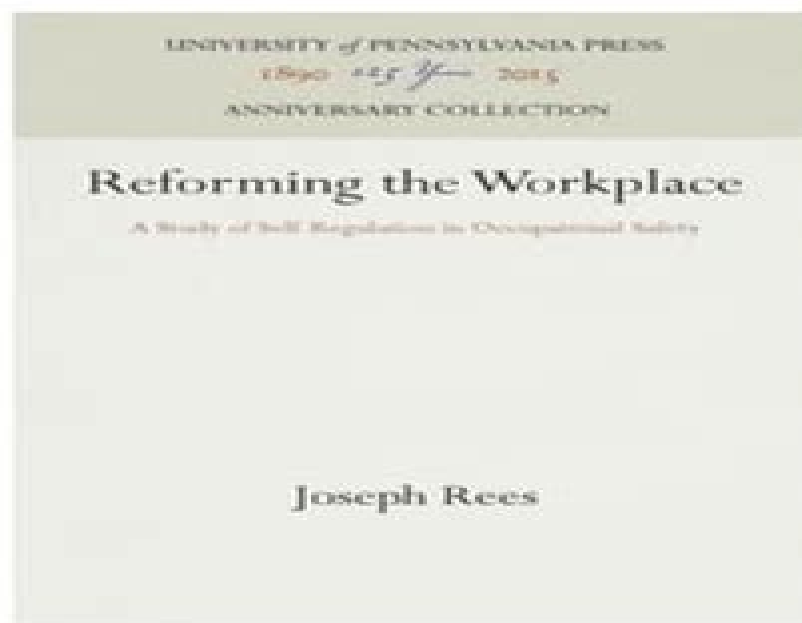


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Reforming The Workplace A Study Of Self Regulation In Occupational Safety

Christopher Hodges



Reforming The Workplace A Study Of Self Regulation In Occupational Safety:

Reforming the Workplace Joseph Rees, 2016-11-11 Government regulatory agencies are too often tangled webs of bureaucracy fraught with internal politics and in conflict with both industries and individuals How to instigate and implement the needed reform is a timely issue that is currently being debated *Reforming the Workplace* is an account of a successful program that is now a model for nationwide improvements in various regulatory agencies Joseph Rees's focus is the Occupational Safety and Health Administration OSHA which in 1982 announced a major shift in policy from strict government regulation to self regulation by industries with proven safety records In California this resulted in the Cooperative Compliance Program CCP an arrangement among labor unions management and California OSHA that became responsible for overseeing safety regulations at seven large construction sites throughout the state In his detailed study of the CCP Joseph Rees provides important empirical data and assesses the reasons the program succeeded That success is so important he demonstrates because the CCP represents a different approach to reform self regulation that can be extended to and tailored for many troubled agencies *Reforming the Workplace* is a comprehensive study that will be a valuable resource for scholars and students of law and social policy in general and of federal regulation policies in particular

Reforming the Workplace Joseph Vytutas Rees, 1986 **The Oxford Handbook of Regulation** Robert Baldwin, Martin Cave, Martin Lodge, 2012-07-19 Regulation is often thought of as an activity that restricts behaviour and prevents the occurrence of certain undesirable activities but the influence of regulation can also be enabling or facilitative as when a market could potentially be chaotic if uncontrolled This Handbook provides a clear and authoritative discussion of the major trends and issues in regulation over the last thirty years together with an outline of prospective developments It brings together contributions from leading scholars from a range of disciplines and countries Each chapter offers a broad overview of key current issues and provides an analysis of different perspectives on those issues Experiences in different jurisdictions and insights from various disciplines are drawn upon and particular attention is paid to the challenges that are encountered when specific approaches are applied in practice Contributors develop their own distinctive arguments relating to the central issues in regulation and apply scholarly rigour and clear writing to matters of high policy relevance The essays are original accessible and agenda setting and the Handbook will be essential reading both to students and researchers and to with regulatory and regulated professionals Fetal Rights, Women's Rights Suzanne Uttaro Samuels, 1995 In the late 1970s and throughout the 1980s many private employers in the United States enacted fetal protection policies that barred fertile women that is women who had not been surgically sterilized from working in jobs that might expose fetuses to toxins In *Fetal Rights Women's Rights* Suzanne Samuels analyzes these policies and the ambiguous responses to them by federal and state courts legislatures administrative agencies litigants and interest groups She poses provocative questions about the implicit links between social welfare concerns and paternalism in the workplace including are women workers or wombs Placing the

