



# **Executive Master's Degree**Labor Advisory

» Modality: online

» Duration: 12 months

» Certificate: TECH Technological University

» Dedication: 16h/week

» Schedule: at your own pace

» Exams: online

» Target Group: Professionals who would like to specialize in the field of Labor Law

Website: www.techtitute.com/in/school-of-business/professional-master-degree/master-labor-advisory

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# 01 **Welcome**

The current economic situation is increasingly complex and globalized, with a clear impact on labor relations. In this scenario, in-depth technical and practical knowledge is required in the field of labor and employment law consultancy, which is a key element in the management of productive organizations. In this sense, the specialization that TECH offers to students aims to provide them with a comprehensive vision of Labor Law and Social Security from a theoretical and practical perspective.

In this way, it offers rigorous and specialized knowledge of the different problems that can occur in the field of hiring and labor advisory, addressed with an innovative method to provide a global vision of the relationships that can occur in this field between the most significant figures in this field and in coordination with the provisions of international conventions and European Community law.









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# At TECH Technological University



# **Innovation**

The university offers an online learning model that combines the latest educational technology with the most rigorous teaching methods. A unique method with the highest international recognition that will provide students with the keys to develop in a rapidly-evolving world, where innovation must be every entrepreneur's focus.

"Microsoft Europe Success Story", for integrating the innovative, interactive multi-video system.



# The Highest Standards

Admissions criteria at TECH are not economic. Students don't need to make a large investment to study at this university. However, in order to obtain a qualification from TECH, the student's intelligence and ability will be tested to their limits. The institution's academic standards are exceptionally high...

95%

of TECH students successfully complete their studies



# **Networking**

Professionals from countries all over the world attend TECH, allowing students to establish a large network of contacts that may prove useful to them in the future.

100,000+

200+

executives trained each year

different nationalities



# **Empowerment**

Students will grow hand in hand with the best companies and highly regarded and influential professionals. TECH has developed strategic partnerships and a valuable network of contacts with major economic players in 7 continents.

500+

collaborative agreements with leading companies



## **Talent**

This program is a unique initiative to allow students to showcase their talent in the business world. An opportunity that will allow them to voice their concerns and share their business vision.

After completing this program, TECH helps students show the world their talent.



# **Multicultural Context**

While studying at TECH, students will enjoy a unique experience. Study in a multicultural context. In a program with a global vision, through which students can learn about the operating methods in different parts of the world, and gather the latest information that best adapts to their business idea.

TECH students represent more than 200 different nationalities.



# Learn with the best

In the classroom, TECH's teaching staff discuss how they have achieved success in their companies, working in a real, lively, and dynamic context. Teachers who are fully committed to offering a quality specialization that will allow students to advance in their career and stand out in the business world.

Teachers representing 20 different nationalities.



At TECH you will have access to Harvard Business School case studies"

# Why Study at TECH? | 09 tech

TECH strives for excellence and, to this end, boasts a series of characteristics that make this university unique:



# **Analysis**

TECH explores the student's critical side, their ability to question things, their problem-solving skills, as well as their interpersonal skills.



# **Academic Excellence**

TECH offers students the best online learning methodology. The university combines the Relearning methodology (the most internationally recognized postgraduate learning methodology) with Harvard Business School case studies. A complex balance of traditional and state-of-the-art methods, within the most demanding academic framework.



# **Economy of Scale**

TECH is the world's largest online university. It currently boasts a portfolio of more than 10,000 university postgraduate programs. And in today's new economy, **volume + technology = a ground-breaking price**. This way, TECH ensures that studying is not as expensive for students as it would be at another university.





# tech 12 | Why Our Program?

This program will provide students with a multitude of professional and personal advantages, particularly the following:



# A significant career boost

By studying at TECH, students will be able to take control of their future and develop their full potential. By completing this program, students will acquire the skills required to make a positive change in their career in a short period of time.

70% of participants achieve positive career development in less than 2 years.



# Develop a strategic and global vision of companies

TECH offers an in-depth overview of general management to understand how each decision affects each of the company's different functional areas.

Our global vision of companies will improve your strategic vision.



# Consolidate the student's senior management skills

Studying at TECH means opening the doors to a wide range of professional opportunities for students to position themselves as senior executives, with a broad vision of the international environment.

You will work on more than 100 real senior management cases.



# Take on new responsibilities

The program will cover the latest trends, advances and strategies, so that students can carry out their professional work in a changing environment.

45% of graduates are promoted internally.



# Access to a powerful network of contacts

TECH connects its students to maximize opportunities. Students with the same concerns and desire to grow. Therefore, partnerships, customers or suppliers can be shared.

You will find a network of contacts that will be instrumental for professional development.



# Thoroughly develop business projects

Students will acquire a deep strategic vision that will help them develop their own project, taking into account the different areas in companies.

20% of our students develop their own business idea.



# Improve soft skills and management skills

TECH helps students apply and develop the knowledge they have acquired, while improving their interpersonal skills in order to become leaders who make a difference.

Improve your communication and leadership skills and enhance your career.



# Be part of an exclusive community

Students will be part of a community of elite executives, large companies, renowned institutions, and qualified professors from the most prestigious universities in the world: the TECH Technological University community.

We give you the opportunity to train with a team of world renowned teachers.





# tech 16 | Objectives

TECH makes the goals of their students their own goals too. Working together to achieve them.

The Executive Master's Degree in Labor Advisory will enable the student to:



Acquire a comprehensive knowledge of the defining characteristics of the employment relationship and have a notion of the different forms of business organization and the subsequent labor liabilities that may arise from this type of decisions



Advise on the control of labor activity through technological means and the repercussions that may exist if such control is carried out in violation of any workers rights



Be aware of their rights according to the type of contract in order to avoid possible frauds





Know the basic rights and duties of workers, especially the protection of fundamental rights



Possess basic skills to be able to provide advice on ordinary labor management tasks



Learn about time registration, working hours, overtime, rest breaks, vacations, modification of working conditions, leaves of absence, contract suspensions and leaves of absence



Acquire the skills to be able to advise on freedom of association, knowing all the conflicting points in relation to this fundamental right and the Organic Law that develops it





Acquiring competencies in the field of elections to legal representation of workers, rights, guarantees and other prerogatives related to the representative mandate



Possess all the elements to carry out dismissals in a justified and lawful manner, while employee advisors may have the tools to attack this business decision or advise the employee when he/she wants to leave the company



Acquire basic knowledge regarding the fundamental right to strike, its procedure and limits



Learn how to register workers, how to register them and how much to pay for them



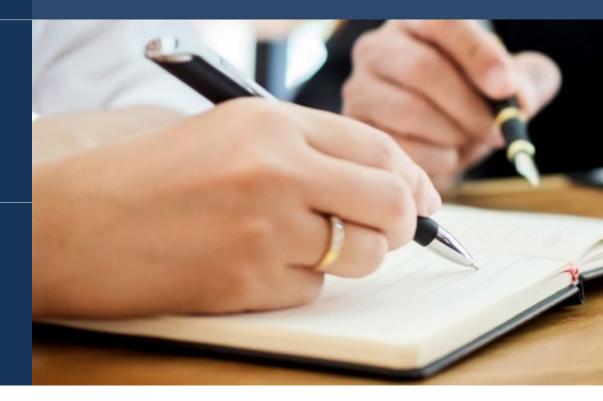
Know the obligations and responsibilities incumbent on companies and where workers can attack when these health and safety measures have not been complied with



