

Workers Rights



Workers Rights As Human Rights

Charalampos Stylogiannis



Workers Rights As Human Rights:

Workers' Rights as Human Rights James A. Gross, 2003 Provides a new perspective on the assessment of U S labour relations law by using human rights principles as standards for judgment Presents recommendations for what should and can be done to bring U S labour law into conformity with international human rights standards *Human Rights, Labor Rights, and International Trade* Lance A. Compa, Stephen F. Diamond, 2003-08-30 A significant contribution to current legal political and economic discourse on workers in the global economy *International and Comparative Law Quarterly* **Are Worker Rights Human Rights?** Richard P. McIntyre, 2008 In a global economy workers must assert their collective rights as workers in order to win human rights as individuals By introducing Marxian and Institutional analysis this book reveals the class relations and power structures that determine the position of workers in the global economy *Structural Injustice and Workers' Rights* Virginia Mantouvalou, 2023 This book seeks to identify structures that trap workers in conditions of exploitation It focuses specifically on state mediated structural injustice where legislative schemes that promote otherwise legitimate aims create inadvertent vulnerabilities for workers **Human Rights in Labor and Employment Relations** James A. Gross, Lance A. Compa, 2009 Collection of papers on the proposition that workers rights are human rights and how they relate to labour activism and advocacy in a market driven global economy Considers health and safety at the workplace child labour freedom of association protection of migrant and forced labour human rights from a corporate perspective employment discrimination etc referring to the situation in the United States and other industrial countries and elsewhere Includes an ILO contribution co authored by Barbary Murray entitled Human rights of workers with disabilities

Reconciling International Trade and Labor Protection Wolfgang Plasa, 2015-08-20 Over the last two decades or so a number of developing countries have become important suppliers of manufactured goods A good deal of these goods are produced under extremely poor working conditions incompatible with the fundamental rights and freedoms However WTO rules do not allow restrictions on imports of such goods and the ILO hardly ever sanctions violations of international labor standards On the one hand this leaves exporting countries free to compromise on labor protection in order to enhance their competitiveness on foreign markets On the other hand importing countries are obliged to keep their markets open for goods produced under substandard labor conditions This gives rise to the question of whether the rules of the multilateral trading system should be linked to international labor standards This study argues that there are two trade related reasons for establishing such a link The first one is commonly referred to as social dumping GATT rules enshrine the principles that should govern international trade fairness and responsibility These principles should also apply where trade meets labor protection Exporting goods made under substandard labor conditions is unfair and distorts trade It would therefore be consistent to make social dumping actionable The other reason concerns the responsibility of importing countries Increased imports of goods produced under substandard labor conditions are an incentive for the exporting country to produce more

goods under the same labor conditions and ship them to the same importing country This results in a proliferation of violations of labor standards for which the importing country shares the responsibility There is a need to adopt a link between trade and labor standards enabling the importing country to cap imports in order to escape the blame

Individual Labour Rights as Human Rights Elena Sychenko, 2017-03-01 In recent years there has been a substantial debate over the interconnection between labour rights and human rights Consequently the jurisprudence of the European Court of Human Rights ECtHR concerning substantive individual labour rights or rights at work is coming to greater prominence at the national level throughout the forty seven Member States of the Council of Europe This is the first book in English to provide a thorough analysis of the Court s most recent case law cases considered in the period from 1963 to 2016 on fundamental employment rights such as the right to wages protection from discrimination and unfair dismissal the right to occupational safety at work and civil liberties such as the freedom of association the freedom of religion and expression and the right to privacy Drawing on close scrutiny of 347 cases since 1963 the author traces the evolutionary development of the Court s positions on labour rights as human rights through case analyses commentary and general conclusions in each of several categorical groupings Recent trends are treated in substantial detail Among the issues and topics raised are the following interrelation of ECtHR case law and national labour rights protection benefits for employees of reference to ECtHR case law in national proceedings role of International Labour Organization conventions and of the European Social Charter in the Court s reasoning application of balancing and proportionality test in relevant to labour law cases public criticism of employer disclosure of information and standards of whistle blowers protection and positive obligations of the State in the field of occupational safety and health This book offers the most detailed and considered analysis available of how individual labour rights have been referred to in the human rights jurisprudence of the ECtHR Given that the Court s positions have already changed certain aspects of some national labour laws this peerless volume will prove indispensable for practitioners and scholars monitoring the growing applicability of human rights law in matters of labour and employment especially in the areas of protection of wages unjust dismissal and occupational safety Collective Labour Rights for Self-Employed

