

ERASMUS + STRATEGIC PARTNERSHIP IN HIGHER EDUCATION - New Quality in Education for Gender Equality
- Strategic Partnership for the Development of Master`s Study program LAW AND GENDER, LAWGEM -
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LAWGEM

Master`s Study Program
Law and Gender

Syllabus Form

LAWGEM



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Program: Master Academic Studies – Law and Gender
Course title: Gender Perspective of Social Security Law
Teachers: Prof. Dr. Ljubinka Kovačević (University of Belgrade); Prof. M ^a Isabel Ribes Moreno, Prof. Dr. Thais Guerrero Padrón, Prof. Dr. Carmen Jover, Prof. Dr. Angustias Benito Benítez (Universidad de Cádiz); Prof. Dr. Eleonor Kristoffesson, Dr Maria Sjöholm (Orebro University); Dr. Carlo Petta (LUMSA University)
Course status: Optional
Number of ECTS: 3 ECTS
Requirements: Bachelor degree or equivalent
<p>Aims of the course:</p> <p>This course is designed to create a framework for understanding gender perspective on key Social Security Law institutions and their re-evaluation on the basis of gender equality principle. Students will be stimulated to critical thinking and cooperative learning in order to better conceive the need, challenges and obstacles for effective implementation of gender equality principle in the field of protection against social risks. This aim shall be realized through analyzing the gender perspective in statutory social security schemes and its branches dedicated to protection in the event of sickness, accidents at work and occupational diseases, maternity and paternity, unemployment, old-age, invalidity and death of <i>breadwinner</i> of the family. Also, the course will be oriented towards gender perspective in social assistance, as well as towards gender dimensions of poverty.</p>
<p>Course result:</p> <p>Upon finishing the course, the students should have a general overview of the concept, principles and aims of gender sensitive Social security law. Also, they should be able to analyze key gender issues throughout this branch of law in its political, social and economic context. Moreover, students will be able to use the gender equality principle as a basis for re-evaluating applicable sources of law and legal concepts and theories, as well as existing legal problems regarding the status of women and persons with family duties in the field of social insurance and social protection.</p>
<p>Course content:</p> <p>1) The scope of the statutory social security schemes</p> <p>1.1. The right to social security – a gendered consideration</p> <p>1.2. Conditions of access to the statutory social security schemes</p> <p>1.3. The obligation to contribute and the calculation of contributions</p> <p>2) Gender perspective in health insurance</p> <p>2.1. The protection in the event of sickness (health care and sickness benefits)</p> <p>2.2. The protection in the event of accidents at work and occupational diseases</p>

3) Gender perspective in the protection of maternity, paternity and family

3.1. Maternity benefits

3.2. Paternity benefits

3.3. Family benefits

4) Gender gaps in the pension system

4.1. Pension system: old-age, invalidity and survivors pensions

4.2. Access to pension system benefits (public and supplementary - occupational and personal - pension schemes)

4.3. Differences in pension income between women and men

4.4. Measures to reduce the gender pension gap

5) Gender perspective in the protection in the event of unemployment

6) Gender perspective in social assistance

6.1. Gender inequalities and access to social protection

6.2. Social assistance programmes – a gendered consideration

6.3. Gender dimensions of poverty

Literature:

Required reading:

B. Goldblatt, *Developing the Right to Social Security – A Gender Perspective*, Routledge, 2016.

B. Goldblatt, L. Lamarche (eds.), *Women's Rights to Social Security and Social Protection*, Hart Publishing, 2014.

J. Sohrab, *Sexing the Benefit: Women, Social Security, and Financial Independence in EC Sex Equality Law*, Dartmouth Publishing, 1996.

L. Tessier *et al.*, *Social Protection Floors and Gender Equality*, International Labour Office, Geneva, 2013.

W. van Eeckhoutte (ed.), *International Encyclopaedia of Laws: Social Security*, Kluwer Law International, The Hague (regularly updated).

Additional reading:

Ph. Auvergnon (dir.), *Genre et droit social*, Presses universitaires de Bordeaux, 2008.

Ph. Auvergnon, Maryse Badel (dir.), *Relations individuelles de travail et fait familial. Approches nationales et comparées autour de la Méditerranée*, Presses Universitaires de Bordeaux, 2016.

L. Luckhaus, "Equal Treatment, Social Protection and Income Security for Women", *International Labour Review*, No. 2/2000.

A. Neville, *Human Rights and Social Policy*, Edward Elgar Publishing, 2010.

G. Pascall, *Social Policy: A New Feminist Analysis*, Routledge, 1996.

V. Paskalia, *Free Movement, Social Security and Gender in the EU*, Hart Publishing, 2007.

E. Reidel (ed), *Social Security as a Human Right*, Springer, 2007.

E. Wilson, *Women and the Welfare State*, Routledge, 1991.

Other literature (including that in other languages known by the students) can be recommended to students for the purposes of exploring concrete issues, writing papers etc.

Instruction method:

Primary interest is in active involving students in their own knowledge acquisition and in stimulating their critical thinking for better understanding the implementation of gender perspective in every legal branch, including this one. Learning approach will be based on collaborative, inquiry-based, student-centered approach to teaching. Also, the teaching method includes theoretical and practical classes, with the analysis of the jurisprudence of UN, ILO and CoE treaties/conventions-based supervisory bodies, case-law of CJEU, ECtHR and national courts, and case studies focusing on complex legal issues thus providing students with an opportunity to apply sources of law to facts of hypothetical cases. Also, comparative approach will be conducted.

Exams (maximum number of points 100)

Students will have one oral or written exam. Pre-exam activities will be also taken into account: Seminar paper: 20 points; Active participation during lectures and practical classes: 40 points; Final exam: 40 points.

Each university will articulate exam instructions in accordance with his/her own system of exams' holding.

Grading system for the course

Grading system: A, B, C, D, E, F /10, 9, 8, 7, 6, 5 (failed)