

The multilevel protection of social rights and the national Case Law

Training Course – Type A – 16th December 2016

Catholic University of Portugal – Oporto School (Foz Campus)

Centro de Estudos Judiciários

Audience: Judges and prosecutors / Attorneys/barristers / Other jurists

Objectives:

- Expanding auditors' knowledge in the field of the social rights provided for in some essential sources of International Law, such as the European Convention on Human Rights (ECHR), the European Union Charter of Fundamental Rights (EUCFR) and the Revised European Social Charter (RESC)
- Raising awareness of the mechanisms of assessment of these legal instruments' application, especially the role of the European Committee of Social Rights (ECSR) and the Court of Justice (of the European Union) case law, as well as the national courts case law.

Program

Morning

10:15 a.m. – **Opening session**

Director of the Law Faculty of Catholic University of Portugal (Oporto school)

Director of the CEJ

10:30 a.m. – **Social rights in a multilevel perspective: the role of courts in the articulation of international and European sources with the Portuguese Law**

Manuel Fontaine Campos – *Director of the Law Faculty of Catholic University of Portugal (Oporto school) and PhD Assistant Professor at Catholic University of Portugal. ANESC - Academic Network on The European Social Charter and Social Rights member*

11:15 a.m. – **Debate**

11:30 a.m. – **A The relation between the European law and the national legal systems, particularly the applicability of the labour Directives and the EU Charter of Fundamental Rights towards inter private relations and the relevance of the Court of Justice case law**

Sofia Oliveira Pais – *PhD. Associate Professor at Catholic University of Portugal. Coordinator of the Católica Research Centre for the Future of Law – Oporto Section. ANESC - Academic Network on The European Social Charter and Social Rights member*

12:15 p.m. – **Debate**

12:30 p.m. – **Lunch break**

Afternoon

2:00 p.m. – **The Protection of Social Rights within the Portuguese Constitution, the European Convention on Human Rights and the Revised European Social Charter (RESC)**

Catarina Santos Botelho – *PhD. Assistant Professor at Catholic University of Portugal. ANESC - Academic Network on The European Social Charter and Social Rights member*

2:45 p.m. – **Debate**

3:00 p.m. – **The Monitoring Mechanisms of the Revised European Social Charter (RESC) under the the European Committee of Social Rights (ECSR) and their relevance to the national case law**

Raquel Carvalho – *PhD. Assistant Professor at Catholic University of Portugal. ANESC - Academic Network on The European Social Charter and Social Rights member*

3:45 p.m. – **Debate**

4:00 p.m. – **Examples and impact of the European Committee of Social Rights' decisions and their relevance towards the interpretation and application of national law**

Catarina Oliveira Carvalho – *PhD. Assistant Professor at Catholic University of Portugal. ANESC - Academic Network on The European Social Charter and Social Rights member*

4:45 p.m. – **Debate**