



UNIVERSITÀ DEGLI STUDI DI PALERMO

| | | | |
|--------------------------------|--|----------------------|------------------|
| DEPARTMENT | Giurisprudenza | | |
| ACADEMIC YEAR | 2017/2018 | | |
| MASTER'S DEGREE (MSC) | LAW | | |
| INTEGRATED COURSE | LABOUR LAW - INTEGRATED COURSE | | |
| CODE | 02446 | | |
| MODULES | Yes | | |
| NUMBER OF MODULES | 2 | | |
| SCIENTIFIC SECTOR(S) | IUS/07 | | |
| HEAD PROFESSOR(S) | NICOLOSI MARINA | Professore Ordinario | Univ. di PALERMO |
| OTHER PROFESSOR(S) | NICOLOSI MARINA | Professore Ordinario | Univ. di PALERMO |
| | RICCOBONO ALESSANDRO | Professore Ordinario | Univ. di PALERMO |
| CREDITS | 13 | | |
| PROPAEDEUTICAL SUBJECTS | 04035 - ELEMENTS OF PRIVATE LAW 02432 - CONSTITUTIONAL LAW - INTEGRATED COURSE | | |
| MUTUALIZATION | | | |
| YEAR | 2 | | |
| TERM (SEMESTER) | Annual | | |
| ATTENDANCE | Not mandatory | | |
| EVALUATION | Out of 30 | | |
| TEACHER OFFICE HOURS | <p>NICOLOSI MARINA Wednesday 11:00 12:00 Dipartimento di scienze politiche e delle relazioni internazionali DEMS Collegio San Rocco Piano 1 - Stanza Docente</p> <p>RICCOBONO ALESSANDRO Tuesday 9:00 11:00 dipartimento di Giurisprudenza, Palermo stanza ricercatori diritto del lavoro Friday 11:00 12:00 Polo didattico trapani</p> | | |

DOCENTE: Prof.ssa MARINA NICOLOSI

| | |
|---------------------------|--|
| PREREQUISITES | Knowledge of the legal system and fundamental categories of general law and contracts. Knowledge of the rules and constitutional principles (Fundamental principles; human rights; economic and social relations; competences between state and regions) |
| LEARNING OUTCOMES | <p>Knowledge and ability to Understand</p> <ul style="list-style-type: none">- Knowing and Understanding the Fundamentals principles of the employment relationship and of the trade unions law.- Capacity of interpretation of case law dealt at lesson, of legal qualification (by relating facts to cases), of evaluation and awareness to address theoretical and practical problems of labour and trade unions law. <p>Capacity to apply knowledge and understanding.</p> <p>Ability to connect the institutes of european labour law to national labour law</p> <ul style="list-style-type: none">- Understand the operating mechanisms of legal institutions of labour law <p>Autonomy of Rating</p> <ul style="list-style-type: none">- Capacity to solve problems which may arise in labour law standard.- Critical evaluation of the origins and of the current provisions and of the reforms of labour law occurred over the years. <p>Communicative skills</p> <ul style="list-style-type: none">- Communicating Knowledge gained clearly. <p>Capacity of understanding the principal institutes of european and national labour law. Capacity of orientation among doctrinal contributions</p> |
| ASSESSMENT METHODS | <p>Final ORAL EXAM (maximum vote 30)</p> <p>The exam consists in an interview aimed to verify the level of knowledge of the agenda; the skill in using a legal language and the ability to develop a critical reasoning on the basis of theoretical knowledge.</p> <p>The evaluation will follow the evaluation grid underscoring</p> <ul style="list-style-type: none">-Excellent outcome 30 -30 and praise: good knowledge of the topics, excellent property 'of language, excellent analytical skill;- Very good outcome 26-29: good knowledge of the topics, good property 'of language, good analytical skill ;- Good outcome 24-25: Basic knowledge of the main topics, discreet language skills,- Satisfactory outcome 21-23: the student does not show complete mastery of Main topics of the course, while possessed knowledge fundamental; shows still good enough- Sufficient Outcome 18-20: minimal knowledge of the main topics and technical language,- Insufficient outcome: the student does not have an acceptable knowledge of content of the various topics on the agenda. <p>Written test in progress. The written test will consist of open-ended questions (minimum three), and will last from two to four hours . The exam is aimed at verifying the knowledge of the students, their critical skills , and the ability to use legal language.</p> |
| TEACHING METHODS | Lectures, seminars and tutorials |

