



Cornell University
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Industrial & Labor Relations Review

Volume 59 | Number 2

Article 89

2006

Flexible Work Arrangements: Conceptualizations and International Experiences

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Recommended Citation

Review of *Flexible Work Arrangements: Conceptualizations and International Experiences*, by Isik Urla Zeytinoglu. *Industrial & Labor Relations Review*, Vol. 59, No. 2.

Available at: <http://digitalcommons.ilr.cornell.edu/ilrreview/vol59/iss2/89>

Flexible Work Arrangements Conceptualizations And International Experiences

Christian Welz



Flexible Work Arrangements Conceptualizations And International Experiences:

Flexible Work Arrangements: Conceptualizations and International Experiences Isik U. Zeytinoglu, 2002-12-18
Examines the effect of flexible work arrangements on individuals' career, family health and well being as well as effects on the workplace and the society

Work in Tumultuous Times Vivian Shalla, Wallace Clement, 2007-03-12
Using a progressive approach to political economy contributors propose alternative policies and practices that might secure more decent livelihoods for workers and their families

The Transformation of Employment Relations in Europe Jim Arrowsmith, Valeria Pulignano, 2013-09-11
Since the 1980s the process of European economic integration within a wider context of globalization has accelerated employment change and placed a new premium on flexible forms of work organization. The institutions of employment relations specifically those concerning collective bargaining between employers and trade unions have had to adapt accordingly. *The Transformation of Employment Relations* focuses not just on recent change but charts the strategic choices that have influenced employment relations and examines these key developments in a comparative perspective. A historical and cross national analysis of the most important and controversial issues explores the motivation of the actors, the implementation of change and its evolution in a diverse European context. The book highlights the policies and the role played by different institutional and social actors: employers, management, trade unions, professional associations and governments and assesses the extent to which these policies and roles have had significant effects on outcomes. This comparative analysis of the transformation of work and employment regulation within the context of a quarter century timeframe has not been undertaken in any other book. But this is no comparative handbook in which changes are largely described on a country by country basis but instead *The Transformation of Employment Relations* is rather focused thematically. As Europe copes with a serious economic crisis understanding of the dynamics of work transformation has never been more important.

Precarious Work, Women, and the New Economy Judy Fudge, Rosemary Owens, 2006-04-26
Globalisation, the shift from manufacturing to services as a source of employment and the spread of information based systems and technologies have given birth to a new economy which emphasises flexibility in the labour market and in employment relations. These changes have led to the erosion of the standard industrial employment relationship and an increase in precarious work which is poorly paid and insecure. Women perform a disproportionate amount of precarious work. This collection of original essays by leading scholars on labour law and women's work explores the relationship between precarious work and gender and evaluates the extent to which the growth and spread of precarious work challenges traditional norms of labour law and conventional forms of legal regulation. The book provides a comparative perspective by furnishing case studies from Australia, Canada, the Netherlands, Quebec, Sweden, the UK and the US as well as the international and supranational context through essays that focus on the IMF, the ILO and the EU. Common themes and concepts thread throughout the essays which grapple with the legal and public policy challenges posed by women's