Be aware of the infractions to which they are subject in case of not complying with Social Security requirements and obligations



Acquire the skills to deal with the Social Security benefits that affect the employment contract: birth, causal event, duration, amount, suspension and/or termination

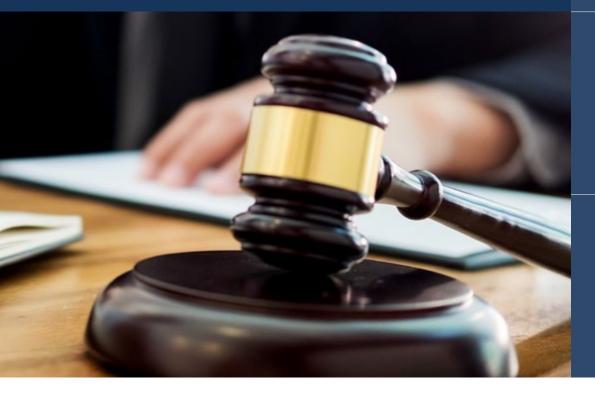




Acquire a command of the different sources from which the company may be sanctioned for non-compliance with the aforementioned measures



Acquire the necessary skills to be able to file a lawsuit within the social jurisdiction and to face the subsequent tasks within the procedural process





Acquire the basic knowledge to be able to appeal judicial decisions, either before the judicial body that has issued them or in an appeal in cassation for the unification of doctrine



Learn the legal issues arising from the process of judgment execution







Have a comprehensive vision of Labor and Social Security Law



To know the most useful contracting modalities for the needs of the companies



Be able to successfully deal with the issues that arise in their professional development within public or private organizations, either in companies or in law firms or legal consultancy firms





Recognize the applicable labor conditions according to the source of labor law in which they are included



Have a command of the collective bargaining agreement as a tool for setting working conditions and a series of other issues aimed at organizing labor relations



Have a general overview of the termination of the employment relationship



Responding to the company's needs regarding changing labor relationships



09

Solve the labor problems that may arise

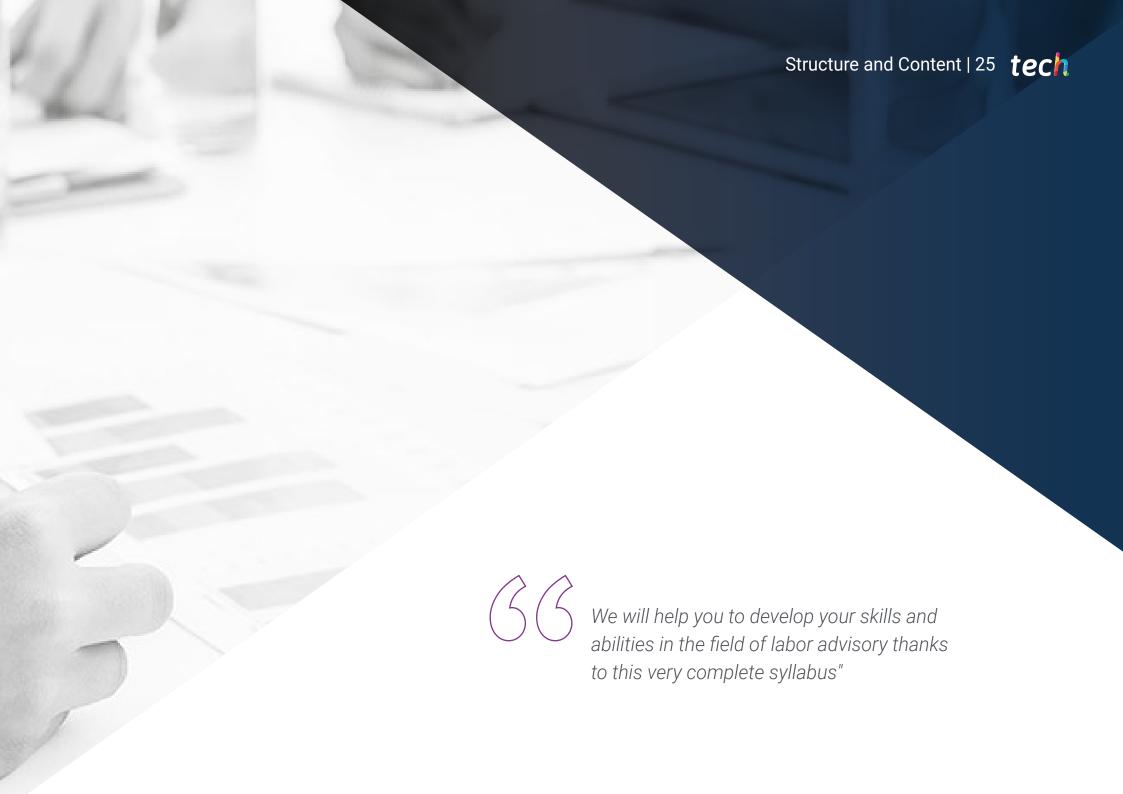


Know how face a selection and recruitment process in an efficient way, being able to know all those issues that are required in relation to the entry of the worker in the company



File a lawsuit within the social jurisdiction and to face the subsequent tasks within the procedural process





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# **Syllabus**

The Executive Master's Degree in Labor Advisory of TECH Technological University is an intensive program that prepares students to face challenges and business decisions in the field of Labor Advisory.

The content of this program is designed to promote the development of managerial skills that enable more rigorous decision making in uncertain environments. Throughout 1,500 hours of study, the student will analyze a multitude of practical cases through individual work. It is, therefore, an authentic immersion in real business situations.

In this way, this Executive Master's Degree addresses Labor Advisory in depth from a strategic, international and innovative perspective.

A plan designed for students, focused on their professional improvement and preparing them to achieve excellence in the field of Labor Law. A program that understands your needs and those of your company through innovative content based on the latest trends, and supported by the best educational methodology and an exceptional faculty, which will provide you with the skills to solve critical situations in a creative and efficient way.

This program takes place over 12 months and is divided into 10 modules:

Module 1.	The Employment Relationship, the Employer and the Employment Contract
Module 2.	The modalities of labor contracting and the managerial power of the entrepreneur
Module 3.	Vicissitudes of the Labor Relationship: Working Hours, Rest Periods, Modification of Conditions and Interruption of the Labor Relationship
Module 4.	Termination of the Labor Relationship
Module 5.	Freedom of Association and Company Representation Model
Module 6.	Company Agreements and Conflict Resolution Measures
Module 7.	Social Security Law
Module 8.	Occupational Risk Prevention: Obligations and Responsibilities
Module 9.	The Labor Process: Declarative Tutelage (General Part and Procedural Modalities)
Module 10.	The Labor Process: Means of Contestation and Enforcement Protection



# Where, When and How is it Taught?

TECH offers the possibility of completely this Executive Master's Degree in Labor Advisory entirely online. Throughout the 12-month program, the professionals will be able to access all the contents of this program at any time, which will allow them to selfmanage their study time.

