

Labor Dispute Resolution

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Factfinding as a Labor Dispute Resolution Procedure Utilized in California School Districts

Louise Burrill Ebeling 1979

Federal Labor Relations United States. General Accounting Office 1991

Labor and Employment Dispute Resolution

Robert T. Simmelkjaer 2013

Labor-Management Dispute Resolution

American Arbitration Association 1987

Mediation in Collective Labor Conflicts Martin C. Euwema 2019-05-28

This open access book opens up the black box of mediation in collective

conflicts through the analyses and comparisons of various systems.

Mediation and related third party interventions such as conciliation and

facilitation are discussed as effective prevention and regulation tools for

different types of collective labor conflicts. These interventions fit in a new

developed five-phase model of collective conflicts in organizations, going

from capacity building in latent conflicts, through conciliation, mediation

and arbitration in escalating phases, to rebuilding of trust after hot

conflicts. The authors promote understanding and discussion with regards

to labor mediation systems, presenting comparative research on the

perspectives of mediators and users of mediation. This book describes

and analyses laws, regulations and practices of mediation in seventeen

countries, with a relative strong emphasis on Europe. Part 1 presents

theoretical frameworks on conciliation and mediation in collective labor

conflicts. Part 2 presents regulations and practices in 12 European

countries: Belgium, Denmark, Estonia, France, Italy, Poland, Portugal,

Spain, The Netherlands, and the United Kingdom. Part 3 discusses

mediation in these collective conflicts in Australia, China, India, South

Africa and the USA. Part 4 offers conclusions and ways forward. This book

offers analyses, good practices and developments for third party

intervention in collective labor conflicts in global and local changing

environments. This book is a must-read for policy makers, , social

partners at different levels, as well as scholars and practitioners in

industrial relations, human resources management and conflict

management, particularly conciliators and mediators.

Labor dispute resolution system

Akira Ono 2006

Alternative Dispute Resolution

Kurt L. Heise 1993

The National Labor Relations Act (NLRA) Gerald Mayer 2013

This report begins with a brief overview of the National Labor Relations Board (NLRB)

and describes the basic procedures that employees and employers must

follow during a unionizing campaign. The report explains different types of

mediation and arbitration that can be used to resolve bargaining disputes.

The report describes the jurisdictional standards that an employer must

meet before the NLRB will exert jurisdiction over a question of union

representation (e.g., for a small business).

Arbitration and Conciliation of Labor Disputes in Ethiopia Aschalew

Ashagre Byness 2012-08

Nowadays, arbitration and conciliation of labor

disputes have been applauded because the expertise of specialized

arbitration and conciliation tribunals is utilized which results in the saving

of time, reduction of expenses and mitigating the rigors of technical

procedures of courts which are not well adapted to the peculiar needs of

labor-management relations. The Ethiopian legal system has adopted

resolution of labor disputes by alternative means since the early 1960s.

Arbitration and conciliation of labor disputes have remained part and

parcel of the Ethiopian labor laws although the practice is not well

developed. However, given that Ethiopian courts are poorly organized and

inadequately staffed, we need to put into practice these alternative

forums of labor dispute resolution. To do this, conducting research is

called for to explore and examine the available rules and procedures in

relation to arbitration and conciliation of labor disputes in Ethiopia. It is for

these reasons that the author embarked on studying arbitration and

conciliation of labor disputes in Ethiopia.

Mediation Research

Kenneth Kressel 1989-08-07

Discover the most up-

to-date findings on a range of mediation topics Sponsored by the Center

for Negotiation and Conflict Resolution In eighteen original chapters, this

book, sponsored by the Center for Negotiation and Conflict Resolution,

examines the nature and effectiveness of mediation in a wide variety of

disputes including divorce cases, neighborhood conflicts, international

disputes, environmental conflicts, and labor negotiations. The authors

explain how mediation works, look at the factors that determine whether

mediation can be used to resolve a dispute, and identify the conditions

under which it is most effective.