precarious work *New European Approaches to Long-term Unemployment* Germana Di Domenico, Silvia Spattini, 2008-01-01 This ground breaking book presents incisive studies by sixteen leading academics labour policymakers employment services professionals and employment researchers from Italy the United Kingdom Spain Germany Belgium and Poland The articles provide an excellent overview of employment services experience throughout the EU and demonstrate that careful application of active labour market measures can produce positive results in combating long term unemployment Notable for its emphasis on the proven power of cooperation among various stakeholders in reducing unemployment *New European Approaches to Long Term Unemployment* will be a welcome resource for employment services both public and private other public labour and employment organisations and employers as well as to academics lawyers and other interested professionals Provided by publisher *The European Social Dialogue Under Articles 138 and 139 of the EC Treaty* Christian Welz, 2008-01-01 Describes analyses and assesses the European social dialogue from a combined theoretical and normative perspective and applies theoretical strands stemming from industrial relations EC law and political theory to an understanding and assessment of the genesis actors processes and outcomes of the European social dialogue through 2007 *Combining Work and Care* Kate Hamblin, Jason Heyes, Janet Fast, 2024-06-25 Available Open Access digitally under CC BY NC ND licence The proportion of employees with caring responsibilities is growing and as a result policies that support working carers are becoming increasingly important Written and informed by national experts this is the first publication to provide a detailed examination of the development and implementation of carer leave policies and policies in nine countries across Asia Oceania Europe and North America It compares the origins content and implications of national policies and practices intended to enable workers to provide care to family members and friends while remaining in paid employment known as carer leave **Between Soft and Hard Law** Frans Pennings, 2006-01-01 Whether or not we ever attain universal social justice there can be little doubt that the international community has set meaningful standards and that significant progress has been made over the last century The leading standard setter throughout this period has been the International Labour Organisation ILO with its nearly 200 conventions on labour law and social security law Yet it is often asked how effective are these standards Do any ILO Member States actually offer to quote the Philadelphia Declaration of the ILO Conference of 1944 social security measures to provide a basic income to all in need of such protection and comprehensive medical care Perhaps not but some come close thanks to the application of ILO standards This much needed volume is the first detailed analysis of the legal meaning of ILO conventions within the ratifying Member States In unprecedented depth a panel of distinguished authorities explores the role of ILO conventions in preparing and amending national legislation in parliamentary debate and in national case law For comparative purposes five countries the United Kingdom France Germany Spain and the Netherlands are studied in depth Among the points of discussion that arise are the following the social dumping that results from distortion of competition the ILO s supervision procedures protection of

international migrant workers temporary exceptions for developing countries and the possibility of modernising texts of older conventions A useful annex reprints the texts of the ILO Constitution and the so called up to date conventions pertaining to social security which are currently being promoted for ratification by the ILO At a time when the very meaning of such terms as work and social security is being challenged by prevailing economic and political forces this full scale reappraisal of a body of international law that although soft has had a pronounced positive effect on the progress of social justice is to be welcomed It is well worth the close attention of government policymakers and regulators company lawyers and interested academics everywhere **Changing Industrial Relations & Modernisation of Labour Law** Marco Biagi, 2003-01-01

Thirty three distinguished authorities in the field of labour and industrial relations law gather here to enhance and complement the work of the late Marco Biagi a man who at the time of his violent and untimely death had shown himself to be the most insightful and committed international scholar in this complex and controversial and as it proved even dangerous field The topics covered range over many of Professor Biagi's special interests including the following the formulation of a new basis for labour law that could resolve new issues employee protection in corporate restructuring the trend toward individual enterprise bargaining a new European employment policy and what it might entail the growing phenomenon of flexibilisation the effects of an aging workforce the crucial nexus of free trade labour and human rights the promise of EU enlargement and protection of part time workers There is a lot of insight innovation and just clear thinking in this wide ranging and far reaching book It will be of exceptional value to scholars lawyers and others concerned with the extensive and unpredictable changes under way in today's world of work *The Changing Face of European Labour Law and Social Policy*

