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EXCELLENCE IN SOCIAL SECURITY



# SOCIAL PROTECTION OF LABOUR MIGRANTS IN AZERBAIJAN

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## State Social Protection Fund of Azerbaijan (SSPF)

- SSPF is a legal person of public law operating in the field of compulsory state social insurance, voluntary (additional) social insurance and state mandatory personal insurance, providing the population with labour pensions, social allowances, targeted state social assistance, stipends and compensations, as well as other benefits specified in laws of the Republic of Azerbaijan, acts of the President and the Cabinet of Ministers of the Republic of Azerbaijan.
- SSPF was established in 1992 and functions under the Ministry of Labour and Social Protection of the Population of the Republic of Azerbaijan
- SSPF provides important social protection services (out of 88 services: 80 – digitized; 41 – proactively provided)
- In 2020, the SSPF was reorganized as a Legal Entity of Public Law



## Migration process in Azerbaijan in 1990's

- Political and economic problems, **military aggression** against Azerbaijan
- Signing the "**Contract of the Century**" in 1994
- Commissioning of the **Baku–Tbilisi–Ceyhan oil pipeline** in 1999
- Attracting **foreign investment** into the country
- **Decrease in the number** of those leaving the country and **increase in the inflow** of labour migrants



## National legislation and accession to international conventions and protocols

- **Constitution of Azerbaijan**
- **Labour Code of Azerbaijan**
- **Other legal and regulatory acts**



UN International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families

1990

1996

Agreement on Cooperation in the Field of Labour Migration and Social Protection of Migrant Workers

Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families

1999

2005

Baku Declaration between ISSA and IAPSF

CIS Convention on Legal Status of Migrant Workers and Their Families of CIS member states

2008

## Agreement between the Governments of Azerbaijan and Kazakhstan

- The Agreement applies to migrants and members of their families who are citizens of one of the Parties and carry out labour activities on the basis of an employment contract.
- Stay and departure shall be carried out in accordance with the legislation of the Party of employment and international treaties concluded between the states of the Parties.
- The length of service acquired during the migrant's employment in the territory of one of the Parties shall mutually be recognized by the Parties.
- Migrants have the right to social security in accordance with the current legislation of the Party of employment.



## Bilateral international treaties on cooperation in the realm of social security and pension provision

### The principle of territoriality:

- The state in which the pension recipient resides is responsible for bearing the costs
- This principle may increase the financial obligations of the State of the Party
- Bilateral agreements with Georgia, Ukraine, etc.

### The principle of proportionality:

- Costs are shared between the States of Parties in proportion to the length of insurance (work) experience in their territory.
- Bilateral agreements with Belarus, Türkiye, Russia, Bulgaria, etc.

## Bilateral agreement with Türkiye

A person who is employed in another country for the first 24 months is subject only to the laws of his or her own country. This period may be extended up to a maximum of 60 months



## Bilateral agreement with Belarus

A person who is employed in another country for the first 24 months is subject only to the laws of his or her own country. This period may be extended up to a maximum of 12 months



# Assignment of social payments to migrant workers



Social security contributions paid in a foreign country are taken into account when assigning social security payments



Employees must submit the relevant document confirming the payment of insurance premiums



The legality of payment of pensions and allowances, the determination of the employee's family members and the period of payment are determined by the laws of the country in which the employee works



To establish the right to receive a social payment, the insurance experience acquired in the territories of both Parties is taken into account





## 20 International Awards in 2024



*United Kingdom*

6 awards



*Spain*

1 award



*Malaysia*

2 awards



*Portugal*

4 awards



*Singapore*

1 award



*USA*

3 awards



*Poland*

1 award



*UAE*

1 award



*Thailand*

1 award



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