

# Eelacg Uropean Mployment Aws Omparative Uide

European Employment LawsEuropean Employment LawEuropean Employment LawEuropean Employment LawsEmployment Policy and the Regulation of Part-time Work in the European UnionA Right to Care?European Employment LawsPublic Employment Services and European LawPublic Employment Services and European LawThe Changing Face of European Labour Law and Social PolicyEuropean Employment LawEU Employment LawEU Labour LawEC Employment LawEuropean Employment Policies: Key Concepts, Domestic Implementation, Current ChallengesEmployment Law in EuropeThe Changing Law of the Employment RelationshipEuropean Employment and Industrial Relations GlossaryEmployment Law in EuropeReport on the Select Committee on European Employment and Labour Conditions Stephen T. Hardy Karl Riesenhuber Trowers and Hamlins Stephen T. Hardy Silvana Sciarra Nicole Busby Stephen Hardy Mark Freedland FBA Alan C. Neal Claire-Michelle Smyth Jeff Kenner Anne C. L. Davies Catherine Barnard Tania Bazzani Nicola Countouris Michael Terry Susan Mayne South Africa. Parliament. House of Assembly. Select Committee on European Employment and Labour Conditions

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this book will provide a basic outline of employment law in each of the 25 member states it identifies those areas where the law is unified by the enactment of european directives and notes regional differences which are potential pitfalls for employers with workers in more than one eu state the book will be of interest to human resource individuals policymakers and lawmakers

european employment law is becoming increasingly important its impact upon domestic

law of the member states is growing in fields such as fixed term employment contracts collective redundancies and industrial action this book therefore covers the complete scope of european employment law its foundations in eu primary law and its various sources in eu secondary legislation as well as the growing body of case law of the european court of justice the book begins by providing an overview of the relevant fundamental rights fundamental freedoms and competences of the eu in the field of employment law a systematic presentation of the conflict of law rules then follows the rome i and rome ii regulations the posting of workers directive and the brussels regulation on the recognition and enforcement of judgments subsequently the book focuses upon individual labor law which at the eu level is principally composed of rules on non discrimination the protection of safety and health and working time rules on atypical forms of employment part time fixed term and temporary agency work and special groups of employees mothers parents and young people as well as legislation concerning employment protection in situations of collective redundancy business transfer and insolvency this is followed by a discussion of collective labor law issues particular attention is given to the european works council and the rules on employee involvement in the european company the european cooperative society and the european private company as well as employment law rules contained in the directive on cross border mergers series ius communitatis vol 4

surveys employment laws in twenty four european countries and includes information on labor contracts termination trade unions working hours holidays maternity leave military service and educational leave

this book reviews the evolution of labour law within the eu analyses the distinct regional approaches to employment and welfare and looks at the pressures for change within a further enlarged eu the authors then provide an outline of employment law in each of the 27 member states and in turkey and croatia both aspirant member states it is intended for hr persons lawyers looking for basic knowledge policymakers lawmakers elsewhere in eu and eu bodies

this book originates from the research project new discourses in labour law held at the european university institute a detailed analysis of part time work regulation is presented for seven european countries in order to ascertain how internal domestic choices of the legislatures have merged into the open method of co ordination the impact of european employment policies is considered in parallel with the implementation of the directive on part time work thus providing a complete overview of both soft and hard law mechanisms available to national policy makers in this 2004 work the interaction between law and policy emerges as a dynamic and constantly changing process of exchange between national and supranational actors through the use of concrete examples of lawmaking labour law is put forward as being central in the current evolution of european law and this centrality is presented as a confirmation of innovation and continuity in regulatory techniques

this book considers the reconciliation of unpaid care and paid work which is among the most pressing and difficult problems currently facing employment law the incompatibility of carers needs and the demands of the labour market is commonly identified in relation to working mothers but is by no means confined to this group as dependency for aspects of personal care can arise as a result of disability illness or aging in all of its forms unpaid care is predominantly provided by women so that its intersection with paid work is severely gendered in recent years european integration has focused on the need to increase employment rates whilst maintaining labour market flexibility many workers who seek to combine unpaid care with paid employment find themselves engaged in increasingly precarious forms of work yet legal and policy responses have to date been reactive and incremental resulting in a framework which is operationally ineffective in certain respects nicole busby explores the potential for the development of a specific right to care within european employment law which would facilitate the reconciliation of these two central aspects of an individual s life and in raising the status of care would assist in the rebalancing of paid and unpaid work between men and women the central premise is that the current constitutional and regulatory framework is in fact sufficiently flexible to take account of the diverse circumstances and resulting needs of working carers and that the european court of justice has the competence and capability to provide the necessary creativity to give effect to such a right she argues that what is needed to instil coherence and consistency is a specific focus on unpaid work within european employment law and provides a policy solution on how this should be brought about

employment services are at the centre of a complex web of rules deriving from the eu national public law and from private agreements this book examines the law and regulation of public services through case studies of the public employment services in eu member states

how can the eu s community of welfare states adapt their public policies to economic globalization what happens when the economic and social aims of the eu come into conflict this book examines the developing legal regimes and regulation of public services in the uk and other european countries public services are examined though a case study of the complex area of public employment services these are job placement and vocational training services which aim to maximize employment and minimize unemployment within eu member states active labour market policies employment services are at the centre of a complex web of rules in both hard and soft forms of law deriving from the eu national public law and from private and at times contractual agreements they also lie at the crossroads of a series of trends in regulation and priorities have been inspired by an array of conflicting policy rationales these policy rationales include the establishment of an open and competitive european internal market the establishment of an efficient welfare state the scaling down of state administrative machinery the fulfilment of core public service responsibilities and the creation of public private partnerships public employment services provide a highly

