

GERMANY

English translations of labor laws in NATLEX -- ILO Database of National Legislation:
natlex.ilo.org

1. In left frame, select "Advanced search".
2. Select country from "Country" pull-down menu.
3. Click box for "Records with full text only" (near bottom of screen).
4. Click "Search".

ILO National Labour Law Profile: <http://tinyurl.com/59od4r>

International Encyclopaedia for Labour Law and Industrial Relations -- Germany:
<http://tinyurl.com/234pxs> (may require login with Notre Dame ID and password)

ILO, Profile of German legislation on termination of employment: <http://tinyurl.com/6dljcb>

German employment laws: <http://www.fedee.com/natlaw.html#germany>

News and background info on labor relations in Germany (European Industrial Relations Observatory): <http://tinyurl.com/6xww57>

Evolution of Labour Law in Germany and Austria 1992-2003: <http://tinyurl.com/5k9nh8>

German Labor Law in Transition: <http://www.germanlawjournal.com/article.php?id=594>

German Labor Law Under Reconstruction? <http://tinyurl.com/689mu7>

U.S. Department of State, Country Report on Human Rights Practices:
<http://www.state.gov/g/drl/rls/hrrpt/2007/> (find specific report and do CTRL-F for "labor")

ICFTU Annual Survey of Violations of Trade Union Rights

<http://www.icftu.org/survey2006.asp?language=EN>

(Select your region of the world and country.)

ITUC Annual Survey of Violations of Trade Unions Rights -- Germany

<http://tinyurl.com/69kf7p>

Interface Between Constitution and Labor Law in Germany (article): <http://tinyurl.com/6ec9nz>

Title: Collective labor law in a changing environment: aspects of the German experience

Author: Zwanziger, Bertram

Source: Comparative Labor Law & Policy Journal, vol. 26, no. 2, pp. 303-321, Winter 2005

Abstract: Changes within Germany's system for collectively regulating labor conditions are studied. An overview of the two-tiered system of collective labor law in Germany is presented, emphasizing the legal basis and regulatory mechanisms of both union and work council representatives; in addition, unions' and work councils' best strategies for achieving collective bargaining agreements are also discussed. It is demonstrated that labor unions traditionally have been perceived as offering the best possibility of achieving working conditions agreements between corporations and laborers; furthermore, it is shown that the German Federal Labor Court has favored the powers of labor unions over work councils. The implications and constitutionality of legislative proposals that have attempted to challenge labor union's exclusive authority to engage collective bargaining and include work councils in working condition negotiations are then considered. In addition, the composition of Germany's Federal Constitutional Court and Federal Labor Court and the influence of political determinants upon judge selection to these courts are reviewed, and German labor unions' disavowal of differences between these civil and labor courts is contemplated.

Title: Wrongful dismissals in the federal republic of Germany

Author: Seifert, Achim; Funken-Hotzel, Elke

Source: Comparative Labor Law & Policy Journal, vol. 25, no. 4, pp. 487-517, Summer 2004

Abstract: Analyzes the key elements of the existing German model of protection against dismissals with notice, specifically on the social justification of the general regime of dismissal protection. The historical background of dismissal protection is outlined post-WWI and analyzed through the context of political changes; the center of gravity of dismissal protection has changed from a collective understanding to a current individual framework. Although statutory dismissal was created as a compensation program originally, it now has changed into that maintains the job. The judicial, institutional,

legislative, economic, and non-discrimination prisms of the dismissal protection are analyzed. Germany has specific labor courts that address these issues, and it is relatively open for individual employees to present their grievances. Some of the economic impacts of dismissal protection is now being questioned, as it contributes to the growing structural unemployment in Germany. The proposed reforms are introduced with regards to severance pay and the extension of the small business clause to promote smaller enterprises.

