

## Book Review: Andrew Stewart, 'Stewart's Guide to Employment Law' (The Federation Press, 5th Edition, 2015)

Reviewed by Theresa Moltoni, Editor of The Advocate



I was delighted to be sent a copy of Andrew Stewart's updated edition of this book for review. It just happened to arrive in time for the Workplace Law elective of my Law Degree and it just so happened it was also the prescribed text.

After 30 years of working in workplace relations I was sceptical as to what I might find. However, after spending the last few weeks reading this book from cover to cover I can announce that Orange Whip is not the only achievement that Andrew can be proud of.

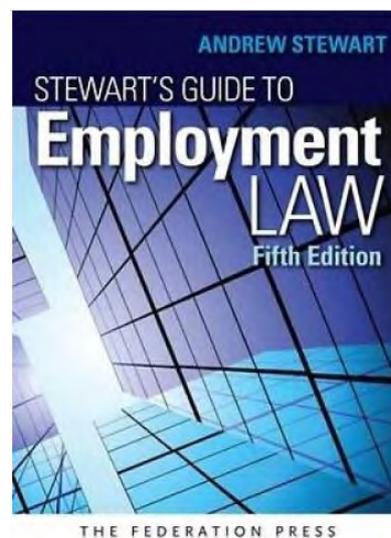
Indeed, I wish someone had told me about the earlier copies! The book covers all the essential areas of Employment Law, including its proud history and development in Australia. If you don't have this knowledge in your toolkit you will be disadvantaged from the outset. Andrew carefully tackles the complex area of law that is the difference between employees and independent contractors with plenty of references to the common law and its evolution from where it began, determining vicarious liability in the English courts.

Of course it looks at the special types of employment, the creation and end of employment relationships, employment contracts, the NES, Awards, Enterprise Agreements, Dispute Resolution, Remuneration, Working Hours, Leave, Control, Performance Management, Discipline, Safety and Industrial Action. It examines implied duties of loyalty and confidentiality as well as the myriad of post-employment issues that arise from time to time. Lastly it covers the issues of discrimination, victimisation and the remedies for wrongful or unfair termination.

It contains an extensive list of key cases and a table of statutes, both carefully referenced in the appropriate chapters for ease of finding those references you are looking for. Finally a glossary of terms and a comprehensive index will assist those learning the nuances of our employment system.

Andrew really has covered all bases in this book which is easy to read and well structured. **This is a book that should be on every practitioners shelf**, whether you are new to field, looking for a good reference book to close a gap in an area you haven't addressed for a while or to assist you in training your team.

Well done Andrew!



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