A History of Alternative Dispute Resolution Jerome T. Barrett 2004-10-19

A History of Alternative Dispute Resolution offers a comprehensive review of

the various types of peaceful practices for resolving conflicts. Written by

Jerome Barrett—a longtime practitioner, innovator, and leading historian

in the field of ADR—and his son Joseph Barrett, this volume traces the

evolution of the ADR process and offers an overview of the precursors to

ADR, including negotiation, arbitration, and mediation. The authors

explore the colorful beginnings of ADR using illustrative examples from

prehistoric Shaman through the European Law Merchant. In addition, the

book offers the historical context for the use of ADR in the arenas of

diplomacy and business.

Labour Disputes and their Resolution in China Jie Shen 2007-02-28

The scale, nature and causes of labour disputes in China are identified and

discussed in this comprehensive review as well as how they can be

managed. The labour disputes resolution mechanisms discussed in this

book include, trade union, collective labour contract, tripartite

coordination and labour court. This book presents an updated literature

review and reports the findings of two empirical projects on this subject.

The effectiveness of these mechanisms and the appropriate resolution

model for the future are both discussed. Systematic and critical review of

the up-to-date literature on labour disputes and their management

Empirical findings on labour disputes and the institutional channels

available to workers for resolving them Assessment of the effectiveness of

the existing mechanisms for dealing with labour disputes

Issues in Alternative Labor Dispute Resolution David L. Nye 1994

Labor and Employment Arbitration Charles J. Coleman 1997

An extension of Labor Arbitration: An Annotated Bibliography, this volume intends to

provide a larger sense of history, of institutional development, and of the

abiding questions that have been raised in and about labor arbitration.

The editors focus on substantial professional and academic studies of

labor arbitration in the United States and Canada, drawing material from

books, monographs, analytical articles in professional and academic

journals, and selections from the proceedings of the meetings of

academic and professional societies. In response to the changing

demands made upon arbitrators, the editors have extended their

coverage to include alternative dispute resolution and the Americans with

Disabilities Act. A large section of the book deals with employment

arbitration and matters such as wrongful discharge. Coverage of

arbitration outside North America is also expanded in the current volume,

which is based upon computer searches of the most widely used data

bases and on cover-to-cover searches of the twenty leading journals in

the field.

Bringing Politics Back In

Fu Hualing 2016

A neglected aspect in the global promotion of rule of law is the political nature of the rule of law.

While scholars and practitioners in the field have debated the necessity

and feasibility of worldwide rule of law (McCubbins, Rodriguez and

Weingast, 2010; Weingast, 2008), they tend to focus on whether, or the

degree to which, a developing country meets the “doorstep conditions”

for the rule of law as defined in the West. The literature in general

marginalizes the political use of law when it is applied in the developing

world. In a sense, law is purposively regarded as a technical governance

tool, and the politics of rule of law is intentionally taken out of the

equation in academic and policy considerations. This chapter uses labor

dispute resolution in China as an example to study access to justice in China's social and economic transition. The principal argument is that the legal approach to access to justice, with a sharp focus on law and courts, is narrow and fails to explain the wider political horizon on which justice is defined and redefined according to the prevailing sense of justice and the political economy that shapes it. In doing so, this chapter brings politics back to the over-legalized concept of access to justice. The chapter first explores the background in which legal justice emerges in China, and then examines the dominant features of access to justice as it is understood and implemented in China.

