



**International Society for Labour and Social Security Law**  
**Société internationale de droit du travail et de la sécurité sociale**  
**Sociedad Internacional de Derecho del Trabajo y de la Seguridad Social**

## **BULLETIN N° 134**

**June-July 2012**

**Dear colleagues**

### **XX WORLD CONGRESS OF ISL&SSL, SANTIAGO DE CHILE, 25-28 September 2012**

As the dates of this Congress are nearing I would like to invite you to refer to access the weblink <http://www.congresomundialtrabajo2012.com/> from which you will draw all the information you will need to register in the Congress and book your accommodation. The Congress organizers have already received more than 300 registrations and are working hard for the Congress reaping great success.

Please, do register as soon as you have decided to attend.

### **News from our Society**

#### ***Election of the Secretary General and the Treasurer of ISL&SSL***

In accordance with our by-laws, an e-mail followed by a formal letter was sent last March to our Executive Committee members to announce that both of the above positions were to be filled at our next Executive Committee meeting in Santiago de Chile, on September 25.

In reply to this call the following nominations reached me until June, 25:

(a) For Secretary General: I received the nominations of Giuseppe Casale (Italy/ILO) by our Mexican Chapter, Corinne Vargha (Belgium/ILO), by our Canadian Chapter and Bach Macaraya (Philippines) by our Filipino Chapter.

#### **President/Président**

Michal SEWERYNSKI  
Professor of Law  
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#### **President Elect**

Adrián Goldín  
Professor of Law  
Buenos Aires, Argentina E-mail:  
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#### **Secretary General/ Secrétaire général**

Arturo Bronstein  
c/ o Ms. Johanna de Vries  
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#### **Treasurer/Trésorière**

Corinne Vargha  
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(b) For Treasurer: I have received the nomination of Stefano Bellomo (Italy), submitted by our Italian Chapter.

Copies of their CVs are attached at the end of this bulletin.

I am not running for re-reelection.

### **Report Servais**

I confirm that arrangements are being worked out to continue the discussion of this important Report at our forthcoming Executive Committee Meeting in Santiago de Chile. It is hoped that agreement will arise out of this discussion, from which guidance would be drawn for future ISL&SSL congresses and other activities.

### **XX World Congress of ISL&SSL, Santiago de Chile, 25-28 September 2012**

The Congress webpage is online, in English, French, Portuguese and Spanish. The URL is: <http://www.congresomundialtrabajo2012.com/>

The Congress will be held from 25 to 28 September 2012.

The venue is [Hotel "W"](#). Isidora Goyenechea 3000, Las Condes, Santiago, Tel: (56) (2) 770 0000

Registration rates have been fixed as following:

<b>RATES</b>	<b>Until 6/30/2012</b>	<b>From 7/1/2012 onwards</b>
Participants	Us\$ 510	Us\$ 570
Accompanying persons(*)	Us\$95	Us\$95
Closing Party	Us\$95	Us\$95

Delegate registration fees include Congress Registration, Welcome Party, Admission to Congress Sessions and Congress Documentation. It does not include attendance to the Closing Party.

Accompanying Person's fees include the right to attend the Inaugural Ceremony, Cocktail, Santiago City Tour, and Closing Party.

Special conditions with discounted rates may be arranged in case of group registration. Please, contact [sg@eventualchile.com](mailto:sg@eventualchile.com)

There will be simultaneous interpretation at all of the Congress Plenary Sittings, the Round Table and one of the workshops. English, French and Spanish interpretation is



guaranteed. Arrangements can be made for Portuguese interpretation provided no less than 50 Portuguese-Speaking delegates do register.

The following topics have been put on the Congress Agenda:

Keynote Speech: A Changing Labour Law; Defining Issues

Guest Speaker: Professor Adrian Goldin, President-Elect of ISL&SSL

Theme I: The effectiveness of Labour Law and the role of the Labour Inspection.  
General Reporter, Giuseppe Casale (Italy/ILO)

Theme II: Mobbing and sexual harassment at the workplace. General co-reporters:  
José Luis Ugarte and Sergio Gamonal (Chile)

Theme III: Strike as a fundamental right and its possible conflict with other  
fundamental rights of the citizens. General reporter: Bernd Waas  
(Germany)

Round Table:

- Social Security: Its present and future.

