Labour Law Research Network – Inaugural Conference

Faculty of Law, Pompeu Fabra University (UPF), Barcelona

Roger de Llúria building (Ciutadella campus), Ramon Trias Fargas, 25-27

Program (as of Jan. 22, 2013 – subject to changes)

We are extremely grateful to the following sponsors:

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We are also extremely grateful to the following institutions for financial contributions supporting scholars from developing countries, to allow their participation:

Industrial and Employment Relations Department (DIALOGUE), ILO
Centre for Employment and Labour Relations Law, University of Melbourne
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Institute for Social Private Law, Stockholm University
Labour Law and Development Research Laboratory, McGill University
Labour Law and Social Security Forum, Hebrew University of Jerusalem
Marco Biagi Foundation, University of Modena and Reggio Emilia

International Organizing Committee:
Richard Bales, Adelle Blackett, Consuelo Chacartegui, Nicola Countouris, Guy Davidov, Josep Fargas, John Howe, Julia López, Nicola Smit, Evert Verhulp

Local Organizing Team:
Julia López, Consuelo Chacartegui, Josep Fargas, Eusebi Colàs, Sergio Canalda, Alex de le Court, Georgiana Sirbu
Thursday, June 13, 2013

15:30 Registration opens

16:00–16:45 LLRN Advisory Board Meeting (Room TBA)

17:00–19:30 Opening Plenary Panel (Auditorium)

Greetings

J.M. Vilajosana (Pompeu Fabra University, Dean of Law School)

J. López (Pompeu Fabra University, greDTiSS – Consolidated Research Group in Labour and Social Security Law)

G. Davidov (Hebrew University of Jerusalem, LLRN Steering Committee)

LLRN Awards for Distinguished Contributions to Labour Law

Details TBA

Austerity and Labour Law: Recent Developments in Spain

Chair: F. Ebert (International Institute of Labour Studies, ILO)

The Labour Market Reform (2012): Reducing Employability and Creating Exodus

J. López, S. Canalda & A. de le Court (Pompeu Fabra University)

The 2012 Spanish Labour Law Reform: An Answer to Precarious Work?

I. Alzaga (National Distance Education University, Spain)

Austerity Measures and the Regression of Social Rights: The Recessionary Effect in the Right to Dignity

C. Chacartegui (Pompeu Fabra University)

Crisis and Labour Market in Spain

B. Suárez Corujo (Autonomous University Madrid)

The New Spanish Labour Legislation – Is it Constitutional?

M.R. Alarcón (Spanish Supreme Court)

Discussant: R. Fishman (University Of Notre Dame, USA)

20:00 Dinner
Friday, June 14, 2013

9:00–10:45 Parallel Panels

Fri 9:00  Facing Development: The North-South Challenge to Transnational Labour Law

40.002 Organizers/Chairs: A. Blackett (McGill University, Canada) & A. Trebilcock (University of Paris 10 Nanterre)

Constitutionalising Labour in the Commonwealth Caribbean – Placing Economic Rights in Context

R. Belle Antoine (University of the West Indies, Barbados)

Trade, Labour Law and Development: A Case Study of Better Work Haiti

A. Blackett (McGill University)

Transformative Equality: The Role of Democratic Participation

B. Hepple (University of Cambridge)

The Chains that Bind

K. Kolben (Rutgers University, USA)

From Trade in Goods to Trade in Services – Implications for Transnational Labour Law

T. Novitz (University of Bristol, UK)

Fri 9:00  The Future of the Wagner Model of Labour Law in Canada and United States

40.004 Organizer/Chair/Discussant: P. Secunda (Marquette University, USA)

Putting Wagner Back to Work

R. Bales (Northern Kentucky University)

Constitutional Protections of Freedom of Association and Its Application to Collective Worker Representation in Canada