The Oxford Handbook of Conflict Management in Organizations

William K. Roche 2014-07-03 New ways of managing conflict are increasingly important features of work and employment in organizations. In the book the world's leading scholars in the field examine a range of innovative alternative dispute resolution (ADR) practices, drawing on international research and scholarship and covering both case studies of major exemplars and developments in countries in different parts of the global economy. Developments in the management of individual and collective conflict at work are addressed, as are innovations in both unionized and non-union organizations and in the private and public sectors. New practices for managing conflict in organizations are set in the context of trends in workplace conflict and perspectives on how conflict should be understood and addressed. Part 1 examines the changing context of conflict management by addressing the main frameworks for understanding conflict management, the trend in conflict at work, developments in employment rights, and the influence of HRM on conflict management. Part 2 covers the main approaches to conflict management in organizations, addressing both conventional and alternative approaches to conflict resolution. Conventional grievance handling and third-party processes in conflict resolution are examined as well as the main ADR practices, including conflict management in non-union firms, the role of the organizational ombudsman, mediation, interest-based bargaining, line and supervisory management, and the concept of conflict management systems. Part 3 presents case studies of exemplars and innovators in the field, covering mediation in the US postal service, interest-based bargaining at Kaiser-Permanente, 'med-arb' in the New Zealand Police, and judicial mediation in UK employment tribunals. Part 4 covers international developments in conflict management in Germany, Japan, The United States, Australia, New Zealand, the United Kingdom and China. This Handbook gives a comprehensive overview of this growing field, which has seen an huge increase in programmes of study in university business and law schools and in executive education programmes.

Effective Resolution of Collective Labour Disputes A. F. M. Brenninkmeijer 2006 In the early summer of 2005, an international expert meeting was convened in The Hague to share and compare national experiences with conciliation and mediation as methods for resolving collective labor disputes. Both the European Union and the Council of Europe have committed themselves to promoting these methods which aim to assist disputants in finding creative, negotiated solutions, while preserving their long-standing relationships. Ideally, trade unions and employers (associations) have such long-standing relationships, and many European countries have specialized conciliation officers or mediation services operating in this area. The meeting allowed leading mediators and academics to share their experiences and to exchange their views on the changes permeating Europe today: the rise of transnational labor disputes, the decentralization of collective bargaining, the process of de-unification, the joining of the EU by new member states without a social dialogue tradition, and the insights generated by the emerging science of principled bargaining, facilitative mediation, and conflict management. All these developments are likely to increase the demand for expert mediation services assisting more often less experienced negotiators. Thereby, the very nature of mediation may gradually change. This book documents the proceedings and provides a comprehensive overview of EU initiatives in the field of collective labor law and dispute resolution.

Researching labor arbitration and alternative dispute resolution in employment

Suzanne Thorpe 1999
Railroad Work Rules Dispute United States. Congress. Senate. Committee on Commerce 1963 Committee Serial No. 24. Considers S.J. Res. 102, to provide interim procedures to avert a nationwide rail strike, and to direct the parties in dispute to continue collective bargaining efforts. Includes "Dispute Between Certain Rail Carriers and Five Railway Labor Organizations Involving Rules and Practices Governing the Use, Compensation, and Assignments of Railroad Operating Employees," by the National Railway Labor Conference (p. 141-358).

Labor Law in China Zengyi Xie 2015-05-26 The primary aim of this book is to help readers understand the development of the theory and practice of labor law in China, and to familiarize them with major advances and remaining challenges in this field. The author also puts forward suggestions on how to improve labor law in China on the basis of an analysis of key problems and comparative study. The book can also serve as a useful guide, allowing HR experts at companies with Chinese employees or doing business in China to better understand Chinese labor law and regulations. It covers a broad range of labor law issues, including the meaning of labor relations, definition of the employee and employer, the duties of employers and employees, anti-discrimination, labor dispatch, minimum wage, termination of labor contracts, work injury insurance, labor inspections and labor dispute resolution.

Fundamentals of Labor Arbitration Jay E. Grenig 2011-07-01 Nearly 30 years after its initial publication, the American Arbitration Association's seminal primer, *Labor Arbitration: What You Need to Know*, has undergone a complete facelift with the publication of this brand new book. *Fundamentals of Labor Arbitration*, the first volume in the "AAA/ICDR Dispute Resolution Series," features all new content that is indispensable to advocates, arbitrators, employers, unions, and readers who wish to know more about resolving labor-management disputes. Here readers will find a clear introduction to the grievance process and labor arbitration, as well as practical guidance to help users of the process effectively resolve labor-management disputes in the private and public sectors. This book is co-published by the American Arbitration Association and the Cornell University School of Industrial and Labor Relations, Scheinman Institute on Conflict Resolution.