Chair: Héctor Humeres (Chile)

Coordinator: Hugo Cifuentes (Chile)

Workshops

- "Litigation in Labour Courts: new procedures" (in Spanish)  
Moderator: Mario Pasco Cosmópolis (Peru)
- "Labour Law: its present and future" (with interpretation)

The General Reports will be made available in the three Congress languages and printed. National reports and other papers will be made available on CD support in the original languages.

We have had great success with the national reports. In my last bulletin I have told you that our target was to get no less than 50 to 60 national reports. Finally 80 national reports reached the General Reporters, of which 26 on theme I, 29 on theme II and 25 on theme III. They have already been uploaded onto the Congress webpage; refer to: <http://www.congresomundialtrabajo2012.com/documentos/respuestas-cuestionario?lang=en>

### ***IX Regional Congress of the Americas***

Together with our President Elect, Professor Goldin, we met in Buenos Aires with Professor Sabino Hernández, Chair of the Organizing Committee, to start discussing organizational details and Congress Agenda. Subject to final endorsement by the Executive Committee the Congress will be held in Guayaquil, Ecuador, from 2 to 4 October 2013. The working languages will be English and Spanish with interpretation.

Agenda items will be announced after our Executive Committee Meeting in Santiago. The following themes have, however, been pre-selected:

- ✓ The International Law on Human Rights and the Labour Law
- ✓ The Role of Judge-Made Law in Combating Employment Discrimination



- ✓ Collective Representation of the Workers and the Structure of Collective Bargaining
- ✓ Private and Public Pension Systems: their respective advantages and disadvantages for the workers (Round Table)

## ***News from our members***

### **Colombia**

New Executive Board of the Colegio de Abogados del Trabajo, our Colombian Member, 2012-2013:

Governor: Juan Manuel Charria Segura

#### Members

- ✓ Catalina Romero Ramos
- ✓ Charles Chapman López
- ✓ Fabián Ignacio Hernández Henríquez
- ✓ Néstor Medina Gonzalez
- ✓ Andrés DaCosta Herrera
- ✓ Raúl Monroy Gallego
- ✓ Juan Pablo Orjuela Vega
- ✓ Jorge Ávila Triana
- ✓ Javier Mantilla Rojas
- ✓ Maria Clara Buitrago Arango
- ✓ Esteban Pizarro Jaramillo

### **France**

Current Board of the Association française de Droit du travail et de la sécurité sociale:

#### Chair

Martine LE FRIANT : Professeure à l'université d'Avignon

#### Vice-Chairs

- ✓ Jean-Denis Combrexelle : Directeur des relations du travail
- ✓ Hélène Masse-Dessen : Avocat au Conseil d'Etat et à la Cour de cassation
- ✓ Marie France Mazars : Conseiller à la Cour de cassation, Doyen de la Chambre sociale

#### Secretary General

- ✓ Pierre Bouaziz : Avocat au Barreau de Paris

#### Deputy Secretary General

- ✓ Manuela Grevy : Maître de conférences à l'Université de Paris IX-Dauphine

#### Treasurer

- ✓ Michèle Pairault-Meyzer : Présidente de la CRPN (directeur honoraire d'Air France)

#### Members

- ✓ Françoise Champeaux : Rédactrice en chef de la Semaine sociale Lamy
- ✓ Laurence Pecaut-Rivolier : Conseillère référendaire à la Chambre sociale de la Cour de Cassation
- ✓ Myriam Plet: Avocat au barreau de Lyon
- ✓ Pierre Yves Verkindt : Professeur à l'Université de Paris I



Webpage of AFDT is <http://afdt-asso.fr/index.html> New e-mail is [afdt.asso@gmail.com](mailto:afdt.asso@gmail.com)

## **Venezuela**

The Association of Labour Law Professors, our Venezuelan member, has appointed its new Board as following:

Chair: Héctor Armando Jaime Martínez  
Secretary: Carmen Andrea Ochoa de Patiño  
Treasurer: Maite Carolina Soto

