Reconcilable D ifferences: New Directions in Canadian Labou r Law

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# Reconcilable Differences New Directions In Canadian Labour Law

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#### Reconcilable Differences New Directions In Canadian Labour Law:

**Reconcilable Differences** Paul C. Weiler,1980 *Reconcilable Differences* Paul Weiler,1987-09-01 **The Capability Approach to Labour Law** Brian Langille,2019-04-04 Forty years ago Amartya Sen introduced to the world a novel approach to the idea of equality the notion of basic capability as a morally relevant dimension and the claim that we should focus upon equality of basic capabilities a person being able to do certain basic things These ideas as developed by Sen and Martha C Nussbaum have launched an academic armada now proceeding under the flag of the capability approach CA While that flag has ventured far and wide and engaged many areas of inquiry this volume of essays is the first to explore how CA might shed light upon labour law The capabilities approach can illuminate our understanding of labour law across three dimensions Part I looks at the nature of the basic relationship between CA and labour law do they share common ground or disagree about what is important Can the CA provide a normative foundation for labour law Part II goes further by examining the relationship of the CA and other well established perspectives on labour law including economics history critical theory restorative justice and human rights Part III examines the possible relevance of the CA to a range of specific labour law issues such as freedom of association age discrimination in the workplace trade employment policy and sweatshop goods

Essays in the History of Canadian Law Philip Girard, Jim Phillips, 2011-10-01 This third volume of Essays in the History of Canadian Law presents thoroughly researched original essays in Nova Scotian legal history An introduction by the editors is followed by ten essays grouped into four main areas of study. The first is the legal system as a whole essays in this section discuss the juridical failure of the Annapolis regime present a collective biography of the province s superior court judiciary to 1900 and examine the property rights of married women in the nineteenth century. The second section deals with criminal law exploring vagrancy laws in Halifax in the late nineteenth century aspects of prisons and punishments before 1880 and female petty crime in Halifax The third section on family law examines the issues of divorce from 1750 to 1890 and child custody from 1866 to 1910 Finally two essays relate to law and the economy one examines the Mines Arbitration Act of 1888 the other considers the question of private property and public resources in the context of the administrative control of water in Nova Scotia The New Practical Guide to Canadian Political Economy Daniel Drache, Wallace Clement, 1985-01-01 The New Practical Guide to Canadian Political Economy is a handy reference to the vast range of research and writing that political economists in Canada have completed to the date of publication The book is divided into twenty five subject bibliographies each one compiled and introduced by an expert in the field The overall range of subjects includes economic development in Canada Canada s external economic relations regional disparities and regional development social and economic classes women Native peoples politics and the Canadian state nationalism culture and political thought The book is indexed by author and includes a helpful shortlist of the staples in Canadian political economy Published in 1985 The New Practical Guide to Canadian Political Economy remains a useful reference to some of the classic literature of the discipline

Research Handbook of Comparative Employment Relations Michael Barry, Adrian Wilkinson, 2011-01-01 Besides a well written introduction by the two editors the book presents seventeen other chapters some by well known writers on the subject or related social sciences This is a substantial resource book for scholars and students of comparative ER especially for those who look towards the evolution of ER in the new economic world that is in formation and in a comparative perspective the book contains intellectually stimulating analyses of employee relations realities across the globe Scholars belonging to different disciplinary perspectives from which ER has been studied in the past will also find in it a good reference material of comparative analyses The publishers too deserve accolades for their professionalism and first rate copy editing and production Debi S Saini Vision the Journal of Business Perspectives The book is a comprehensive volume of studies on employment relations in a wide variety of settings an enriching compendium Silvia Florea Management of Sustainable Development The Research Handbook of Comparative Employment Relations is an essential resource for those seeking to understand contemporary developments in the world of work and the way in which employment relations systems are evolving around the world Special consideration is given to the impact of globalisation and the role of multinational corporations including their consequences for the fate of workers rights under existing national systems of employment relations ER regulation This Handbook is unique in taking an explicitly comparative approach by discussing ER developments through a series of paired country comparisons These chapters include a wide selection of countries from all regions looking beyond those that are frequently discussed The expert contributors also examine comparative issues from a range of perspectives including industrial and employment relations political economy comparative politics and cross cultural studies These impressive features make this important reference tool the most comprehensive of its kind Academics and students in final year undergraduate and postgraduate courses interested in employment relations will find this compendium enriching and insightful A Purposive Approach to Labour Law Guy Davidov, 2016-05-05 The mismatch between goals and means is a major cause of crisis in labour law The regulations that we use the legal instruments and techniques are no longer in sync with the goals they are supposed to advance This mismatch leads to a problem of coverage where many workers who need the protection of labour law are not covered by it as well as a problem of obsoleteness as labour laws are not sufficiently updated in light of dramatic changes in the labour market Adopting a purposive approach to interpretation and legislative reform this volume addresses this crisis of mismatch It first articulates the goals of labour law both general and specific through an in depth normative discussion and a consideration of critiques The book then proceeds to reconsider our means asking what we need to change or improve in the laws themselves in order to better advance the goals Some of the proposed solutions are at the level of judicial interpretation others at the legislative level The book offers several examples of the way a purposive analysis should be performed in concrete cases It also recommends institutional structures that are suited to ongoing adaptation of the law to ensure that our goals are advanced even when circumstances frequently change Finally in

