



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

The Law of Industrial and Economic Relations

2021-2-F5602M009

Learning objectives

Ability to assess the type of offenses in the antitrust law; to frame the regulatory regime of main activities of general economic interest; to identify the holders of regulatory functions; to judge the concrete working case, tracing it back to the institutions normed and protected.

Contents

The course aims to enable students with knowledge of the basic European institutions that regulates undertakings, in a dual perspective: the legal framework of their position in the market and the regulation of labor relations. As regards the former, the focus is on competition law, with special attention to the services of general economic interest (first module); regarding the latter, the focus is on European labour law regulation, mainly through the analysis of the relationship between fundamental economic freedoms and employers' rights (such as freedom of competition and collective bargaining, free movement of workers and social dumping, freedom on job placement services and public monopoly, freedom of contract and non-discrimination legislation) (second module).

Detailed program

Competition law

Functions and contents of competition law – Overview of EU competition law - The European concept of undertaking - The relevant market – The prohibition of anti-competitive agreements – The abuse of dominant position – The prohibition of State aids – Public services in EU law – Services of general economic interest and

State aids – Liberalisation and privatisation – Postal services – Transports – Energy – Local services and in house companies – Service directive – Public procurement directive.

INDUSTRIAL RELATIONS AND TRADE UNION LAW

EU institutions and social legislations (treaties, regulations, directives and “soft law”); Workers’ freedom of movement; Freedom of competition; Posted workers legislation; Freedom of association, collective bargaining and collective actions; Equality and non-discrimination at workplace; Transfers of undertakings; Collective redundancies; Workers’ involvement in decision making (information, consultation, participation).

Prerequisites

None

Teaching methods

Lessons and cases law analysis

During the Covid-19 emergency period, lessons will be held remotely asynchronously with synchronous videoconferencing events.

Assessment methods

Orale exam. The oral exam is a discussion of the contents held in class. _____

During the Covid-19 emergency period, oral exams will only be online. They will be carried out using the WebEx platform and on the e-learning page of the course there will be a public link for access to the examination of possible virtual spectators.

Textbooks and Reading Materials

R. Whish, D. Bailey, Competition Law, Oxford, 2015 (selected pages)

W. Sauter, Public Services in EU Law, Cambridge, 2015 (selected pages)

For the second module, the professor shall indicate the textbook (for non-attending students, please contact the professor by e-mail: simone.varva@unimib.it).

Semester

First Semester

Teaching language

English
