



Lavoro e Diritto
1987-2006

Editor: Umberto Romagnoli; Published by Il Mulino – Bologna - Italy

**To the editors of the Journals members of the
International Association of Labour Law Journals**

Dear Colleagues,

Here you find the minute of the Sydney meeting of our Association

Best regards

Gian Guido Balandi

Monday 31 August 2009

Sydney Law School

International Association of Labour Law Journal

Editors' Annual Business Meeting

Agenda

- Communications of the President
- The present situation as regards the exchange of journals and the website
- Results of the Call for Papers launched in 2008
- Procedures for admission of new members
- Proposals for the 2010 meeting in UK, organized by Queens University – Canada, the 2011 meeting and the 2012 meeting in Philadelphia (June) or Chile (probably November).
- Ideas and proposals as regards the activity of the Association
- Any other topic of interest
- Final remarks and thanks

A member of the International Association of Labour Law Journals

lavoroediritto@unife.it

Dipartimento di Scienze Giuridiche
Corso Ercole I d' Este, 37
44100 FERRARA
Tel +39 0532 455641
Fax + 39 0532 200188

annarita.tinti@unibo.it

Dipartimento di Politica Istituzioni Storia
Strada Maggiore 45
40125 BOLOGNA
Tel +39 051 2092528
Fax +39 051 239548

ATTENDEES:

Rudolf Buschmann – *Arbeit und Recht* (Germany)
Anna Chapman- *Australian Journal of Labour Law* (Australia)
Joellen Riley- *Australian Journal of Labour Law* (Australia)
Antony Forsyth - *Australian Journal of Labour Law* (Australia)
Sandrine Laviolette - *Bulletin de Droit Comparé du Travail et de la Sécurité Sociale* (France)
Jeffrey Sack – *Canadian Labour and Employment Law Journal* (Canada)
Bernard Adell – *Canadian Labour and Employment Law Journal* (Canada)
Matthew Finkin – *Comparative Labor Law & Policy Journal* (United States)
Alan Neal – *The International Journal of Comparative Labour Law and Industrial Relations* (Italy)
Guy Mundlak – *Labour Society and Law* (Israel)
Gian Guido Balandi – *Lavoro e Diritto* (Italy)

Guest: Orsola Razzolini

Chair: Gian Guido Balandi, President of the Association

1. Communications of the President

No specific communication. The President thanks the Australian colleagues for the brilliant organization of the meeting and congratulates all the participants in the Workshop of the previous day, who offered very interesting papers and a very stimulating discussion (see the [attached programme](#)).

2. The present situation as regards the exchange of journals and the website

- a. The enclosed table [“Exchanges of copies and use of the website”](#) (as part of present minute) has been distributed and discussed. A few days before our meeting the President received from the new director of Analisis Laboral (the Peruvian Journal formerly directed by Prof. Aparicio Valdez, who died at the end of June) the collection of the journals dating from January 2008 to June 2009, and a letter by Maria Helena Aparicio showing an intention to continue the membership in the Association. The attendees express their condolences to Mrs Aparicio and are happy to continue the membership of Analisis Laboral.
- b. The President illustrates the exchange of journals involving Lavoro e Diritto (journals received and sent on a regular basis) and underlines how the journals received by LD are collected in the *Emeroteca* of the Publisher il Mulino: one of the most extensive libraries in Italy for Journals in the humanities, political and social sciences, accessible to the public (<http://www.mulino.it/biblioteca/emero.htm>)
- c. The President notes the important role and contribution of Kathryn Kellner of Lancaster House, Toronto (publisher of *Canadian Labour and Employment Law Journal*) in acting as Webmaster of the website of the Association; the website has been completely re-shaped during the last year and has been up-dated, within the limits of the collaboration of each journal (see the table attached). The attendees, unanimously, express their warmest thanks to Ms Kellner.
- d. The President gives the floor to Jeffrey Sack, of Lancaster House and associate editor of *Canadian Labour and Employment Law Journal*, who illustrates in detail the content of the

website and proposes to solicit all the Members to contribute to the different pages of the site and then to create a “common page” where all the news could be displayed in chronological order, in order to give to the reader an immediate *coup d’oeil* as to what is going on internationally in Labour Law; proposes also to insert in the Webpage a record of the number of visitors. It is suggested also to consider the possibility of creating direct links to the summaries in different journals (now it is possible in some cases to reach them through the webpage of the publisher or of the journal itself). The proposals are unanimously approved.

- e. Jeffrey Sack and Matthew Finkin will prepare a Memorandum on the possible evolution toward a wider circulation on line of labour law literature; for this purpose they ask all Members to let them have a copy, or a description, of the legal agreements between publishers and authors (if anything of this kind exists).

