

LEGISLATED INEQUALITY

TEMPORARY LABOUR MIGRATION IN CANADA

Edited by Patti Tamara Lenard and Christine Straehle

Legislated Inequality Temporary Labour Migration In Canada

Jennifer E. Shaw



Legislated Inequality Temporary Labour Migration In Canada:

Legislated Inequality Patti Tamara Lenard, Christine Straehle, 2012 A timely analysis of Canadian temporary labour migration policies

Temporary Labour Migration in the Global Era Joanna Howe, Rosemary Owens, 2016-11-17 In the global era controversies abound over temporary labour migration however it has not previously been subjected to a sustained socio legal analysis on a comparative basis critiquing the underpinning concepts conventionally accepted as fundamental in this area This collection of essays aims to fill that void Complex regulatory challenges arise from temporary labour migration This collection examines these challenges and the extent to which temporary labour migration programmes can be ethical equitable and efficacious and so deliver decent work for workers Whilst the tendency for migration law to divide labour law s worker protective mission has been observed before the authors of the chapters comprising this collection seek not only to interrogate why and how this is so but to go further in examining the implications and effects of a wide range of regulatory mechanisms on temporary labour migration

Farm Workers in Western Canada Shirley A. McDonald, Bob Barnetson, 2017-01-16 Bill 6 the government of Alberta s contentious farm workers safety legislation sparked public debate as no other legislation has done in recent years The Enhanced Protection for Farm and Ranch Workers Act provides a right to work safely and a compensation system for those killed or injured at work similar to other provinces In nine essays contributors to Farm Workers in Western Canada place this legislation in context They look at the origins work conditions and precarious lives of farm workers in terms of larger historical forces such as colonialism land rights and racism They also examine how the rights and privileges of farm workers including seasonal and temporary foreign workers conflict with those of their employers and reveal the barriers many face by being excluded from most statutory employment laws sometimes in violation of the Canadian Charter of Rights and Freedoms Contributors Gianna Argento Bob Barnetson Michael J Broadway Jill Bucklaschuk Delna Contractor Darlene A Dunlop Brynna Hambly Takasugi Zane Hamm Paul Kennett Jennifer Koshan C F Andrew Lau J Graham Martinelli Shirley A McDonald Robin C McIntyre Nelson Medeiros Kerry Preibisch Heidi Rolfe Patricia Tomic Ricardo Trumper and Kay Elizabeth Turner

Migrant Labour and the Reshaping of Employment Law Bernard Ryan, Rebecca Zahn, 2023-04-20 The presence of migrant workers has become a central feature of labour markets in highly developed countries The International Labour Organisation estimates that in 2013 there were 112 million resident migrant workers in the 58 highest income countries who made up 16% of the workforce Non resident workers have also increasingly become part of the labour available for employment in other states often on a temporary basis This work takes a thematic and comparative approach to examine the profound implications of contemporary labour migration for employment law regimes in highly developed countries In so doing it aims to promote greater recognition of labour migration related questions and of the interests of migrant workers within employment law scholarship The work comprises original analyses by leading scholars of migration and employment law at the European Union level and in Australia Canada Germany Italy the

Netherlands Spain the United Kingdom and the United States The specific position of migrant workers is addressed for example as regards equality of treatment or the position in employment law of migrant workers without a right to work The work also explores the effects of migration levels and patterns upon general employment law including the law relating to collective bargaining and remedies against exploitation

Containing Diversity Yasmeen Abu-Laban, Ethel Tungohan, Christina Gabriel, 2022-10-03 Although Canada is known internationally as a leader among industrialized countries for inclusive practices towards immigrants and refugees the twenty first century has witnessed a rise in the number of refugees and temporary migrant workers who are often denied citizenship and may also experience detention and deportation *Containing Diversity* examines to what extent Canada's long standing support for immigration multiculturalism and citizenship has shifted in favour of discourses policies and practices that contain diversity This book reflects on how diversity is being contained through practices designed to insulate the Canadian settler colonial state In assessing the Canadian government's policies towards refugees and asylum seekers economic migrants family class migrants temporary foreign workers and multiculturalism the authors show the various contradictory practices in effect *Containing Diversity* reflects on policy changes analysed alongside the resurgence of right wing political ideology and the realities of the COVID 19 pandemic Ultimately *Containing Diversity* highlights the need for a re imagining of new forms of solidarity that centre migrant and Indigenous justice