fetal protection controversy within the larger societal debate about gender roles Samuels argues that governmental decision makers confuse sex which is based solely on biological characteristics with gender which is based on societal conceptions She contends that the debate about fetal protection policies brought this ambiguity into stark relief and that the response of policy makers was rooted in assumptions about gender roles Judges legislators and regulators used gender as a proxy she argues to sidestep the question of whether fetal protection policies could be justified by the biological differences between women and men The fetal protection controversy raises a number of concerns about women s role in the workplace Samuels discusses the effect on governmental policies of the ongoing controversy over abortion rights and the debates between egalitarian and relational feminists about the treatment of women at work A timely and engrossing study Fetal Rights Women s Rights details the pattern of gender politics in the United States and demonstrates the broader ramifications of gender bias in the workplace

Mine Safety Neil Gunningham,2007 Historically the mining industry has had a high incidence of work related injury and disease and of disasters involving multiple fatalities It also faces OHS challenges far exceeding those confronting most other industry sectors Mine safety legislation can play an important role in meeting those challenges Although regulation is never likely to be the entire answer good regulation not only brings laggards up to a minimum legal standard it also encourages rewards and facilitates leaders in going beyond them Bad regulation in contrast constrains good enterprises from taking the initiative to improve OHS while failing to deter bad ones This book describes mine safety legislation in the mining states and analyses its strengths and weaknesses It also examines the broader policy questions of how best to design implement and enforce mine safety regulation It argues that substantial reform will be necessary not only in setting standards but also in their implementation if further OHS improvements are to be achieved This implies substantial changes in the way the mine safety inspectorates go about their tasks in how they administer and enforce the law and in the circumstances in which they choose to prosecute It also requires the nurturing of a degree of trust between employers and workers individually and collectively and between both these parties and the mines inspectorates that has been substantially lacking in recent years

Regulating Audiovisual Services Thomas Gibbons,2023-07-14 In recent years the changing nature of audiovisual services has had a significant impact on regulatory policy and practice The adoption of digital technology means that broadcasting cable satellite the Internet and mobile telephony are converging enabling each of them to deliver the same kinds of content and allowing users to exercise much greater choice over the kind of material that they receive and when they receive it The essays examine the implications for regulatory design asking whether there is still a role for traditional style state controls or whether other techniques such as competition in the market and self regulation are more appropriate They also explore how in the digital era structural issues of media ownership and control become problems of access and interconnection between services and how content regulation focuses more on problems raised by the interactions between providers and users the relationship between freedom of information and technologies to control it and

