

Index

- adjudication 33, 46, 119, 146
 - theory of 46
- administrative law 15, 116, 158
- Agamben, Giorgio 8
- Albert, Mathias 13, 24
- Albrow, Martin 9
- Amstutz, Marc 39
- Anderman, Steve 107
- Appellate Body (WTO) 257
- arbitration 20, 46, 60, 62, 73, 78, 99,
173–9, 181, 184
- Archer, Margaret 35
- Arendt, Hannah 18
- Armstrong, Kenneth 196, 206
- Arthurs, Harry 40, 49, 52, 258, 264
- Auroux laws 103, 156
- autonomy 4–5, 32, 34, 40, 42–3, 45, 58,
64, 67, 72–4, 76, 80, 83–4, 96, 101,
115, 147, 150, 153, 168, 170, 176,
180, 204, 209, 212, 223, 231, 255,
258–9, 261
- autopoiesis and 33, 74
- civic 115
- collective bargaining 42–3, 83
- conflict system 72
- contractual 45
- individual 145, 149, 170
- industrial relations 58, 71, 80
- interaction systems 67
- of social systems 4–5, 32–4, 81
- autopoiesis 33, 35, 40, 62–4, 66, 73–5,
80–81, 84
- legal autopoiesis 37, 74
- industrial relations 80–2
- social systems theory 4–5, 32–3,
62–3, 173
- autopoietic organisations 68
- Ayres, Ian 141–2

- Bauman, Zygmunt 69
- Belgium 97, 214

- Berman, Paul 255
- binary code 13, 34, 81
 - of function systems 63, 81
 - of the industrial relations system
76, 81
- Blair, Tony 202
- Blankenburg, Erhard 32, 38
- Bosch, Gerhard 101–102
- Braithwaite, John 141–2
- Bronstein, Arturo 111
- Bundesarbeitsgericht (BAG) 153
 - concept of power parity 175
- Burton, John 10
- Bush, George W. 158
- Business and Industry Advisory
Committee (OECD) 236
- business law 26
- Büchs, Milena 202

- Calliess, Grief-Peter 21, 26
- Canada 241, 264
- Cass, Deborah 257
- Cassese, Antonio 50
- Charter of an International Trade
Organization see Havana Charter
- childcare 101, 127, 129–30
- Coase, Ronald 89
- code(s) of conduct 27, 29, 40, 50, 176,
228, 236, 248–9, 251–3, 260–65
 - in/of companies 26–27, 50, 52, 247,
251–2, 260
- cognitive openness, concept of 33–34,
80, 82, 124
- Cold War 13
- collective agreement(s) 26, 31, 40–41,
43, 54, 59, 97, 101, 103, 116, 118,
123–5, 128–9, 131, 133–5, 140,
151, 154, 156, 158, 160–61, 163,
165–6, 168, 170, 174–5, 177, 184,
204, 215–16, 220, 224, 234, 249,
251