Labor Relations for the Fire Service Paul J. Antonellis 2012 In his highly regarded new book, Paul Antonellis — fire service veteran, training/education consultant, instructor, author — explores the aspects of labour relations that are intertwined with human resource management in today's fire service organisations.

Intended as a text for college-level fire service programs, *Labor Relations for the Fire Service* meets USFA's FESHE requirement for the *Personnel Management for the Fire and Emergency Services* course.

Institutions, Consciousness, and Tactics

Yi Kang 2005
Bargaining Beyond Impasse Jonathan Brock 1982 These proceedings contain current research from industry, academia and government organizations, working on opaque and transparent ceramic armor. Papers on novel materials concepts for both vehicle and body armors are included, as well as papers that explore the relationship between computational modeling and property testing. These papers were presented at the Proceedings of the 30th International Conference on Advanced Ceramics and Composites, January 22-27, 2006, Cocoa Beach, Florida. Organized and sponsored by The American Ceramic Society and The American Ceramic Society's Engineering Ceramics Division in conjunction with the Nuclear and Environmental Technology Division.
Palmer & Dodge Presents ADR, Alternative Dispute Resolution Palmer & Dodge 1993

Alternative Dispute Resolution in the Work Place Henry S. Kramer 2016-11-28 Alternative Dispute Resolution in the Work Place is essential for anyone responsible for the management of legal risk in the work place. Whether you need information on the latest cases and alternative dispute resolution (ADR) programs or guidance on how ADR can affect your company's or clients' interests, you will want to have this book close at hand. It explains the pros and cons of relying on ADR, the complex legal and practical issues involved in creating an ADR program, the forms of ADR currently in use, the latest developments in the law, and the practical tips, tricks and traps employment professionals need to know about. Coverage includes: the intricacies of mediation, arbitration and other techniques; industry-specific ADR; how to decide whether ADR is the right approach for your organization or client; what employers can and can't do in an ADR program; and when a court may overturn the results of an ADR proceeding. This easy-to-use deskbook also includes useful suggestions and sample clauses to aid in the design of an ADR program, with examples of different approaches. Book f looseleaf, one volume, 908 pages; published in 1998, updated as needed; no additional charge for updates during your subscription. Looseleaf print subscribers receive supplements. The online edition is updated automatically. ISBN: 978-1-58852-081-4.

Are All Labor Regulations Equal? Ahmad Ahsan 2007 This paper studies the economic effects of legal amendments on different types of labor laws. It examines the effects of amendments to labor dispute laws and amendments to job security legislation. It also identifies the effects of

legal amendments related to the most contentious regulation of all-Chapter Vb of the Industrial Disputes Act-which stipulates that firms with 100 or more employees cannot retrench workers without government authorization. The analysis finds that laws that increase job security or increase the cost of labor disputes substantially reduce registered sector employment and output but do not increase the labor share. Labor-intensive industries, such as textiles, are the hardest hit by laws that increase job security while capital-intensive industries are most affected by higher labor dispute resolution costs. The paper concludes that widespread and increasing use of contract labor may have brought some output and employment gains but did not make up for the adverse effects of job security and dispute resolution laws.

Resolving Individual Labour Disputes International Labour Office 2016-12-23 This book examines the institutions and mechanisms for settlement of individual labour disputes in various countries. The number of individual disputes arising from day-to-day workers' grievances or complaints continues to grow in many parts of the world. The chapters in this book cover individual labour dispute settlement systems in Australia, Canada, France, Germany, Japan, Spain, Sweden, the United Kingdom and the United States. Each chapter examines and assesses the institutions and mechanisms for settlement of individual labour disputes, including the procedures and powers available, the interaction of these institutions and mechanisms with other labour market institutions (e.g. collective bargaining and labour inspection) and the broader system for resolution of legal disputes (e.g. courts of general jurisdiction, specialist commissions and tribunals).