### Regional Vice-Presidents

Universidad de Carabobo: Luis Napoleón Goizueta Herrera  
Universidad del Zulia: Luis Eduardo Diaz  
Universidad Central de Venezuela: Juan Carlos Pro-Rísquez  
UNIMAR Universidad de Margarita: Jose Vicente Santana  
Universidad Simón Bolívar: Alexis Garrido  
Universidad Arturo Michelena: Omar Fumero.  
Universidad Católica Andrés Bello: César Carballo  
Universidad José Maria Vargas: Humberto Hernandez  
Universidad Gran Mariscal de Ayacucho: Ramon Galindo  
UCLA: Oscar Hernandez

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Kind regards to everybody

Arturo Bronstein  
Secretary General



## ANNEX

### Curriculum Vitae: Corinne Vargha

#### 1. Personal details

Born: 21 January 1963  
Nationality: Belgian, Hungarian  
Position: Labour Law Team Leader, Industrial and Employment Relations  
Department, International Labour Office  
Address: ILO, 4 route des Morillons, CH 1211 Geneva, Switzerland. Tel (+ 41 22)  
799 6228 Fax (+ 41 22) 799 8749 E-mail: [vargha@ilo.org](mailto:vargha@ilo.org)

#### 2. Education and qualifications

1987: Master Degree in Law, University of Louvain-la-Neuve, Belgium  
Languages: English and French. Speaks Hungarian and understands Spanish and Dutch

#### 3. Relevant experience

Ms Vargha joined the ILO in 1988 and served in various legal positions in Africa and at the ILO Headquarters in Geneva. Throughout these years, she provided technical advice on comparative labour law and international labour standards to governments, policy-makers and union and employers' organizations leaders. She facilitated a number of national tripartite discussions around labour law reforms, including when these reforms were undertaken as part of a broader policy agenda such as Poverty Reduction Strategies, Private sector development, structural adjustment, etc.

She is currently the Senior Labour Law Specialist in the Industrial and Employment Relations Department (DIALOGUE) where she leads the Labour Law Team. The ILO Labour law Team directly provides technical advisory services to ILO stakeholders on labour law reforms. On average, the labour law team responds to 17-20 requests per year. Countries of recent or current operations include Cambodia, India, Mongolia, Nepal, Vietnam, China, Haiti, Afghanistan, Romania, Slovakia, Hungary, Albania, Armenia, Croatia, Liberia, Mauritius, Seychelles, Comoros, the Pacific Islands, Iraq, Peru, Maldives, South Sudan, and Occupied Palestinian Territories.

#### 4. Research and data collection

- Conceptualized and developed a legal database on Employment Protection Legislation (EPLex) to facilitate comparative analysis (<http://www.ilo.org/dyn/terminate/termmain.home>);
- Participates currently in two research projects on: i) labour law and decent work in the context of developing economies and on ii) labour law, labour market segmentation and job quality

#### 5. Relevant publications

- Vargha, C.; "Labour law reform in Europe " in Dufresne A. et Maggi Germain N. (eds), PUR (forthcoming)
- Vargha, C., "La négociation collective" in Thouvenin F and Trebilcock A (eds), *Droit Social International*, CEDIN (forthcoming)



- Vargha, C., "Promouvoir le travail decent dans les chaînes de production mondiale l'expérience de Better Factories Cambodia" in Daugareilh I. (ed), *Responsabilité sociale de l'entreprise transnationale et globalisation de l'économie*, Bruylant, 2010
- Minet G., Vargha C., "The outlook for African labour law – Between the OHADA way and the World Bank recommendations", *Labour Education, ILO, 2006*
- English P., Vargha C. (eds), "Labour law reform in Africa", World Bank Institute Working paper, P., 1998
- Vargha C., "Labour law reform in the context of structural adjustment in Africa: selected issues", ILO paper for a discussion with the World Bank, 1995
- Contributed to Egger, P.; Sengenberger, W (eds), *Decent work in Denmark: Employment, social efficiency and economic security*, Geneva, ILO, 2003

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### **Curriculum Vitae: Giuseppe Casale**