A unique, key, and decisive educational experience to boost your professional development and make the definitive leap.

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# Module 1. The Employment Relationship, the Employer and the Employment Contract

### 1.1. Sources of Labor Law I

- 1.1.1. Labor Content of the Spanish Constitution of 1978
- 1.1.2. International and Supranational Standards
- 1.1.3. Rules with the Force of Law
- 1.1.4. Regulations and Other Regulatory Provisions

## 1.2. Sources of Labor Law II

- 1.2.1. The Individual Employment Contract
- Custom and General Principles of Law
- 1.2.3. The Most Beneficial Condition
- 1.2.4. The criteria for the Arrangement of Concurrent Labor Standards

## 1.3. The Concept of Worker: Definitional Notes and Gray Areas

- 1.3.1. The Assumptions of labor: Personal Service. Voluntary, Remunerated, Dependency and Dependence
- 1.3.2. Special Labor Relationships
- 1.3.3. Activities Excluded from Labor Legislation

## 1.4. The Labor Employer I

- Concept of Employer in Labor Law
- 1.4.2. The Company, the Work Center and the Productive Unit
- 1.4.3. Groups of Companies for Labor Purposes
- 1.4.4. Outsourcing of Services: Contracts and Subcontracts

## 1.5. The Labor Employer II

- 1.5.1. Illegal Assignment of Workers
- 1.5.2. The Transfer of the Company

### 1.6. Recruitment and Selection of Workers

- 1.6.1. The Employee Recruitment Process
- 1.6.2. The Employee Selection Process
- 1.6.3. Discrimination in Access to Employment
- 1.6.4. Affirmative Action Measures in Access to Employment

## 1.7. Labor Contracting: Limits and **Essential Elements**

- 1.7.1. Ability to Work
- 1.7.2. Limitations on Employment of Minors
- 1.7.3. The Form of the Employment Contract
- 1.7.4. The Ineffectiveness of the **Employment Contract**
- 1.7.5. The Basic Copy of the Employment Contract
- 1.7.6. Protection of Personal Data

# 1.8. Covenants Ancillary to the **Employment Contract**

- 1.8.3. The Prohibition of Post-contractual Competition

# 1.9. The Legal Regime of the **Probationary Period**

- 1.9.1. The Probationary Period Agreement and its Duration
- 1.9.2. Free Withdrawal During the Trial Period
- 1.9.3. Withdrawal During the Probationary Period of a Pregnant Worker

## 1.10. The Rights of Workers over their Intellectual Creations

- 1.10.1. Exploitation Rights of Workers' Creations: Requirements and Scope
- 1.10.2. Exploitation Rights of Computer Creations
- 1.10.3. Moral Rights

- 1.8.1. The Agreement of Full Dedication or Exclusivity in the Labor Performance
- 1.8.2. The Company's Permanence Pact

Modu	lle 2. The Modalities of Labor Contrac	ting an	d the Managerial Power of the Employ	er			
2.1.1. 2.1.2. 2.1.3.	Indefinite-Term Contracts The Ordinary Indefinite Term Contract The Promotion of Permanent Hiring Discontinuous Fixed Term and Periodic Fixed Term Contracts	<b>2.2.</b> 2.2.1. 2.2.2. 2.2.3.	Temporary Hiring I The Contract for a Specific Work or Service Temporary Contracts due to Production Circumstances The Interim Contract		Temporary Hiring II The Training and Apprenticeship Contract Internship Contracts	<b>2.4.</b> 2.4.1. 2.4.2. 2.4.3.	Temporary Hiring III  Provisions Common to Temporary Contracting Other Types of Temporary Contracts Temporary Employment Agencies (TEAs)
2.5.1. 2.5.2. 2.5.3.	The Part-Time Contract and its Varieties The Common Part-Time Contract Aspects Related to Part-Time Contracts Supplementary Hours Partial Retirement and Relief Contracts		Telecommuting and Teleworking The Voluntary Nature of Telecommuting The Requirements to be Included in the Contract The Day and the Digital Disconnection Control of Labor Activity	2.7.1. 2.7.2. 2.7.3.	The Right to Effective Employment and Fundamental Workers' Rights  The Right to Effective Occupancy Fundamental Rights Specific to the Employment Relationship Fundamental Rights not Specific to the Employment Relationship Compensation for Damages: Moral Damages	2.8.2. 2.8.3.	Duties of the Employee The Duty not to Compete with the Company's Activity Duty of Care and Good Faith The Duty to Observe Safety and Health Measures The Duty to Comply with the Employer's Orders and Instructions
2.9.1.	Managerial Power and New Technological Control Mechanisms The Managerial Power of the Entrepreneur 2.9.1.1. Control of Lockers and Personal Belongings The Power of Management and New Surveillance and Control Mechanisms 2.9.2.1. IT Control of Technological Tools 2.9.2.2. Control via Geolocation or GPS Systems 2.9.2.3. Monitoring through CCTV Systems	2.10.1	Determination of Employee Benefits and Functional Mobility  Determination of Work Performance: General Aspects The Professional Classification System: Professional Groups Functional Mobility and Corporate ius variandi 2.10.3.1. General Requirements: Qualification and Respect for the Worker's Dignity 2.10.3.2. Functional Mobility within the Professional Group: Horizontal 2.10.3.3. Functional Mobility outside the Professional Group: Vertical				

