

## The Personal Employment Contract Oxford Monographs On Labour Law

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This chapter explores the category of personal work contracts which lie beyond the contract of employment — or, to be more precise, which lie at the margins of and beyond the contract of employment. It begins by arguing that this category is, to a singular extent which is revealed by European comparative analysis, an evolving and mutating one.

### Introduction: From the Contract of Employment to the ...

This chapter argues that the expansion and restatement of the law of the contract of employment is a feasible and useful project. However, the complete execution of it would consist of an authoritative codification of the law of personal work or employment contracts. If that larger project would be undertaken in the future, this would involve a heavy investment of creative energy on the part ...

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This chapter analyses the various tests adopted by the courts and tribunals to distinguish between the contract of employment and the contract for services. It considers the history of employment, moving from a master and servant arrangement to the emergence of the ' mutual ' or ' reciprocal ' contract of employment. It considers the statutory concept of continuous employment, whereby an ...

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However, she faced a problem: the employment rights set out in the ERA 1996 are contingent on a particular contractual status. In order to fall within their personal scope, an individual must work under a contract of employment (s230(1)) or under a contract to perform personally any work or services (s230(3)(b)).

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This chapter first discusses the role played by implied terms of the employment contract. It then turns to the implied terms which impose obligations on the employer. These include the duty to provide work, pay wages, exercise reasonable care for the physical and psychiatric well-being of the employee; the implied term of mutual trust and confidence; and the discretionary benefit implied term ...

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### Personal Work Contracts Other Than the Contract of Employment

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Towards a Codification of Personal Work Contracts—Relation ...

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Part II The constitution of employment and personal work ...

Introduction: From the Contract of Employment to the Personal Employment Contract—Expansion and Restatement Chapter: (p.1) Introduction: From the Contract of Employment to the Personal Employment Contract—Expansion and Restatement Source: The Personal Employment Contract Author(s): MARK R. FREEDLAND FBA Publisher: Oxford University Press

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contract ' . 10 Now, however, I think it is time to come out of this closet of ambiguity and unequivocally to work with the full category of all contracts personally to execute any work or labour and to entitle that category—for the employment ...

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