund of social security,
- Two representatives of the labor regional union,
- A representative of the regional union of industry, trade and handicrafts,
- A representative of the regional union of agriculture and fishing,

The members of the regional committee, who are not designated according to their quality, are appointed by order of the governor on a proposal from the concerned syndical institutions and organizations.

The secretariat of this committee is provided by the territorially relevant regional directorate of social affairs, solidarity and Tunisians abroad.

Art. 3 - The regional committee mentioned in article 2 of the decree herein fixes the list of the candidacies proposed for the obtaining of the prize. The governor of the region shall submit the committee report and the candidacies' files to the Ministry of Social Affairs, Solidarity and Tunisians Abroad before 31 January of each year.

Art .4 - The national prize of health and safety at work is awarded on 1 May of each year by order of the Minister of Social Affairs, Solidarity and Tunisians Abroad, on a proposal from the national committee provided for in article 5 of the decree herein.

Art. 5 - The national committee is presided by the Minister of Social Affairs, Solidarity and Tunisians Abroad or his representative and comprises the following :

- A representative of the Prime Ministry,
- A representative of the Ministry of the Interior and Local Development,
- A representative of the Ministry of Finance,
- A representative of the Ministry of Development and International Cooperation,
- A representative of the Ministry of Industry, Energy and Small and Medium - Sized Enterprises,
- A representative of the Ministry of Trade and Handicrafts,
- A representative of the Ministry of Agriculture and Water Resources,
- Two representatives of the labor general union,
- A representative of the Tunisian union of industry, trade and handicrafts,
- A representative of the Tunisian union of Agriculture and Fishing,
- A representative of the national fund of health insurance,
- A representative of the national fund of social security,
- A representative of the directorate of the medical inspection and safety at work,
- A representative of the institute of health and safety at work,

The members of the national committee are appointed by order of the Minister of Social Affairs, Solidarity and Tunisians Abroad on a proposal from the concerned ministries, institutions and syndical organizations.

The secretariat of this committee is provided by the directorate of the medical inspection and safety at work of the Ministry of Social Affairs, Solidarity and Tunisians Abroad.

Art. 6 - The candidacies of the enterprises having obtained the national prize of health and safety at work may be accepted again only after ten (10) years as from the date of the obtaining of the last prize.

Art. 7 - The amount of the national prize of health and safety at work is fixed at ten thousand (10 000) dinars.

The amount of this prize is charged to the budget of the national fund of health insurance.

Art. 8 - The amount of the national prize of health and safety at work awarded to the enterprise is entirely reserved for the financing of the projects of health and safety at work.

Art.9 - The list of the enterprises benefiting from the national prize of health and safety at work is published in the Official Gazette of the Republic of Tunisia.

The enterprise benefiting from the prize, receives a certificate signed by the Minister of Social Affairs, Solidarity and Tunisians Abroad.

Art.10 - The Minister of Social Affairs, Solidarity and Tunisians Abroad shall implement the decree herein which shall be published in the Official Gazette of the Republic of Tunisia.

Tunis, 24 August 2009.

**Zine El Abidine Ben Ali**