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3.5.3.4. Effects

Mod	ule 3. Vicissitudes of the labor relatio	working hours, rest periods, modification of conditions and interruption of the labor relationship	
3.1.2. 3.1.3.	Working Time: The Working Day Ordinary Working Hours 3.1.1.1. Duration of the Day 3.1.1.2. Distribution of the Day Special Workdays due to the Activity Special Days for Personal Reasons Obligation to Register	3.2. Adaptation of Working Hours and Work-Life Balance Rights 3.1.5.1. Concept and Classification 3.1.5.2. Nature 3.1.5.3. Compensation for its Execution 3.1.5.4. Prohibition 3.1.5.5. Records 3.1.5.6. Working Hours 3.1.5.6. Working Hours 3.2.2. Reduction in Working Hours for Infant Care Absence or Reduction of the Working Day due to Premature Childbirth or Hospitalization of the Newborn 3.1.5.6. Working Hours 3.2.6. Reduced Working Hours to receive OHS training OHS training	Cancer or
3.3.2.	The Annual Vacation and Rest Regime The Work Calendar The Rest Regime 3.3.2.1. Rest During the Day 3.3.2.2. Rest Between Shifts 3.3.2.3. Weekly Rest Holidays	3.4. Vacations 3.3.4.1. Commencement, Duration and Accrual 3.4.2. Proportionality and Computable Periods 3.3.4.3. Coincidence of Vacations with Sick Leave Situations 3.4.4. Vacation Time 3.3.4.5. Payable Nature and the Possibility of Substitution  3.4. The Wage Benefit 3.4.1. Concept and Function of Salaries 3.4.7.1. Minimum Interprofessional 3.4.7.2. Professional Salary 3.4.7.3. Contractual Salary 3.4.8. Wage Systems: Procedures for their Determination 3.4.9. Payment of Salary 3.4.10. Wage Protection 3.4.10.1. Non-Attachability of Wage 3.4.5.2. Salary Supplements 3.4.5.3. Consolidation of Salary Supplements 3.4.6. Extraordinary Payments	.s
<b>3.5.</b> 3.5.1. 3.5.2. 3.5.3.	Geographic Mobility of Workers Concept and Characteristics The Legal Regime of Transfers 3.5.2.1. Concept 3.5.2.2. Causal Element 3.5.2.3. Types of Transfers 3.5.2.4. Procedure The Legal Regime of Movements 3.5.3.1. Concept 3.5.3.2. Causal Element 3.5.3.3. Procedure 2.5.3.4. Efforts	5. Substantial Modification of Working Conditions  Scope of Article 41, ET and Excluded Assumptions  2. Causal Element  Working Conditions Subject to Change  3. T.1. Concept and Characteristics 3. Types of Permits 3. Types of Permits 3. Types of Permits 3. Types of Substantial Modification 4. Concept of Substantial Modification 5. Type of Substantial Modification: Individual or Collective 6. Procedure 3. Concept and Characteristics 3. Types of Permits 3. Subject to Change 3. Types of Permits 3. Subject to Change 3. Types of Substantial Modification 3. Type of Substantial Modification: Individual or Collective 3. Type of Substantial Modification: Individual or Collective 3. Type of Substantial Modification: Individual or Collective 3. Types of Permits 3. Substantial Modification 3. Subject to Change 3. Substantial Modification of Female Workers 3. Substantial Modificat	sence

and Terrorism

with Disabilities

Physical Integrity

3.7.5.2. Protection of Persons

3.7.5.3. Protection of the Worker's

3.6.6.2. Collective Modification

Conditions Provided for in a Statutory Collective Agreement: Article 82.3 ET

3.6.7. Substantial Modification of Working

- 3.9. Suspension of the Employment Contract due to Business Causes or Force Maieure 3.9.1. Concept and Characteristics 3.9.2. Causes for Suspension 3.9.2.1. Suspension of the Contract at the Will of the Parties 3.9.2.2. Suspension due to Temporary Disability 3.9.2.3. Suspension for Family Reasons
- 3.9.2.4. Suspension at the Employee's Will 3.9.2.5. Victim of Gender Violence 3.9.2.6. Exercise of the Right to Strike 3.9.2.7. Suspension at Will of the Company 3.9.2.8. For Disciplinary Reasons 3.9.2.9. Due to Legal Closure of the Company 3.9.3. Suspension and Reduction of Working Hours due to Business Causes
- 3.9.4. Suspension and Reduction of Working Hours due to Force Majeure

## 3.10. The Legal Regime of Leave of Absence from Work

3.10.1. Concept and Typology 3.10.2. Forced Leave of Absence 3.10.2.1. Appointment or Election to Public Office 3.10.2.2 Union Positions 3.10.2.3. Effects

3.10.3. Leave of Absence for Child and Family Care 3.10.3.1. Assumptions 3.10.3.2. Effects 3.10.4. Voluntary Leave of Absence 3.10.4.1. Requirements 3.10.4.2. Effects

# **Module 4.** Termination of the Labor Relationship

## 4.1. Termination of the Employment Contract by the Joint Will of the Parties

- 4.1.1. Termination of Contract by Mutual Agreement of the Parties 4.1.1.1. Concept 4.1.1.2. Requirements 4.1.1.3. Effects
- 4.1.2. Termination of a Contract for Causes Validly Stated in the Contract: Concept and Requirements
- 4.1.3. Termination of the Contract due to Expiration of the Agreed Time or Performance of the Work or Service under Contract

# 4.2. Termination of the Employment Contract for Other Causes Related to the Parties to the Contract

- 4.2.1. Death. Retirement, Incapacity or Extinction of the Legal Personality of the Entrepreneur
- 4.2.2. Death, Retirement or Disability of the Employee

# 4.3. Voluntary Termination or Termination of the Employee

- 4.3.1. Concept of Resignation and Abandonment
- 4.3.2. Resignation with Notice
- 4.3.3. Notice of Resignation
- 4.3.4. Formal Aspects and Effects
- 4.3.5. Resignation of Senior Management Personnel

# 4.4. Termination of the Employment Contract at the Employee's Will due to a Breach of Contract by the Company

- 4.4.1. Termination of the Contract for Breach of Contract by the Company: Causes 4.4.1.1 Substantial Modifications that Result in the Impairment of the Worker's Dignity 4.4.1.2 Lack of Payment or Continued Delinguencies 4.4.1.3 Other Serious Corporate Noncompliance
- 4.4.2. Procedure
- 4.4.3. Effects

# 4.5. Disciplinary Dismissal

- 4.5.1. Concept and Characteristics
- 4.5.2 Causes

4.5.2.1. Repeated Absences in Attendance or Punctuality

- 4.5.2.2. Indiscipline or Disobedience in the Workplace
- 4.5.2.3. Verbal or Physical Offenses

4.5.2.4. Breach of Contractual Good Faith and Abuse of Trust in the Performance of Work

4.5.2.5. Continuous and Voluntary Decrease in performance

4.5.2.6. Habitual Drunkenness or Drug Addiction

4.5.2.7. Discriminatory Harassment of the Employer or Persons Working in the Company

4.5.3. Form and Procedure

4.5.3.1. The Letter of Dismissal 4.5.3.2. The Effective Date

4.5.3.3. Notification of Dismissal to the Employee

4.5.4. The Disciplinary Dismissal Procedure in the Case of Workers' Legal Representatives

# 4.6. Termination of the Employment Contract for Objective Causes: **Objective Dismissal**

- 4.6.1. Concept and Legal Regime
- 4.6.2. Causes

4.6.2.1. Worker Ineptitude

4.6.2.2. Lack of Adaptation to Technical Changes in the Workplace

4.6.2.3. Economic, Technical, Organizational

and Production Causes

### 4.6.2.4. Insufficient Budgetary Appropriation

- 4.6.3. Formal and Procedural Requirements 4.6.3.1. The Provision of Compensation
  - 4.6.3.2. The Letter of Dismissal
  - 4.6.3.3. The Notice Period and the Hours of Leave to Find Employment
- 4.6.4. Priority of Permanence

# 4.7. Collective Dismissal

- 4.7.1. Concept and Characteristics
- 4.7.2. Causes

4.7.1.1. Economic Reasons

- 4.7.1.2. Organizational Causes
- 4.7.1.3. Technical Reasons 4.7.1.4. Productive Causes

- 4.7.3. Scope of the Impact of the Causes: Benchmarks
- 4.7.4. The Procedure 4.7.4.1. Collective Phase of Collective Dismissal: Consultation Period and

**Negotiation Process** 

4.7.4.2. Individual Phase of

Collective Dismissal

### 4.7.5. Brief Reference to Collective Dismissal in Bankrupt Companies

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5.8.2. Liability of Workers' Representatives: The