the international reach of the new media Legal and Ethical Standards in Corporate Insolvency Elizabeth Streten, 2024-06-17 Recent financial crisis and the global financial impacts of the COVID 19 pandemic have brought renewed interest to the regulation and practice of corporate insolvency and restructuring Modernisation of the insolvency profession and the regulation of its practitioners is a contemporary concern and recent years have seen significant reforms of insolvency law The success of such reforms can be enhanced through a clear understanding of difficulties faced by the insolvency profession in achieving successful restructuring and insolvency outcomes and through the determination of effective solutions to those difficulties However there is limited empirical data to inform the day to day practice of insolvency nor the difficulties experienced by insolvency practitioners in pursuing insolvency and restructuring solutions This book addresses this absence of data and understanding examining the role and practice of corporate insolvency practitioners and exploring the challenges that they encounter Offering an empirical study together with a comparative analysis of the experiences of practitioners around the world this book facilitates a greater understanding of corporate insolvency practice confronting a misunderstanding of and under confidence in corporate insolvency practitioners making it key reading for academics practitioners and regulators working in the area of corporate insolvency **Explaining Compliance** Christine Parker, Vibeke Lehmann Nielsen, 2011 Taking a broad view of regulation and covering a wide range of issues and industries this collection is the most innovative effort to date to understand the responses of business firms to regulation The book brings together an impressive group of scholars who analyze the concept of compliance and offer theoretically informed studies of its assumed links to regulation A must read for both academics and practitioners this ground breaking collection firmly establishes a scholarly field of compliance studies Ronen Shamir Tel Aviv University Israel Business responses to regulation is a key area of social science research Parker and Nielsen s collection brings together an excellent group of scholars with innovative and I believe highly influential contributions that problematize the relations between regulation and compliance The collection is a highly welcome addition to our field that will redefine the research agenda on compliance A significant achievement that will help to improve policy making and frame the scholarly research agenda for the years to come David Levi Faur The Hebrew University of Jerusalem Israel and the Free University of Berlin Germany A timely and important set of analyses on how and why businesses respond to regulation in the way that they do from some of the leading authors in the field covering business responses to both state and non state regulatory systems Julia Black London School of Economics UK Explaining Compliance consists of sixteen specially commissioned chapters by the world s leading empirical researchers examining whether and how businesses comply with regulation that is designed to affect positive behaviour changes Each chapter consists of reflective summaries on business compliance with different state or voluntary regulation and the theoretical lessons to be drawn from it As a whole the book develops understanding and explanations of how why and in what circumstances firms come to comply with regulation and when they do not It also uncovers the complexity ambiguity

and transformation of regulation as it is interpreted implemented and negotiated by firms their stakeholders and internal constituencies in everyday business life This unique and detailed resource will appeal to academics graduate students and senior undergraduates in law political science sociology criminology economics and psychology as well as business and interdisciplinary areas such as law and society and law and economics Anyone researching business regulation corporate social responsibility regulation and compliance enforcement and compliance and public administration will also find this book beneficial

Regulating Workplace Risks David Walters,R. Johnstone,Kaj Frick,Michael Quinlan,Geneviève Baril-Gingras,Annie Thébaud-Mony,2011-01-01 State of the art research into the state of the art of occupational health and safety management and inspection Its authors provide a warts and all assessment of the possibilities and limits of regulating health and safety in an increasingly challenging environment A must read for anyone concerned about improving workplace health and safety in the new world of work Eric Tucker York University Canada This book long in gestation provides a profound analysis of the challenge to labour inspection of regulating OHS through a focus on management systems Its detailed analysis of 5 disparate countries is a treasure trove of research providing a rich opportunity for learning across jurisdictions It provides a masterly dissection of the increasingly complex competitive and pared down context of globalisation and then challenges it Recording some successes but more shortcomings it is food for deep reflection by inspectorates and politicians internationally Andrew Hale Hastam UK and Emeritus Professor Delft University The Netherlands Despite the complaints of neo liberal ideologists about the burden on business this book argues that there is no justification for reduced regulation and regulatory surveillance of health and safety at work Drawing on analyses of the role played by labour inspection in Australia Sweden Canada France and the UK the authors provide a timely examination of the contemporary organisational and other challenges it faces with particular reference to the inadequacy of self regulation and the rise of systematic occupational health and safety management Theo Nichols Cardiff University UK An impressively broad and sophisticated study of a critical aspect of OHS regulation This is the best socio legal analysis available of the contexts strategies and practices involved in inspection of approaches to managing health and safety in the face of change Neil Gunningham Australian National University Canberra Regulating Workplace Risks is a study of regulatory inspection of occupational health and safety OHS and its management in five countries Australia Canada Qu bec France Sweden and the UK during a time of major change It examines the implications of the shift from specification to process based regulation in which attention has been increasingly directed to the means of managing OHS more systematically at a time in which a major restructuring of work has occurred in response to the globalised economy These changes provide both the context and material for a wider discussion of the nature of regulation and regulatory inspection and their role in protecting the health safety and well being of workers in advanced market economies With its comparative nature and empirical studies this book will appeal to OHS policy makers and regulators all over the world as well as students in the field of occupational health and

