

ALLIED CONTROL AUTHORITY
CONTROL COUNCIL

Law No. 21

GERMAN LABOUR COURTS

The Control Council enacts as follows:

ARTICLE I

For the settlement of labour disputes local and appellate labour Courts shall be established throughout the whole of Germany.

ARTICLE II

The Labour Courts shall have jurisdiction in civil actions of the following categories, to the exclusion of the ordinary courts and irrespective of the value of the matter in dispute (Wert des Streitgegenstandes).

1. Disputes between parties to a collective agreement, or between such parties and third parties, where the disputes arise out of collective agreement or relate to the existence or non-existence of collective agreements; and disputes between parties competent to conclude collective agreements, or between such parties and third parties, where the disputes arise out of wrongful acts provided measures taken for the purposes of industrial strife (Arbeitskampf) or questions of freedom of association are in issue.

2. Disputes between employers (Arbeitgeber) and employees (Arbeitnehmer) where the disputes arise out of the employment relationship or apprenticeship; or relate to the existence, or non-existence of a contract of employment or articles of apprenticeship, or arise out of negotiations for the conclusion of a contract of employment or articles of apprenticeship and out of the effects thereof; and disputes arising out of wrongful acts provided these are connected with the employment relationship of apprenticeship. Exceptions shall be

a) disputes relating to an employee's invention, where the subject matter of the dispute is not merely a claim for remuneration or compensation for the invention; *

b) disputes involving persons belonging under section 481 of the Commercial Code to a ship's crew.

3. Disputes between employees arising out of their common employment and out of unlawful acts provided these are connected with the employment relationship or apprenticeship.

4. Disputes arising out of agreements between employers and employees about conditions of work, health and protection against accidents.

5. Disputes relating to the interpretation of agreements concluded between Works Councils and employers.