Requirement of Confidentiality

### 4.8. Dismissal due to Force Majeure 4.9. Termination of Employment 4.10. Termination of the Contract of Contracts for Public Senior Management Employees 4.8.1. Concept of Force Maieure 4.8.2. Procedure Administration Employees 4.10.1. Withdrawal by the Manager 483 Effects 4.10.2. Dismissal Ad Nutum or Without Cause 4.9.1. Termination due to Contract Termination 4.10.3. Dismissal for Disciplinary Reasons 4.9.2. Disciplinary Dismissal of Public 4.10.4. The Golden Parachute Clauses or Indemnity Administration's Labor Personnel Clauses in Favor of Executives 4.9.3. Dismissal for Objective Causes 4.10.5. Extinction in Bankruptcy Proceedings 4.9.4. Collective Dismissal Module 5. Freedom of Association and Company Representation Model 5.1. Trade Union Rights and their 5.1.2.1. Background: Origins and Consolidation 5.2. Greater Union Representativeness 5.3. Protection of Freedom of Workers' Associations **Constitutional Recognition** of Association 5.2.1. Electoral Hearing in Spain 5.2.2. Irradiation 5.1.1. The International Model: the ILO Doctrine as 5.3.1. Challenges to Union Bylaws 5.1.2.2. Constitutional Recognition of 5.3.2. The Special Process for the Protection of a World Standard for the Legal Regulation of Freedom of Association Trade Union Rights the Trade Union phenomenon 5.1.2.3. Essential Content 5.1.2. The Legal Recognition of Trade Unions in the 5.3.3. Constitutional Judicial Protection 5.1.2.4. Additional Content Spanish Legal System 5.3.4. Administrative Protection of Freedom of Association 5.3.5. International Protection of Freedom of Association 5.5. Freedom of Association and 5.7. Elective Representation of Workers 5.4. Representation of Collective 5.6. Union Organization and Action in **Collective Bargaining** Interests and Social Concertation the Company and in the Public in the Company Administrations 5.4.1. Legitimized Parties 5.5.1. Structure of Collective Negotiation 5.7.1. Unitary Representation 5.4.2. Functions of Institutional Participation 5.5.2. Statutory Collective Negotiation Company Committee 5.6.1. Company Union Sections and 5.4.3. Social Dialogue 5.5.3. Extra-Statutory Collective Bargaining and 5.7.3. Personnel Delegates Union Delegates 5.4.4. Participation in Tripartite Bodies Other Types of Negotiation 5.7.4. Inter-Center Committee 5.6.2. Legal Regime: Scope and Legal Types 5.5.4. Framework Agreements 5.7.5. Procedure for the Election of Workers' 5.6.3. Functions and Competencies 5.5.5. Negotiated Internal Flexibility Mechanisms Representatives 5.6.4. Guarantees for Union Representatives and Company Collective in the Company Bargaining Agreements 5.6.5. Union Representation in the Civil Service 5.8. Attributions and Competencies of Other Legal Representations Institutionalized Representation 5.9.1. Ad Hoc Committees 5.9.2. Prevention Delegates and Health and 5.8.1. Guarantees of Workers' Representatives

Safety Committee

Works Councils

5.9.3. Representations on European

5.1.1. Co Co 5.1.2. Ty 5.1.3. So	he Statutory Collective Agreement concept and Nature of the collective Agreement cope of Collective Agreements cope of Application of collective Agreements	6.2.2.	and the Negotiation Process Parties to the Collective Agreement, Authority and Parties Bound by the Agreement Procedure for Drawing Up the Collective Agreement Content and Limits of the	6.3.1. 6.3.2. 6.3.3.	and its Temporary Application  Duration of the Collective Agreement Ultra Activity Non-Application of Collective Agreements	6.4.1. 6.4.2.	The Concurrence of Collective Agreements Adherence to and Extension of Collective Agreements
5.2. TI	he Statutory Collective Agreement	6.3.	Collective Agreement The Statutory Collective Agreement	6.4.	Relationships between Agreements	6.5.	Company Agreements
5.5.2. Sú 5.5.3. Mo 5.5.4. Pr Co 5.5.5. Into or 5.5.6. Co <b>6.6. A</b> I	/pes of Corporate Agreements ubsidiary Corporate Agreements lodifying Corporate Agreements roduction Reorganization orporate Agreements formal Corporate Agreements **Covenants orporate Agreements Procedure utonomous Dispute Resolution rocedures	6.6.2. 6.6.3.	Mediation Reconciliation Arbitration The Procedural Modality of Collective Disputes or Global	6.7.1. 6.7.2. 6.7.3. <b>6.8.</b>	Framework Agreements and Collective Community Negotiation Parties Entitled to Bring the Action Vicissitudes of this Special Modality Effects of the Judgment The Right to Strike: Ownership and Typology	6.8.1. 6.8.2. 6.8.3. <b>6.9</b> .	Ownership of the Right to Strike The Civil Servants' Strike Strike Modalities The Procedure to Carry Out the Strike
5.9.1. Ca 5.9.2. Ac St 5.9.3. Te <b>5.10. Et</b> its	all for Strike dministration of the Strike: trike Committee ermination of the Strike ffects of the Strike and Limits to s Exercise ffects of the Strike		. Security and Maintenance Services . Minimum Services				

# tech 34 | Structure and Content

Mod	ule 7. Social Security Law						
7.1.3.	Risk Protection Social Risks Risk Protection Techniques and their Evolution Social Security as a Paradigmatic Example of the Welfare State's Welfare Benefit Activity The Constitutional Configuration of the Social Security System		System Structure and Composition The Two Levels of Protection The Division by Regimes The Scope of Application of the General Regime The Consequences of an Incorrect Framing of the Market The Effects of Double Framing	7.3.1.	Affiliation Discharge The Low The Administrative and Criminal Consequences of Late Discharge or Lack of Discharge	7.4.1. 7.4.2. 7.4.3.	The Financing of the Social Security System  The Different Financing Systems The Obligation to Contribute The Administrative and Criminal Consequences of Non-Compliance with the Obligation to Contribute Settlement of Quotas Social Security Collection
7.5.1. 7.5.2. 7.5.3. 7.5.4.	Occupational Risks Types of Social Security Benefits	<b>7.6.</b> 7.6.1. 7.6.2. 7.6.3.		<b>7.7.</b> 7.7.1. 7.7.2. 7.7.3. 7.7.4. 7.7.5.	Disability Protection The Effects of Disability in the Workplace Temporary Disability Benefit Compensation for Non-Disabling Permanent Injuries Permanent Disability Pension for Permanent Disability		Benefits in Connection with the Birth or Adoption of a Child The Allowance for Risks during Pregnancy or Breastfeeding The Co-Responsibility Allowance for Infant Care Birth and Custodial Care Benefits The Allowance for the Care of Critically III Children
<b>7.9.</b> 7.9.1. 7.9.2. 7.9.3. 7.9.4.	- ,	7.10.1 7.10.2	Protection Against Job Loss  Contributory Unemployment Benefits Unemployment Benefits Termination Benefits for Self-Employed Professionals				