- ✓ Born: 27.11.1958
- ✓ Nationality: Italian
- ✓ Educational Background: He holds a PhD from the University of California, Los Angeles (UCLA) (USA). He studied law, political science, history and international economics at the Paul H. Nitze School of Advanced International Studies, The Johns Hopkins University (Washington D.C.) (USA) and at the University of Florence (Italy).
- ✓ Working Experience: Director, Labour Administration and Inspection Programme (LAB/ADMIN) at the ILO, Geneva since April 2009. Former Chief of the Social Dialogue, Labour Law and Labour Administration Branch, ILO, Geneva from 2006 to 2009; Deputy Director of the Social Dialogue, Labour Law and Labour Administration Department, ILO, Geneva from 2004 to 2006; Deputy Director of the InFocus Programme on Social Dialogue, Labour Law and Labour Administration Programme, ILO, Geneva from 2001 to 2004. Previous positions included Senior Specialist in Labour Law and Industrial Relations of the ILO Multidisciplinary Team of Budapest (Hungary) from 1995 to 2000, and labour law and labour relations specialist at the ILO Geneva from 1988 to 1995.
- ✓ He is President of the ILO Section of the International Society for Labour and Social Security Law (ISLSSL) and was former Treasurer of the ISLSSL. He was the former Secretary General of the International Industrial Relations Association (IIRA) (now ILERA). He is visiting professor in international and comparative labour law at the University of Bari and Venice. He is an editorial board member of several labour law journals.
- ✓ Languages: Italian (mother tongue), English, French and Spanish.

Among his recent publications:

#### **Books/Working documents:**

- Labour Reform in Italy and its implications for Labour Administration (with M. Fasani), Working Document No. 23 (ILO, Geneva, 2012)
- International Labour Standards and Guiding Principles on Labour Administration and Labour Inspection (with M. Fasani), Working Document No. 22 (ILO, Geneva, 2012) (also in Spanish)
- The Employment Relationship: A Comparative Overview (ed. by) (Hart Publishing, Oxford and Portland, Oregon; ILO, Geneva, 2011)



- La partecipazione dei lavoratori. Rassegna comparata di nozioni e normative (with G. Arrigo), (EIDOS, Roma, 2011)
- A Guide to Selected Labour Inspection Systems (with special reference to OSH) (with G. Arrigo, M. Fasani), Working Document No. 10 (ILO Geneva, 2011)
- Les fondamentaux de l'administration du travail (with A. Sivananthiran), (BIT, Genève, 2011) (also in English and Spanish)
- A treinta años de la adopción del Convenio n. 150 de la OIT sobre la Administración del Trabajo. Un dialogo entre Europa y América Latina. (with José Luis Monereo Pérez), (Granada, Editorial Comares, 2010)
- A Comparative Overview of Terms and Notions on Employee Participation (with G. Arrigo), Working Document No. 8 (ILO, Geneva, 2010)
- Compliance with labour legislation: its efficacy and efficiency. Respect de la legislation du travail: effectivité et impact (with A. Perulli), Working Document No. 6 (ILO, Geneva, 2010)
- Diritto del Lavoro e Relazioni Industriali nell'Europa che cresce (EIDOS, Roma, 2007)
- Showcasing Tools and Experiences in Labour Administration and the Informal Economy (with A. Sivananthiran, J.L. Daza, C. Mar), (ILO, Geneva; IIRA New Delhi, 2006)
- Re-engineering Labour Administration to promote Decent Work (with A. Sivananthiran, C.S.V. Ratnam), (ILO, Geneva; IIRA New Delhi, 2006)
- Social Dialogue and Poverty Reduction Strategies (with G. J. Buckley), (ILO, Geneva 2006)
- Compilation of Selected Terms on Poverty Related Issues (with G. Arrigo), 2<sup>nd</sup> edition, (ILO, Geneva 2005)
- Glossary of Labour Law and Industrial Relations (with special reference to the European Union), (with G. Arrigo), (ILO, Geneva, 2005) (also in Spanish)

*And many articles*

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## **Curriculum Vitae: Bach M. Macaraya**

Citizenship	Filipino
Date of Birth	25 November 1948
Office Address	Torres and Associates Law Offices Suite 1704, Sunset View Towers 2230 Roxas Blvd., Pasay City Philippines

Languages: Tagalog (Filipino), English.

