

Academic Year: (2023 / 2024)

Review date: 19-04-2023

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

Coordinating teacher: ALAMEDA CASTILLO, MARIA TERESA

Type: Electives ECTS Credits : 3.0

Year : 5 Semester :

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

Employment Law: individual employment relationships.
Trade Union Law and labour proceedings.
European Union Law.

OBJECTIVES

Basic Competencies:

Students know how to apply their knowledge to their work or vocation in a professional way and possess the skills that are usually demonstrated through the elaboration and defence of arguments and the resolution of problems within their area of study.

Students have the ability to gather and interpret relevant data (usually within their area of study) in order to make judgments that include a reflection on relevant issues of a social, scientific, or ethical nature.

General Competencies:

Capacity for organization, analysis, and synthesis.

Specific Competencies:

Resolution of complex legal problems.

Mastery of the concepts and fundamental principles of the different sectors of the legal system.

Competence in the handling of legal sources (legal, jurisprudential and doctrinal).

Drafting of documents and legal reports.

Legal knowledge adapted to the areas of business and commercial relations.

LEARNING RESULTS:

Acquisition of advanced knowledge and demonstration of an understanding of theoretical and practical aspects, as well as the methodology of work in the field of Law, up to the forefront of current knowledge.

Power to apply their knowledge through arguments or procedures developed and supported by them, the understanding of such arguments and their abilities to solve problems in complex or professional and specialized work environments that require the use of creative and innovative ideas.

Ability to collect and interpret data and information on which to base their conclusions, using the system of sources of law and its interpretation methodology and including, when necessary and appropriate, reflection on issues of a social, scientific or ethical nature within the scope of the area of study.

DESCRIPTION OF CONTENTS: PROGRAMME

1. Introduction: object and sources. International labour standards. The International Labour Organization. The European Union. Local law. Soft law.
2. Employee transnational mobility. Migration. Posting and expatriation. Applicable law. Forum.
3. Labour aspects of international trade. Transnational outsourcing. Multinational companies' employment practice.
4. Transnational rights and employment. Equality and non discrimination. Privacy. Freedom of religion and speech (Whistleblowing).

5. Transnational union activity. Transnational employee involvement. Transnational labour disputes. Transnational collective bargaining.
6. Comparative labour laws: approaching the main features of the most representative national laws (Germany, France, UK, USA).

LEARNING ACTIVITIES AND METHODOLOGY

TRAINING ACTIVITIES:

THEORETICAL-PRACTICAL CLASSES. These will present the knowledge that students should acquire. Students will receive class notes and will have basic reference texts to facilitate the follow-up of the classes and the development of the subsequent work. Students will solve exercises and practical problems, and workshops will be held to acquire necessary skills.

TUTORING. Individual assistance (individual tutorials) or group assistance (collective tutorials) given to students by the teacher.

INDIVIDUAL OR GROUP STUDENT WORK.

TEACHING METHODOLOGY:

THEORY CLASSES. Presentations in the teacher's class with support of computer and audio-visual media, in which the main concepts of the subject are developed, and materials and bibliography are provided to complement the students' learning.

PRACTICE. Individual or group resolution of practical cases, problems, etc. raised by the teacher.

TUTORING. Individual assistance (individual tutorials) or group assistance (collective tutorials) given to students by the teacher.

ASSESSMENT SYSTEM

Grades will depend on the continuous assessment of the student. Continuous assessment includes solving practical exercises, participating in debates in the classroom, making oral presentations, and other activities that the teacher may decide.

Final exam if the continuous assessment is not passed.

The extraordinary call will consist on theoretical and practical exam.

% end-of-term-examination:	0
% of continuous assessment (assignments, laboratory, practicals...):	100

BASIC BIBLIOGRAPHY

- Mark Freedland and Jeremias Prassl Viking, Laval and Beyond (EU Law in the Member States), Hart Publishing, 2015
- Brown, A.J. International handbook on whistleblowing research, Edward Elgar Publishing, 2014
- Davies One Step Forward, Two Steps Back? The Viking and Laval, Industrial Law Journal, 37, 2008
- Dörr, D. and Weaver, R.L., Perspectives on privacy : increasing regulation in the USA, Canada, Australia and European countries,, De Gruyter, 2014
- Ellis, E. and Watson, P., EU Anti-Discrimination Law,, Oxford, 2012
- Foblets, M.-C. Freedom of religion and belief in the European workplace: Which way forward and what role for the European Union?, , International Journal of Discrimination and the Law,, 2013, Vol.13(2-3).
- Grusi The international employment contract: ideal, reality and regulatory , London School of Economics, 2012
- Gómez Abelleira Handbook of Spanish Employment Law, Tecnos, 2012
- Hepple Labour Laws and Global Trade, Hart, 2005