Tender Labour Jennifer E. Shaw, 2025-04-01 To meet demand in Canada more and more women are migrating from the Philippines to become domestic workers What happens to family left behind *Tender Labour* investigates the experiences of young people as they navigate precarity in all its forms when their mothers work elsewhere Jennifer Shaw conducts nuanced research with youth who have been separated from and later reunited with their mothers in Canada incorporating their own voices through poems song lyrics and photographs She focuses on how their tender labour the work they perform within their families emerges not only from necessity but also from the stresses and dreams that tug at the threads of kinship The role of young people in familial migrations reveals the hard consequences of capitalist extraction of transnational labour Nonetheless despite childhoods shaped by economic inequality and racialized disparity Shaw discovers that these Filipina o young people keep their hope of a good life

Crossroads Anna K. Boucher, Justin Gest, 2018-05-03 In this ambitious study Anna K Boucher and Justin Gest present a unique analysis of immigration governance across thirty countries Relying on a database of immigration demographics in the world's most important destinations they present a novel taxonomy and an analysis of what drives different approaches to immigration policy over space and time In an era defined by inequality populism and fears of international terrorism they find that governments are converging toward a Market Model that seeks immigrants for short term labor with fewer outlets to citizenship an approach that resembles the increasingly contingent nature of labor markets worldwide

Home Care Fault Lines Cynthia J. Cranford, 2020-06-15 In this revealing look at home care Cynthia J Cranford illustrates how elderly and disabled people and

the immigrant women workers who assist them in daily activities develop meaningful relationships even when their different ages abilities races nationalities and socioeconomic backgrounds generate tension As Cranford shows workers can experience devaluation within racialized and gendered class hierarchies which shapes their pursuit of security Cranford analyzes the tensions alliances and compromises between security for workers and flexibility for elderly and disabled people and she argues that workers and recipients negotiate flexibility and security within intersecting inequalities in varying ways depending on multiple interacting dynamics What comes through from Cranford s analysis is the need for deeply democratic alliances across multiple axes of inequality To support both flexible care and secure work she argues for an intimate community unionism that advocates for universal state funding designs culturally sensitive labor market intermediaries run by workers and recipients to help people find jobs or workers and addresses everyday tensions in home workplaces

Migrants at Work Cathryn Costello,Mark Freedland,2014-10-30 There is a highly significant and under considered intersection and interaction between migration law and labour law Labour lawyers have tended to regard migration law as generally speaking outside their purview and migration lawyers have somewhat similarly tended to neglect labour law The culmination of a collaborative project on Migrants at Work funded by the John Fell Fund the Society of Legal Scholars and the Research Centre at St John s College Oxford this volume brings together distinguished legal and migration scholars to examine the impact of migration law on labour rights and how the regulation of migration increasingly impacts upon employment and labour relations Examining and clarifying the interactions between migration migration law and labour law contributors to the volume identify the many ways that migration law as currently designed divides the objectives of labour law privileging concerns about the labour supply and demand over worker protective concerns In addition migration law creates particular forms of status which affect employment relations thereby dividing the subjects of labour law Chapters cover the labour laws of the UK Australia Ireland Israel Italy Germany Sweden and the US References are also made to discrete practices in Brazil France Greece New Zealand Mexico Poland and South Africa These countries all host migrants and have developed systems of migration law reflecting very different trajectories Some are traditional countries of immigration and settlement migration while others have traditionally been countries of emigration but now import many workers There are nonetheless common features in their immigration law which have a profound impact on labour law for instance in their shared contemporary shift to using temporary labour migration programmes Further chapters examine EU and international law on migration labour rights human rights and human trafficking and smuggling developing cross jurisdictional and multi level perspectives Written by leading scholars of labour law migration law and migration studies this book provides a diverse and multidisciplinary approach to this field of legal interaction of interest to academics policymakers legal practitioners trade unions and migrants groups alike

Transnational Aging Vincent Horn,Cornelia Scheppe,2015-09-16 This book focuses on the diverse interrelationships between aging and transnationality It argues that

the lives of older people are increasingly entangled in transnational contexts on the social as well as the cultural economic and political levels Within these contexts older people both actively contribute to and are affected by border crossing processes In addition while some may voluntarily opt for adding a transnational dimension to their lives others may have less choice in the matter Transnational aging therefore provides a critical lens on how older people shape organize and cope with life in contexts that are no longer bound to the frame of a single nation state Accordingly the book emphasizes the agency of older people as well as the personal and structural constraints of their situations The chapters in this book reveal these aspects by approaching transnational aging from different methodological angles such as ethnographic research comparative studies quantitative data and policy and discourse analysis Geographically the chapters cover a wide range of countries in Africa Asia Europe North and South America such as Namibia Thailand Russia Germany the United States and Ecuador