Labor Dispute Resolution Skills Daniel Edler 2009

Labor-management Dispute Resolution American Arbitration Association 1991

Labor and Employment in Florida: Collective bargaining and labor dispute resolution W. Gary Vause 1989

Federal sector labor-management dispute resolutions United States. Congress. House. Committee on Government Operations. Employment and Housing Subcommittee 1988

Employment Dispute Resolution and Worker Rights in the Changing Workplace Adrienne E. Eaton 1999 Have the speed, informality, and low cost of the grievance and arbitration system deteriorated? Has the system become too adversarial? Has it lost its problem-solving character? This book examines the nature and degree of change in workplace dispute resolution in the context of ongoing changes in work and in labor relations. The volume begins with an editors' introduction that provides context and offers a political perspective on the current state of dispute resolution in the workplace. The chapters that follow contain critiques of the existing legal framework surrounding mandatory arbitration in the nonunion sector and a review of the empirical literature on nonunion dispute resolution. *Employment Dispute Resolution and Worker Rights in the Changing Workplace* includes sections on grievance mediation, the status of the grievance procedure in workplaces with extensive worker and/or union participation in decision making, and high-performance workplaces. The study concludes with trends in dispute resolution in the public sector and with the alternative dispute resolution system commonly practiced in the unionized

construction industry.

New Techniques in Labor Dispute Resolution Howard J. Anderson

Labor-management Dispute Resolution American Arbitration Association 1989

New Techniques in Labor Dispute Resolution Association of Labor Mediation Agencies 1976

Labor Dispute Resolution in China Virginia Harper Ho 2003

Labor Law Beyond Borders International Bureau of the Permanent Court of Arbitration 2003-01-01 The 11 papers explore such aspects as the significance of international labor norms for settling cross-border disputes; the role of private labor rights initiatives; the advantages, disadvantages, and potential usefulness of alternative dispute resolution (ADR) for interstate labor disputes; a proposal for conciliation through the Permanent Court of Arbitration; problems and pitfalls of optional rules for arbitration and/or conciliation of labor disputes; and whether core labor rights and labor market flexibility are entwined paths. A conclusion summarizes insights useful to the Court. No index is provided. Annotation (c)2003 Book News, Inc., Portland, OR (booknews.com).--Résumé de l'éditeur.

Labor Law Beyond Borders 2003 The 11 papers explore such aspects as the significance of international labor norms for settling cross-border disputes; the role of private labor rights initiatives; the advantages, disadvantages, and potential usefulness of alternative dispute resolution (ADR) for interstate labor disputes; a proposal for conciliation through the Permanent Court of Arbitration; problems and pitfalls of optional rules for arbitration and/or conciliation of labor disputes; and whether core labor rights and labor market flexibility are entwined paths. A conclusion summarizes insights useful to the Court. No index is provided. Annotation (c)2003 Book News, Inc., Portland, OR (booknews.com).--Résumé de l'éditeur.

Between Management and Labor Clara H. Friedman 1995 In *Between Management and Labor*, Clara Friedman gathers oral histories of 14 distinguished arbitrators who witnessed and participated in labor arbitration's genesis and evolution. Veterans from three generations in modern arbitrations were interviewed. Their words and wisdom are captured vividly. The history with which their careers are intertwined comes to life: labor strife in the 1930s, the Great Depression, the New Deal, labor legislation, the rise of the labor movement and recent changes, spread of arbitration to areas formerly unbreachable (such as federal and local governments, and major league sports), and new issues in arbitration (such as discrimination, drug use, changes in personal style like casual garb at work, long hair, facial hair). Friedman, herself a professional arbitrator, elicited absorbing responses from her colleagues. Their articulate, thoughtful, and often humorous recountings of firsthand experiences constitute a major resource in the history and practice of arbitration, as well as a prime resource in labor history and law. The arbitrators comment, often with divergent opinions, on such issues as the difference between mediation and arbitration, the role of lawyers in arbitration, and the limits and potential of arbitration. Their observations are useful for students, participants, and professionals in industrial relations and in other milieus where laymen and professionals are fashioning alternative dispute resolution methods.