Alan C. Neal, 2004-01-01 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 The Work and Family Handbook Marcie Pitt-Catsoupes, Ellen Ernst Kossek, Stephen Sweet, 2015-12-03 The Work and Family Handbook is a comprehensive edited volume which reviews a wide range of disciplinary perspectives across the social sciences on the study of work family relationships theory and methods The changing demographics of the labor force has resulted in an expanded awareness and understanding of the intricate relations between work and family dimensions in people's lives For the first time the efforts of scholars working in multiple disciplines are organized together to provide a comprehensive overview of the perspectives and methods that have been applied to the study of work and family In this book the leading work family scholars in the fields of social work psychology sociology organizational behavior human resource management business and other disciplines provide chapters that are both accessible and compelling This book demonstrates how cross disciplinary comparisons of perspective and method reveal new insights on the needs of working families the challenges faced by those who study them and how to formulate policy on their behalf Managing Dynamic Technology-Oriented Businesses: High-Tech Organizations and Workplaces Jemielniak, Dariusz, Marks, Abigail, 2012-06-30 This book explores the culture of modern high tech workplaces and the different challenges and opportunities that new technologies present for modern workers and employers reviewing various management practices throughout the world Provided by publisher The Protection of Working Relationships Frans Pennings, Claire Bosse, 2011-01-01 In recent years it has become clear that many businesses motivated by avoiding the rigidity and the price tag associated with labour law and social security have succeeded in eroding the protection of labour law by creating numerous categories of workers classified as non employees In 1996 the International Labour Organisation ILO adopted Recommendation 198 which asks its Members to undertake action to reduce disguised employment relationships with the goal of ensuring that those actually working in an employment relationship are actually given the corresponding legal status Though these are from a legal approach two conceptually different phenomena they are closely related from a social policy point of view In order to make a substantial contribution to the discussion on these developments a group of noted European labour law scholars has undertaken the research assembled in this book recommending labour law reforms based on a close examination of existing conditions The eight authors analyse measures and legal instruments offered by the European Union and the ILO to cover persons performing personal work as well as specific developments in Belgium France The Netherlands Poland Germany and the United Kingdom In each case they describe viable ways in which categories of persons not treated as employees can be brought under the protection of labour law and how the distinction between employees and self employed can become more clear In a concluding final Chapter

comparative conclusions are drawn on the basis of this study and recommendations are given to the EU the ILO and the individual Member States Among the specific issues covered are the following redefining the subordination criterion the role of the courts determination of the contract of employment forms of labour involving more than two contracting parties e g employment agency arrangements the legal position of temporary workers employee like persons e g home workers or commercial representatives the bogus self employed introduction and effect of legal presumptions in labour law and or social security developing uniform criteria for the employment relationship criteria for identifying self employed but economically dependent workers extension of protection of labour law to persons other than employees or the self employed and social rights applicable to all work contracts irrespective of their formal qualification floor of core rights This study seriously contributes toward overcoming the reluctant and piecemeal measures commonly taken to extend the protection of the employment contract Although the authors acknowledge the continuing tension between labour law protection and the need for a flexible workforce they also recognize the positive effects of best practices that lead to more certainty fewer disputes and clear but still flexible if necessary agreements The book will be warmly welcomed as a signal contribution to addressing what one labour law scholar has called the most important industrial relations issue of our time **EU Industrial**

Relations V. National Industrial Relations Mia Rönnmar, 2008-01-01 1996 concerning the posting of workers in the framework of the provision of services Official Journal L 18 of 21 January 1997 pp 1 6 Directive 2006 123 EC of the European Parliament and of the Council of 12 December 2006 on services in the international market Official Journal L 376 of 27 December 2006 pp 36 68 Judgement of the European Court of Justice Laval un Partneri Ltd v Svenska Byggnadsarbetareförbundet Case C 341 05 2007 ECR I 000 Judgement of the European Court of Justice International Transport Workers Federation v Viking Line ABP Case C 438 05 2007 ECR I 000 Table of cases from the European Court of Justice Index **Sustainable Development, Global Trade and Social Rights** Adalberto Perulli, Tiziano Treu, 2016-04-24

Three major fields of international law trade the environment and human rights have become inextricably intertwined in today's world A practitioner policymaker businessperson or academic involved in any one of these fields must now be conversant with the other two This groundbreaking book considers the crucial elements of this complex engagement with eleven authoritative discussions by some of the most important and widely renowned professors of labor commercial and international law and experts from the International Labour Organization and the International Society for Labour and Social Security Law Focusing primarily on the social pillar of sustainability the authors cover such critical issues as the following the creeping de globalization manifested by Brexit and US protectionist policies new and renegotiated multilateral mega treaties prospects for effectively codifying social responsibilities of multinational corporations nexus of economic comparative advantage and excessive exploitation of natural resources weak or non existent enforcement of labor clauses in trade agreements assessing and managing environmental and social risk in project finance and stabilization clauses in state

investor agreements An analysis of MERCOSUR serves as a revealing insight into the differences between trade agreements concluded among developing countries and those concluded among developed countries A much needed probing of the future of global trade in the light of a resurgence of economic nationalisms this book takes a giant step towards a new consensus and cohesion phase in the international community where development policies international business transactions and social and environmental sustainability coexist harmoniously It will be welcomed by practitioners academics and researchers in trade law environmental law and labor law as well as by policymakers and businesspersons concerned with how these legal fields interact with economic justice