safety regulation internationally *Government and Markets* Edward J. Balleisen, David A. Moss, 2010 After two generations of emphasis on governmental inefficiency and the need for deregulation we now see growing interest in the possibility of constructive governance alongside public calls for new smarter regulation Yet there is a real danger that regulatory reforms will be rooted in outdated ideas As the financial crisis has shown neither traditional market failure models nor public choice theory by themselves sufficiently inform or explain our current regulatory challenges Regulatory studies long neglected in an atmosphere focused on deregulatory work is in critical need of new models and theories that can guide effective policy making This interdisciplinary volume points the way toward the modernization of regulatory theory Its essays by leading scholars move past predominant approaches integrating the latest research about the interplay between human behavior societal needs and regulatory institutions The book concludes by setting out a potential research agenda for the social sciences Regulation and Risk Bridget M. Hutter, 2001 This study examines the impact of a system of enforced self regulation on the corporate life of British Railways The book raises important questions about how workplace risks are managed and what influence the law can have *Research Handbook on Transnational Labour Law* Adelle Blackett, Anne Trebilcock, 2015-09-25 The editors substantive introduction and the specially commissioned chapters in the Handbook explore the emergence of transnational labour law as a field along with its contested contours The expansion of traditional legal methods such as treaties is juxtaposed with the proliferation of contemporary alternatives such as indicators framework agreements and consumer led initiatives Key international and regional institutions are studied for their coverage of such classic topics as freedom of association equality and sectoral labour standard setting as well as for the space they provide for dialogue The volume underscores transnational labour law s capacity to build bridges including on migration climate change and development **Legal Services Regulation at the Crossroads** Noel Semple, 2015-02-27 Who should be allowed to provide legal services to others What characteristics must these services possess Through a comparative study of English speaking jurisdictions this book illuminates the policy choices involved in legal services regulation a The Cambridge Handbook of Consumer Privacy Evan Selinger, Jules Polonetsky, Omer Tene, 2018-04-02 Businesses are rushing to collect personal data to fuel surging demand Data enthusiasts claim personal information that s obtained from the commercial internet including mobile platforms social networks cloud computing and connected devices will unlock path breaking innovation including advanced data security By contrast regulators and activists contend that corporate data practices too often disempower consumers by creating privacy harms and related problems As the Internet of Things matures and facial recognition predictive analytics big data and wearable tracking grow in power scale and scope a controversial ecosystem will exacerbate the acrimony over commercial data capture and analysis The only productive way forward is to get a grip on the key problems right now and change the conversation That s exactly what Jules Polonetsky Omer Tene and Evan Selinger do They bring together diverse views from leading academics business leaders and policymakers to discuss the opportunities