Points of Entry Vic Satzewich, 2015-09-01 Every year over 1.3 million people apply to visit work or settle in Canada It falls to visa officers to determine who gets in and who stays out In the face of this enormous responsibility how do these gatekeepers use their discretionary authority to assess eligibility credibility and risk Seeking answers to this question Vic Satzewich conducted interviews with 128 visa officers locally engaged staff and immigration program managers at eleven overseas offices He reveals how the organizational context within which they work shapes their decision making When something in an application does not add up somber photographs from a supposed wedding celebration for example an officer conducts follow up interviews with the applicant In a world where no two visa applications are the same and in the context of complex and shifting population movements and pressures this is a fascinating look at how visa officers do their work

Unfree Labour? Aziz Choudry, Adrian A. Smith, 2016-08-15 Over the past decade Canada has experienced considerable growth in labour migration Moreover temporary labour migration has replaced permanent immigration as the primary means by which people enter Canada Utilizing the rhetoric of maintaining competitiveness Canadian employers and the state have ushered in an era of neoliberal migration alongside an agenda of austerity flowing from capitalist crisis Labour markets have been restructured to render labour more flexible and precarious and in Canada as in other high income capitalist labour markets employers are relying on migrant and immigrant workers as unfree labour This book explores labour migration to Canada and how public policies of temporary and guest worker programs function in the global context of work and capitalist restructuring Contributors are directly engaged with the issues emerging from the influx of temporary foreign workers and Canada's creeping economic apartheid the ongoing racialization of economic inequality for many workers of colour The collection also examines how migrant and immigrant workers have organized for justice and dignity in Canada As opposed to a good deal of current writing that often ignores the working conditions and struggles of racialized migrant and immigrant workers the authors contend that migrant workers labour organizations and migrant worker allies have engaged in a wide range of organizing initiatives with significant political and economic impacts These have included

both court challenges to secure legal rights to unionization and grassroots alternatives to traditional forms of unionization through workers centres Contributors include Aziz Choudry Adrian A Smith Sedef Arat Ko Abigail B Bakan Joey Calugay Jennifer Jihye Chun Jill Hanley Jah Hon Koo Mostafa Henaway Deena Ladd Marco Luciano Lo c Malhaire Adriana Paz Ramirez Geraldina Polanco Chris Ramsaroop Eric Shragge Sonia Singh Christopher C Sorio and Mark Thomas

Responding to Human Trafficking Julie Kaye, 2017-09-18 Responding to Human Trafficking is the first book to critically examine responses to the growing issue of human trafficking in Canada Julie Kaye challenges the separation of trafficking debates into international versus domestic emphases and explores the tangled ways in which anti trafficking policies reflect and reinforce the settler colonial nation building project of Canada In doing so Kaye reveals how some anti trafficking measures create additional harms for the individuals they are trying to protect particularly migrant and Indigenous women The author s critical examination draws upon theories of post and settler colonialism Indigenous feminist thought and fifty six interviews with people in counter trafficking employment across Western Canada Responding to Human Trafficking provides a new framework for critical analyses of anti trafficking and other rights based and anti violence interventions Kaye disrupts measures that contribute to the insecurity experienced by trafficked women and individuals affected by anti trafficking responses by pointing to anti colonial organizing and the possibilities of reciprocity in relationships of care

Multicultural Governance in a Mobile World Anna Triandafyllidou, 2018-06-30 Reveals Virginia Woolf s interest in Christianity its ideas and cultural artefacts

Canadian Political Economy Heather Whiteside, 2020-11-19 Engaging with themes of conflict change and crisis this book re invigorates the distinct interdisciplinary field of Canadian political economy