Collective Agreements and Individual Contracts of Employment Micha? Seweryski, 2003-01-01 While it can be said that the use of collective labour agreements has greatly expanded during the last decade it is hard to deny that their power to protect employees has diminished considerably and continues to weaken An understanding of the factors that have contributed to this fundamental change in economic and social conditions is of crucial significance if we are to preserve an equitable balance in the employer employee relationship The eleven papers reprinted here were originally presented at the 16th Congress of the International Academy of Comparative Law held in Brisbane in July 2002 Each paper is organized around the following considerations for the particular country in question factors determining the role of collective agreements factors determining the regulatory power of collective agreements toward the employment contract factors limiting the regulatory power of collective agreements degree of freedom of the parties to shape the employment contract and future prospects for collective agreements as a means of regulating the employment contract Underlying issues of decentralization minimum standards decreasing unionization unemployment and the growing individualization of the employment contract are addressed by all the authors The countries covered are Australia Belgium Canada Quebec Greece Italy Japan The Netherlands Poland South Africa and Switzerland

Labour Law and Sustainable Development Valentina Cagnin, 2020-06-05 Labour Law and Sustainable Development is a detailed reconstruction of the regulatory framework and jurisprudential findings of sustainable development at the international European and national level The global crisis of the past decade has underlined the social unsustainability of the ultra liberalistic theories through which the labour law deregulation represents the precondition for social and economic development coherent with the globalization imperatives It is no exaggeration to assert that the existing foundations of labour law have been irreversibly compromised It is essential to find a way out of the crisis at the same time defining the founding values of new sustainable labour law In linking labour law with the sustainability paradigm this provocative book promises to widen the scope and terms of the reconciliation of interests taking into account the multiplicity of the stakeholders interested in economic social and environmental issues and in particular to practise an approach that achieves intergenerational equity What is in this book In an unprecedented comparative study including case law of the network of principles agreements practices and norms concerning sustainable development and its different economic and social

implications the author examines such facets as the following sustaining solidarity and equality of opportunity in current and emerging work situations enhancing individual autonomy in the current world of subordinate but independent labour reconciling personal needs flexible organization of companies and reduction of external and internal costs to companies collective action for the regulation of labour relations allowing for the exercise of individual autonomy involving entire populations that have been so far excluded in the world scene developing a sustainable pension system to promote intergenerational solidarity implementing flexicurity policies positively social clauses of international trade treaties undoing the profound contradiction of gender and wage inequalities and promoting corporate social responsibility The objective of this book is to provide the reader with a reasoning basis to assess whether the choice to elect sustainable development as a new paradigm of reference for labour law is feasible and if in particular this choice can be useful in order to define the founding values of a new sustainable labour law How this will help you Using an interdisciplinary approach the author emphasizes the need to consider the various dimensions of sustainability together not only the original environmental but also the economic and social dimensions This book offers a real strategic leap for both legislators and social actors in particular leading the way to avoiding a fracture of the generational pact that has held together modern societies Although the book presents a profound academic contribution to the analysis of labour law realities and trends it will also be welcomed by corporate lawyers judges human rights experts trade unionists business managers entrepreneurs and consultants interested in the issues of labour sustainable development and social rights

Decent Working Time International Labour Office, 2006 Including international comparative analysis alongside national case studies this volume offers a wealth of information on the new trends which have emerged over the past decades all of which were discussed at the recent 9th International Symposium on Working Time Paris 2004 It looks at the increasing use of results based employment relationships for managers and professionals and the increasing fragmentation of time to more closely tailor staffing needs to customer requirements e g short hours part time work Moreover as operating opening hours rapidly expand toward a 24 hour and 7 day economy the book considers how this has resulted in a growing diversification decentralization and individualization of working hours as well as an increasing tension between enterprises business requirements and workers needs and preferences regarding their hours This new reality has raised some other challenging issues as well and the volume addresses those such as increasing employment insecurity and instability time related social inequalities particularly in relation to gender workers ability to balance their paid work with their personal lives and even the synchronization of working hours with social times such as community activities