BOOKS IN NOTRE DAME LAW LIBRARY:

AUTHOR Lingemann, Stefan, 1958-
TITLE Employment & labor law in Germany / Stefan Lingemann, Robert von Steinau-Steinrück, Anja Mengel.
IMPRINT München : Beck ; Athens : Sakkoulas, 2003.
DESCRIPT xiv, 528 p. ; 25 cm.
SERIES German law accessible.
NOTE Introduction in English, statutes in side by side columns in German and English.
NOTE Includes index.
SUBJECT Labor laws and legislation -- Germany.
ISBN/ISSN 3406479146 (Beck : hd. bd.)
ISBN/ISSN 9601504869 (Sakkoulas : hd. bd.)
1 > Stack 3 KK2860 .L57 2003 CHECK SHELVES

TITLE Decentralizing industrial relations and the role of labour unions and employee representatives / editor: Roger Blanpain ... [et al.].
IMPRINT The Hague : Kluwer Law International, 2007.
DESCRIPT xii, 185 p. : ill. ; 24 cm.
SERIES Bulletin of comparative labour relations ; 61.
NOTE Includes bibliographical references.
NOTE Decentralizing decentralized industrial relations? The role of labour unions and employee representatives in Japan -- **Decentralizing industrial relations and the role of labour unions and employee representatives in Germany** -- Collective relations in France: a multi-layered system in mutation -- Decentralizing industrial relations and the role of labor unions and employee representatives -- Worker representation in the U.K. -- Decentralizing industrial relations: the American situation and its significance in comparative perspective -- Decentralisation and 'deregulation' of labour relations through 'ultra-regulation': Australia's 2005 labour law reforms -- The

roles of labour unions and employee representatives in
Taiwan -- Employee representation system in South Korea.

1 > Stack 3 K1704.6 D43 2007 CHECK SHELVES

TITLE Effective resolution of collective labour disputes / edited by
 A.F.M. Brenninkmeijer ... [et al.].
IMPRINT Groningen, The Netherlands : Europa Law Publishing, c2006.
DESCRIPT x, 165 p. ; 24 cm.
NOTE Includes bibliographical references.
NOTE ch. 1. Effective resolution of collective labour disputes in the
 public and private sector / Alex Brenninkmeijer and Loe
 Sprengers -- ch. 2. Effective resolution of collective
 disputes: a synthesis of national reports and plenary
 discussions / Annie de Roo and Rob Jagtenberg -- ch. 3. Labour
 dispute resolution and settlement in EU perspective / Frank
 Hendrickx -- ch. 4. Settlement of collective labour conflicts
 in Belgium / Jan Rombouts -- **ch. 5. Effective resolution of
 collective labour disputes in Germany / Ulrich Zachert** -- ch.
 6. The UK perspective on the provision of alternative dispute
 resolution processes / Terry Lippiatt -- ch. 7. Conciliation
 and mediation in collective labour disputes in Finland / Juhani
 Salonius -- ch. 8. The Swedish experience in mediating
 collective labour disputes / Kurt Eriksson -- ch. 9. The
 Spanish system of extrajudicial settlements in collective
 conflict / Fernando Valdes Dal-Re.

1 > Stack 3 K1739 .E33 2006 DUE 07-02-08

TITLE Key aspects of German business law : a practical manual / Michael
 Wendler, Bernd Tremml, Bernard Buecker, eds.
EDITION 3rd ed.
IMPRINT Berlin ; New York : Springer, c2006.
DESCRIPT xxiv, 440 p. : ill., forms ; 24 cm.
CONTENTS How to establish or acquire a business in Germany -- Commercial
 law -- **Labor law** -- Computer law -- Procedural law -- European
 law -- tax law IP.

1 > Stack 3 KK160.B87 K49 2006 DUE 07-03-09

TITLE The law on age discrimination in the EU / Malcolm Sargeant (ed.).
IMPRINT Alphen aan den Rijn : Kluwer Law International, cop. 2008.
DESCRIPT XVI, 241 p. : ill., ; 25 cm.
SERIES Studies in employment and social policy, 1568-2536 ; 34.

BIBLIOGRAPHY Includes bibliographical references.

CONTENTS Age discrimination -- Age discrimination in the EU and the framework directive -- **Germany** -- France -- Ireland -- Italy -- Hungary -- The Netherlands -- United Kingdom.