- collective bargaining 24–25, 29, 40, 42–7, 49, 54, 59–62, 66–9, 72–4, 78, 80–83, 88, 93, 95, 116, 124, 128–9, 131, 133, 138, 140, 143, 145, 149–50, 152, 154, 156, 158, 165, 169–70, 174–5, 177, 183–4, 209, 212, 228, 230–31, 234–5, 237, 239, 248–9, 256
 - functions of 83
- Collins, Hugh 37, 45, 94, 97, 107–108, 257
- commercial arbitration 20
- commercial law 39
- common law 135, 179, 219
- communication 5–7, 12, 14, 15, 28, 32, 34–5, 40, 42, 47, 56, 62–7, 70–73, 74, 76–82, 84, 174, 181, 259–60
 - systems 3, 5, 28, 40, 63–4
 - industrial relations 40, 42, 67–8, 82
 - legal 5, 34, 40
- Community Charter of Fundamental Social Rights of Workers 208–209, 222
- community method 207–210, 212, 218, 222–3, 225
- company constitution(s) 26, 40, 49, 263
- complexity 12, 36, 61, 82, 96, 107, 115–16, 125–6, 136, 140, 144, 150, 156, 185, 224
 - external 75, 82, 116
 - internal 16, 47, 62, 73, 82, 115, 125, 142, 173
 - legal 47–8, 101, 114–18, 125, 127, 136, 185
 - of labour law 39, 48
 - reduction of 36, 41, 44, 48, 115–17, 125–6, 136, 142, 170–71, 224
 - self-generated 116, 205
- conflict 19, 30, 35, 43–4, 46–7, 52, 64–6, 70–73, 77, 78–9, 81, 83, 94, 96, 172–7, 180–81, 199, 237, 253, 255–6, 262
 - labour 41, 46, 79, 172–4, 178, 185
 - regulation 173, 175, 181
 - resolution 35, 41, 44, 46, 67, 78, 97, 172–5, 177–9, 181–3, 185, 260
- Conseils de prud'hommes 157, 178, 183
- constitution 14–15, 18, 21–2, 32, 35, 40, 49, 53, 69, 74, 83, 140, 160, 194–5, 228–30, 232, 257, 263
 - company 26, 40, 49, 263
 - industrial 49
 - national 50, 264
 - transnational corporate 52, 263
- constitutionalisation 21–2, 49, 52–3, 228, 257, 259–60, 262–5
 - corporate 52
 - of employment relations 49
 - of labour law 49, 53, 228, 256–7, 260
 - of the workplace 49
 - societal 21, 30, 49, 51–3, 254, 256, 264–5
- contract law 45, 51, 116, 147
- coordination 12, 25, 117, 122, 136, 166, 189–92, 194, 196–203, 205–206, 260
 - open method of coordination (OMC) 191–2, 194–8, 202, 204–205, 208, 222–3
 - reflexive coordination 189–90, 193, 198, 202, 205–206
- Corporate Social Responsibility (CSR) 29, 52, 228, 236, 246–7, 249–53, 260–62, 264
- corporation(s) 25, 27, 228, 238, 262
 - transnational 9, 26, 49, 263–4
- corporatism 25, 76, 84, 93, 124, 131, 150–51, 170, 181–2, 204
 - meso-corporatism 181–3
 - neo-corporatism 142, 178
- Costa Rica 243
- Council on Economic Priority Accreditation Agency 252
- Council of Europe 200
 - Social Charter 134, 200, 208–209, 230
- criminal law 21
- customary law 19, 116
- cybercrime law 21
- cybernetics 4
- Czech Republic 214, 218, 219–21
- Davidov, Guy 23
- Dawson, Mark 196
- de Burca, Gráinne 255
- Deakin, Simon 93
- Decent Work Programme (DWP) 233, 235

- Decent Work Country Programmes 235
- deindustrialisation 162
- Delors, Jacques 202
- Denmark 97, 124, 129–30, 165–6, 169
- deregulation 93, 103, 110, 11, 116–7, 125–6, 138–71, 202–3
 reduction of complexity 116, 125–6
 re-regulation vi, 48, 113, 117, 125–9, 131, 140, 142, 149, 161–71
- developing countries 24, 28, 229, 231, 238, 241–2, 245–6, 248, 262
- disability 120–21, 131, 150, 255
- discrimination 25, 87–8, 99, 101, 106–108, 115, 118, 124, 126, 129, 134–5, 152, 155, 158, 160, 162–3, 177, 179, 199, 202, 209, 231, 239, 248
 employment 41, 94, 184, 208–209
 thresholds 117, 124, 129, 136
- dismissal 28, 93, 96–9, 104, 106–107, 109, 131, 156–9, 168, 180–81, 184
 notice periods 96–7
 procedures 96–8
 protection 95, 103–106, 109, 111–12, 131, 138, 152, 155–6, 159, 168, 184
 summary dismissal 97
 unfair dismissal 88, 94–5, 100, 104–105, 113, 143, 177
- dismissal law 25, 88, 94–6, 98, 100, 104–105, 109, 131–2, 153, 155
- Dispute Settlement Body 257
- dispute resolution 21, 59, 173, 176–8, 186, 238, 244
- see also* arbitration
- see also* collective bargaining
 conciliation 173, 178–80, 217, 238
 mediation 20, 46, 173, 175, 238
- Dominican Republic 244
- Dukes, Ruth 49
- Dunlop, John 54–62, 176
 Industrial Relations Systems 54, 57
- Durkheim, Emile 4
- EC Treaty 181, 200, 208, 214–15, 217
- education 17, 35, 66, 89, 123, 126–8, 132–4, 159, 194, 203, 229
 lifelong learning 101, 193–4
 transition from education to work 120–21
- Ehrlich, Eugen 4, 19
- El Salvador 244
- employment
 atypical 48, 87–92, 99–101, 103–106, 110, 112–13, 121, 125, 131–2, 134, 143, 157, 193, 208–209
 flexibilisation of 91, 185, 224, 264
 flexitime arrangements 224
 full-time 91, 101, 116, 134
 holidays entitlement 109, 127, 213, 225
 overtime 166, 220–21, 224
 part-time 106, 121, 129, 134, 208, 223, 225
 pre-retirement schemes 127
 public 126–7, 155, 193
 standard 89–92, 100–101, 112, 122, 134, 146
 self-employment 101, 112, 119, 121, 127, 162, 164, 234
 Standard Employment Relationship (SER) 89–92, 101, 112, 146
 termination of 87, 89, 95–6, 104, 108
 transitional 130, 134, 136–7
 typical 90
- employment contracts 31, 41, 44–5, 89, 91–3, 97, 100, 102, 104, 109–10, 117, 122–3, 125–6, 131, 154, 157–8, 160, 166, 185, 219
- employment discrimination 41, 94, 209
- employment law 45, 47, 87, 94–5, 118, 132, 189, 221–2, 225
- employment protection 25, 28, 31, 41, 44, 48–9, 87–8, 90–95, 98–101, 103–104, 108, 110–13, 122, 126, 130, 142, 147, 152–4, 166, 182, 184–5, 189–90, 195, 208–10, 212, 234
- Employment Protection Legislation (ELP) 94, 110–11, 147
- theories of 88
 reflexive regulation of 94, 113
 security 88–9, 93, 130, 168, 223
- Esping-Andersen, Gøsta 143
- Estonia 201, 214
- Europe 10, 25, 45, 92, 121, 139, 143–4, 152–3, 181, 194–5, 198–200, 202, 206, 219, 222, 228, 251

- European integration 28, 189, 199–200, 205
- European social policy 28, 189–90, 208
- European Charter of Fundamental Rights 95, 200, 222
- European Commission (EC) 119, 181, 189–93, 195, 198–202, 208–12, 214–7, 222–3, 245–7, 251
- Letter of Formal Notice 211
- Reasoned Opinion 211
- White Paper on Governance 191–2
- European Council 190–93, 198, 203, 208, 214, 216–17, 222, 252
- Barcelona European Council 193, 203
- European Court of Justice (ECJ) 25, 28, 144, 181, 195, 206, 208–209, 211, 214–16, 219–21
- European Economic Area (EEA) 26
- European Economic Community (EEC) 181, 189, 208
- EEC Treaty 189, 208
- European Employment Strategy (EES) 25, 120, 132, 136, 144, 184, 189–90, 192–5, 202–203, 222–4
- European Economic and Monetary Union (EMU) 190–91, 200
- European integration 28, 189, 199–200, 205
- European Parliament 192, 195, 216–17, 222
- European Social Charter 134, 230
- European Social Model (ESM) 189, 196, 199–206
- sustainability of the 203
- European social partners 217, 222
- BUSINESSEUROPE 217, 222
- CEEP 102, 217, 222
- UEAPME, 217, 222
- ETUC 102, 217, 222
- European Social Policy 25, 28, 189–90, 208
- health 189, 208
- pension 189
- social inclusion 189
- European Union (EU) 12, 25–6, 28, 50, 95, 102, 135–6, 181, 185, 189, 196–7, 199–201, 203–5, 207–10, 214, 219, 221–2, 241, 245–6, 250, 262
- Charter of Fundamental Rights 95, 200, 222
- Community Method 207–10, 212, 218, 222–3, 225
- Directive on European Works Councils 261
- European Social Charter 134, 230
- Generalized System of Preferences (GSP) 28, 243–6
- methods of governance 222, 226
- social and employment policies 189–90, 198–9, 203
- Working Time Directive (WTD) 184, 207, 212–26
- European Union law 28, 135, 144, 181, 196, 209–11, 218–20, 226, 256
- evolution theory 4, 55
- evolutionism 32
- Ewing, Keith 70
- exclusion 8, 15, 115, 139, 143, 148, 168, 201
- Export Processing Zones (EPZs) 231–2
- Falkner, Gerda 218
- feminist theory of law 146
- First World War 228
- fixed-term contracts 90–91, 101–105, 112, 125–6, 142, 155, 157, 160, 184, 208
- Flanders, Allan 68
- flexibilisation 25, 93, 101, 105, 130, 133, 149–50, 157, 185, 190
- policies 24–25, 110, 117
- through labour market deregulation 150
- flexibility, coordinated 165
- flexicurity 93, 106, 112, 114, 130–32, 136, 144, 165, 185, 208
- Foster, Ken 20
- Fraenkel, Ernst 140
- France 94, 98, 103, 119, 125, 149, 156–7, 160, 174, 183, 214, 218–19
- Auroux laws (*lois Aroux*) 103, 156
- Code of Labour Law 157
- conseils de prud'hommes* 157, 178, 183
- deregulation 125, 156–7, 160
- flexibilisation 157

- French labour law 156–7, 219
 temporary work 103
 fixed-term contracts 103, 157, 160
- Freedland, Mark 100
- Fuller, Lon 46
- functional differentiation 3, 5, 8, 11,
 16, 21, 30, 33–34, 39, 55, 57, 60,
 77, 148, 211, 255
- General Agreement on Tariffs and
 Trade (GATT) 241
- Gazier, Bernard 119
- Generalized System of Preferences
 (GSP) 28, 243–6
- Germany 24, 41, 43, 54, 98, 103, 105,
 118–19, 124–5, 140, 145, 149, 153,
 155–7, 160, 174–5, 177, 179, 183,
 212, 214
 community initiative in Saarland
 128–9
 deregulation 105, 154, 160, 185
 Deregulation Commission 154
 Employment Promotion Act 105,
 143, 154, 185
 employment protection in 98,
 142, 154, 184–5
 Federal Labour Court 105, 153, 175,
 179, 184
 Federal Labour Office 154
 fixed-term contracts 103, 105, 125,
 142, 155, 160, 184
 Hartz reform 155
 labour courts in 105, 142, 152–3,
 177–81, 183–4
 SPD 202
Tarifautonomie 43
 Third Reich 153
 Weimar Republic 49, 138, 153
- Giddens, Anthony 9
- globalisation 3, 6–7, 9, 11–12, 20–30,
 49–50, 52–3, 106, 169, 171, 204,
 227, 236, 240, 262, 264
 social dimension of 25–7, 231
- global law 3, 16, 19–21, 23, 50–51, 53,
 257, 263–4
- Gompers, Samuel 228
- governance 11, 23, 26, 41, 43, 50, 93,
 108–109, 141–2, 189–92, 195–7,
 202, 205–208, 210–12, 218, 221–2,
 225–7, 232, 245–7, 260, 262, 264
 corporate 93, 201, 247, 254, 261
 multilevel 22, 136, 196, 204
 reflexive 204, 260–61
 self– 22, 67
 transnational 255
- Great Britain 42, 69, 125, 149–50, 183
see also United Kingdom
- Greece 97
- grievance procedures 59–60, 67, 73–74,
 98–99, 158, 175–7, 186
- Guatemala 244
- Habermas, Jürgen 5, 18–19, 31–32, 56,
 145–7, 149
- Hart, H. L. A. 34, 52
- Hartz Commission 120
- Havana Charter 241
- health and safety 25, 38, 41, 47, 87–88,
 94–95, 99, 106–107, 153, 158, 179,
 208–209, 212–16, 248, 254, 261
- Heath, Ted 152
- Hemerijck, Anton 202
- Henry, Stuart 177
- Hepple, Bob 51, 107–108, 243–4, 246,
 249
- Hoffmann, Elizabeth 177
- human resource management 54, 92,
 123, 160, 177, 186
- human rights 16–18, 21, 27, 29, 50–51,
 228, 230, 236–7, 239–40, 253, 255,
 257–9
 labour rights as human rights 50–51,
 228, 257–9
- Hyde, Alan 161
- Hyman, Richard 29
- Internet Corporation for Assigned
 Names and Numbers (ICANN)
 21
- income 83, 109, 115, 120–22, 139, 151,
 164–7, 224, 234, 246
 capacity 121
 maintenance 121
 replacement 121
 security 121
 support 121, 166
- individualisation 139, 149–50, 161, 169
- industrial disputes 28
- industrial relations 10, 23–4, 26–30,
 39–44, 46, 50, 54–63, 66–84, 88,

- 91–3, 99, 103, 116–17, 124, 126,
131, 143–4, 150–52, 154, 156–60,
164, 170, 172–5, 179–80, 182–3,
185–6, 209, 212, 214, 229, 233–8,
248, 250, 256, 261, 265–6
- as a conflict system 70
- as a function system 54, 63
- as an immune system of society 72–3
- as a social movement 69
- as a social system 66, 73, 76–7, 82,
174
- autonomy of 58, 80, 180
- information technology 161
- International Covenant on Economic,
Social and Cultural Rights 27
- International Labour Organization
(ILO) 25, 27, 50–51, 95–9,
108–109, 134, 138, 145, 167,
227–39, 241–3, 245–6, 248,
250–52, 257–62
- international law 11, 16–17, 19–22,
50–51, 95, 219, 227, 244, 247,
255–6, 259–60, 264
- Convention on Termination of
Employment 96–7, 99, 108
- Decent Work Programme 233, 235
- Declaration on Fundamental
Principles and Rights at Work
230, 232, 239, 241
- Declaration of Philadelphia 230,
242
- Recommendation R 198 on the
Employment Relationship 109,
237
- International Monetary Fund (IMF)
138, 241
- International Organization of
Standardization (ISO) 252
- ISO 26000 standard 252
- international society 10
- Italy 97, 105, 181
- Japan 10, 241
- Kahn–Freund, Otto 43, 54, 78–9, 87,
90, 152
- Kaps, Petra 126
- Kjaer, Paul 15, 211
- Kelsen, Hans 34
- Kolben, Kevin 258, 265
- Krasner, Stephen D. 254
- Krisch, Nico 52, 264
- labour court(s) 26, 43, 46, 93–4, 96, 99,
173, 178–80, 183, 185
- labour inspectors 94, 99
- labour law
- collective 42–3, 54, 138, 140, 153
- European 28, 113, 153, 207–209,
212, 218, 222
- global 23–7, 31, 50–53, 227–8, 246,
254–7, 260, 264–5
- international 24–6, 41, 50, 106, 108,
227–8, 230, 245–9
- national 25, 29–30, 96, 99, 108, 126,
144, 150, 160, 171, 209, 218,
231, 236–7, 244, 256, 264
- reflexive
- labour markets
- high-velocity 140, 161–3
- deregulation of 149
- regulation of 114, 130, 140
- Transitional Labour Markets (TLM)
102, 114, 118–22, 124–6, 130,
132–4, 136, 140, 161, 163–9, 185
- Ladeur, Karl–Heinz 14, 263–4
- Langille, Brian 23
- leave 118, 127, 129–30, 169, 213, 223
- childcare 127, 129–30
- educational 116, 129–30
- maternity 103
- parental 116, 127, 166, 195, 222,
225
- sabbatical 129, 166
- special 127
- training 166
- unpaid 116, 127, 166
- legal formalism 37
- legal pluralism 19, 255
- legitimacy 15, 22, 34, 149, 197
- lex constructionis* 21
- lex digitalis* 21, 260
- lex finanziaria* 21
- lex laboris* 52
- lex mercatoria* 20, 260
- Lieckweg, Tania 24
- lifelong learning 101, 193–4
- Lisbon European Council Summit
193
- Lisbon strategy 196–7

- Lobel, Orly 41
 lockouts 78, 103, 174
 Luhmann, Niklas 3–9, 11–19, 30–37, 45, 50, 55, 62–6, 69–73, 75, 77, 80–83, 139, 145, 147–9, 172
 autopoiesis 4–5, 32–3, 35, 37, 40, 62–6, 66, 73–5, 80–81, 84, 173
 communication 3, 5–7, 12, 32, 34–5, 40, 47, 63–6, 70–74, 77, 81
 conflict system 63–6, 70–72
Die Wirtschaft der Gesellschaft 71
 exclusion 8, 15, 139, 148
 functional differentiation 3, 5, 8, 11, 16, 30, 33–4, 39, 77, 148
Gesellschaft der Gesellschaft 5–6, 11
 human rights 16–18
 inclusion 8, 15–16, 139, 148
 interaction systems 63–4, 66–7, 71
 legal system as societal immune system 72–3
 organisation 11, 35, 45, 63–4, 66, 68–9, 71, 82–3
 positivisation of law 34
 religion 17, 66
 social immunology 73
 social/protest movements 64, 69–71, 262
 statehood 7
 types of social systems 63, 65–6
 Lyon–Caen, Antoine 156
- Major, John 152, 214
 Mantouvalou, Virginia 257
 media 35, 56, 64, 70, 186, 196
 mediation 20, 46, 173, 175, 238
 meta–regulation 142, 253
 Meyers, John W. 9
 mobility 102, 130, 138–9, 234
 modernisation 36, 55–6, 172, 192–4, 200, 204
 Moreau, Marie–Ange 157
 multicultural law 19
 Multinational Enterprises (MNEs) 230, 235–8, 248–52, 260
 Declaration 230, 235, 237, 248
 International Framework Agreements (IFAs) 250
 Mundlak, Guy 51
 municipal law 21
 Müller–Jentsch, Walther 67, 82–3
- National Action Plans (NAPs) 191–2, 198
 National Contact Points (NCP) 238
 Neal, Alan 253
 Netherlands 94, 106, 118, 124, 129, 131, 133, 136, 165, 214, 218–20
 dismissal law 131–2
 Dutch Foundation of Labour 131
 flexicurity 106, 131–2, 136, 165
 Law on the Adjustment of Working Hours 129
 part–time employment 106, 129
 START employment agencies 166
 temporary work agencies 106, 132–3
 network(s) 10, 26, 67, 69, 74, 84, 168, 178, 191, 240, 260, 263
 as autopoietic systems 69
 New Zealand 25, 241
 NGOs 235, 251–3, 257
 Oxfam 251
 Social Accountability International 252
 notice period(s) 96–7
 North American Agreement on Labor Co–operation (NAALC) 243–4
- Offe, Claus 201–202
 Ohlin Report 189
 Open Method of Coordination (OMC) 191–2, 194–8, 202, 204–205, 208, 222–3
 Organisation of Economic Cooperation and Development (OECD) 110–12, 138, 228, 235–8, 241
 Declaration on International Investment and Multinational Enterprises 235–6
 Guidelines for Multinational Enterprises 248
 organisation theory 67–8
- Parker, Christine 142, 253
 meta–regulation 142, 253
 Parsons, Talcott 6, 55–8, 60–62, 66
 AGIL scheme 57–8, 60
 theory of social evolution 55–6
 participatory self–regulation 88, 108, 113, 180, 253
 Paterson, John 38

- pensions 101, 115, 122, 189, 194, 198
- pension rights 116, 163
- Picciotto, Sol 236
- public interest groups (PIGs) 142, 182
- polycentric law 21
- Portugal
 - dismissal law in 98
 - fixed-term contracts in 104
- positive law 7, 14
- post-Fordism 92
- Pound, Roscoe 147
- Prigge, Wolfgang-Ulrich 67
- privacy 115
- private law 22, 26, 50, 145, 259, 265
- procedural steering 148
- proceduralisation 31, 33, 47, 175
- procedures 4, 42, 44, 46-7, 59-60, 62, 67, 73-4, 95, 98-9, 113, 145, 149, 158, 173-81, 186, 229, 232, 238, 243-4, 250, 254, 261
- public law model 94

- quasi-markets 126

- Rawls, John 18
- Reagan, Ronald 141, 158
- reflexive coordination 190, 198, 202, 205-206
- reflexive deregulation 48, 114, 117, 124-5, 131, 136, 140, 161, 168, 170-71
- reflexive harmonisation 212
- reflexive labour law
 - proceduralism 32, 95, 181
- reflexive law 24, 31-3, 36-42, 45-6, 48, 51, 88, 94, 100, 106-108, 126, 130, 135, 172, 191, 194, 196-7, 204, 224, 226, 237, 251, 253, 258-9
- reflexion 35-6, 47, 98, 172-3, 175, 178
 - of reflexion 36
- reflexivity 31-2, 34-6, 41, 52, 99, 103, 105-6, 172-3, 176, 197-8, 205, 230, 236, 238, 245, 252, 263
 - external 36
 - second-order 36
- Regini, Marino 143
- regulation
 - regulation school 141
 - reflexive 42, 45, 88, 113-4, 123-4, 126, 129-30, 134, 136, 148, 163-4, 179, 252, 261
 - responsive 39, 141-2
 - re-regulation 48, 114, 117, 125-6, 131, 140, 142, 144, 165, 168-9, 171
 - regulation of self-regulation 31, 33, 37, 39, 44, 49, 96, 108, 142, 144, 170, 172, 176, 204, 212, 237, 247, 253
 - structural coupling 14-15, 24, 34, 64, 70, 83-4, 124, 147, 150, 182, 185
 - regulatory law 39, 146
 - regulatory trilemma 37-8
 - rights
 - at work 230, 232-3, 236-7, 239, 241
 - employment 27, 91, 97, 114, 116, 176, 222
 - human 16-18, 21, 27, 29, 50-51, 228, 230, 236-7, 239-40, 253-5, 257-9
 - individual 17, 94, 152, 155, 167, 204
 - intellectual property 162
 - labour 49-51, 228, 230, 233, 236, 241-2, 245-6, 249, 257-61, 264
 - legal 116, 161
 - pension rights 116, 163
 - statutory 94
- Robertson, Roland 9
- Rottleuthner, Hubert 38

- Sabel, Charles 264
 - Ratcheting Labour Standards 40, 264
- Scharpf, Fritz 196
- Scheuermann, William 39
- Schienstock, Gerd 59
- Schmid, Günther 119-21, 134, 163-4
 - Social Integration through Transitional Labour Markets (TRANSLAM) 119
 - social risk management 119, 121, 163
 - transitional labour markets (TLM) 119-22, 163-9
- Schröder, Gerhard 202
- Schütz, Holger 126
- Sciulli, David 53
- Scott, Colin 253

- Second World War 140, 151, 153
- security
- employment 88–9, 93, 130, 168, 223
 - social, see social security
- self-regulation
- enforced 39, 142
 - in industrial relations 43, 172–3
 - in companies 113, 260, 262
 - participatory 88, 108, 113, 180, 253
- Sen, Amartya 230
- Sennett, Richard 111
- Serres, Michel 65
- social parasites 65
- Shalev, Michael 58
- Single European Act (SEA) 209
- Sinzheimer, Hugo 41, 49, 53–54, 138–40, 170
- collective labour law 54, 138, 140
 - notion of social self-determination 138–40
- Sklair, Leslie 9
- Smelser, Neil 56
- Social Charter 134, 200, 208–209, 230
- social dialogue 28, 201, 203, 217, 220, 222, 225, 233–5, 251
- social exclusion 115, 139, 143, 201
- social inclusion 45, 143, 189, 194, 196, 198, 205
- social justice 145, 200, 202, 228, 258
- social risk management 119–21, 163
- social security 17, 29, 48, 51, 118, 122–3, 128–30, 132, 136, 151, 154, 156, 165, 189, 198–9, 203, 233, 235
- social drawing rights 114, 124, 127–8, 136
 - security premiums 129
 - voucher system 123, 125–8
- social security law 101, 116
- social welfare law 149, 151, 166
- societal constitutionalisation 21, 30, 51–3, 256, 264–5
- sociology of law 4
- soft law 26, 118, 124, 189–92, 194–6, 198, 204–5, 210, 221–3, 232, 235–6, 248, 252
- solidarity 28–9, 57, 103, 164, 200, 204, 234
- Sousa Santos, Boaventura de 117
- Spain 104, 181, 214
- fixed-term contracts in 104
- sports law 20–21
- Court of Arbitration for Sport (CAS) 20–21
- standards
- voluntary standard SA 8000 252
- Standing, Guy 93
- statehood 7
- Stein, Ursula 20
- Stichweh, Rudolf 11, 13
- Stiglitz, Joseph 230
- Stone, Catherine 177
- Streeck, Wolfgang 106, 201
- strike(s) 24–5, 70, 78–9, 103, 174, 256
- Supiot, Alan 127 135
- social drawing rights 127–8
- systems theory 9, 11, 17, 32–3, 35–6, 39–40, 54–7, 61–3, 77, 82, 143, 147, 149, 172–3, 224
- and regulation 147–9
 - structural coupling 14–15, 24, 34, 64, 70, 83–4, 124, 147, 150, 182, 185
- tax law 116
- temporary employment 102, 104, 106, 110, 166, 208
- temporary work agencies 106, 132–3, 166
- Thatcher, Margaret 93, 141, 152, 157
- Teubner, Gunther 3, 14, 19–22, 30–32, 36–9, 47, 51–2, 69, 73–6, 80, 98, 142, 172, 178–9, 185–6, 252, 255–6, 258–9, 262–3, 265
- autopoietic legal system 32, 74, 80
 - concept of hypercycle 32, 73–6
 - interference 14, 33, 38, 42
 - regulatory trilemma 37–8
 - societal constitutionalism 259
- trade agreements, international 20, 26, 228, 241
- Trades Dispute Act 42, 54, 150
- trade law 20, 26, 240–41, 243
- Trade Union Advisory Council (TUAC) 236
- trade unions 25, 27, 29, 43, 70–71, 116, 123, 128, 131–2, 138, 150–54, 158, 165, 170, 182, 186, 192, 204, 208, 210, 235–7, 239, 241, 247, 249–50, 252, 257, 260, 262

- training 27, 41, 89, 94, 99, 102, 114, 119, 121–2, 124, 126–9, 132–5, 157, 159, 164–6, 168–70, 192, 194, 202, 213, 221, 233–5, 237, 248, 250
- transaction costs 122–3, 127, 167
- transition(s) in employment 114–5, 119–23, 125–7, 130, 133–6, 162, 164, 167
- costs 114, 122–3, 125, 127, 130, 136
- transitional labour market(s) 102, 114, 118–20, 124, 126, 130, 140, 161, 163–5, 185
- benefits 122, 127, 130, 165–6
- bonus payments 166
- job security 165
- promotion of employability 169
- social risks 119–20, 163
- TLM.NET 119–20
- transnational law 21, 26, 245, 256
- transnational private labour regulation 265
- Trubek, David 195, 265
- unemployment 27, 48, 89, 92, 103, 105, 110, 115, 120–21, 129, 139, 143, 152, 155, 164–5, 167, 169–70, 180, 184, 190, 193–6, 229, 234
- benefit(s) 143, 157, 166, 169, 180, 193
- United Kingdom 54, 209, 214, 218
- see also* Great Britain
- ACAS Code of Practice 98, 175
- Beveridge system of social security 151
- British Trades Dispute Act 42, 54, 150
- Court of Appeal 179–80
- deregulation 93, 103, 125, 150, 152–3, 155, 157, 160
- Donovan Report 152, 175
- Employment Agency Act 152
- employment tribunals 97, 153, 176, 179, 181, 183, 220
- fixed-term contracts 103
- House of Lords 179–80
- Industrial Relations Act 152
- notice periods 96
- shop floor rules 175
- trade unions in 43, 150–53
- unfair dismissal 104
- United Nations
- Disability Convention
- Global Compact
- United States of America (USA) 99, 149, 157–60, 167, 170, 174, 179, 182, 241, 243, 247
- American Federation of Labor (AFL) 228
- deregulation 125, 157–60, 170
- Equal Employment Opportunities Commission (EEOC) 158
- exceptionalism thesis 109
- National Labor Relations Act (NLRA) 158
- National Labor Relations Board (NLRB) 158–9, 179
- Occupational Safety and Health Administration (OSHA) 158
- Silicon Valley 162
- trade unions in 158
- Worker Adjustment and Retraining Notification (WARN) Act 159
- Universal Declaration of Human Rights 17, 27, 230, 239
- Verschraegen, Gert 17
- Vosko, Leah 235
- voucher system 123, 125–8
- wage(s)
- efficiency wage theory 89
- investment wages 165
- minimum 28, 94, 106–107, 151, 158, 164
- Wallerstein, Immanuel 9–10
- Waters, Malcom 9
- Webb, Beatrice and Sidney 49
- Weber, Max 4, 16
- Wedderburn, Lord 246
- welfare state 12, 29, 40–41, 51, 111, 121, 145, 149, 151, 154, 158, 163, 175, 182, 195–6, 200, 203–204
- White Paper(s) on Growth, Competitiveness and Employment 190
- Willke, Hellmuth 11, 31, 47
- Wilthagen, Ton 38
- Wincott, Daniel 196

- women 87, 111, 129, 139, 143, 146, 194, 229, 234–5
 - domestic work 135, 199
 - equal treatment/equality 25, 101, 135, 192, 208
 - female labour 10, 129, 139, 226
 - and part–time work 48, 129, 223
- working–time accounts 167, 224
- Working Time Directive (WTD) 184, 207, 212–26
- works councils 47, 49, 93, 98–9, 123, 156, 177, 179
 - European 25, 261
- World Bank 138–9, 241, 246
 - World Development Report 139
- World Commission on the Social Dimension of Globalization 26, 231
- world law 3, 5, 11–13, 15–24, 26, 51–3, 254–6
- world society
 - citizens 18
 - politics 7, 10–13, 15–16, 24, 28
 - religions 17
- World Trade Organization (WTO) 228, 241–3, 246, 257
 - Dispute Settlement Mechanism 243
 - social clauses 228, 241–3, 246
- Zeitlin, Jonathan 196, 255
- Zumbansen, Peer 26