Enterprise and Social Rights Adalberto Perulli, Tiziano Treu, 2017-06-15 Globalization has led to growing labour fragmentation and widening of gaps in social protection Although the enterprise is increasingly expected to be socially responsible in actuality extreme worker inequalities and social dumping have become ubiquitous worldwide This volume the first to focus attention on the theory of the firm as it reveals itself in

today's world from a multidisciplinary perspective underscores the necessity to rebuild a new scientifically controlled paradigm that acknowledges and regulates the dimension of power in the functioning of the organization. In their contributed essays, nineteen renowned scholars in labour law and industrial relations rethink the firm: its conception, its value, and its regulation, analysing such aspects as the following labour management relations issues that arise when companies go global but workers remain local: the firm as a social construction; the continuing necessity for collective bargaining; concealment of the employment relationship under the guise of self-employment; concealment of the real employer behind figureheads and shell companies; social welfare effects of outsourcing; the company's interaction with the network of suppliers and with local education processes; determining who actually carries responsibility towards workers; overcoming companies' drive to enter the global market in response to national regulation; realizing the notion of duty of care; mechanisms of participation of workers in the management of the enterprise; and the persistent limitations that women face in the workplace even when worker participation is advocated. With attention to innovative developments in Germany, Italy, Japan, and other countries, analyses include case studies of specific companies as well as case law, in particular the European Court of Justice's jurisprudence in matters of collective dismissals, seconded workers, and public contracts. In their head-on tackling of the fragmentation and blurring of social responsibility in enterprise organization, these important essays propose a view of the enterprise as a factor in a new constitutionalisation of labour that shifts employment protection from single legal entities to the network's economic activity, thus realigning the legal boundaries of the enterprise with its economic reality. As a compelling investigation of how a satisfactory implementation of labour standards in the fragmented enterprise can be guaranteed, this book will be studied by entrepreneurs, managers, consultants, corporate lawyers, judges, human rights experts, and trade unionists, and will be welcomed by academics and researchers in industrial relations and labour law.

The Changing Institutional Face of British Employment Relations Linda Dickens, Alan C. Neal, 2006-01-01

Employment protection in Britain, once seen as resting on collective bargaining supported by public policy, has increasingly come to be framed in terms of individual legal rights enforceable before judicial forums such as employment tribunals. This dramatic shift towards juridification of the individual employment relationship has not only contributed towards significant changes to the institutional landscape of employment relations in Britain but also carries important implications for the future of employment law and regulation in the home of collective bargaining. This comprehensive evaluation of current institutional reality and trends, prepared to mark the 30th anniversary of the Advisory Conciliation and Arbitration Service (Acas), provides a unique look inside the key institutions of British employment relations. Each contributor, leading academics and senior practitioners all closely associated with particular institutions, locates their institution in terms of purpose, origins, and context; discusses its structure, governance, and composition; and assesses its operation, considering current challenges and future direction. In the course of examining issues relating to institutional choice and roles, the presentations offer contemporary

views on the impact of decentralisation and the shrinking of collective bargaining decline in trade union membership and strength and the political effects of increasing global competition The influence of EU social policy initiatives upon British legislative policy is identified while attention is drawn to the consequences of an increased feminisation of the workforce along with an increasing incidence of non standard workers and continuing service sector growth Set alongside the evidence of decline in manufacturing restructuring of the public sector and the growth of the SME sector this volume demonstrates the remarkable pressures for change which have impacted upon the institutions of British employment relations over the past thirty years These essays offer an especially valuable mix of expert independent discussion along with personal insights gained from direct involvement in the operation of the key bodies As a much needed overview and basis for evaluation of the current institutional map of British employment relations as well as a contemporary consideration of lessons to be drawn from the changing institutional face of employment relations in Britain this book will be of inestimable value to policy makers and practitioners in the field as well as to students academics and more generally interested observers of the British experience

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