



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Labour Law

1920-3-E3301M152

Learning objectives

Students will acquire the basic knowledge for understanding the law of the employment relationship (subordinate and self employment), as well as to reconstruct and apply the rules relating to the concrete contexts in which they will be called to operate.

Contents

Employment relationship law.

Detailed program

1. The sources of employment law: national and international. The collective agreement: national, territorial and corporate.
2. The subordinate work. The jurisprudential work of qualifying the subordinate employment relationship. Self-employment. Coordinated and continuous work.
3. The subordinate employment contract. The elements of the contract of employment. Probationary period. Compulsory hiring.
4. The classification of workers: work tasks, qualifications and categories.
5. The duration of work: the regulation of working hours
6. Contractual types. The general form. The part-time contract. The fixed-term contract. The intermittent employment contract. The apprenticeships. The orientation internship.
7. The outsourcing of work. The staff leasing. The works contract. The company and branch transfer.

8. The worker's obligations: diligence, obedience and loyalty. Non compete clause.
9. Employer powers and duties. The governing power, control and discipline of the employer. The disciplinary proceedings and conservative sanctions. The appeal. The adjustment in the national collective bargaining agreement.
10. Health and safety at work.
11. Remuneration: sufficiency, proportionality and equal pay. The forms of pay. The TFR.
12. The prohibition of discrimination. The protection of maternity and paternity. Parental leave.
13. The termination of the employment relationship. The resignation. The individual dismissal. The just cause and justified reason, subjective and objective. The discriminatory dismissal, for unlawful purposes, of fraud in law, during the ban on withdrawal.
14. Form and procedure for dismissal: disciplinary and economic. The appeal. The sanctions regime. Real and indemnity protection. Work contract with increasing protection. Collective dismissal. The sanctions regime.

Prerequisites

Private law.

Teaching methods

Frontal lessons.

Assessment methods

Oral exam.

Textbooks and Reading Materials

F. Carinci – R. De Luca Tamajo – P. Tosi – T. Treu, Diritto del lavoro, 2. Il rapporto di lavoro subordinato, Utet, Torino, 2016.

Semester

First semester.

Teaching language

Italian.