1 > Stack 3 KJE2942 .L39 2008 CHECK SHELVES

TITLE International labor and employment law / [edited] by Philip M. Berkowitz, Thomas Müller-Bonanni.

IMPRINT Chicago, Ill. : Section of International Law, American Bar Association, c2006.

DESCRIPT xiv, 238 p. ; 26 cm.

SERIES International practitioner's deskbook series.

NOTE Includes bibliographical references and index.

NOTE ch. 1. Labor and employment law in Belgium / Carl Bevernage and Henry-David Hachez -- ch. 2. Labor and employment law in Brazil / Isabel C. Franco -- ch. 3. Labor and employment law in Canada / Stuart S. Aronovitch and Jonathan L. Dye -- ch. 4. Labor and employment law in China / Qi (Adam) Li and Hong Zhang -- ch. 5. Labor and employment law in France / Salli A. Swartz -- **ch. 6. Labor and employment law in Germany / Thomas Mueller-Bonanni** -- ch. 7. Labor and employment law in Italy / Alberto Maggi and Silvia Tozzoli -- ch. 8. Labor and employment law in Japan / Hideki Thurgood Kano and James M. Minamoto -- ch. 9. Labor and employment law in Mexico / Jorge G. de Presno -- ch. 10. Labor and employment law in the Netherlands / Maartje M. Govaert and Liesbeth Sneek -- ch. 11. Labor and employment law in Spain / Vicente Calle Martinez and Alfredo Aspra Rodriguez -- ch. 12. Labor and employment law in the United Kingdom / Nicholas Dent -- ch. 13. Labor and employment law in the United States / Philip M. Berkowitz and Anders Etgen Reitz.

1 > Stack 3 K1705 .I53 2006 DUE 07-02-08

TITLE Globalization and employment relations in the auto assembly industry: a study of seven countries / editor, Roger Blanpain ; guest editors, Russell D. Lansbury ... [et al.] ; contributors, Göran Brulin ... [et al.].

IMPRINT Austin [TX] : Wolters Kluwer Law & Business ; Alphen aan den Rijn : Kluwer Law International ; Frederick, MD : Sold and distributed in North, Central and South America by Aspen Publishers, c2008.

DESCRIPT xii, 152 p. : ill. ; 24 cm.

SERIES Bulletin of comparative labour relations ; 64.
SUMMARY Describes work organization, skill formation, remuneration systems, staffing arrangements and employment security, and enterprise governance and employee-management relations in seven countries: the United States, Australia, **Germany**, Sweden, Japan, South Korea, and China.
1 > Stack 3 HD9710.A2 G65 2008 CHECK SHELVES

TITLE The global workplace : international and comparative employment law : cases and materials / Roger Blanpain ... [et al.].
IMPRINT Cambridge ; New York : Cambridge University Press, 2007.
DESCRIPT lii, 647 p. ; 26 cm.
BIBLIOGRAPHY Includes bibliographical references and index.
CONTENTS The study of international and comparative employment law -- The International Labor Organization and international labor standards -- The United States -- Canadian labor and employment law -- Mexican employment law -- The regulatory approach of the North American Free Trade Agreement -- The European Union -- The United Kingdom -- **German labor and employment law** -- France -- China -- Japan -- India -- Pursuing international labor standards in US courts and through global codes of conduct.
SUBJECT Labor laws and legislation.
SUBJECT Labor laws and legislation, International.
ALT AUTHOR Blanpain, R. (Roger), 1932-
1 > Stack 3 K1705 .G583 2007 DUE 07-02-08