informative and novel case study of the interaction and conflict between the economic and social aims of the eu and between regulation at national and supranational levels and the changing forms which this regulation has taken

in the realm of european employment law tension exists between the concepts of economic policy and social policy during recent years a growing tendency to emphasize the economic at the expense of the social can be discerned what this trend gives us in the views of the leading figures in the field of european labour law and social policy whose considered analyses are presented in this volume is a regime of grand declarations about workers rights but with extremely limited enforcement potential i the changing face of european labour law and social policy presents some of the papers given at a series of colloquia sponsored by the employment law research unit at the university of warwick in early 2002 in its assessment of the forces at work in european employment law today these commentaries examine significant initiatives and issues including problems arising in the context of the nice charter delivering equality at the workplace under the new eu legal framework the crisis facing workers participation in practice the prospects for trans national collective bargaining employment related aspects of human rights under the echr and attempts to establish effective protections in relation to the working environment invaluable appendices include a report as presented by the late marco biagi of a high level group on reform of the european labour market the text of the social policy agenda as approved at the nice summit of 2000 and the commission s scoreboard on the implementation of the social agenda as of 2002 with its down to earth analysis of the current status of the floor of rights in the european work environment the changing face of european labour law and social policy will be of inestimable value to all practitioners and scholars seeking to improve the quality of life for europe s working population and the quality of regulation at the disposal of those charged with confronting the new challenges to social policy resulting from the radical transformation of europe s economy and society

within europe employment law has grown as a result of regional rather than national legislation the european union has been at the fore of developing a comprehensive framework to protect workers from unfair practices and discrimination in addition to the european union the council of europe also plays a role in protecting workers the european social charter and the european convention on human rights contain provisions relevant to the employment relationship this publication will give the u s business student an overview of the key laws governing the area of employment in europe here we look at the obligations and regulations surrounding the contract of employment the laws surrounding equality and nondiscrimination and the protection for unions and collective bargaining comparisons are drawn with american law and regulation at regular intervals to illustrate different practices within europe and the united states this book will provide the student with knowledge of the essential elements of european employment law in a concise and easy to understand manner

this book traces the evolution of european union employment law and social policy from

its essentially economic origins in the treaty of rome through to the emerging themes post amsterdam co ordination of national employment policies modernisation of social laws and combating discrimination each stage of development of community employment law and social policy is analysed in depth to give a sense of perspective to this fast changing field as the european union seeks to meet the challenges of globalisation the need to develop social policy as a productive factor has come to the fore the author explains how the social economic and employment imperatives of european integration have always been intertwined and how the emergence of community employment law from its hitherto twilight existence is best understood through an examination of consistent strands of policy development

i feel confident that this book will be judged to have made a very significant contribution to the study of european labour law it fills a particular niche within the rich existing literature by providing a lucid accessible and succinct thematic overview of the subject in much the same way as the author has so successfully done for the study of british labour law in her work on perspectives on labour law mark freedland oxford university uk eu law shaped both judicially and at the legislative level disrupts national labour law perhaps for good reasons perhaps for bad reasons sometimes for reasons which are elusive challenges of an intellectual and practical nature confront those trying to pick a path through material accumulated over several decades and intrigue those thinking about the future of the european social model this book offers an insightful thoughtful and inspiring account of the nature s and purpose s of eu labour law and is a hugely welcome addition to the literature stephen weatherill somerville college oxford uk eu labour law is a concise readable and thought provoking introduction to the labour and employment law of the european union the book explores the subject s major policy themes examines the various procedures by which eu labour law is made and analyses key topics such as worker migration equality working time and procedures for workers participation in employers decision making it sets the legal materials in their policy context and identifies the important issues which have shaped the development of eu labour law and are likely to determine its future including the economic crisis and the debate about fundamental rights in the eu this accessible yet rigorous book will appeal to undergraduate and postgraduate law students academics and practitioners working on domestic and eu labour and employment law as well as those with an interest in this increasingly important subject from the perspective of business and management economics sociology or politics

ec employment law provides a thorough and authoritative guide to ec law on employment within a social and economic context extensive coverage is given of complex equality caselaw and legislation and many issues not covered elsewhere are examined

covers both individual and collective labour legislation includes a chapter on community law

during the past few decades industrialized countries have witnessed a progressive crisis of the regulatory framework sustaining the binary model of the employment relationship based on the subordinate employment autonomous self employment dichotomy new atypical and hybrid working arrangements have emerged challenging the traditional notions of and divisions between autonomy and subordination this in turn has strained labour law systems across industrialized countries that were previously based on the notion of dependent and subordinate employment to cast their personal scope of application nicola countouris advances ideas for a new dynamic equilibrium in employment law to accommodate this evolution providing a comparative account of the development of the employment relationship in four key european countries the uk germany france and italy

this work addresses the subject of the disclosure of information in the public interest this second edition provides detailed analysis of case law and relevant statutes comprehensive coverage of all recent developments in this area and fully updated material since the last edition

provides an analysis of of employment laws customs and practices in key european jurisdictions

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