Liberating Temporariness? Leah F. Vosko, Valerie Preston, Robert Latham, 2014-06-01 Liberating Temporariness explores the complex ways in which temporariness is being institutionalized as a condition of life for a growing number of people worldwide The collection emphasizes contemporary developments but also provides historical context on nation state membership as the fundamental means for accessing rights in an era of expanding temporariness in recognition of why pathways to permanence remain so compelling Through empirical and theoretical analysis contributors explore various dimensions of temporariness especially as it relates to the legal status of migrants and refugees to the spread of precarious employment and to limitations on social rights While the focus is on Canada a number of chapters investigate and contrast developments in Canada with those in Europe as well as Australia and the United States Together these essays reveal changing and enduring temporariness at local regional national transnational and global levels and in different domains such as health care language programs and security The question at the heart of this collection is whether temporariness can be liberated from current constraints While not denying the desirability of permanence for migrants and labourers Liberating Temporariness presents alternative possibilities of security and liberation

Race and Ethnicity in Pandemic Times John Solomos, 2021-09-30 This edited collection brings together social scientists working on race and

ethnicity to address the question of the impact of the Covid 19 pandemic with a focus on issues linked to racial and ethnic inequalities The fourteen chapters that make up this collection were produced during the pandemic in 2020 and are intended to address key facets of the impact of the pandemic in contemporary Europe the United States and globally Individual chapters address the pandemic by drawing both on empirical research and conceptual analysis They also seek to draw important connections between broader dimensions of racial and ethnic inequalities and the health inequalities that have been highlighted by the sharp impact of the pandemic on particular communities and groups This volume speaks to the need for researchers working on race and ethnicity to respond to the Covid 19 pandemic through both original research and by reflection on current policy challenges and interventions The chapters in this book were originally published as a themed issue of Ethnic and Racial Studies

Rethinking International Skilled Migration Micheline van Riemsdijk, Qingfang Wang, 2016-10-04 In today's global knowledge economy competition for the best and brightest workers has intensified Highly skilled workers are an asset to companies knowledge institutions cities and regions as they contribute to knowledge creation innovation and economic growth and development Skilled migrants cross and many times straddle international borders to pursue professional opportunities These spatial relocations provide opportunities and challenges for migrants and the cities and regions they inhabit How have international skilled migratory flows been formed sustained and transformed over multiple spaces and scales How have these processes affected cities and regions And how have multiple stakeholders responded to these processes The contributors to this book bring together perspectives from economic social urban and population geography in order to address these questions from a myriad of angles Empirical case studies from different regions illuminate the multiscaled processes of international skilled migration In particular the contributions rethink skilled migration theories and provide insights into the experiences of highly skilled labor migrants and international students issues related to transnational activities and return migration and policy implications for both immigrant source and destination countries It also charts a future research agenda for international skilled migration research Rethinking International Skilled Migration provides a comparative perspective on the experiences of skilled migrants across the local regional national and or global scale paying particular attention to spatial and place based dimensions of international skilled migration It will be of interest to scholars and professionals in international migration regional and national development policymakers international businesses and NGOs

Immigrant and Migrant Workers Organizing in Canada and the United States Jorge Frozzini, Alexandra Law, 2017-11-08 Across Canada and the United States immigrant workers face important obstacles at work and in the broader society whether their immigration status is temporary permanent or nonexistent Hyper precarious workers of all status groups and their allies in unions and worker centers are organizing to improve their conditions In this book Jorge Frozzini and Alexandra Law two longtime volunteers with a Canadian worker center draw on their own experience in depth interviews and academic work from the fields of law communication studies and social movement theory

to produce a tactically focused theoretically informed introduction to immigrant worker organizing in a neoliberal era Frozzini and Law describe the phenomenon of employment precarity in the context of U S and Canadian labor history explaining how union certification and collective bargaining function under the law Without directing activists toward any single best strategy they cover tactical and ethical questions raised when organizers offer casework as a recruitment and research tool The royalties from this book will go to the Immigrant Workers Centre Montreal

Research Handbook on the Law and Politics of Migration Catherine Dauvergne, 2021-04-30 As the law and politics of migration become increasingly intertwined this thought provoking Research Handbook addresses the challenge of analysing their growing relationship Discussing the evolving theoretical approaches to migration it explores the growing attention given to the legal frameworks for migration and the expansion of regulation as migration moves to the centre of the political global agenda The Research Handbook demonstrates that the overlap between law and politics puts the rule of law at risk in matters of migration

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In a time characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its ability to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**Legislated Inequality Temporary Labour Migration In Canada**," a mesmerizing literary creation penned with a celebrated wordsmith, readers set about an enlightening odyssey, unraveling the intricate significance of language and its enduring affect our lives. In this appraisal, we shall explore the book is central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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