TITLE Employment policy and the regulation of part-time work in the European Union : a comparative analysis / Silvana Sciarra, Paul Davies and Mark Freedland (eds.).
IMPRINT Cambridge, UK ; New York : Cambridge University Press, 2004.
DESCRIPT xviii, 368 p. ; 24 cm.
NOTE Includes bibliographical references and index.
NOTE 1. New discourses in labour law : part-time work and the paradigm of flexibility / Silvana Sciarra -- 2. The European employment strategy and the regulation of part-time work / Diamond Ashiagbor -- 3. The role of EU employment law and policy in the de-marginalisation of part-time work : a study in the interaction between EU regulation and member state regulation / Paul Davies and Mark Freedland -- 4. France : part-time work - no longer an employment policy tool / Sylvaine Laulom -- **5. Germany : part-time work - a bone of contention / Maximilian Fuchs** -- 6. Italy : adaptable employment and private autonomy

in the Italian reform of part-time work / Antonio Lo Faro --
7. The Netherlands : from atypicality to typicality / Jelle
Visser, Ton Wilthagen, Roland Beltzer and Esther Koot-van der
Putte -- 8. Spain : the difficulty of marrying flexibility
with security / Fernando Valdes Dal-Re -- 9. Sweden : part-
time work - welfare or unfair? / Ronnie Eklund -- 10. The
United Kingdom : how is EU governance transformative? / Claire
Kilpatrick and Mark Freedland.

1 > Stack 3 HD5110.2.E85 E46 2004 CHECK SHELVES

TITLE The emergence of European trade unionism / edited by Jean-Louis
Robert, Antoine Prost, and Chris Wrigley.

IMPRINT Aldershot, Hants, England ; Burlington, VT : Ashgate, c2004.

DESCRIPT xiv, 254 p. ; 25 cm.

NOTE Introduction / Chris Wrigley -- 1. Trade unionism in the
British, German, French and US iron and steel industries, 1850-
1910 / Thomas Welskopp and Odette Hardy-Hemery -- 2. Dockers'
unions in the ports of London, Le Havre, Rotterdam and Hamburg,
1850-1914 / Eric Nijhof, John Barzman and John Lovell -- 3.
Trade unionism in textile towns and areas / Jean-Claude Daumas,
Remy Cazals, Marlene Ellerkamp and Alan Fowler -- 4. Trade
unions in medium-sized textile and machine-building cities :
Ghent, Bielefeld and Monza, 1890-1914 / Karl Ditt, Giuseppe M.
Longoni and Peter Scholliers -- 5. Large towns : Liverpool,
Lyon and Munich / John Belchem, Karl Heinrich Pohl and Vincent
Robert -- 6. May days / Gita Deneckere, Marie-Louise Goergen,
Inge Marssolek, Danielle Tartakowsky and Chris Wrigley -- 7.
Workers, others and the state : a comparison of the discourse
of the French, German and British labour movements at the end
of the nineteenth century / Antome Prost and Manfred Bock --
8. The constraints of the law / Norbert Olszak and Chris
Wrigley -- 9. Employers and trade unions in the late
nineteenth century in Britain, France and Germany / Marie-
Genevieve Dezes, Kenneth Lunn, Arthur Mclvor and Klaus Tenfelde
-- 10. The multiple foundations of trade union organisation in
nineteenth-century Germany, France, and Britain / Michel
Dreyfus, Sandrine Kott, Michel Pigenet and Noel Whiteside --
11. The structure and organisation of British, French and
German trade unions before the First World War / Peter
Berkowitz, Rebecca Gumbrell, Richard Hyman, Michel Pigenet and
Michael Schneider.

1 > Stack 3 HD6657 .E45 2004 CHECK SHELVES

TITLE Temporary agency work and the information society / editors, R. Blanpain and R. Graham ; contributors, Wilfried Beirnaert ... [et al.].

IMPRINT The Hague ; London ; New York : Kluwer Law International, 2004.

DESCRIPT vii, 372 p. ; 24 cm.

SERIES Bulletin of comparative labour relations ; 50.

NOTE "Reports given at the International Conference held on 28-29 April 2003 at the Royal Flemish Academy, Brussels, and sponsored jointly by the Academy, the Euro-Japan Institute for Law and Business, and the Society for International and Social Co-operation."

NOTE Includes bibliographical references.

