

## CONTENTS

### EDITORIAL

FRANK HENDRICKX

188

### ACADEMIC CONTRIBUTIONS

#### The Dark Side of Fundamental Rights Adjudication?

VERONICA PAPA

190

#### Occupational Welfare Arrangements Negotiated at the Transnational Level

IACOPO SENATORI

215

#### Service Provision Changes – Lessons for the Continent?

JULIAN TITZE

239

### COUNTRY DEVELOPMENTS

#### Crisis and Labour Law

ANA TERESA RIBEIRO

259

### BOOK REVIEW

PIETER PECINOVSKY

282

Volume 6 | No. 3 | 2015

Volume 6 | No. 3 | 2015

European Labour Law Journal

European  
Labour Law  
Journal

**Editorial Board****Editor-in-Chief**

Frank Hendrickx, University of Leuven & Tilburg University (Belgium & the Netherlands)

**Managing Board Members**

Anne Davies, University of Oxford (United Kingdom) • Guus Heerma van Voss, University of Leiden (the Netherlands) • Sophie Robin-Olivier, University of Paris I – Sorbonne (France) • Achim Seifert, University of Jena (Germany) • Bernd Waas, Johann Wolfgang Goethe-University Frankfurt (Germany)

**Corresponding Board Members**

José João Abrantes, New University of Lisbon (Portugal) • Edoardo Ales, University of Cassino (Italy) • Helga Aune, University of Oslo (Norway) • Catherine Barnard, University of Cambridge (U.K.) • Elln Blöndal, Bifröst University (Iceland) • Michele Colucci, College of Europe at Parma (Italy) • Tomas Davulis, Vilnius University (Lithuania) • Raluca Dimitriu, Bucharest Academy of Economic Studies (Romania) • Filip Dorssement, University of Louvain (Belgium) • Kristine Dupare, University of Latvia (Latvia) • Stein Evju, University of Oslo (Norway) • Anthony Kerr, University College Belfast (Ireland) • Francis Kessler, University Paris 1 – Panthéon Sorbonne (France) • György Kiss, University of Pécs (Hungary) • Hans Kountourou, DG for Finances (European Parliament) • Rüdiger Krause, University of Göttingen (Germany) • Aristea Koukiadaki, University of Cambridge (Greece, UK) • Günther Löschner, University of Graz (Austria) • Etelka Körpic-Horvat, University of Maribor (Slovenia) • Pal Lajos, University of Budapest (Hungary) • Manuel Luque Parra, Universitat Pompeu Fabra, Barcelona (Spain) • Leszek Mitrus, Jagiellonian University (Poland) • Costas Papadimitriou, University of Athens (Greece) • Wolfgang Portmann, University of Zürich (Switzerland) • Jean-Luc Putz, Attorney Luxembourg Bar (Luxembourg) • Wilfried Rauws, University of Brussels (Belgium) • Mia Rönnmar, University of Lund (Sweden) • Lynn Roseberry, Copenhagen Business School (Denmark) • Krassimira Sredkova, Sofia University St. Kliment Ohridski (Bulgaria) • Martin Steffko, Charles University of Prague (Czech Republic) • Nurhan Sural, Middle East Technical University, Ankara (Turkey) • Gaabriel Tavits, University of Tartu (Estonia) • Adriana Topo, University of Padua (Italy) • Evert Verhulp, University of Amsterdam (The Netherlands) • Anders von Koskull, Hanken School of Economics (Finland) • Ivana Vukorepa, University of Zagreb (Croatia) • Christian Welz, European Foundation, Dublin (Ireland) • Marjo Ylähtinen, University of Helsinki (Finland)

**Advisory Board**

Takashi Araki, University of Tokyo (Japan) • Janice Bellace, Wharton School (U.S.A.) & IIRA

Commission (Belgium) • Matthew W. Finkin, University of Illinois (U.S.A.) • Evans Kalula, University of Cape Town (South Africa) • Antoine Jacobs, Tilburg University (the Netherlands) • Teun Jaspers, Utrecht University (the Netherlands) • Csilla Kollonay-Lehoczky, Central European University (Hungary) • Manfred Weiss, Johann Wolfgang Goethe-University Frankfurt (Germany) • Marie-Ange Moreau, European University Institute (Italy) • Alan Neal, University of Warwick (U.K.) • Ruth Nielsen, Copenhagen Business School (Denmark) • Birgitta Nyström, Lund University (Sweden) • Joellen Riley, University of Sidney (Australia) • Michal Sewerynski, University of Lodz (Poland) & ISLSSL • Ton Wilthagen, Tilburg University (the Netherlands)

Editorial Assistant: Aline van Bever

Language Editor: Fiona McGrath

The editorial board is assisted by correspondents from all EU Member States and Candidate Member States. The editorial board also works in cooperation with the European Labour Law Network ([www.elln.eu](http://www.elln.eu)).

**Subscriptions**

Intersentia Publishers, Groenstraat 31, 2640

Mortsel, Belgium

tel. +32 3 680 15 50, fax +32 3

658 71 21

mail@intersentia.be,

[www.intersentia.com](http://www.intersentia.com)

The subscription price for 2015 (Volume 33, 4 issues) is



– Individual subscriptions

– print: 165 euros | 198 US dollars | 157 GB pounds

– online: 175 euros | 210 US dollars | 166 GB pounds

– print + online: 185 euros | 222 US dollars | 176 GB pounds

– IP-access: 475 euros | 570 US dollars | 451 GB pounds

– Print + IP-access: 495 euros | 594 US dollars | 470 GB pounds

– Students (print only): 72.50 euros | 87 US dollars | 69 GB pounds

– Separate issues (can be ordered via e-mail to mail@intersentia.be): 75 euros | 90 US dollars | 71 GB pounds

Postage fees: Europe: free - Rest of the world: 25 euro.  
All prices are VAT excluded.

© 2015 Intersentia

All Rights Reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording or otherwise, without prior written permission from the publishers.

**CONTENTS****EDITORIAL**

FRANK HENDRICKX

188

**ACADEMIC CONTRIBUTIONS****The Dark Side of Fundamental Rights Adjudication?**

VERONICA PAPA

190

**Occupational Welfare Arrangements Negotiated at the Transnational Level**

IACOPO SENATORI

215

**Service Provision Changes – Lessons for the Continent?**

JULIAN TITZE

239

**COUNTRY DEVELOPMENTS****Crisis and Labour Law**

ANA TERESA RIBEIRO

259

**BOOK REVIEW**

PIETER PECINOVSKY

282