### Graduate Studies

- Siliman University, Philippines, Bachelor of Arts, 1969
- San Beda College, Philippines, Bachelor of Local Law, 1974

### Post Graduate

- Institute of Social Studies, the Hague, the Netherlands, Master of Arts in Development Studies, Labor and Development, 1987

### Government Examinations Taken

- Bar, 1974

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<http://www.asociacion.org.ar/ISLLSS/>





- AFGCT, 1969

Other Training with the Ministry of Labor and Employment, Manila, the Civil Service and the National Labor Relations Commission, Manila and the International Training Institute, Sydney, Australia

Member of the following institutions and associations:

1. Integrated Bar of the Philippines (IBP), Negros Oriental Chapter
2. Labor Arbiters Association of the Philippines, Manila Chapter
3. Philippine Association of Voluntary Arbitrators (PAVA), Manila Chapter
4. National Academy for Voluntary Arbitration (NAVA) UPSOLAIR
5. Philippine Industrial Relations Society (PIRS), UPSOLAIR
6. International Society for Labor Laws and Social Security, Philippine Chapter
7. United People's Power Movement (Political Movement 1995)
8. Director for Sectoral Affairs, Lakas-Laban Campaign Headquarters (1995 Campaign)
9. Member, Lakas Political Party
10. President, Philippine Labor Laws and Social Security, Inc. (PHILSI) and affiliate of the International Society for Labor Laws and Social Security (ISLLSS)

- Present position: Senior Partner, Torres and Associates Law Offices

Other

- Lecturer, School of Labor and Industrial Relations, University of the Philippines (UPSOLAIR)

Publications

### **Books**

1. Workers' Participation in the Philippine People Power Revolution, Published by Friedrich Ebert Stiftung Foundation, Manila, Philippines, 1988

### **Articles**

1. The Problem of Conceptual Framework of Public Sector Unionism, Philippine Labor Review, vol. 12, no. 1, Manila Philippines, January – June, 1988, pp. 46 – 65
2. Human Rights: The Labor Perspective, Philippine Labor Review, vol. 12, no. 2, , Manila, Philippines, July – December 1988, pp. 59 – 76
3. Where to Trade Unions?, Philippine Labor Review, vol. XIV, no. 1, Manila, Philippines, January – June 1990, pp. 31 – 53
4. Trade Unionism in the Philippines, Philippine Labor, vol. XIV, no. 3, Manila, Philippines, March 1988
5. Human Rights in the Philippines, Philippine Labor, vol. XIV, No. 5, Manila, Philippines, May 1988
6. The Right to Association and Collective Bargaining in the Public Sector, Philippine Labor, vol. XIV, no. 8, Manila, Philippines, 8 August 1988
7. In the Philippines Basic Rights Safeguarded, Philippine Labor, vol. XV, no. 6, Manila, Philippines, 6 June 1989
8. Problems Bared: Granting Supervisors the Right to Unionize, Philippine Labor, vol. XIX, no. 10, Manila, Philippines, 10 October 1993
9. Structural Adjustment and Industrial Relations: The Philippine Experience, Philippine Labor Review, vol. 16, no. 1, Manila, Philippines, 1993, pp. 26 – 86
10. Country Report on Tripartism and Tripartite Mechanism in the Philippines: Strength and Weaknesses, in National Tripartite Consultative Mechanism in Selected Asian and Pacific Countries, Asian Pacific Project on Tripartism, ILO, Bangkok, Thailand, 1994



11. The Labor Code and the Unprotected Workers, Philippine Industrial Relations Society, Quezon City, Philippines, 1999
12. The Labor Market and Industrial Relations Environment: Policy Issues and Options in a Global Economy, Philippine Journal of Labor and Industrial Relations, vol. XXIV, nos. 1&2, University of the Philippines School of Labor and Industrial Relations, Diliman, Quezon City, 2004



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### **Curriculum Vitae: Stefano Bellomo**