NOTE 1. Introductory remarks : the evolving attitude towards temporary agency work / Roger Blanpain -- 2. Challenges for temporary agency work in the information society / Jan Denys -- 3. Public and private employment services : from co-existence to co-operation / Junko Nakayama and Alexander Samorodov -- 4A. Belgium : a general overview / Frank Hendrickx -- 4B. Belgium : putting workers at the disposal of a user / Chris Engels -- 4C. Belgium : temporary work agencies and the role of the social partners / Willy van Eeckhoutte -- 5. England / Gillian Morris -- 6. France / Sabine Smith-Vidal -- 7. **Germany / Manfred Weiss** -- 8. Italy / Michele Colucci -- 9. Japan / Tadashi Hanami -- 10. Spain / Miguel C. Rodriguez Pinero Royo -- 11. Sweden / Birgitta Nystrom -- 12. The Netherlands / Dieuwke Visser, Willem Plessen and Antoine Jacobs -- 13. EU legislation on temporary work / Roger Blanpain -- 14. Temporary agency work and freedom of services in the European Union / Ronnie Graham -- 15A. European development : report on negotiations of the European social partners towards an EU-wide collective agreement on temporary work / Wilfried Beirnaert -- 15B. European development: agency work in the European Union / Eva Casado Alarcon -- 16. Proposal for a directive of the European parliament and the council on working conditions for temporary workers -- 17. Amended proposal for a directive of the European parliament and the council on working conditions for temporary workers -- 18. Report on the proposal for a European parliament and council directive on working conditions for temporary workers -- 19. Concluding remarks / Roger Blanpain.

1 > Stack 3 HD5854.2.E85 I58 2003 CHECK SHELVES

AUTHOR Hjarvø, Jan.
TITLE Illegal immigrants and developments in employment in the labour markets of the EU / Jan Hjarvø.
IMPRINT Aldershot, Hampshire, England ; Burlington, VT, USA : Ashgate, c2003.
DESCRIPT ix, 148 p. : ill. ; 23 cm.
SERIES Research in migration and ethnic relations series.
NOTE Includes bibliographical references (p. 130-139) and indexes.
NOTE 1. Introduction -- Definitions and analytical framework -- Organisation of the study -- 2. Trends in International Economic Development -- Free movement within the EU -- The international movement of capital -- Global cities -- The post-industrial society -- The significance of surplus labour -- The dual labour market -- The past influencing the present -- The simple commodity production mode -- The self-employed lifestyle -- The effect of lifestyles -- 3. Labour Market Strategies -- Unemployment -- The inequality strategy -- Full employment -- 4. Comparison Between the USA and Denmark -- Developments in income distribution -- Inequality gives lower growth -- 5. Effects of Economy -- The effects of long-term unemployment -- The informal economy -- 6. The Effect of Organising -- The organisation of labour markets in the EU -- Illegal immigrants -- Summary -- 7. Trends in Portugal, Germany and Denmark -- Developments in Portugal -- **Developments in Germany** -- Developments in Denmark -- 8. Conclusion.

1 > Stack 3 HD8378.5.A2 H49 2003 CHECK SHELVES

TITLE Deregulation and labour law : in search of a labour concept for the 21st century / editor, Roger Blanpain.
IMPRINT The Hague, The Netherlands ; Boston, Mass. : Kluwer Law International 2000.
DESCRIPT xii, 168 p. ; 24 cm.
SERIES Bulletin of comparative labour relations ; 38.
NOTE Includes bibliographical references.
NOTE 1. Deregulation and Labour Law: The Belgian Case / Chris Engels -- 2. Deregulation and Labour Law: French Report / Marie-Ange Moreau -- **3. Deregulation and Labour Law in Germany / Detlev Joost** -- 4. Deregulation and Labour Law in Italy / Michele Tiraboschi -- 5. Deregulation and Labour Law in Japan / Hideyuki Morito -- 6. Deregulation and Labour Law: The Swedish Case / Ronnie Eklund -- 7. Deregulation and Labour Law in The Netherlands / Gustaaf Heerma van Voss -- 8. Deregulation

and Labour Law: The United States / Daniel H. Foote.
1 > Stack 3 K1705 .D47 2000 CHECK SHELVES