Module	8. Occupational Risk Prevention: C	)bligatio	ns and Responsibilities				
3.1.1. Ge 3.1.2. Ins 3.1.3. Eva Pre 3.1.4. Tra 3.1.5. Ob Me 3.1.6. Do 3.1.7 Ob Oc	ne Preventive Obligation eneral Content, Scope and Limits strumental Obligations aluation and Planning of eventive Activities aining and Information Obligations oligation to Provide Work Equipment and eans of Protection ocumentation Requirement oligations to Record and Notify ecupational Accidents and ecupational Illnesses erious and Imminent Risk	8.2.2.	The Specific Obligation of Health Surveillance Subjects in Charge. Time of Materialization The Voluntariness Principle and its Exceptions The Results of Health Surveillance: Access to and Confidentiality of Information	8.3.2. 8.3.3.	The Specific Obligation of Coordination of Business Activities Obligations in the Event of Concurrency of Activities Contracts and Subcontracts The Special Regulation of the Construction Sector		Groups of Professionals  Particularly Sensitive Workers, Pregnant and Breastfeeding Women, Temporary Workers and Temporary Agency Workers Risk Prevention in Self-Employment
0.1.0.				8.4.	Obligation to Protect Certain		
<b>Ps</b> 8.5.1. Тур 8.5.2. Рге 8.5.3. Dig	ne Obligation to Prevent sychosocial Risks pes of Psychosocial Risks eventive Measures gital Disconnection as a Worker Health otection Formula	8.6.1. 8.6.2. 8.6.3.	Harassment at Work as an Occupational Hazard  Mobbing Sexual Harassment and Harassment Based on Sex Differences with Labor Disputes Prevention Obligation and Preventive Measures	8.7.1. 8.7.2. 8.7.3.	Administrative Liability in Occupational Risk Prevention Matters Principles of the Administration's Sanctioning Powers Responsible Parties Infringements and Penalties in Occupational Health and Safety Matters The Administrative Sanctioning Procedure The Infringement Report as a Precondition for the Initiation of the Sanctioning Proceeding	8.8.2. 8.8.3.	Occupational Risk Prevention  Specific and Generic Occupational Risk Prevention Offenses Concurrent Offense Situations Compatibility of Criminal Liability with Other Liabilities Subjective Scope of Criminal Liability The Legal Entity as a Criminally Liable Part
8.9.1. Na Oc Oc 8.9.2. Em Em 8.9.3. Re- Aci and Sul	ature of Civil Liability Arising out of ecupational Accidents and/or ecupational Diseases inployer's Liability for the Acts of its inployees esponsibility for the Coordination of etivities: Decentralization of Production d Responsibility of Contractors and incontractors	8.10.1 8.10.2	Social Security Liabilities  The Benefits Surcharge and its Compatibility Concept and Nature Responsible Parties				

8.9.4. Group Liability
8.9.5. Responsibilities of Manufacturers and Suppliers

# tech 36 | Structure and Content

Mod	<b>ule 9.</b> The Labor Process: Declarative T	e (General Part and Procedural Modalities)	
9.1.1. 9.1.2. 9.1.3.	The Social Jurisdiction: Organs and Competencies Regulatory Sources of the Social Jurisdiction Jurisdiction of the Social Jurisdiction Out-of-Court Settlement The Different Courts of the Social Jurisdiction, Functional and Territorial Jurisdiction	Concept, Capacity, Legitimacy Proceedings with Plurality of Parties Intervention of the Wage Guarantee Fund 9.3.1. Acts Prior to the Process Reconciliation 9.4.1. Preparator of Evidence Preventive Preventive Preventive 9.4.2. Preventive Preventive Preventive Our rection	y Acts and Anticipation Be Measures and Attachment it: Filing, Admission, and of the Lawsuit ion of Actions and Proceedings
	The Oral Trial  Concept of the Oral Trial and Pre-Trial Proceedings Judicial Conciliation Arguments of the Parties Proposition and Evidence Gathering Conclusions	Action Forfeiture 9.7.1. The Invalidity of the Sanction The Requisites of the Claim 9.7.2. Confirmation of the Sanction The Sentence and the Qualification 9.7.3. Total Revocation of the Sanction Objective Confirmation of the Dismissal 9.7.4. Partial Revocation of the Sanction 9.8.2. Collective Description	s for Termination due to auses vismissals for Economic, nal, Technical or
	Procedural Modalities Related to the Development of the Employment Contract The Vacation Process The Professional Classification Procedure The Procedure for Geographic Modification, Substantial Modification of Working Conditions and Reduction of Working Hours due to Economic, Technical, Organizational or Production Causes The Process for Breastfeeding and Family Leave and Reduced Working Hours	Social Security Processes  Legitimized Parties Preliminary Claim and Exhaustion of Preliminary Proceedings Demand Effects of the Judgment	

#### Module 10. The Labor Process: Means of Contestation and Enforcement Protection 10.2. Appeal for Reconsideration 10.1. Means of Challenge 10.3. Appeal of Complaint 10.4. Appeals for Review 10.1.1. General Considerations 10.2.1. Resolutions Subject to Appeal 10.3.1. Resolutions Subject to Appeal 10.4.1. General Considerations 10.2.2. Procedure 10.3.2. Procedure 10.4.2. Resolutions Subject to Appeal 10.2.3. Effects of the Rejection and Estimation of the 10.3.3. Effects of the Rejection and Estimation of the 10.4.3. Procedure Appeal for Reconsideration Complaint Appeal 10.4.4. Effects of the Dismissal and Upholding of the Appeal for Review 10.5. Cassation Appeal 10.6. The Appeal for the Unification 10.8. Ordinary Executions 10.7. General Considerations in of Doctrine **Labor Enforcement** 10.5.1. General Considerations 10.8.1. General Considerations 10.5.2. Resolutions Subject to Appeal 10.8.2. The Seizure of Goods: Concept, Phases and 10.6.1. General Considerations 10.7.1. Executive Titles 10.5.3. Processing of the Appeal before the Social Incidences in the Seizure of Goods 10.6.2. Resolutions Subject to Appeal 10.7.2. The Competent Judicial Body Division of the Supreme Court 10.8.3. The Procedure for the Enforced Execution 10.6.3. Substantive Requirements of 10.7.3. Legal Standing in the Enforcement Process 10.5.4. Effects of the Rejection and Estimation of the of Foreclosed Assets the Contradiction 10.7.4. Execution Procedure Appeal for Reconsideration 10.8.4. Payment to Creditors 10.6.4. Processing of the Appeal 10.8.5. Corporate Insolvency 10.10. Provisional Execution 10.9. Special Executions 10.9.1. Execution of Dismissal Judgments 10.10.1. General Considerations 10.9.2. Enforcement of Judgments against 10.10.2. Provisional Enforcement of Judgments **Public Entities** for the Payment of Sums of Money 10.10.3. Provisional Enforcement of Social 10.9.3. Collective Executions Security Sentences 10.10.4. Provisional Enforcement of

Dismissal Judgments



This academic program offers students a different way of learning. Our methodology uses a cyclical learning approach: **Relearning.** 

This teaching system is used, for example, in the most prestigious medical schools in the world, and major publications such as the **New England Journal of Medicine** have considered it to be one of the most effective.