- Stefano Bellomo (Rome, 6th april 1967) is Professore Ordinario (Full Professor) of Labour Law at the Faculty of Law, University of Perugia (Italy) since 2003.
- Graduated in Law (1992) from the Rome University Sapienza
- After being a scholarship holder in the postgraduate course in University of Rome Sapienza, he started a Doctorate course in University of Catania (1994).
- In 1995 he won a selection as ricercatore (Teaching Fellow) in the Faculty of Economic Sciences of University of L'Aquila.
- In 2001 he gained the qualification as Associate Professor and started to work in the Political Sciences Faculty of Perugia University.
- Member of Italian Association of Labour and Social Security Law since 1995, he has been appointed Vice-Secretary in the years 2000-2003 and General Secretary in the years 2006-2012.
- Regularly included in research projects, lastly to the National Project on "Il lavoro nei call center: profili Giuridici" as member of the research coordinators group and coauthor of the final report (published by Jovene Editore, Napoli, 2012, ISBN 978-88-243-2114-3)
- Visiting Professor in the Law Faculties of Universities Rey Juan Carlos de Madrid and de Santiago de Compostela.
- He has given lectures in the Universities of Osaka and Murcia.
- He speaks English and Spanish and attends regularly international congresses and seminars.
- He regularly attended, in the last years, the meetings of ISLLS Executive Committee as member of Italian delegation.
- In the IX ISLSSL European Regional Congress (Freiburg, 16-19 September 2008) he participated as panelist at the session on Status and protection of migrant workers.
- On 2010, he attended the "IV Seminario Europeo de Derecho del Trabajo y de la Seguridad Social" organized by the Zaragoza University as speaker on "Las nuevas pautas de intervención de la jurisprudencia comunitaria sobre la política social".
- He practices as a lawyer in law firm Maresca, Morrico, Boccia & Associati in Rome.
- Addresses

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## Last Publications

### Articles

- *Classicismo e modernità del diritto del lavoro nell'itinerario scientifico di Giuseppe Santoro Passarelli*, in *Realtà e forma nel diritto del lavoro*, Torino, 2006, t.I, pp. XXXIII-XLVIII.
- *A Brief Description of Today's Italian Labour Law Scenery, between National Tradition and European Influences*, *Osaka Law Review*, nov. 2006.
- *Retribuzione, produttività e assetti contrattuali a quindici anni dal Protocollo Ciampi*, in *Scritti in onore di Edoardo Ghera*, Cacucci, Bari, 2008, t. I, pp. 111 ss.
- *Crisis económica, medidas de protección contra el desempleo, formas de ayuda al empleo y al empresariado: las medidas del legislador italiano en el período 2008-2009*, in *Tribuna Social*, 2009, n. 11, 27 ss.

### Co-author

- *Il sindacato nell'impresa*, in *Il lavoro subordinato*, F. Carinci (ed.), part of *Trattato di diritto privato* M. Bessone (dir.), vol. XXIV, t. I, *Il diritto sindacale*, Torino, 2007, pp. 95 ss.
- *Retribuzione*, in *Enciclopedia Giuridica Treccani* vol. XVIII, Istituto dell'Enciclopedia Italiana, Roma, 2009
- *Voce Forme Anomale di Sciopero*, in *Diritto del lavoro*, P. Lambertucci (ed), in *Dizionari di diritto privato*, N. Irti (dir.), Giufrè, Milano, 2010.
- *Gli effetti dello sciopero*, in *Conflitto, consultazione e partecipazione*, F. Lunardon (ed.), part of *Trattato di diritto del lavoro*, M. Persiani e F. Carinci (eds.), Cedam, Padova, 2011, 155 ss.
- *Le prestazioni di tipo accessorio tra occasionalità, atipicità e «rilevanza fattuale»*, in *Lavoro, istituzioni, cambiamento sociale, Studi in onore di Tiziano Treu*, Jovene, Napoli, 2011, vol. II, 771 ss.

### Lectures and interventions

- *La protezione dei lavoratori contro i "rischi psicosociali": le indicazioni ricavabili dall'ordinamento italiano*, in *Cuestiones actuales sobre el derecho social comunitario*, A. Sempere Navarro e Maria Areta Martinez (eds.), Ediciones Laborum, Madrid, 2009
- *Esternalizzazioni, norme a tutela dei lavoratori e normativa speciale in materia di servizi pubblici locali*, ne *Il lavoro nella giurisprudenza*, Wolters Kluwer Italia, nov. 2010, 52 ss.
- *La trasposizione al derecho italiano de la directiva 96/71/CE*, in *Desplazamientos transnacionales de Trabajadores*, J. Garate Castro (ed.), Aranzadi - Thomson Reuters, Cizur Menor (Navarra), 2011, 87 ss.