S. Slinn (Osgoode Hall, York University, Canada)

Giving Workers Their Voice Back

J. Hirsch (University of North Carolina)

The Emergence of Human Rights Law in the Canadian Workplace

M. Lynk (University of Western Ontario, Canada)

Fri 9:00  Gender Issues in Labour Law I

40.008 Chair: A. Chapman (University of Melbourne); organized by J. Fudge (University of Victoria, Canada)

Gendered Services: Interlinking Service Work, Women and Personal Work Relations
E. Albin (Hebrew University of Jerusalem)
Voluntarism, Charity, and Welfare State Restructuring: Lessons from the Regulation of Canadian Bingo

K. Bedford (Kent University, UK)
Law, Text, and Sexual Harassment

K. Matulewicz (University of Victoria, Canada)
From Putting-out Systems to Factories Production to Homework Today: The Gendering of Modern Production

K. Sankaran (University of Delhi)
Australian Labour Law Initiatives, Work, Care and Diversity

A. Chapman (University of Melbourne)

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Fri 9:00 Proportionality and other Open-Ended Standards in Labour Law
40.010 Chair: F. Hendrickx (KU Leuven, Belgium)
The Principle of Proportionality in German Labour Law

B. Waas (University of Frankfurt)
Open-textured Norms and Labour Law: A Legal Examination of Hidden Patterns in Employment Relationships

A. Van Bever (KU Leuven, Belgium)
The Reasonableness and Proportionality Principle in Labour Law

P. Loi (University of Cagliari, Italy)
Applying the Principle of Proportionality in Employment and Labour Law Contexts

P. Alon-Shenker (Ryerson University, Canada)
The Role of the Judge in Labour and Employment Relations: In Search of Theories and Approaches

F. Hendrickx (KU Leuven)

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Fri 9:00 Goals/Foundations of Labour Law I
40.012 Chair: D. Du Toit (University of the Western Cape, South Africa)
Employment Law and Commodification

S. Bagenstos (University of Michigan)
Labor Law and the Race to the Bottom: Challenging the Consensus

S. Willborn (University of Nebraska-Lincoln)
Labour Law and Social Justice
L. Rodgers *(Birmingham City University, UK)*
Social Justice as a New ‘Constituting Narrative’ for Labour Law

M. von Broembsen *(University of Cape Town)*
Back to Basics: A Critical Assessment of CSR as Work Law in Network Firms

I. Martin *(University of Montreal)*

10:45–11:15 **Coffee Break**

11:15–13:00 **Parallel Panels**

**Fri 11:15**  
**Non-Discrimination Law and Equal Treatment of Employees – Recent Developments and Future Challenges**

40.002 Organizer/Chair: **M. Rönnmar** *(Lund University, Sweden; IJCLLIR Editor)*  
Opportunity or Outcomes? American and European Perspectives on Equality in Employment  
**J. Bellace** *(University of Pennsylvania)*  
The Ban on Age-Discrimination and Elderly Workers – Potentials and Pitfalls  
**A. Numhauser-Henning** *(Lund University, Sweden)*  
**N. Smit** *(NWU Potchefstroom, South Africa)*  
Bringing the Human Right to Non-discrimination into Workplace Law: Towards Substantive Equality at Work in Australia?  
**B. Gaze & A. Chapman** *(University of Melbourne)*  
Discussant: **C. Kilpatrick** *(European University Institute, Florence)*

**Fri 11:15**  
**The Notion of Worker and Segmentation of Rights (Roundtable)**

40.004 Organizer/Chair: **J. López** *(Consolidated Research Group in Labour and Social Security Law, Pompeu Fabra University)*  
Panelists:  
**J. López** *(Pompeu Fabra University)*  
**M. Freedland** *(University of Oxford)*  
**K. Stone** *(University of California, Los Angeles)*  
**B. Caruso** *(University of Catania, Italy)*  
**P. Benjamin** *(University of Cape Town)*  
**G. Davidov** *(Hebrew University of Jerusalem)*
B. Langille (University of Toronto)
J. Fargas (Pompeu Fabra University)

Fri 11:15  **Voices at work (Roundtable)**

40.008  Organizers/Chairs: A. Bogg (University of Oxford) & T. Novitz (University of Bristol, UK)

Panelists:
A. Bogg (University of Oxford)
E. Tucker (Osgoode Hall, York University, Canada)
A. Forsyth (RMIT University, Australia)
V. Mantouvalou (University College, London)
D. Brodie (University of Stirling, UK)
T. Novitz (University of Bristol)

Fri 11:15  **Social Rights and the Market (Roundtable)**

40.010  Organizers/Chairs: R. Dukes (University of Glasgow) & D. Ashiagbor (SOAS, University of London)

Panelists:
R. Dukes (University of Glasgow)
D. Ashiagbor (SOAS, University of London)
K. Klare (Northeastern University, USA)
G. Mundlak (Tel-Aviv University)
K. Rittich (University of Toronto)
D. Davis (University of Cape Town)

Fri 11:15  **Who is an "Employer"**

40.012  Chair: S. van Eck (University of Pretoria, South Africa)
The Employing Cluster: Introducing a New Concept of the Employing Side
F. Lecomte (European University Institute, Florence)
From Employment Contract to Employment Relations – From Employer to Employing Entity, to …? The Legal Construct of the Employer: Insights from Swedish Law
N. Selberg (Lund University, Sweden)
The Notion of the Employer
J. Prassl (University of Oxford)
Regulating Legal Relation Between Different Employer Entities: A Satisfied Answer to Outsourcing Issues?

K.D. Yenisey (Istanbul Bilgi University, Turkey)
Comparing Employment Agencies in South Africa and Namibia: What Lessons can be Learned from the European Union’s Flexicurity Agenda?

S. van Eck (University of Pretoria, South Africa)

13:00–14:00 LUNCH BREAK

Fri 13:00  Lunch-time PhD Networking Meeting
TBA Take your lunch and bring it with you for an informal get-together with other PhD candidates from around the world. See what others are working on, and get some tips about publishing in international labour law journals.

Moderators: N. Smit (NWU Potchefstroom, South Africa) and M. Rönnmar (Lund University, Sweden; IJCLLIR Editor)

14:00–15:45 PARALLEL PANELS

Fri 14:00  Labour Law and the Welfare State

40.002 Organizers/Chairs: M. Dimick (University at Buffalo) & G. Lester (University of California, Berkeley)
Labor Markets and the Politics of Redistribution
M. Dimick (University at Buffalo)
Government Benefit Salience, Trust, and Labor Market Activation Policies
G. Lester (University of California, Berkeley)
Class and the Limits of Liberal Justice
B. Rogers (Temple University, USA)
A Labor Paradigm for Human Trafficking
H. Shamir (Tel-Aviv University)
A. Wiesbrock (University of Oslo)
Fri 14:00  **EU Labour Law in the Wider World**

40.008  Organizers/Chairs:  **J. Hunt** *(University of Cardiff, UK)* &  **N. Busby** *(University of Strathclyde, UK)*

Shaping the Social Dimension of Globalisation? An Analysis of the Strategic Partnership between the EU and the ILO

**J. Kenner** *(University of Nottingham, UK)*

Embedding Labour Rights in Wider Frameworks: Responding to the Exploitation of (Migrant) Agricultural Workers

**J. Hunt** *(University of Cardiff, UK)*

The EU’s Accession to the ECHR: Conflict or Convergence of Social Rights?

**N. Busby** *(University of Strathclyde)* &  **R. Zahn** *(University of Stirling)*

The State as an Employer: Reforms in the Public Sector as a Consequence of Austerity Measures

**A. De Becker** *(University of Amsterdam)*

Labour/Employment Law in the UK: A Return to Deregulation?

**A. Davies** *(University of Oxford)*

Fri 14:00  **Comparative Perspectives on Affirmative Action/Positive Action in Employment**

40.010  Organizer/Chair:  **D. Oppenheimer** *(University of California, Berkeley)*

How Workplace Affirmative Action Was Transformed From A Remedy for Discrimination to A System of Diversity Management

**D. Oppenheimer** *(University of California, Berkeley)*

Positive Action in Europe – A Revival?

**A. Oliveira** *(European Commission)*

Employment Policies for Target Groups in the Context of Economic Crisis

**M.J. Gómez-Millán Herencia** *(Pablo Olavide University, Sevilla)*


**D. Collier** &  **E. Fergus** *(University of Cape Town)*

Discussant:  **B. Wang** *(Shanghai Jiaoao Tong University, China)*

Fri 14:00  **Labour Representation Models**

40.012  Chair:  **S. McCrystal** *(University of Sydney)*

The Costs of the Political Representation Model of Trade Unionism

**S. Estreicher** *(New York University)*
Promoting Labour Rights through Informal Workers Organization in Kolkata, India: Lessons for Future Organizing Model

**S. Routh (University of Victoria, Canada)**

Rethinking the Union’s Role as Exclusive Representative of Employees in the U.S.: Are There Strategies of Union Strength in Right to Work States?

**C. Fisk (University of California, Irvine)**


**A. Iossa (Lund University, Sweden)**

Collective Bargaining Beyond the Boundaries of Employment – A Comparative Analysis

**S. McCrystal (University of Sydney)**

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**Fri 14:00**  **The Evolution of Labour Law in the Asia-Pacific Region: Methodological and Comparative Perspectives**

**40.063 Organizer/Chair: R. Mitchell (University of Monash, Australia)**

The Evolution of Labour Law in Three Developing Asian Nations: A Comparative Study

**S. Cooney (University of Melbourne), P. Gahan (University of Melbourne), P. Mahy (Monash University) & R. Mitchell (Monash University)**

The ‘Leximetric Turn’ in Comparative Law: What can it tell us About the Evolution and Consequences of Labour Market Regulation in the Developing World?

**P. Gahan (University of Melbourne)**

Corporate Governance and the Protection of Labour: The Socio-Political Context of Regulatory Evolution

**P. Mahy (University of Monash), R. Mitchell (University of Monash), A. O’Donnell (La Trobe University), I. Ramsay (University of Melbourne) & M. Welsh (Monash University)**


**C. Sutherland (Monash University)**

The globalisation of a national carrier: The role of regulation in shaping employment relation strategies in Qantas Airways

**T. Sarina & C. Wright (Macquarie University, Australia)**

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15:45–16:15 **Coffee Break**
16:15–17:45 Parallel Panels


40.002 Organizer/Chair: **C. Spinelli** (University of Bari Aldo Moro, Italy)

Panelists:

C. Spinelli (University of Bari Aldo Moro)
P. Digennaro (University of Bari Aldo Moro)
V. Pietrogiovanni (University of Bari Aldo Moro)
J. Carby-Hall (University of Hull, UK)
K. Gromek (University of York, UK)
A. Inghammar (University of Lund, Sweden)
S. Laulom (University Jean Monnet Saint-Etienne, France)

Fri 16:15 **Rethinking Transnational Collective Bargaining (Roundtable)**

40.004 Organizer/Chair: **K. Ahlberg** (University of Stockholm; Regulating Markets and Labour Research Program)

Panelists:

C. Rosado Marzán (IIT Chicago-Kent College of Law)
E. Ales (University of Cassino and Southern Lazio, Italy)
D. Schiek (University of Leeds, UK)
S. Sciarrà (University of Florence)

Fri 16:15 **Austerity, Gender and Labour Law**

40.008 Chair: TBA; organized by **J. Fudge** (University of Victoria, Canada)

Where is Gender in Labour Law? Notes From an Expanding Field

**K. Rittich** (University of Toronto)

Towards a More Holistic Vision of Working Time? Revision of the Working Time Directive as a Litmus Test for EU’s Commitment to Gender Equality

**A. Zbyszewska** (University of Victoria, Canada)

A Precarious Balance? Labour Law meets Marginalised Workers with Care Responsibilities

**E. Grabham** (University of Kent, UK)

Effects of the Economic Crisis on Gender Equality: the Spanish Case

**Mª. L. Rodríguez Fernández** (University of Castilla-La Mancha, Spain)
Fri 16:15  **Frontiers of Workplace Human Rights: A View from the Americas**

40.010 Organizer/Chair: **K. Banks** (*Centre for Law in the Contemporary Workplace, Queen’s University, Canada*)

Discrimination on the basis of “family status”: New tool for transforming workplaces and societies or Trojan horse for subverting gender equality?

**E. Shilton** (*Queen’s University*)

Giving effect to individual rights in a system where unions control access to collective agreement enforcement procedures

**B. Adell** (*Queen’s University*)

Labour Law and the Regulation of Domestic Work: A Comparative Analysis of Brazil and Spain

**A. Gomes** (*Queen’s University*) & **I. Baviera Puig** (*University of Navarra, Spain*)


**K. Banks** (*Queen’s University*)

Fri 16:15  **Freedom of Association and the Right to Strike**

40.012 Chair: TBA; organized by **B. Langille** (*University of Toronto*)

The Legal Structure of Freedom of Association

**B. Langille** (*University of Toronto*)

The Legal Structure of Freedom of Association: A Reply

**A. Bogg** (*University of Oxford*) & **K. Ewing** (*King’s College, UK*)

What Can be Done About Strike-related Violence?

**A. Rycroft** (*University of Cape Town*)


**P. Benjamin** (*University of Cape Town*)

Fri 16:15  **Informality/Precarious Work**

40.063 Chair: **T. Bartkiw** (*Ryerson University, Canada*)

Two Innovative Regulatory Strategies for Tackling Informal Work

**S. Marshall** (*Monash University, Australia*)

Labour Law Reform in Italy and the Problem of Precarious Employment

**O. Rymkevich** (*University of Modena and Reggio Emilia, Italy*)

Social Protection of Precarious Work: Between Exclusion and Guardianship
S. Barcelón Cobedo (Carlos III University of Madrid)
Staffing Services, Triangular Employment and Labour Policy
T. Bartkiw (Ryerson University, Canada)

Saturday, June 15, 2013

9:00–10:45 PARALLEL PANELS

Sat 9:00  The Globalization of Labour and Labour Law

40.002  Chair: N. Countouris (University College, London)
SADC Charter on Fundamental Social Rights: First Steps Towards Regional Labour Standards?
P. Smit (University of Pretoria, South Africa)
The Rules of the International Labor Organization (ILO) in the Context of Globalization
Mª.D. Valdueza Blanco (Carlos III University of Madrid)
Labour Rights and Social Protection of Migrant Workers: In Search of a Co-ordinated Legal Response
A. Govindjee (Nelson Mandela Metropolitan University)
Application of International Labour Law by Domestic Courts in CEE countries and the Ukraine
K. Yarmolyuk (University of Kassel, Germany)
Protection or Protectionism? Regulating Labour Migration and Trade in Services
N. Countouris (University College, London) & S. Engblom (Swedish Confederation for Professional Employees)

Sat 9:00  Does Transnational Labour Law Need International Human Rights Law and Vice Versa?

40.004  Organizers/Chairs: A. Trebilcock (University of Paris 10 Nanterre) & A. Blackett (McGill University, Canada)
Exploitation creep and anti-human trafficking paradigms
J. Chuang (American University Washington College of Law)
Human rights and transnational labour law: new directions
J. Diller (International Labour Organization)
Focus on Fundamental Principles and Rights at Work: Impact on Human Rights Law
C. La Hovary (University of Ottawa)
Due Diligence and Rights at Work: Mirage or New Bright Light on the Horizon?

A. Trebilcock (University of Paris 10 Nanterre)

Hierarchy in international law: the place of labour rights as human rights

E. de Wet (University of Pretoria, South Africa)

Sat 9:00

What was the Standard Contract of Employment and Has It Declined?

40.006 Organizer/Chair: K. Stone (University of California, Los Angeles)

The Decline in the Standard Employment Contract in the United States

K. Stone (University of California, Los Angeles)

Burying Caesar: What was the Standard Employment Contract?

M. Freedland (University of Oxford)

“The Employment Contract is Dead: Hurrah for the Work Contract!” A European Perspective

B. Caruso (University of Catania, Italy)

Erosion, Exhaustion, or Renewal? New Forms of Collective Bargaining in Germany

T. Haipeter (University of Duisburg-Essen, Germany)

Safety Nets and Transition Assistance: Continuity and Change in a ‘Liberal’ Welfare State

A. O’Donnell (La Trobe University, Melbourne)

Sat 9:00

Labour Law and its Others

40.008 Chair: A. A. Smith (Carleton University, Canada)

Exploring Labour Citizenship From a Socio-Legal Perspective

M. Fassi (University of Milan)

A Comparative Analysis of the Attitudes in Denmark and the United Kingdom Towards Disabled Adults, in Particular Those With Autism, in the Workplace

J. Lane & R. Kelly (University of Huddersfield, UK)

Undeclared and Precarious Work Between "Flexicurity" and "Social Pollution" – An Heterodox Approach

C. Cammalleri (University of Palermo, Italy)

Precariousness of Temporary Migrant Work: The Case of 457 Visa Workers in Australia

I. Campbell (RMIT University, Australia) & J. Tham (University of Melbourne)

Reproducing Labour Law’s Others

A. A. Smith (Carleton University, Canada)
Sat 9:00 Rethinking Dispute Resolution

40.010 Chair: R. Brown (University of Hawaii)
Bagatellkündigung: A Comparison of the German Labor Court and American Labor Arbitration
M. Finkin (University of Illinois)
The Equal Employment Opportunity Commission and Structural Reform of the American Workplace
M. Schlanger (University of Michigan)
Criteria for Labour Law Dispute Resolution
Y. Erkens (University of Leiden, Netherlands)
Asserting Information and Consultation Rights – The Role of the Independent Adjudicator in the United Kingdom
P. Lorber (University of Leicester, UK)
Employment Rights Mediation: More Individualism Leaking In?
M. Risak (University of Vienna)

10:45–11:15 COFFEE BREAK

11:15–12:45 PARALLEL PANELS

Sat 11:15 The Right to Work (Roundtable)

40.002 Organizer/Chair: V. Mantouvalou (Labour Rights Institute, University College, London)
Panelists:
H. Collins (London School of Economics)
N. Countouris (University College, London)
M. Freedland (University of Oxford)
J. Hendy (University College, London)
C. O’Cinneide (University College, London)
E. Albin (Hebrew University of Jerusalem)
A. Bogg (University of Oxford)
G. Mundlak (Tel-Aviv University)
Sat 11:15  Gender Issues in Labour Law II

40.004  Organizer/Chair: J. Fudge (University of Victoria, Canada)
Regular-Irregularities: Precarious Labourers as the ‘Exscription’ of the Labour Market
K. Tataryn (University of London)
Commodifying Care Work; Globalization, Gender and the Limits of Labour Law
J. Fudge (University of Victoria, Canada)
Unfree Labour and the Gendered Construction of Legal Categories in the UK
K. Strauss (University of Cambridge)
Discrimination at Work on the Basis of Family Situation: Exploring the boundaries of the duty to accommodate in Canada
S. Bernstein (University du Québec à Montreal)

Sat 11:15  Implementation of Works Councils Systems in Eastern Europe (Roundtable)

40.006  Organizer/Chair: N. Lyutov (Moscow State Law Academy)
Panelists:
E. Kovács (Vienna University of Economics and Business)
D. Petrylaite (University of Vilnius, Lithuania)
M. Muda (University of Tartu, Estonia)
K. Tomashevski & E. Volk (International University MITSO, Belarus)
Petr Hůrka (Charles University, Czech Republic)
N. Lyutov (Moscow State Law Academy)

Sat 11:15  Age and Gender Equality at Work

40.008  Chair: L. Vickers (Oxford Brookes University)
Are European policies on reconciling work and family life mere rhetoric in a time of economic crisis? The evidence of Spain
N. Pumar Beltrán (University of Barcelona)
Intersections at the work family nexus: a critical evaluation of New Zealand’s law
A. Reilly (Victoria University of Wellington, New Zealand)
Restructuring of Enterprises: age of the employee and their possible part-time work for the company
P. Foubert, E. Langhendries, N. Marocchi & J. Peeters (University of Hasselt, Belgium)
Retirement and Age Equality: Dignity and Solidarity Perspectives

L. Vickers & S. Manfredi (Oxford Brookes University)

Sat 11:15  Enforcement Problems in Labour Law

40.010  Chair: J. Howe (University of Melbourne)

Enforcing the Minimum Wage Through Criminal Sanctions: A Case of Indonesia

B. Santoso & K. Halili Hassan (National University of Malaysia)

Temporary Employment in the Russian Federation

O. Chesalina (Max Planck Institute for Social Law and Social Policy, Germany)

Standards–Rights nexus in Action in Bangladesh: Transforming Labor Standards Into Workers’ Rights

J. Hossain (University of Rajshahi, Bangladesh)

Win and Loss, Rethinking the Employment Contract Law of 2008

Y. Jingyi & W. Qian (Peking University)

12:45–13:45 LUNCH BREAK

13:45–15:30 PARALLEL PANELS

Sat 13:45  Goals/Foundations of Labour Law II

40.002  Chair: B. Archibald (Dalhousie University, Canada)

Can – and Should – Labour Law Become the Law of Power?

H. Arthurs (Osgoode Hall, York University, Canada)

The Defining Components of a Labour Law in Flux

A. Goldin (San Andres University, Argentina)

Rethinking Scope and Purpose of National Labour Law Because of Developments in EU Labour Law?

H. Voogsgeerd (University of Groningen, Netherlands)

The Rationale of Labour Law in Capitalist Society

C. Hacker-Cordon (Yale University)

The Protective Principle: Starting a Discussion with the South for Global Work Law

S. Gamonal Contreras (Adolfo Ibáñez University, Chile) & C. Rosado Marzán (IIT Chicago-Kent College of Law)

Organizer/Chair: G. Anderson (Victoria University of Wellington, Australia)

The Interface Between the Law and the Workplace: The Role of Human Resource Managers
G. Anderson & J. Bryson (Victoria University of Wellington, Australia)

“Law as Risk Virus” in Governing Labour Practice Issues
D. Doorey (York University, Canada)

Guarding the Gatekeepers: The Use of Accessorial Liability to Address Employer Non-Compliance in Australia
J. Howe & T. Hardy (University of Melbourne)

Linking Prevention and Detection: Principles for Designing Effective Reporting Systems
O. Lobel (University of San Diego)

Discussant: C. Estlund (New York University)

Labour Law in Times of Crisis and Global Competition

Chair: M. Weiss (University of Frankfurt)

A Social Economy and Sustainability: Is There Potential for an Interface?
R. Le Roux (University of Cape Town)

Which Securities for Workers in a Time of Crisis?
S. Laulom, O. Leclerc (Jean Monnet University Saint-Etienne, France) & P. Loi (University of Cagliari, Italy)

New Horizons for Labour Law in a Landscape of Harsh Economic Crisis: Focus on Occupational Safety and Health
C. Carrero Domínguez (Carlos III University of Madrid)

Economic Crisis and Preventive Services
A. Moreno Márquez (Carlos III University of Madrid)

The Labour of Privatization: Privatization, Regulation and Governance from a Labour Perspective
A. Paz-Fuchs (University of Oxford)

Who is an "Employee"

Chair: R. Owens (University of Adelaide, Australia)

The Scope of Labour Law and the World of Commerce
D. Brodie (University of Stirling, UK)
On the Criteria of Employment Relationship in China

**D. Hu (Southwest University, China)**

Rethinking the Boundaries of Labour Law From the Consideration of Independent Work in the Regulation of Dependent Work in the Portuguese Labour Code

**A. Lambelho (Polytechnic Institute of Leiria, Portugal)**

Work at the Margins of Labour Law and Social Security: Expanding the Boundaries of Protection

**M. Olivier (International Institute for Social Law and Policy, Australia)**

Internships and the Scope of Labour Law: Constructing Personal Work Relations

**R. Owens & A. Stewart (University of Adelaide, Australia)**

**Sat 13:45  Collective Bargaining and Corporate Governance**

**40.010 Chair: C. Ruiz Cameron (Southwestern Law School, USA)**

Models of Governance for Industrial Companies and Corporations in a New Era of Capitalist Production

**J.P. Landa Zapirain (University of the Basque Country)**

Collective Bargains for Corporate Change

**E. Mcgaughey (London School of Economics)**

The Role of Collective Bargaining in the 2012 Italian Labour Market Reform

**I. Senatori (University of Modena and Regio Emilia)**

Reinforcement of Collective Autonomy: In Service of the Employers’ or Workers’ Interests?

**E. Kovács (Vienna University of Economics and Business)**


**C. Ruiz Cameron (Southwestern Law School, USA)**

15:30–16:00 COFFEE BREAK

16:00–17:15 PARALLEL PANELS

**Sat 16:00  New Book Presentation: The European Convention on Human Rights and the Employment Relationship (Roundtable)**

**40.002 Chair: N. Bruun (University of Helsinki); organized by F. Dorssemont (Catholic University of Louvain, Belgium)**

Panelists:

**F. Dorssemont (Catholic University of Louvain, Belgium)**
F. Hendrickx (KU Leuven, Belgium)
L. Vickers (Brookes University of Oxford)
J. Hendy (University College, London)
I. van Hiel (Ghent University, Belgium)

Sat 16:00  **A Restatement of European Labour Law (Roundtable)**

40.004 Organizers/Chairs: B. Waas (University of Frankfurt) & G. Heerma van Voss (University of Leiden, Netherlands)
Panelists:
B. Waas (University of Frankfurt)
G. Heerma van Voss (University of Leiden, Netherlands)
M. Finkin (University of Illinois)
S. Sciarra (University of Florence)

Sat 16:00  **Goals/Foundations of Labour Law III**

40.006 Chair: D. Chernyaeva (Higher School of Economics, Moscow)
Comprehending the Relationship Between Labour Law and Development in the Indian Context
A. Jafar & A. Ghosh (University of Burdwan, India)
Labour Law’s Goals and Means: a Reconceptualization
R. Del Punta (University of Florence)
Decent Work and the Crisis of Labour Law
J. Theron (University of Cape Town)

Sat 16:00  **Labour Law and New Technologies**

40.008 Chair: A. Kun (Karoli Gaspar University, Hungary)
Social Networking: New Challenges in the Modern Workplace
A. Muñoz Ruiz (Carlos III University of Madrid)
Collective Activism and Conflict in the Digital Age: Which Role Can ICT Develop?
E. Colàs Neila (Pompeu Fabra University)
Chilling Times: Labour Law and the Regulation of Social Media Policies
L. Thornthwaite (Macquarie University, Australia)
Sat 16:00 **The Contract of Employment**

40.010 Chair: M. Freedland (*University of Oxford*)
Rediscovering the Contract of Employment for Non-standard Workers in the UK Common Law

**J. McClelland (University of Huddersfield, UK)**
The Common Law of Employment Contracts between the 1890s and the 1930s: The 20th Century’s First Nexus of Ideas

**C. Mummé (Osgoode Hall, York University, Canada)**
Beyond Contract: Reconceptualising the Fundamentals of the Law of Work

**J. Riley (University of Sydney)**

Sat 16:00 **Workers' Dismissal and Mobility**

TBA Chair: TBA
Future Perspectives on Dismissal Protection in the European Union

**R. Rebhahn (University of Vienna)**
The Evolution and Development of Unfair Dismissal Law in Britain and Australia

**J. Howe (University of Adelaide, Australia)**
Comparative Perspectives on Restricting Employee Mobility

**A. Hyde (Rutgers University, USA) & E. Menegatti (University of Bologna, Italy)**