# tech 40 | Methodology

# TECH Business School uses the Case Study to contextualize all content

Our program offers a revolutionary approach to developing skills and knowledge. Our goal is to strengthen skills in a changing, competitive, and highly demanding environment.





This program prepares you to face business challenges in uncertain environments and achieve business success.



Our program prepares you to face new challenges in uncertain environments and achieve success in your career.

#### A learning method that is different and innovative

This TECH program is an intensive educational program, created from scratch to present executives with challenges and business decisions at the highest level, whether at the national or international level. This methodology promotes personal and professional growth, representing a significant step towards success. The case method, a technique that lays the foundation for this content, ensures that the most current economic, social and business reality is taken into account.



You will learn, through collaborative activities and real cases, how to solve complex situations in real business environments"

The case method has been the most widely used learning system among the world's leading business schools for as long as they have existed. The case method was developed in 1912 so that law students would not only learn the law based on theoretical content. It consisted of presenting students with real-life, complex situations for them to make informed decisions and value judgments on how to resolve them. In 1924, Harvard adopted it as a standard teaching method.

What should a professional do in a given situation? This is the question we face in the case method, an action-oriented learning method. Throughout the program, the studies will be presented with multiple real cases. They must integrate all their knowledge, research, argue and defend their ideas and decisions.

# tech 42 | Methodology

#### Relearning Methodology

TECH effectively combines the Case Study methodology with a 100% online learning system based on repetition, which combines different teaching elements in each lesson.

We enhance the Case Study with the best 100% online teaching method: Relearning.

Our online system will allow you to organize your time and learning pace, adapting it to your schedule. You will be able to access the contents from any device with an internet connection.

At TECH you will learn using a cutting-edge methodology designed to train the executives of the future. This method, at the forefront of international teaching, is called Relearning.

Our online business school is the only one in the world licensed to incorporate this successful method. In 2019, we managed to improve our students' overall satisfaction levels (teaching quality, quality of materials, course structure, objectives...) based on the best online university indicators.



## Methodology | 43 tech

In our program, learning is not a linear process, but rather a spiral (learn, unlearn, forget, and re-learn). Therefore, we combine each of these elements concentrically. With this methodology we have trained more than 650,000 university graduates with unprecedented success in fields as diverse as biochemistry, genetics, surgery, international law, management skills, sports science, philosophy, law, engineering, journalism, history, markets, and financial instruments. All this in a highly demanding environment, where the students have a strong socio-economic profile and an average age of 43.5 years.

Relearning will allow you to learn with less effort and better performance, involving you more in your specialization, developing a critical mindset, defending arguments, and contrasting opinions: a direct equation to success.

From the latest scientific evidence in the field of neuroscience, not only do we know how to organize information, ideas, images and memories, but we know that the place and context where we have learned something is fundamental for us to be able to remember it and store it in the hippocampus, to retain it in our long-term memory.

In this way, and in what is called neurocognitive context-dependent e-learning, the different elements in our program are connected to the context where the individual carries out their professional activity.

# tech 44 | Methodology

This program offers the best educational material, prepared with professionals in mind:



#### **Study Material**

All teaching material is produced by the specialists who teach the course, specifically for the course, so that the teaching content is highly specific and precise.

These contents are then applied to the audiovisual format, to create the TECH online working method. All this, with the latest techniques that offer high quality pieces in each and every one of the materials that are made available to the student.



#### Classes

There is scientific evidence suggesting that observing third-party experts can be useful.

Learning from an Expert strengthens knowledge and memory, and generates confidence in future difficult decisions.



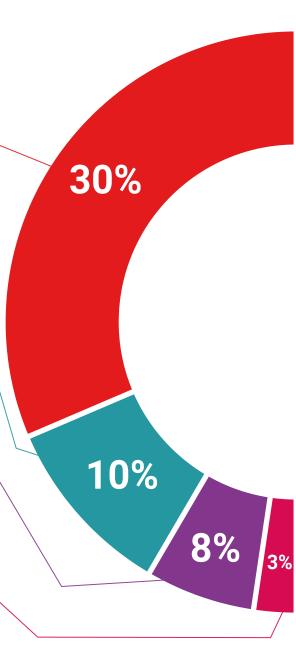
#### **Management Skills Exercises**

They will carry out activities to develop specific executive competencies in each thematic area. Practices and dynamics to acquire and develop the skills and abilities that a high-level manager needs to develop in the context of the globalization we live in.



#### **Additional Reading**

Recent articles, consensus documents and international guidelines, among others. In TECH's virtual library, students will have access to everything they need to complete their course.





Students will complete a selection of the best case studies chosen specifically for this program. Cases that are presented, analyzed, and supervised by the best senior management specialists in the world.



#### **Interactive Summaries**

The TECH team presents the contents attractively and dynamically in multimedia lessons that include audio, videos, images, diagrams, and concept maps in order to reinforce knowledge.

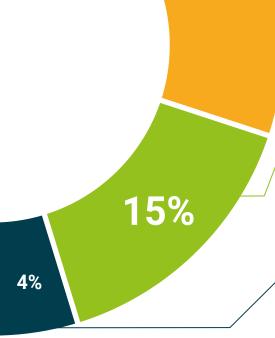


This exclusive educational system for presenting multimedia content was awarded by Microsoft as a "European Success Story".

#### **Testing & Retesting**

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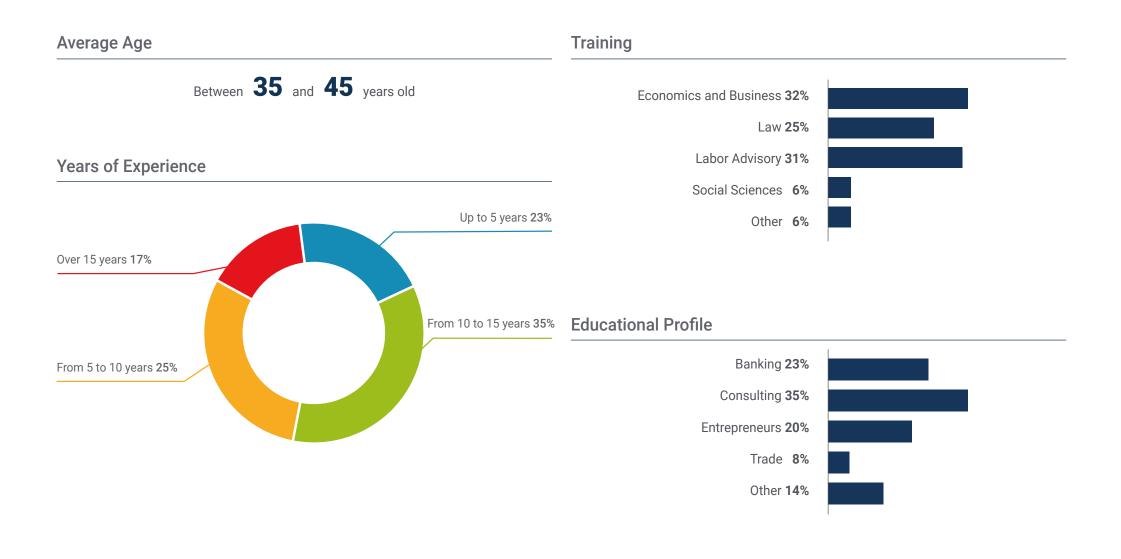
We periodically evaluate and re-evaluate students' knowledge throughout the program, through assessment and self-assessment activities and exercises, so that they can see how they are achieving their goals.



