



**MINUTES OF THE PRACTICE GROUP MEETING LABOUR LAW
GGI EUROPEAN CONFERENCE, 19TH APRIL 2013, LISBON**

Present participants:

Dr. Bjorn Schüssler, Viviane Moro, Michael Wendler, Lieve Hendriks, Patricia Goodson, Kai Sturfels, Jeffrey Kenens

1. Jeffrey Kenens kicked-off the meeting with a warm welcome to all participants, especially to Patricia Goodson and Kai Sturfels who have prepared a lecture on the **Transfer of undertakings and the consequences for the employees**. The Practice Group meeting's agenda was presented. The agenda consists of the appointment of Patricia Goodson as Chair of the Practice Group Labour Law for North America and the appointment of Kai Sturfels as Vice Global Chair. If there would be enough time left after the lectures the plan was to discuss how to proceed with the making of a Labour Law GGI Booklet. This purpose thereof is to ask a GGI member in any country in the world where GGI is represented to give insight in the country's legal system regarding Labour Law. During the last Practice Group meeting there has already been made a list of questions that will be asked to answer.
2. Patricia Goodson started with her lecture about the US legislation in relation to the transfer of undertaking. A copy of the hand-out is attached to these Minutes. A lot of questions were asked by the participants, because it appeared that the US legislation is completely different from the European legislation in regard to the transfer of undertakings and the protection of employees. This was very interesting to know.
3. Then Kai Sturfels took over and gave a lecture on the European directive in regard to the transfer of undertakings. Kai Sturfels explained how the directive is implemented within German Law. A copy of his PowerPoint presentation is attached to these Minutes as well.



4. After that Jeffrey Kenens held a presentation on the implementation of that same Directive in the Netherlands. It appeared that between the EU member states there are a lot of differences in regard to the way the Directive has been implemented. It was interesting to see that, because the question that was asked by Lieve and Vivian, that the implementation of the Directive in Belgium respectively France is not always the same as in Germany or the Netherlands.
5. The conclusion was that it is always a good advice to consult your local GGI Lawyer who is specialised in Labour Law before advising on transfers of undertakings.
6. Unfortunately, there was no time left to discuss the way to proceed with the GGI Booklet. It was agreed that more information about the way to proceed will be given shortly after the GGI Conference to all members of the Practice Group.
7. Jeffrey kindly thanked all participants for their presence and attention and asked them to fill-in the GGI evaluation form.
8. The meeting was closed at 14.40 PM.