

Course title	International Labor Law				
Responsible person to enter grades	AGO Shinichi			開講区分	単位数
				1st semester	2.0
Numbering Code		Day・Period, etc.	Other(対面)	Timetable Slot Code	1J371

Lesson topic

International labour law is international economic law in disguise. Sound industrial relations, hence higher productivity, can only be achieved if labour law is well understood and properly practiced.

With a view to casting light on the social aspect of development, which is the other side of the coin of the economic development in general, a full description of international labour standard-setting and its supervision is offered. International labour law is a part of public international law.

Lesson target

Students will learn basic features of the international labour standards and their significance in the globalized world. They acquire knowledge on the international legislative process and its enforcement mechanisms, as well as the substance of labour and social legislation involved.

Understanding on various issues currently discussed, such as the social clause and the corporate social responsibility, will be improved. Once entering into legal profession, students will be able to make use of the knowledge in their daily activities, including, in case of practicing lawyers, advising their clients on the legal effect of international labour legislation, both in the court of law as well as in collective and individual labour agreements.

Syllabus and plan

1. Concept of international labour law - History leading to the establishment of the ILO; Tripartism
2. Standard-setting at the ILO - "International Labour Standards"; Procedures for adoption; Domestic legal effects of ILO standards
3. Obligations emanating from the adoption of international labour standards - Submission; Art.19 reporting; Ratification; Denunciation; Quasi-international legislation; Obligations emanating from ratification
4. Supervision of the implementation of ILO standards (Regular and Special) - Supervisory organs; Committee of Experts on the Application of Conventions and Recommendations; Conference Committee on the Application of Standards
5. Special procedures - Representations and Complaints; Freedom of Association Procedure
6. Trade Union Freedom - Freedom of association, anti-union discrimination, right to strike
7. Freedom from Forced Labour - Contemporary forms of slavery; implication of Convention No.105
8. Freedom from discrimination - Wages (Gender); Various grounds; General
9. Abolition of Child Labour - Two basic instruments (Convention Nos.138 and 182)
10. Labour Conditions: Working hours; wages (including minimum wage fixing); Occupational Safety and Health
11. Other Conventions - Governance, Special categories of workers, Specific sectors
12. Tripartite Declaration on Multinational Enterprises and other codes of conduct
13. Social Clause - a cross road of trade and labour
14. Labour-related CSR (Corporate Social Responsibility) - Emerging soft law
15. "Business and Human Rights"

Evaluation method

Final grades will be calculated on the basis of the following factors: Class participation (40%), final essay written in the class room (60%).

Class participation does not only mean attendance, but also pertinence of questions asked during and outside the class. Students are allowed to consult notes, books and PCs, brought into the class room.

Evaluation baseline

Final essay written in the class room on the last day should be completed with logical arguments, based on the knowleges gained from the class.

Notice (include info. on related class)

Understanding of public international law and labour law is useful, but not a requirement for attending the class.

Review and preparation

Every day, from the second day onwards, a brief Q&A session will be provided before the lecturing starts. Students are encouraged to ask questions from the topics dealt with in previous classes.

Kobe University requires 45 hours of study from students to award one credit, including both in-class instructions as well as study outside classes. Students are required to prepare for each class and complete the review after each class, depending on the respective class goals.

Office hour · Contact information

The email address given in the first class of the course can be used to contact the professor at any time during the week.

Message for student

N/A

Improvement in Teaching

N/A

Text

The "textbooks" given below can be downloaded from the ILO's website. The URLs have been provided.

The "Rules of the Game" is too voluminous for printing. It is recommended to store it in each student's PC or smartphone and bring it to the class room for an occasional reference.

The Constitution, on the other hand, is not long, about 15 pages. It is, therefore, strongly recommended to print it and have it always with you when you come to the class room.

- The Rules of the Game

https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---normes/documents/publication/wcms_672549.pdf

- The Constitution of the ILO

https://www.ilo.org/dyn/normlex/en/f?p=1000:62:3068341389579::N0:62:P62_LIST_ENTRIE_ID:2453907:NO

The Rules of the Game / ILO : ILO , , ISBN:

The Constitution of the ILO / ILO : ILO , , ISBN:

Reference Material

International Labour Law / Valticos, Nicolas. Von Potobsky, Geraldo. : Kluwer Law and Taxation Publishers , , ISBN:

Classroom Language

English

Keywords

Exchange student (Special auditing student)