**MODULE
MODULE I**

Prof. ALESSANDRO RICCOBONO

SUGGESTED BIBLIOGRAPHY

E. Ghera, a. Garilli, D. Garofalo, Diritto del lavoro, 2015, Giappichelli, o, se disponibile, ed. successiva b) Per lo studio del diritto sindacale: M. V. Ballestrero, Diritto sindacale, Giappichelli, 2014 o, se disponibile, ed. successiva

| | |
|--------------|-------------------|
| AMBIT | 20011-Laburistico |
|--------------|-------------------|

| | |
|-------------------------------|-----|
| INDIVIDUAL STUDY (Hrs) | 119 |
|-------------------------------|-----|

| | |
|------------------------------|----|
| COURSE ACTIVITY (Hrs) | 56 |
|------------------------------|----|

EDUCATIONAL OBJECTIVES OF THE MODULE

Knowledge of the legal system and fundamental categories of general law and contracts. Knowledge of the rules and constitutional principles (Fundamental principles; human rights; economic and social relations; competences between state and regions) .

SYLLABUS

| Hrs | Frontal teaching |
|-----|---|
| 2 | The right of association : historical evolution |
| 4 | The freedom of trade unions in the Constitution and in Title II of the Statute of Workers |
| 6 | Collective bargaining . Subjective effectiveness and mandatory nature of the collective agreement |
| 4 | collective bargaining in the public sector privatized |
| 2 | the repression of anti-union behaviour |
| 4 | The strike in the constitution limits and theories |
| 4 | The T.U. on union representation |
| 2 | Union rights |
| 4 | representation and representativeness of trade unions |
| 4 | The strike in essential public services |
| 2 | the lockout |
| 4 | The relationship between collective agreements. Article |
| 2 | The forms of struggle different from the strike |
| 4 | Consultation and social dialogue |

MODULE MODULE II

Prof.ssa MARINA NICOLOSI

SUGGESTED BIBLIOGRAPHY

E. Ghera, A. Garilli, D. Garofalo, Diritto del lavoro, ultima edizione, Giappichelli, 2015, o se disponibile, ed. successiva.
Per lo studio del diritto sindacale:
M. V. Ballestrero, Diritto sindacale, Giappichelli, 2014 o, se disponibile, ed. successiva.

| | |
|-------------------------------|-------------------|
| AMBIT | 20011-Laburistico |
| INDIVIDUAL STUDY (Hrs) | 102 |
| COURSE ACTIVITY (Hrs) | 48 |

EDUCATIONAL OBJECTIVES OF THE MODULE

Critical awareness of labor law and its values in the current context characterized by the globalization of markets. Ability to manage legal language and using it in a comprehensive and convincing manner. Knowledge of the different historical phases of labor law, according with the main doctrinal dissertation and the most significant jurisprudential guidelines with regard to national and European law.

SYLLABUS

| Hrs | Frontal teaching |
|-----|--|
| 6 | the transformation of Labour law. from the origin to the Jobs Act |
| 4 | the dependent employment |
| 6 | Economically dependent work, coordinated work; hetero organized work, occasional work. |
| 6 | The managing power, the disciplinary power; the power of worker's control |
| 4 | The obligations of the employer and workers' |
| 8 | The object of job duties. Classification, categories, and tasks modifications |
| 4 | wages and severance indemnities |
| 4 | The employment contract with increasing protections |
| 4 | staff easing; transfer of undertakings and other tools to decentralize companies |
| 6 | Flexible work. Fixed term contract and part time |
| 4 | The guarantees of the employee. Transaction, waivers, prescription |