

**MINISTRY OF VOCATIONAL TRAINING
AND EMPLOYMENT**

Decree n° 2011-98 dated 11 January 2011, amending and completing decree n° 2009-349 dated 9 February 2009, fixing the programs of the employment national fund and the conditions and methods of their benefit.

The President of the Republic,

On a proposal from the Minister of Vocational Training and Employment,

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

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

Having to law n° 88-6 dated 8 February 1988, covering the trainees as regards social security,

Having regard to law n° 89-67 dated 21 July 1989, extending the social security coverage to the beneficiaries of vocational training courses,

Having regard to law n° 93-11 dated 17 February 1993, creating the Tunisian employment agency and the Tunisian vocational training agency,

Having regard to law n° 99-101 dated 31 December 1999, relating to the appropriations law for the year 2000, and notably article 13, creating the employment national fund,

Having regard to law n° 2010-58 dated 17 December 2010, relating to the appropriations laws for the year 2011 and notably article 28,

Having regard to decree n° 2003-564 dated 17 March 2003, changing the appellation of the Tunisian employment agency and the employment offices belonging to it,

Having regard to decree n° 2009-349 dated 9 February 2009, fixing the programs of the employment national fund and the conditions and methods of their benefit, all the amending and completing texts and notably decree n° 2011-1 dated 3 January 2011 and notably articles 6, 38, 39, 40 bis and 40 ter,

Having regard to the opinion of the Minister of Finance,

Having regard to the opinion of Administrative Tribunal.

Decreases the following:

Article one – The provisions of paragraphs two and three of article 6 of decree n° 2009-349 dated 9 February 2009 referred to above, are repealed and replaced by the following provisions :

Article 6 (paragraph two new) : However, the Minister in charge of employment may, exceptionally, extend the training course duration for a maximum one-year period within the same reception company, or authorize a second training course within another company.

Article 6 (paragraph three new): The total duration of the initiation training course to the professional life cannot at any case exceed two years.

Art.2 - It is added to article 40 ter of decree n° 2009-349 dated 9 February 2009 referred to above a paragraph two as follows:

Article 40 ter (paragraph two): However, The Minister in charge of employment may, exceptionally, extend the training course duration for a maximum one-year period within the same reception vocational association or organization, or authorize a second training course within another vocational association or organization.

Art.3 - The expression « a maximum three-year duration » mentioned at the end of paragraph one of article 38 of decree n° 2009-349 dated 9 February 2009, referred to above, is replaced by the expression « a maximum four-year duration ».

The expression « a maximum one-year duration » mentioned at the end of paragraph two of article 39 of decree n° 2009-349 dated 9 February 2009 referred to above is replaced by the expression « a maximum two-year duration ».

Art.4 - The expression « and have not previously benefited from the initiation training course to the professional life », mentioned in paragraph one of article 40 bis of decree n° 2009-349 dated 9 February 2009 referred to above, is deleted.

Art. 5 -The Minister of Vocational Training and Employment and the Minister of Finance, each in his respective capacity, shall implement the decree herein which shall be published in the Official Gazette of the Republic of Tunisia.

Tunis, 11 January 2011.

Zine El Abidine Ben Ali

For legalization and signature : the president of the municipality ISSN.0330.7921 certified true copy: the chairman and the managing director of the Official Printing Office of the Republic of Tunisia

"This number of the Official Gazette of the Republic of Tunisia is deposited at the residence of the governorate of Tunis on 15 January 2011"