response to the crisis of enforcement in this field which frustrates the achievement of labour law s goals several proposals to improve compliance and enforcement are considered The Legal Essays of Michael Bayles W.L. Robison, 2002-06-30 The legal essays by Michael Bayles in this collection display his commitment to utilitarianism both as a moral theory and an analytical device A utilitarian must choose between the best of all possible alternatives and so must lay out the alternatives and thus their consequences carefully and completely As it happens there is no better way of understanding why something is as it is in the law and no better way to lay the foundations for criticism and improvement than to lay out what the alternatives are carefully distinguishing them their justifications and their implications for changing other areas of the law and for changing our relation to the law Bayles was a master at such work and each essay thus repays careful study for anyone concerned about the law The essays cover a wide variety of topics from contract law to the criminal law from torts to theory and form a natural set Laying out the alternatives in one area makes it much clearer how and why alternatives in other areas are acceptable or required Interconnections within the legal system as a whole not readily visible when studying one area of the law become obvious when several are laid out side by side using the analytical skill required by a good Restoring the Promise of American Labor Law Sheldon Friedman, Richard W. Hurd, Rudolph A. Oswald, Ronald utilitarian L. Seeber, 2018-08-06 No detailed description available for Restoring the Promise of American Labor Law Class Idea in the United States and Canada Barry Eidlin, 2018-05-03 Why are unions weaker in the US than in Canada two otherwise similar countries This difference has shaped politics policy and levels of inequality Conventional wisdom points to differences in political cultures party systems and labor laws But Barry Eidlin's systematic analysis of archival and statistical data shows the limits of conventional wisdom and presents a novel explanation for the cross border difference He shows that it resulted from different ruling party responses to worker upsurge during the Great Depression and World War II Paradoxically US labor s long term decline resulted from what was initially a more pro labor ruling party response while Canadian labor s relative long term strength resulted from a more hostile ruling party response These struggles embedded the class idea more deeply in policies institutions and practices than in the US In an age of growing economic inequality and broken systems of political representation Eidlin's analysis offers insight for those seeking to understand these trends as well as those seeking to change them Power, Politics, and Principles Taylor Hollander, 2018-01-01 Power Politics and Principles gets to the root of the policy making process revealing how a wartime order forced employers to the collective bargaining table and marked a new stage in Canadian industrial relations Hard Lessons Mercedes Steedman, Peter Suschnigg, Dieter K. Buse, 1995-05-10 This book brings together the voices of contemporary labour leaders activists old timers and academics to discuss the first hundred years of the Mine Mill and Smelter Workers Union **Employment** Policies and Multilevel Governance Roger Blanpain, Juan Pablo Landa, Brian Langille, Philippe Auvergnon, 2009-01-01 Compares multilevel manpower and social policy in five EU member states with one chapter also on the Canadian federal

model Canadian Labour Law Reporter ,2006 Oversight hearings on the subject "Has labor law failed" United States. Congress. House. Committee on Education and Labor. Subcommittee on Labor-Management Relations,1985