and challenges of the new data economy Employee Representation Bruce E. Kaufman, Morris M. Kleiner, 1993 Law and Corporate Behaviour Christopher Hodges, 2015-10-22 This book examines the theories and practice of how to control corporate behaviour through legal techniques The principal theories examined are deterrence economic rational acting responsive regulation and the findings of behavioural psychology Leading examples of the various approaches are given in order to illustrate the models private enforcement of law through litigation in the USA public enforcement of competition law by the European Commission and the recent reform of policies on public enforcement of regulatory law in the United Kingdom Noting that behavioural psychology has as yet had only limited application in legal and regulatory theory the book then analyses various European regulatory structures where behavioural techniques can be seen or could be applied Sectors examined include financial services civil aviation pharmaceuticals and workplace health safety Key findings are that enforcement has to focus on identifying the causes of non compliance so as to be able to support improved performance rather than be based on fear motivating complete compliance Systems in which reporting is essential for safety only function with a no blame culture The book concludes by proposing an holistic model for maximising compliance within large organisations combining public regulatory and criminal controls with internal corporate systems and external influences by stakeholders held together by a unified core of ethical principles Hence the book proposes a new theory of ethical regulation This title is included in Bloomsbury Professional's International Arbitration online service *The Open Corporation* Christine Parker, 2002-07-08 The Open Corporation originally published in 2002 set out a blueprint for effective corporate self regulation offering practical strategies for managers stakeholders and regulators to build successful self regulation management systems Christine Parker examined the conditions under which corporate self regulation of social and legal responsibilities were likely to be effective covering a wide range of areas from consumer protection to sexual harassment to environmental compliance Focusing on the features that make self regulation or compliance management systems effective Parker argued that law and regulators needed to focus much more on meta regulating corporate self regulation if democratic control over corporate action was to be established Going by the Book Walter Kaufmann, 2017-07-05 The extent to which government should be involved with regulation in the private sector is much debated More fundamentally one might ask exactly what is regulation why is it needed how is it formulated and how is it enforced These questions are especially relevant at a time in United States history when federal involvement in spheres traditionally left to individuals is being widely debated on all sides of the political spectrum **Organizational Challenges to Regulatory Enforcement and Compliance** Susan S. Silbey, 2013-08-28 Organizational Challenges to Regulatory Enforcement and Compliance A New Common Sense about Regulation THE ANNALS of the American Academy of Political and Social Science September 2013 Volume 649 Special Editor Susan S Silbey Following a series of global financial and economic crises at the end of the first decade of the twenty first century we hear renewed calls for increased government regulation of the economy including

finance banking insurance communications environment and employment as a necessary safeguard against the excesses of exuberant capitalism At the same time opponents argue that government regulation not only dampens market efficiencies and hinders economic growth in general but specifically encourages the predatory and fraudulent practices responsible for the recent Great Recession This volume of The ANNALS analyzes the bodies of scholarship on regulation as well as the empirical models and policy advice that have both fueled and responded to conventional public regulation by rethinking these paradigms from the perspective of the regulated organizations in all their diversity and complexity These articles examine three features of the contemporary situation that demand new ways of looking at the processes and prospects of regulation experiences with innovative regulatory models propagated as risk management failures of organizational self governance and new forms of networked and dispersed global organizations We suggest that a new common sense about regulation acknowledges the ubiquity of legal regulation and the contextual conditions that frame the normative interpretations the global circulation of regulation that has transformed its scale and finally the role of the organization as the locus of regulation Paperback 35 00 Sale Price 28 00 ISBN 978 1 4833 4508 6 Hardcover 48 00 Sale Price 38 40 ISBN 978 1 4833 4507 9 *Chemical Risk Governance* Adam D.K. Abelkop, Lucas Bergkamp, Lynn L. Bergeson , Bethami Auerbach, 2023-03-20 This incisive volume of the Elgar Encyclopedia of Environmental Law offers a broad analysis of the foundations main concepts and substantive and procedural requirements of selected chemical law regimes as they pertain to the environment Featuring contributions from more than 40 expert scholars and practitioners in the field the volume focuses on chemical regulatory systems from representative jurisdictions including the EU and the US to provide a coherent overview of this expansive and often fragmented area of law Divided into five thematic parts the volume first examines the fundamental concepts of chemical law addressing topics including risk assessment nomenclature environmental justice and animal testing Entries then discuss types of chemicals and exposures regulation of chemicals in products and manufacturing and waste and contamination as well as covering liability rules as they apply to chemicals This volume will be an essential resource for scholars and students looking for a clear understanding of chemicals regulation and governance from environmental and public health perspectives at both national and international levels Its insights into policy developments and liability issues will also be of interest to policymakers and practitioners

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