

UNIVERSITAS TYRNAVENSIS



FACULTAS IURIDICA

DEPARTMENT OF INTERNATIONAL LAW AND EUROPEAN LAW

EU Gender Equality Law

Course Syllabus

Spring Term 2019/2020

Thematic overview

- 1) Introduction to gender equality matters (11. 2. 2020)
- 2) Fundamental concepts of EU gender equality law: gender, sex, direct and indirect discrimination, positive action, harassment and sexual harassment, instruction to discriminate, Development of equality policies at the EU level (18. 2. 2020)
- 3) Sources of EU Gender Equality Law, Principle of equal pay for male and female workers for equal work or work of equal value (25. 2. 2020) *C-33/89 Kowalska*
- 4) Equal treatment of men and women in matters of employment and occupation (3. 3. 2020) *C-32/93 Webb*
- 5) Equal treatment of men and women in matters of employment and occupation II (10. 3. 2020) *C-79/99 Schnorbus*
- 6) Equal treatment for men and women in matters of social security (17. 3. 2020) *C-423/04 Richards*
- 7) Equal treatment for men and women in occupational social security schemes (24. 3. 2020) *C-262/88 Barber*
- 8) Protection of pregnant workers and workers who have recently given birth or are breastfeeding (31. 3. 2020), *C-506/06 Mayr*
- 9) Parental Leave (7. 4. 2020) *C-174/16 H vs. Land Berlin*
14th April 2020 Easter Holiday
- 10) Equal treatment of men and women in the access to and supply of goods and services (21. 4. 2020) *C-236/09 Test-Achats*
- 11) Enforcement of EU Gender Equality Law (28. 4. 2020)
- 12) *Colloquium* (5. 5. 2020)

Requirements for the completion of the course:

Continuous assessment based on students' class participation and performance in a group analysis and discussion on a given topic or a case (colloquium).

Recommended reading:

Basic resources:

1. BURRI, S., PRECHAL, S. *EU Gender Equality Law*. 2013 Update. European Commission, Luxembourg: Publications Office of the European Union, 2014. ISBN 978-92-79-34786-3. Available at: http://ec.europa.eu/justice/gender-equality/files/your_rights/eu_gender_equality_law_update2013_en.pdf
2. MAGUROVÁ, Z. *Country report, gender equality. How are EU rules transposed into national law? : Slovakia 2015*. Luxembourg: Publications Office of the European Union, 2016. ISBN 978-92-79-56943-2. Available at: <http://bookshop.europa.eu/en/country-report-gender-equality-pbDS0116241/>

Further Reading

3. TIMMER, A., SENDEN, L. *A comparative analysis of gender equality law in Europe 2015*. Luxembourg: Publications Office of the European Union, 2016. ISBN 978-92-79-58017-8. Available at: <http://bookshop.europa.eu>
4. FREDMAN, S. *Intersectional discrimination in EU gender equality and non-discrimination law*. Luxembourg: Publications Office of the European Union, 2016. ISBN 978-92-79-57950-9. Available at: <http://www.equalitylaw.eu/downloads/3850-intersectional-discrimination-in-eu-gender-equality-and-non-discrimination-law-pdf-731-kb>
5. RAMOS MARTIN, N. *Positive Action in EU Gender Equality Law: Promoting More Women in Corporate Decision Making?* Universiteit van Amsterdam 2013, AIAS Working Paper 139. Available at: www.uva-aias.net under the section: Publications/ Working papers.
6. 2015 report on equality between women and men in the European Union. Commission Staff Working Document. SWD(2016)54. European Union, 2016. ISBN 978-92-79-56892-3. Available at: http://ec.europa.eu/justice/gender-equality/files/annual_reports/2016_annual_report_2015_web_en.pdf

7. ILO : ABC of women workers' rights and gender equality. Second edition. Geneva, International Labour Office, 2007. ISBN 978-92-2- 119622-8. Available at: http://www.ilo.org/gender/Informationresources/Publications/WCMS_087314/lang--en/index.htm
8. Compilation of case law on the equality of treatment between women and men and on non-discrimination in the European Union. Third edition. Luxembourg: Publications Office of the European Union, 2010. ISBN 978-92-79-14247-5. Available at: <http://bookshop.europa.eu>
9. RADACIC, I. *Gender Equality Jurisprudence of the European Court of Human Rights*. Critical Review of Jurisprudence: An Occasional Series. In: The European Journal of International Law Vol. 19, No. 4, 2008, pp 841–857. Available at: <http://www.ejil.org/article.php?article=1663&issue=86>

Legal acts

10. Treaty on European Union (Official Journal of the European Union, C 202, 7 June 2016 – consolidated version)
11. Treaty on the Functioning of the European Union (Official Journal of the European Union, C 202, 7 June 2016 – consolidated version)
12. Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (recast)
13. Council Directive 2010/18/EU of 8 March 2010 implementing the revised Framework Agreement on parental leave concluded by BUSINESSEUROPE, UEAPME, CEEP and ETUC and repealing Directive 96/34/EC (Text with EEA relevance)
14. Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC)
15. Directive 2010/41/EU of the European Parliament and of the Council of 7 July 2010 on the application of the principle of equal treatment between men and women engaged in an activity in a self-employed capacity and repealing Council Directive 86/613/EEC
16. Council Directive 79/7/EEC of 19 December 1978 on the progressive implementation of the principle of equal treatment for men and women in matters of social security

17. Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men and women in the access to and supply of goods and services

Additional online resources:

18. <http://eige.europa.eu>
19. <http://ec.europa.eu/justice/gender-equality/>
20. <http://www.equalitylaw.eu>
21. <http://www.radavladyp.gov.sk>
22. <https://www.employment.gov.sk/sk/vybor-pre-rodovu-rovnost/>
23. <http://institutrr.sk/index.php>
24. <http://www.gender.gov.sk>
25. <http://odz.sk/analyzy/>
26. <http://www.snslp.sk>
27. <http://glosar.aspekt.sk/default.aspx?smi=1&ami=1>

Trnava, 10th February 2020

Martin Bulla, PhD.