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d. Are Labor Rights Human Rights?; e. Comparative Biases; 2. Different Legal Systems; a. Western Law and Legal Traditions; b. Common Characteristics of Civil and Common Law; c. Convergence and Divergence?; II: Global Legal Standards
 A. ILO CORE LABOR STANDARDS AND THE INTERPLAY OF DOMESTIC, INTERNATIONAL, AND FOREIGN LABOR LAWS1. ILO Core Labor Standards; 2. Linking Trade and Labor Standards; 3. Coordinating Domestic, International, and Foreign Labor and Employment Laws and HRM; B. ENFORCEMENT: CODES OF CONDUCT, U.S. LAWS, AND LITIGATION; 1. Codes of Conduct as Self-Regulation; 2. Enforcement of Labor Standards through Litigation; a. Codes of Conduct: Wal-Mart Case; b. Alien Tort Claims Act; c. Litigating ILO Standards: U.S. Illustration; 3. Enforcement of Labor Rights in FTAs, OECD Guidelines, and Trade Legislation
 III: Agenda Items: Criteria, Alternatives, and Evaluative StandardsA. REGULATORY SOURCES, STRUCTURES, AND ADMINISTRATION; 1. Diverse Approaches Addressing Common Issues; 2. U.S. Illustration as Context; 3. Evaluation of U.S. Labor and Employment Laws on Core Labor Standards; B. WORKERS' LABOR RIGHTS AND BENEFITS; 1. Definitions, Sources, and Coverage: The Dilemma of Underregulation; a. Employees Defined; b. Coverage; 2. Labor Rights: Sources and Illustrations; a. Illustrative Sources; b. Safety and Health; c. Equality and Discrimination; C. LABOR UNIONS
 1. Global and International Labor Unions2. National Labor Unions; 3. Roles of Unions; 4. Alternatives to Unions; D. DISPUTE RESOLUTION; 1. Alternative Procedures; 2. Settlement of Disputes over Labor Rights; 3. Settlement of Disputes over Labor Interests; IV: East Asian Labor Law Regimes; A. JAPAN; 1. Regulatory Sources, Structures, and Administration; Constitution; International Law; Civil Code; Other Laws and Regulations; Work Rules; Regulation and Administration of Labor; 2. Workers' Labor Rights and Benefits; 3. Labor Unions and Industrial Relations; Industrial Relations in Japan
 Labor Unions in Japan

Sommario/riassunto

This book deals with international labor and employment law in the East Asia Region (EA), particularly dealing with China, South Korea and Japan. It explores and explains the effects of globalization and discusses the role played by international labor law as it affects lawyers, business, labor, labor unions and human resource management, and the labor issues that can arise in dealing in EA trade and investment. The text, and the readings (from area experts), are organized and written to provide the reader with, first, a broad understanding and insight into the global dimensions of the fast-emerging area of labor and employment issues (e.g., global legal standards and their interplay with domestic and foreign laws); and second, to show how these laws and approaches play out in specific EA countries (comparing global approaches with the specific laws of each country on four common agenda items: regulatory administration, workers' rights, trade unions and dispute resolution).