

SOCIAL AND LABOUR POLICIES IN THE EU

Monday and Tuesday, h. 10.30-12.30 Seminar room, Department of Welfare and Labour Studies

Wednesday, h. 12.30-14.30 Seminar room, Department of Welfare and Labour Studies

Instructor:

Prof. Stefano Sacchi

Department of Welfare and Labour Studies

E-mail: stefano.sacchi@unimi.it

Webpage: <http://www.urge.it/sacchi>

Office hours : Wednesday, h. 9.30-12.30 am

Teaching assistants:

Ms. Olga Fazzini

PhD candidate in Political Science, University of Milan

Email: olga.fazzini@unimi.it

Mr. Federico Pancaldi

PhD candidate in Political Science, University of Milan

Email: federico.pancaldi@unimi.it

Objectives

The main goal of the course *Social and Labour Policies in the EU* is to enable students to understand and master the trajectories and achievements of European social policy from the Rome Treaty to the current day, with a focus on the interplay between European integration, European social dimension, and social policy governance at the Member State level.

Short course description

The course is divided in two parts. In the first part, analytic tools for the study of social policy will be given and the trajectory of European social policy will be analysed, matching it with changes in the political economy of the Member States and the overall European legal and economic integration process. In the second part single policy areas will be analysed in detail and the most recent advances in European social policy governance will be taken in consideration.

Assessment

The assessment is based on:

- i) a written test on the topics of the first part of the course (to be held on Tuesday, February 16th), and
- ii) a paper (6,000 words) on a topic chosen among those dealt with in the second part of the course.

The result of the written test and the mark of the paper will be equally weighted to form the final mark.

If the result of the written test is unsatisfactory for a student, they have the right to submit a 6,000 word paper on a topic agreed upon with the instructor, within the same deadline as the final paper (see below).

Only students who attend the course can sit for the written test and submit the final paper. Students who cannot attend the course are requested to contact the instructor in advance (see also below).

Presentations

In the second part of the course students will be asked to make presentations on selected policies, and are encouraged to write their final paper on the topic of their presentation. The instructor and the teaching assistants will provide help with choosing a topic to give the presentation on, will suggest relevant literature, and will finally give individualized advice on how to make a good paper out of the presentation.

When to submit papers

In order for a student to have a formal mark on March 29, the final paper must be sent by email to the instructor and both teaching assistants no later than Wednesday, March 24.

Course webpage

There is a webpage of the course, hosted by ARIEL (<http://ariel.unimi.it>), where all powerpoint presentations made by the instructor and the teaching assistants will be posted in pdf form after each meeting.

The web address is: <http://ssacchisleu.ariel.ctu.unimi.it/>

Students enrolled in LAV can log in with their email username and password. Other students can access the website upon registration to ARIEL.

Information for students who cannot attend the course

Students who cannot attend the course are requested to contact the instructor in advance.

For such students, the exam is a colloquium revolving around three books.

Textbooks for the first module are:

- Maurizio Ferrera, "The Boundaries of Welfare", Oxford, Oxford University Press, 2005
- Linda Hantrais, "Social Policy in the European Union" (Third edition), Basingstoke, Palgrave Macmillan, 2007

For the second module, students will have to read a book indicated to them by the instructor, according to their interest.

Exam dates for those who cannot attend the course

March 29 2010, h. 10.30

May 31 2010, h. 12.30

June 23 2010, h. 14.30

July 5 2010, h. 10.30

MEETING SCHEDULE, TOPICS AND READINGS

*** very important

** strongly recommended

* suggested

First week

Meeting I, Monday 25 January 2010

Introduction to the course

Meeting II, Tuesday 26 January 2010

The European Social Model

Meeting III, Wednesday 27 January 2010

European political development, the welfare state and European integration

Readings

- *** P. Flora, *Introduction*, in P. Flora, "Growth to Limits. The Western European Welfare States Since World War II", Berlin, de Gruyter & Co., 1986, pp. XII-XXXVI (only to p. XXIX).
- ** S. Bartolini, "Restructuring Europe", Oxford, Oxford University Press, 2005, pp. 362-386.
- ** L. Hantrais, *Developing European Social Policy*, chapter 1 in "Social Policy in the European Union" (Third edition), Basingstoke, Palgrave Macmillan, 2007, pp. 1-24.

Second week

Meeting IV, Monday 1 February 2010

Social policy and the welfare state

Forms of social protection: social assistance, social insurance, universalistic provision

Meeting V, Tuesday 2 February 2010

The birth of social insurance in Europe

Meeting VI, Wednesday 3 February 2010

The consolidation of social protection programmes

Welfare state models: occupational and universalistic welfare states

Readings

- *** P. Flora and A.J. Heidenheimer, *The Historical Core and Changing Boundaries of the Welfare State*, in P. Flora and A.J. Heidenheimer (eds.), "The Development of Welfare States in Europe and America", New Brunswick, Transaction Publishers, 1981, pp. 17-34.
- ** M. Ferrera, "The Boundaries of Welfare", Oxford, Oxford University Press, 2005, pp. 53-76 (chapter 2, *From Social Assistance to Social Protection: Welfare State Building in European Nations*) and pp. 90-95.

Third week

Meeting VII, Monday 8 February 2010

Welfare state models: the three worlds of welfare capitalism

Meeting VIII, Tuesday 9 February 2010

Early EC social policy: the embedded liberalism compromise

The political economy of the golden age

Meeting IX, 10 February 2010

The end of the golden age

Readings

- ** G. Esping-Andersen, “The Three Worlds of Welfare Capitalism”, Princeton, Princeton University Press, 1009, pp. 9-70 (chapter 1, *The Three Political Economies of the Welfare State*, chapter 2, *De-Commodification in Social Policy*, and chapter 3, *The Welfare State as a System of Stratification*).
- *** M. Ferrera, “The Boundaries of Welfare”, Oxford, Oxford University Press, 2005, pp. 90-95.
- ** S. Giubboni, “Social Rights and Market Freedom in the European Constitution”, Cambridge, Cambridge University Press, 2006, pp. 7-56 (skip pp. 29-49).
- ** E. Applebaum and R. Schettkat, *The End of Full Employment? On Economic Development in Industrialized Countries*, in “Intereconomics”, 29, 1994, pp. 122-130.
- * B. Eichengreen and T. Iversen, *Institutions and Economic Performance: Evidence from the Labour Market*, in “Oxford Economic Policy Review”, 15, 4, 1999, pp. 121-138.
- ** P. Pierson, *Post-Industrial Pressures on the Mature Welfare States*, in P. Pierson (ed.), “The New Politics of the Welfare State”, Oxford, Oxford University Press, 2000, pp. 81-104.
- * F. Scharpf, *The viability of advanced welfare states in the international economy: vulnerabilities and options*, in “Journal of European Public Policy”, 7, 2, 2000, pp. 190-228.

Fourth week

Tuesday, 16 February 2010

Written Test (venue: Graduate School, via Pace 10)

Meeting X, Wednesday, 17 February 2010

The EU: policies, the policymaking process and modes of governance

Readings

- *** Wallace, *An Institutional Anatomy and Five Policy Modes* in H. Wallace, W. Wallace and M. Pollack (eds.), “Policy Making in the European Union”, Oxford, Oxford University Press, 2005, pp. 49-90.

Fifth week

Meeting XI, Monday 22 February 2010

The end of the embedded liberalism compromise in the EC

Constitutionalization of Community law

Consequences of EU integration for domestic social regulation capability: constraints and opportunities

Meeting XII, Tuesday 23 February 2010

Institutional constraints

Meeting XIII, Wednesday 24 February 2010

The social dimension of the EU

Readings

- *** Ferrera, "The Boundaries of Welfare", Oxford, Oxford University Press, 2005, pp. 95-99.
- ** S. Giubboni, "Social Rights and Market Freedom in the European Constitution", Cambridge, Cambridge University Press, 2006, pp. 56-81.
- *** S. Leibfried, *Social Policy. Left to the Judges and the Markets?*, in H. Wallace, W. Wallace and M. Pollack (eds.), "Policy Making in the European Union", Oxford, Oxford University Press, 2005, pp. 243-278.
- ** Ferrera, "The Boundaries of Welfare", Oxford, Oxford University Press, 2005, pp. 111-124 and pp. 162-166.
- ** F. Scharpf, *Negative and Positive Integration*, chapter 2 in "Governing in Europe: Effective and Democratic?", Oxford, Oxford University Press, 1999, pp. 43-83.
- ** F. Scharpf, *The European Social Model: Coping with the Challenges of Diversity*, in "Journal of Common Market Studies", 40, 4, 2002, pp. 645-670.
- ** J. Jenson, P. Pochet, *Employment and Social Policy since Maastricht: Standing up to the European Monetary Union*, Research paper no. 06/02, Institute for European Studies, Université de Montréal – McGill.

Sixth week: Labour policies in the EU

Note for this week's presentations: the readings are meant to provide a background for discussion. Students are expected to present the issues at stake for each topic, and possibly the positions of the main actors involved, through extensive research on the internet.

Useful links:

EurActiv: <http://www.euractiv.com/en/social/europe#>

European Voice:

<http://www.europeanvoice.com/page/policies-business-labour-all-articles/527.aspx>

European Industrial Relations Observatory:

<http://www.eurofound.europa.eu/eiro/2009/country/eu.level.htm>

European Commission, DG Employment, Social Affairs and Equal Opportunities:

<http://ec.europa.eu/social/home.jsp?langId=en>

Main European Parties in the European Parliament:

<http://www.europarl.europa.eu/parliament/public/staticDisplay.do?id=45&pageRank=4&language=EN>

European Trade Unions Institute: <http://www.etui.org/>

Meeting XIV, Monday 1 March 2010

Employment policy in the Lisbon Strategy

Required reading

- M. Rhodes, "Employment Policy", in H. Wallace, W. Wallace, and M.A. Pollack, *Policy Making in the European Union*, Oxford, Oxford University Press, ch. 11, pp. 279-304.

Presentations:

1. Genesis and development of the Lisbon Strategy

- i. M. Joao Rodrigues "For a European Strategy at the Turn of the Century" in *Portuguese Journal of Social Sciences*, pp. 40-61, no 1, Volume 1, Intellect: Bristol, 2002.
- ii. M. J. Rodrigues, "The Debate over Europe and the Lisbon Strategy for Growth and Jobs" in *The Lisbon Strategy – a Follow-up for Researchers*, in: M.J. Rodrigues (ed.), European Commission's Advisory Group on Social Sciences and Humanities, EU Sixth Framework Programme, SSHERA Project, Lisbon University Institute: Lisbon, October 2005.

2. The European Employment Strategy

- i. D. Ashiagbor, *The European Employment Strategy. Labour Market Regulation and New Governance*, Oxford, Oxford University Press, 2005, ch. 3, pp. 72 – 108.
- ii. P. Pochet, "The Open Method of Coordination and the Construction of Social Europe. A Historical Perspective", in J. Zeitlin, P. Pochet, and L. Magnusson [eds] *The Open Method of Coordination in Action. The European Employment Strategy and Social Inclusion Strategies*, Brussels, P.I.E. Peter Lang, ch. 1, pp. 37 – 82.

Meeting XV, Tuesday 2 March 2010

EU Enlargement and the Modernisation of European Labour Law

Required reading

- D. Vaughan-Whitehead, “The Social Gap: a source of unfair competition?” in: *EU Enlargement vs. Social Europe. The Uncertain Future of the European Social Model*, Cheltenham, Edward Elgar, 2003, pp. 321 – 360.

Presentations:

3. Temporary Agency Workers and Working Time Directives

- i. P. Leighton “Temporary Agency Working and the European Employment Strategy”, in: R.Rogowski [ed] *The European Social Model and Transitional Labour Markets*, London, Ashgate, pp. 125 – 142.
- ii. G. Falkner, O. Treib, M. Hartlapp, and S. Leiber, “The Working Time Directive: European standards taken hostage by domestic politics”, in Falkner, Treib, Hartlapp and Leiber, *Complying with Europe. Eu harmonisation and soft law in the Member States*, Cambridge, Cambridge University Press, 2005, ch. 6., pp. 94-117.

4. The Posted Workers Directive

- i. J. Cremers, J.E. Dølvik, and G. Bosch, “Posting of Workers in the Single Market: Attempts to Prevent Social Dumping and Regime Competition in the EU”, *Industrial Relations Journal*, Vol. 38, Issue 6, pp. 524-541, November 2007.
- ii. Barnard, C., “British Jobs for British Workers: the Lindsey Oil Refinery Dispute and the Future of Local Labour Clauses in an Integrated EU Market”, *Industrial Law Journal*, vol. 38, n. 3, 2009, pp. 245 – 277.

5. Free movement or social dumping? The Viking and Laval rulings

- i. C. Barnard, “Employment Rights, Free Movement under the EC Treaty and the Services Directive”, Mitchell Working Paper Series, 5/ 2008, University of Edinburgh.
- ii. A.C.L., Davies, “One Step Forward, Two Steps Back? The Viking and Laval Cases in the ECJ”, *Industrial Law Journal*, 37 (2), pp. 126-148, 2008.

Meeting XVI, Wednesday 3 March 2010

Flexicurity and the European Social Model

Required reading

- E. Viebrock, and J. Clasen, “*Flexicurity. A state-of-the-art review*”, Recwowe Working Paper, 1/2009.

Presentations:

6. The Commission’s Communication on Flexicurity

- i. European Commission, *Towards Common Principles of Flexicurity: More and better jobs through flexibility and security*, COM(2007) 359 final, Brussels, 27.6.2007.
- ii. T. Wilthagen, F. Tros, “The concept of ‘flexicurity’: a new approach to regulating employment and labour markets”, *Transfer* 2/04, 2004, pp. 166-186.

7. Critical views on flexicurity: the political debate

- i. M. Keune, and M. Jepsen, *Not balanced and hardly new: the European Commission’s quest for flexicurity*, ETUI, Working Paper, 1/2007.
- ii. Sapir, “Globalisation and the Reform of the European Social Model”, *Journal of Common Market Studies*, Vol. 44, No. 2, pp. 369-390, June 2006.

Seventh week: Social policies in the EU

Meeting XVII, Monday 8 March 2010

Gender and Discrimination

Required readings

- L. Hantrais, “Social Policy in the European Union” (3rd edition), Basingstoke, Palgrave Macmillan, 2007, Ch. 6: *The Gender Dimension of Social Policy*, p. 123-151.
- M. Bell, *The Implementation of European Anti-Discrimination Directives. Converging Towards a Common Model?*, In “The Political Quarterly”, 79(1) 2008: 36-44.

Presentations:

8. Gender mainstreaming in the context of the European Employment Strategy

- i. C. Fagan, D. Grimshaw, J. Rubery, *The Subordination of the Gender Equality Objective: the National Reform Programmes and “Making Work Pay” Policies*, in “Industrial Relations Journal”, 37(6) 2006: 571-592.
- ii. A.I. Aybars, *Work-life Balance in the EU and Leave Arrangements Across Welfare Regimes*, in “Industrial Relations Journal”, 38(6) 2007: 569-590.

9. From “Gender Equality” to “Equal Opportunities for All”: multiple discrimination and intersectionality

- i. D. Schiek, V. Chege (eds), “European Union Non-Discrimination Law : Comparative Perspectives on Multidimensional Equality Law”, Abingdon, Routledge.Cavendish, 2009.
- ii. E. Howard, *The European Year of Equal Opportunities for All-2007: Is the EU Moving Away From a Formal Idea of Equality?*, in “European Law Journal” 14(2) 2008: 168-185.

10. Non-discrimination for non-EU citizens

- i. V. Guiraudon, *Equality in the Making: Implementing European Non-Discrimination Law*, in “Citizenship Studies”, 13(5) 2009: 527-549.
- ii. S.B. Lahuerta, *Race Equality and TCNs, or How to Fight Discrimination with a Discriminatory Law*, in “European Law Journal” 15(6) 2009: 738-756.

Useful links:

(on gender)

<http://ec.europa.eu/social/main.jsp?langId=en&catId=418>

<http://www.womenlobby.org>

(on discrimination)

<http://ec.europa.eu/social/main.jsp?langId=en&catId=423>

http://ec.europa.eu/employment_social/fdad/cms/stopdiscrimination?langid=en

<http://www.enar-eu.org/>

Meeting XVIII, Tuesday 9 March 2010

Social inclusion and social protection

Required reading

- L. Hantrais, "Social Policy in the European Union" (3rd edition), Basingstoke, Palgrave Macmillan, 2007, Chapters 7: *Policy for Older and Disabled People* and 8: *From Poverty to Social Inclusion*, pp 152-208.

Presentations

11. Presentation on Social inclusion and social protection OMC in Country A

12. Presentation on Social inclusion and social protection OMC in Country B

(relevant literature and links for these presentations will be suggested according to the countries chosen)

Meeting XIX, Wednesday 10 March 2010

Social policy and social regulation. The scope for EU-level social protection measures

Required readings:

- G. Majone, *The European Community between Social Policy and Social Regulation*, in "Journal of Common Market Studies", V. 31, 2, 1993, pp. 153-169. (already assigned for the first meeting)
- M. Ferrera and S. Sacchi, *A More Social EU: Issues of Where and How*, in S. Micossi and G.L. Tosato (eds.), "The European Union in the 21st Century. Perspectives from the Lisbon Treaty", Brussels: Centre for European Policy Studies, pp. 31-47.

Presentations

13. The active inclusion strategy

- i. European Commission, *Commission Recommendation on the Active Inclusion of People Excluded from the Labour Market*, 2008/867/EC, 3 October 2008.
- ii. European Commission, *Communication on a Commission Recommendation on the Active Inclusion of People Excluded from the Labour Market*, COM (2008)639 final, 3 October 2008.
- iii. O. Fazzini, *Active Inclusion Strategy: New Synergies in Fighting Poverty*, "Social Europe Issues" no. 3, January 2009, Research Unit on European Governance URGE, downloadable at <http://www.urge.it/files/socialeuropeissues3.pdf>

14. Proposals for a Euro-Stipendium: towards a redistributive Social Europe?

- i. P.C. Schmitter, M.W. Bauer, *A (Modest) Proposal for Expanding Social Citizenship in the European Union*, in "Journal of European Social Policy" 11(1) 2001: 55-65
- ii. P. Van Parijs, Y. Vanderborght, *From Euro-Stipendium to Euro-Dividend*, in "Journal of European Social Policy" 11(4) 2001:342-346
- iii. M. Matsaganis, *The Trouble with the Euro-Stipendium*, in "Journal of European Social Policy" 11(4) 2001: 346-348
- iv. M.W. Bauer, P.C. Schmitter, *Dividend, Birth-Grant or Stipendium? A Reply*, in "Journal of European Social Policy" 11(4) 2001: 348-352

Eight week

Final meeting, Monday 15 March 2010

The future of Social Europe. Open-floor discussion

Readings

- Giddens, *A Social Model for Europe?*, in A. Giddens, P. Diamond, R. Liddle, “Global Europe, Social Europe”, Cambridge, Polity Press, 2006, pp. 14-36.
- M. Ferrera, *The JCMS Annual Lecture: National Welfare States and European Integration: In Search of a ‘Virtuous Nesting’*, in “Journal of Common Market Studies”, 47, 2, 2009, pp. 219-233.
- F. Scharpf, *Legitimacy in the multilevel European polity*, in “European Political Science Review”, 1, 2, 2009, pp. 173-204.