

UNIVERSITAS TYRNAVENSIS



FACULTAS IURIDICA

DEPARTMENT OF INTERNATIONAL LAW AND EUROPEAN LAW

European Migration Law

Course Syllabus

Spring Term 2019/2020

1. Introduction, Fundamental concepts of European migration law
(11. 2. 2020)
2. Institutional framework and sources of international and European migration law
(18. 2. 2020)
3. Free movement of EU citizens and members of their family
(25. 2. 2020)
4. Movement and residence rights of third country nationals
(3. 3. 2020)
5. Family reunification and protection of settled migrants
(10. 3. 2020)
6. The Schengen Agreement and free movement of persons
(17. 3. 2020)
7. International migration of labour
(24. 3. 2020)
8. International trade law and labour mobility
(31. 3. 2020)
9. Forced migration and the common EU asylum system
(7. 4. 2020)

14th April 2020 Easter Holiday

10. European migrant crisis, quotas and revision of the Dublin regime
(21. 4. 2020)
11. Trafficking and smuggling of migrants
(28. 4. 2020)
12. *Colloquium*
(5. 5. 2020)

Requirements for the completion of the course

Continuous assessment based on students' class participation, oral presentation and performance in a group analysis and discussion on a given topic or a case (colloquium).

Themes for oral presentations

1. The Role of the International Organisation for Migration (18. 2. 2020)
2. Free movement of persons: a controversial issue? (3. 3. 2020)
3. Family reunification under article 8 ECHR (10. 3. 2020)
4. The Role of the European Border and Coast Guard Agency (*Frontex*) and proposals for strengthening its competences (17. 3. 2020)
5. Employment of foreign nationals in Slovakia (24. 3. 2020)
6. Legal requirements for EU nationals willing to work in Russia (24. 3. 2020)
7. Social clauses in free trade agreements (31. 3. 2020)
8. Proposals for recasting the Dublin regulation (7. 4. 2020)
9. Refugee vs. Asylum seeker: what is the difference? (7. 4. 2020)
10. European migrant crisis: development, causes, consequences and the way forward (21. 4. 2020)
11. Trafficking and smuggling of migrants: case studies (28. 4. 2020)
12. Movement and residence rights of UK citizens in the EU after Brexit (5. 5. 2020)

Recommended reading:

Basic resources:

1. Opeskin, B. R., Perruchoud, R., Redpath-Cross, J. (eds.) Foundations of international migration law. 1st ed. Cambridge : Cambridge University Press, 2012. XXV, 467 p. ISBN 978-1-107-60836-8. (Selected chapters)
2. Conway, G. EU law. 1st ed. Abingdon : