

Academic Year: (2020 / 2021)

Review date: 10-07-2020

Department assigned to the subject: Social and Private International Law Department

Coordinating teacher: CARRERO DOMINGUEZ, MARIA CARMEN

Type: Compulsory ECTS Credits : 5.0

Year : 5 Semester : 1

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

Occupational and employment law

OBJECTIVES

- Asses the collective dimension of labour law proceedings.
- Value the real possibilities of future reforms.
- Develop different student abilities: understanding, expressive and systematizing.

DESCRIPTION OF CONTENTS: PROGRAMME

TRADE UNION LAW AND LABOUR PROCEEDINGS

UNIT I. COLLECTIVE LABOUR RELATIONS

- The right to form and to join trade unions.
- The dual channel employee representation.
- Collective bargaining.
- Collective disputes. The right to strike.
- Alternative dispute resolution.

UNIT 2. LABOUR JURISDICTION (JUDICIAL REMEDIES) AND LABOUR ADMINISTRATION

- The fundamental right to effective judicial protection.
- Avoiding the process. Judicial procedure.
- Individual and collective proceedings.
- Means of social contestation in the jurisdiction.
- Labour Administration: organization and powers.

LEARNING ACTIVITIES AND METHODOLOGY

- Regular lecturing: regular lectures will be taught, where the main concepts and elements of the program will be explained and clarified. Students are supposed to read the corresponding materials in advance.
- Reading of documents, followed by a discussion related to the essential matters of the program. Case study and other practical activities.
- In both cases, these activities will be carried out on a weekly basis. The regular attendance to the course is necessary: active participation is an essential element for the final grade of the student.

The subject will be bimodal 50% (synchronous online teaching in big or aggregate groups, face-to-face teaching in small groups).

ASSESSMENT SYSTEM

SHORT DESCRIPTION OF THE GRADING SYSTEM

- Grading of the solution proposed to the case-studies
- Grading of the actual involvement of the student in the class discussions
- Final exam, either in oral or in written form (multiple choice test or ¿essay-type¿ exam, depending on the contents of the course)
- The final grade of the student will be constituted by the grading of the different practical activities (case-studies, debates and discussions, other practical activities) and of the exams and test conducted during the course (and final examination). In order to pass the course, the student must pass separately the different parts of the course: the final exam, on the one hand, and the continuing evaluation, on the other.

The same assessment criteria will apply to the regular and to the extraordinary exams sessions

% end-of-term-examination: 30

% of continuous assessment (assignments, laboratory, practicals...): 70

BASIC BIBLIOGRAPHY

- ALBIOL MONTESINOS, I. (et alii) Derecho Procesal Laboral. , Tirant lo Blanch, Valencia. Última edición
- MERCADER UGUINA, J. R. Lecciones de Derecho del Trabajo, Tirant lo Blanch, Valencia. última edición
- MERCADER UGUINA, J. R. (dir.); CARRERO DOMÍNGUEZ, C.; GÓMEZ ABELLEIRA, F.J.; HERRAIZ MARTÍN, M. S.; BARCELÓN COBEDO, S. (coords.). . Talleres prácticos Derecho del Trabajo y de la Seguridad Social. , Tecnos, Madrid. 2010
- Martín Valverde y otros Derecho del Trabajo, Tecnos, última edición

ADDITIONAL BIBLIOGRAPHY

- GARCIA SALAS ANA ISABEL "Necesidades empresariales y derechos fundamentales de los trabajadores" , Thomson Reuters. Lex Nova, 2016