3. Results of the Call for Papers launched in 2008

The Call for Papers that was decided in Warwick in May 2008 and which has been published in a number of journals of our Association has not been particularly successful from the point of view of participation, but happily very successful as regards the quality of the paper selected. Only two papers were received, namely “Harmonisation Process of Turkish Labour Legislation with European Labour Law” by Asst. Prof. Dr. S. Alp LİMONCUOĞLU; Dr. Zeynep ŞİŞLİ and “Beyond the Contract: ‘Economic’ and ‘Bureaucratic’ Dependence in Personal Work Relations” by Orsola Razzolini.

The decision of the jury follows.

A three-member academic jury (Prof. Manfred Weiss, Prof. Matthew Finkin, Prof. Gian Guido Balandi) evaluated the papers submitted and decided to select the following one:

Beyond the Contract: ‘Economic’ and ‘Bureaucratic’ Dependence in Personal Work Relations
by Orsola Razzolini

A scholarly and very articulate essay about an important topic: the role of contract in regulating different “working relationships”. The issue is dealt with from the Relational Contracts and Transaction Cost Economics perspective and the paper offers insights and points of view that are very interesting in comparing different legal orders (Italy, Spain, France and Germany). The study merits selection and an invitation to the author to present it at the annual meeting of the Association in Sydney, August 30-31, 2009.

As regards publication, the Author will be contacted directly by the journals interested.

Yesterday, during the Workshop Dr Razzolini presented her paper and a discussion ensued among attending colleagues regarding the implications of her analysis.

4. Procedures for admission of new members

The “[membership criteria](#)” elaborated and approved at the Association meeting in Toronto, May 7, 2005 have been distributed to all attendees and are part of the present minute. Jeffrey Sack proposed the enclosed “[Membership application](#)” and a “Draft new member letter”. The main question proposed in the discussion is whether such a letter should be sent to a large number of Labour Law Journals (or to journals that each one of us think suitable for membership) or (a revised one) only to

journals that have expressed the intention or the interest in being members. The President, on behalf of the Advisory Committee (the Four Wise Men), which met the day before, proposes that each Editor informally should explore if any journal in her/his cultural or geographic area of interest or knowledge would be fit and interested to be member, and solicit it informally to submit an application to be discussed at the following meeting. The proposal is approved.

5. Proposals for the 2010 meeting in UK, organized by Queens University – Canada and the 2012 meeting in Philadelphia (June) or Chile (probably November).

Prof. Bernard Adell (Professor Emeritus, Queen's University – Canada and Editor-in-Chief, *Canadian Labour and Employment Law Journal*) made a [proposal](#) as regards the 2010 Meeting, which has been distributed to all attendees and is part of the present minute. Prof. Adell explains the proposal, which is approved unanimously.

Prof. Matthew Finkin addresses the proposals for the 2012 Meeting in Philadelphia (on the occasion of the World Congress of the IIRA or in Chile on the occasion of the World Congress of the ISLSSL). After a discussion with the participation of all attendees, considering mainly that in Chile there is at present no Member Journal which could take care of the organization of the meeting and that the *Comparative Labor Law and Policy Journal* is available to organize in Philadelphia, the unanimous decision is to accept the proposal of Philadelphia and to ask Prof. Finkin to thank Prof. Janice Bellace of the Wharton School in Philadelphia for the suggestion.

6. Ideas and proposals as regards the activity of the Association

The President proposes to replicate also this year the Call for Papers. In principle the attendees agree and a discussion, with general participation, takes place about the possible languages of the papers. A wide range of opinions is expressed, from accepting all possible languages to restricting only to English, as occurred in 2008-2009. At the end the majority of attendees converges on the following proposal: “preferably in English, but also French and Spanish will be accepted”. The jury will be formed including at least one member for each language of the papers submitted. The deadline will be decided in the next weeks by the President, consulting the Wise Men. Jeffrey Sack proposes an award of \$3,000 U.S., and Alan Neal proposes to name it for Marco Biagi, if the family agrees. In principle the proposal is approved, subject to raising the relevant resources.

Jeffrey Sack notes an initiative of Lancaster House: interviews of important figures in Labour Law, to be published on the Web and possibly in the future in a book. He wishes to explore replication of the initiative at the international level with the co-operation of the Association. He will circulate the first interviews as a pattern for future development and the President will collect ideas and proposals from the Members.

7. Any other topic of interest

No other topic of interest is proposed in the discussion

8. Final remarks and thanks

The President ascertains that in the previous year the Association has developed its structure (the website) and its activity (the Call) and auspices a further development in the coming year. The President thanks all colleagues for attending the Workshop and the Business meeting, and particularly Anna Chapman, Anthony Forsyth and Joellen Riley for the outstanding organization.