Advances in Industrial and Labor Relations David Lewin, Bruce E. Kaufman, Paul J. Gollan, 2011-05-11 Contains distinctive papers that explore important aspects of contemporary employment relationships some on micro level in orientation whereas others are more macro oriented This title deals with topics such as the dual alignment of industrial relations activity in terms of strategic choice and mutual gains and more **Regulating Employment Industrial Relations and Labour Law Intl Co** Blanpain, 2010-01-01 The complexity of employment arrangements in various countries tends to make it difficult to understand them Nevertheless it is important to take stock periodically particularly from an internationally comparative perspective This remarkable book is a giant step in that direction It is especially valuable in the context of increasing globalisation For each of nine key jurisdictions the European Union Germany Sweden United Kingdom United States of America Canada New Zealand Australia and Japan experts present detailed information and analysis on key issues shedding valuable light on trends in such specific areas of employment relations as the following atypical work and flexible work arrangements dispute settlement procedures such as negotiation conciliation mediation arbitration and other forms of governmental or judicial intervention job security anti discrimination and gender equality recognition of unions and employers associations and forms of employee representation how collective bargaining is regulated whom the collective agreements cover and what they contain parental leave and childcare policy the capacity of individual agreements to override or not override collective agreements minimum wage levels overtime and shift work and paid leave entitlements As a general framework Part 1 offers an insightful summary of the underpinnings of current analysis of globalization including discussion of the varieties of capitalism thesis the divergence convergence debate with its models of bipolarization clustering and hybridization and elements of historical and political economic path dependency in various cultures The information gathered here furthers understanding of the increasing disconnect between the prevailing institutional framework for employment relations and the sweeping changes that are taking place in the world of work With this book s analysis practitioners and policymakers will be able to overcome their dated assumptions and more effectively accommodate each others interests in the face of the complex mix of continuity and change that they are confronting The team of authors are experts in these countries They are active in policy or legal analysis business and or scholarship **Industrial Relations** and Health Services Amarjit Singh Sethi, Stuart J. Dimmock, 2024-10-21 Industrial Relations and Health Services 1982 provides a comparative treatment of labour and industrial relations in health services in Canada Britain and the USA While there are differences between the systems in these three countries such differences illuminate the particular responses and policies that need to be made in varying circumstances It is written by practitioners as well as academics so that it will provide practical insights into bargaining strategies labour relations issues and conflict resolution techniques Governing the Workplace Paul C. Weiler, 2009-06-01 Labor lawyer Paul Weiler examines the social and economic changes that have profoundly altered the legal framework of the employment relationship He not only discusses a wide range of issues from wrongful dismissal to mandatory drug testing and pay equity but he also develops a blueprint for the reconstruction of the law of the workplace especially designed to give American workers more effective representation Rethinking the Politics of Labour in Canada, 2nd ed. Stephanie Ross, Larry Savage, 2021-10-21T00:00:00Z In the wake of the COVID 19 pandemic the need to re establish the labour movement's political capacity to exert collective power in ways that foster greater opportunity and equality for working class people has taken on a greater sense of urgency Understanding the strategic political possibilities and challenges facing the Canadian labour movement at this important moment in history is the central concern of this second edition of Rethinking the Politics of Labour in Canada With new and revised essays by established and emerging scholars from a wide range of disciplines this edited collection assesses the past present and uncertain future of Canadian labour politics in the wake of the COVID 19 pandemic Bringing together the traditional electoral based aspects of labour politics with analyses of newer and rediscovered forms of working class organization and social movement influenced strategies which have become increasingly important in the Canadian labour movement this book seeks to take stock of these new forms of labour politics understand their emergence and assess their potential impact on the future of labour in Canada

#### Reconcilable Differences New Directions In Canadian Labour Law Book Review: Unveiling the Magic of Language

In a digital era where connections and knowledge reign supreme, the enchanting power of language has be more apparent than ever. Its ability to stir emotions, provoke thought, and instigate transformation is actually remarkable. This extraordinary book, aptly titled "**Reconcilable Differences New Directions In Canadian Labour Law**," written by a very acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound impact on our existence. Throughout this critique, we shall delve into the book is central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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