Workers Charalampos Stylogiannis, 2023-08-22 Platform work arrangements are often defended as an expression of technological progress with the potential to enable people to work as self employed individuals often without any supervision or control However by now it is well documented that platform work not only shares important features of flexibility and precariousness with other casual work arrangements that are on the rise around the world but it also entails the risk of excluding a significant portion of workers from the protection of fundamental collective labour rights including their coverage from collective agreements In this important and timely book the author shows how a human rights based approach HRBA towards collective labour rights can bridge this protection gap Such an approach identifies workers regardless of their employment status as rights holders that are entitled to rights like the right to collective bargaining derived from

international human rights and labour rights instruments Fully describing the phenomenon of platform work as well as presenting a detailed global overview of responses related to the challenges stemming from platform work arrangements the research inter alia covers aspects such as the following problems challenges and questions related to platform work arrangements and how those are linked to broader labour market trends platform work s deeper foundational implications for labour law legal developments related to the regulation of platform work with an assessment of their limits when it comes to collective labour rights also recognised as human rights various ways in which platform workers and other atypical workers have managed to exercise their collective labour rights and promising indications of closer cooperation between organised labour and workers in non standard forms of employment The analysis draws on international human rights and labour rights treaties and conventions domestic legislation and regulations rulings from international and national courts and interpretative and authoritative sources including the relevant legal literature The book manifests and responds to a genuine need for in depth research with respect to the protection of the human rights of platform workers with an analytical framework that will ensure their adequate protection Its crucial observations will be welcomed by practitioners in labour law human rights law and competition law as well as by academics human resources professionals and labour and employment policymakers

Law in Transition Ruth Buchanan,Peer Zumbansen,2014-12-01 Law has become the vehicle by which countries in the developing world including post conflict states or states undergoing constitutional transformation must steer the course of social and economic legal and political change Legal mechanisms in particular the instruments as well as concepts of human rights play an increasingly central role in the discourses and practices of both development and transitional justice These developments can be seen as part of a tendency towards convergence within the wider set of discourses and practices in global governance While this process of convergence of formerly distinct normative and conceptual fields of theory and practice has been both celebrated and critiqued at the level of theory the present collection provides through a series of studies drawn from a variety of contexts in which human rights advocacy and transitional justice initiatives are colliding with development projects programmes and objectives a more nuanced and critical account of contemporary developments The book includes essays by many of the leading experts writing at the intersection of development rights and transitional justice studies Notwithstanding the theoretical and practical challenges presented by the complex interaction of these fields the premise of the book is that it is only through engagement and dialogue among hitherto distinct fields of scholarship and practice that a better understanding of the institutional and normative issues arising in contemporary law and development and transitional justice contexts will be possible The book is designed for research and teaching at both undergraduate and graduate levels

ENDORSEMENTS An extraordinary collection of essays that illuminate the nature of law in today s fragmented and uneven globalized world by situating the stakes of law in the intersection between the fields of human rights development and transitional justice Unusual for its breadth and the quality of scholarly

contributions from many who are top scholars in their fields this volume is one of the first that attempts to weave the three specialized fields and succeeds brilliantly For anyone working in the fields of development studies human rights or transitional justice this volume is a wake up call to abandon their preconceived ideas and frames and aim for a conceptual and programmatic restart Professor Balakrishnan Rajagopal Ford International Associate Professor of Law and Development Massachusetts Institute of Technology This superb collection of essays explores the challenges possibilities and limits faced by scholars and practitioners seeking to imagine forms of law that can respond to social transformation Drawing together cutting edge work across the three dynamic fields of law and development transitional justice and international human rights law this volume powerfully demonstrates that in light of the changes demanded of legal research education and practice in a globalizing world all law is law in transition Anne Orford Michael D Kirby Chair of International Law and Australian Research Council Future Fellow University of Melbourne A terrific volume Leading scholars of human rights development policy and transitional justice look back and into the future What has worked Where have these projects gone astray or conflicted with one another Law will only contribute forcefully to justice development and peaceful sustainable change if the lessons learned here give rise to a new practical wisdom We all hope law can do better the essays collected here begin to show us how David Kennedy Manley O Hudson Professor of Law Director Institute for Global Law and Policy Harvard Law School

China's Workers Under Assault Anita Chan, 2016-07-01 This important book contains case studies with substantive analysis of Chinese workers in a variety of settings state enterprises urban collectives township and village enterprises domestic private enterprises and foreign funded enterprises The cases include urban workers migrant workers from the countryside and workers who are sent to work outside of China The analytical framework for these case studies lays out why labor rights violations have been occurring in China and highlights the context in which these violations operate and the extent to which these selected cases are not isolated incidents Moreover the dilemma of Chinese workers is put into international perspective the context of the international labor market the setting of competitive minimum wages in Asia and the concern for Chinese workers rights taken up by the International Labor Organization ILO This book debunks the conventional wisdom that Chinese workers are thriving because the Chinese economy is booming Indeed the wage structures of these enterprises of different ownership types contribute to widening income disparities in China The book uncovers what exactly overseas Chinese entrepreneurship Taiwan and Hong Kong means at the factory level And it calls for a new approach to scrutinizing the phenomena of the so called Chinese economic miracle and its repercussions on other economies and labor markets

Reviewing **Workers Rights As Human Rights**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is really astonishing. Within the pages of "**Workers Rights As Human Rights**," an enthralling opus penned by a very acclaimed wordsmith, readers embark on an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve into the book's central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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