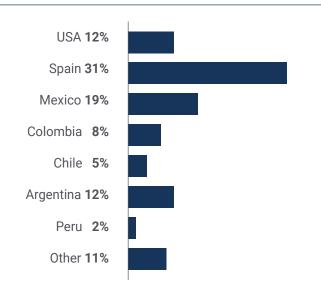
30%







### **Geographical Distribution**





# Sara María Urquiza

#### Lawyer

"From this program, I highlight the ability of the teachers to transmit and share knowledge in a simple, precise and orderly manner. With the balance achieved between theory and practice, the student ends up acquiring the key tools work. It's definitely an investment with great short-term returns"





## tech 52 | Course Management

#### Management



### Mr. Taléns Visconti, Eduardo Enrique

- Degree in Law from the University of Valencia
- Official Master Degree in Law, Company and Justice University of Valencia
- PhD in Law, Company and Justice University of Valencia
- Specialization Diploma in Labor Mediation University of Valencia

#### **Professors**

#### Mr. Ramos Moragues, Francisco

- European PhD in Labor and Center Social Security Law. University of Bologna
- Doctor in Labor and Center Social Security Law. University of Valencia
- Bachelor's Degree in Law Center University of Valencia
- Postgraduate Diploma in Labor Relations. Faculty of Health Sciences, University of Valence

#### Ms. Aragón Gómez, Cristina

- Doctor in Law. Unanimous Cum Laude by the Faculty of Social and Legal Sciences of Carlos III University of Madrid III
- Bachelor's Degree in Law Complutense University of Madrid
- $\bullet \ \, \text{Extraordinary Doctorate Award of the Faculty of Law of the Carlos III University of Madrid}$
- Master's Degree in Human Resources Management, Specialization in Labor Relations. Chamber of Commerce and Industry of Madrid and Autonomous University of Madrid





#### Ms. Nieto Rojas, Patricia

- Doctor in Law. UC3M
- Bachelor's Degree in Labor Sciences Carlos III University of Madrid
- Postgraduate Diploma in Labor Relations. Carlos III University of Madrid
- Master's Degree in Private Law
- Advanced level course: "Design and implementation of equality plans and measures.
   Advanced Level II" Women's Institute, European Social Fund
- Advanced Industrial Relations and Human Resources Program. Carlos III University of Madrid/ Baker & Mackenzie

#### Ms. Moreno Solana, Amanda

- Doctor in Law: The Organization of Occupational Risk Prevention in the Companies.
   Configuring elements and problems derived from its legal regime". Carlos III University of Madrid. Outstanding Award in her Thesis's Degree
- Bachelor's Degree in Law. Carlos III University of Madrid. Speciality: Labor and Company Law
- Master's Degree in Occupational Hazard Prevention Carlos III University of Madrid.
   Specialty: Occupational Safety and Ergonomics and Psychosociology
- Master's Degree in Private Law Carlos III University of Madrid
- Course on Pedagogical Adaptation. Complutense University of Madrid

#### Mr. Gimeno Díaz de Atauri, Pablo

- Doctor in Law from the Carlos III University of Madrid with the qualification of Outstanding Cum Laude. Outstanding Award in his PhD
- Master's s Degree in Private Law from the Carlos III University, Madrid
- Bachelor's Degree in Law from Carlos III University of Madrid
- Bachelor's Degree in Economics from Carlos III University of Madrid





# Are you ready to take the leap? An excellent professional improvement awaits you

TECH makes available to an intensive program that prepares them to face challenges and business decisions in the field of Labor Advisory. The main objective is to promote personal and professional growth. Helping students achieve success.

If you want to improve yourself, make a positive change professionally and network with the best, this is the place for you.

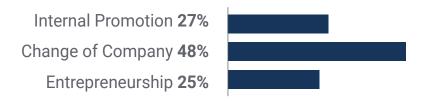
improve in your daily work by completing this Executive Master's Degree.

We will help you to obtain a positive change in your profession.

#### **Time of Change**



#### Type of change



### Salary increase

This program represents a salary increase of more than 25.22% for our students

\$32,900

A salary increase of

25.22%

\$41,200





# tech 60 | Benefits for Your Company

Developing and retaining talent in companies is the best long-term investment.



#### **Intellectual Capital and Talent Growth**

You will introduce the company to new concepts, strategies, and perspectives that can bring about significant changes in the organization.



# Retaining high-potential executives to avoid talent drain

This program strengthens the link between the company and its employees and opens up new avenues for professional growth within the company.



### **Building agents of change**

They will be able to make decisions in times of uncertainty and crisis, helping the organization to overcome obstacles.



### Increased international expansion possibilities

Thanks to this program, the company will come into contact with the main markets in the world economy.



# Benefits for Your Company | 61 tech



**Project Development**You will be able to work on a real project or develop new projects in the R&D or Business Development area of your company.



Increased competitiveness
This program equips students with the skills to take on new challenges and drive the organization forward.





## tech 64 | Certificate

This **Executive Master's Degree in Labor Advisory** contains the most complete and upto-date program on the market.

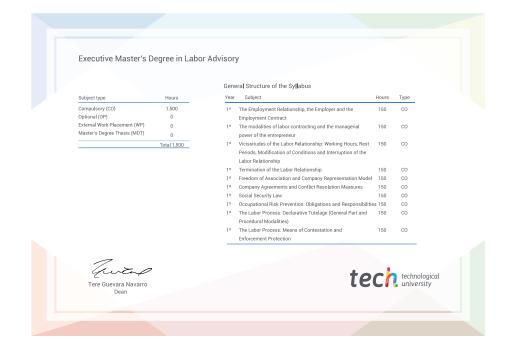
After the student has passed the assessments, they will receive their corresponding **Professional Master's Degree** issued by **TECH Technological University** via tracked delivery\*.

The certificate issued by **TECH Technological University** will reflect the qualification obtained in the Executive Master's Degree, and meets the requirements commonly demanded by labor exchanges, competitive examinations, and professional career evaluation committees.

Title: Executive Master's Degree in Labor Advisory

Official N° of Hours: 1,500 h.





<sup>\*</sup>Apostille Convention. In the event that the student wishes to have their paper certificate issued with an apostille, TECH EDUCATION will make the necessary arrangements to obtain it, at an additional cost.



# **Executive Master's Degree**Labor Advisory

» Modality: online

» Duration: 12 months

» Certificate: TECH Technological University

» Dedication: 16h/week

» Schedule: at your own pace

» Exams: online