AUTHOR Weiss, Manfred.
TITLE Labour law and industrial relations in Germany / Manfred Weiss,
 Marlene Schmidt.
EDITION 3rd rev. ed.
IMPRINT Boston ; The Hague : Kluwer Law International, 2000.
DESCRIPT 230 p. ; 24 cm.
ISBN/ISSN 9041114610.
1 > Stack 3 KK2860 .W45 2000 CHECK SHELVES

TITLE Trade unions, immigration, and immigrants in Europe, 1960-1993 :
 a comparative study of the attitudes and actions of trade
 unions in seven West European countries / edited by Rinus
 Penninx and Judith Roosblad.
IMPRINT New York : Berghahn Books, 2000.
DESCRIPT viii, 248 p. ; 23 cm.
NOTE Foreword / Jan Lucassen -- 1. Introduction / Rinus Penninx and
 Judith Roosblad -- 2. Trapped in the Consociational Cage: Trade
 Unions and Immigration in Switzerland / Barbara Schmitter
 Heisler -- **3. The Federal Republic of Germany: Ambivalent
 Promotion of Immigrants' Interests / Peter Kuhne** -- 4. Austria:
 Protecting Indigenous Workers from Immigrants / August
 Gachter -- 5. Dutch Trade Unions, Immigrants and Immigration:
 Myopic Politics of Equality / Judith Roosblad -- 6. Trade
 Unions and Immigrants in France: From Assimilation to
 Antiracist Networking / Cathie Lloyd -- 7. British Unions and
 Racism: Organisational Dilemmas in an Unsympathetic Climate /
 John Wrench -- 8. Sweden: Insiders outside the Trade-Union
 Mainstream / Wuokko Knocke -- 9. Conclusion / Rinus Penninx and
 Judith Roosblad.
1 > Stack 3 HD6657 .T69 2000 CHECK SHELVES

AUTHOR Belling, Detlev W.
TITLE Legal protection against breaches of duty on the part of the
 German works council--a fata morgana? / Detlev W. Belling.
IMPRINT Berlin ; New York : Springer, c2000.
DESCRIPT x, 96 p. ; 25 cm.
SERIES Potsdamer Rechtswissenschaftliche Reihe ; Bd. 8.
NOTE Includes bibliographical references (p. [85]-96).

NOTE I. General Introduction -- II. Collective Organizations in German and American Labor Law -- III. Introduction to the Issue -- IV. Case Law and the Literature -- V. Restraint in Practice -- VI. The Relationship Between the Works Council and the Employees -- VII. The Relationship Between the Works Council and the Employer.

1 > Stack 3 KK2991 .B45 2000 CHECK SHELVES

TITLE Law and economics and the labour market / edited by Gerrit de Geest, Jacques Siegers, Roger van den Bergh.

IMPRINT Cheltenham, UK ; Northampton, Mass. : Edward Elgar, c1999.

DESCRIPT xii, 249 p. : ill. ; 24 cm.

SERIES New horizons in law and economics.

SERIES New horizons in law and economics series.

NOTE Includes bibliographical references and index.

NOTE 1. Labour law and economic theory: a reappraisal / Simon Deakin and Frank Wilkinson -- 2. The right-to-lie: new law and economics versus Dutch labour law? / Gerrit De Geest, Teun Jaspers and Jacques Siegers / [et al.] -- 3. Information-forcing and cooperation-inducing rules: rethinking the building blocks of labour law / Guy Mundlak -- 4. The law and economics of dismissal regulation: a comparative analysis of the US and UK systems / Matthias Beck -- 5. Potential labour market repercussions of proposed reforms to the US Fair Labor Standards Act overtime hours law / Lonnie Golden -- 6. Law and economics analysis of the European Works Council / Bernhard Nagel and Roman Jaich -- **7. Severance pay in Germany: a contract perspective / Oliver Fabel, Steffen Welzmler and Peter Chrubasik** -- 8. The codetermined corporation as a player in the labour market / Jurgen G. Backhaus.

1 > Stack 3 K1705.6 .L39 1999 CHECK SHELVES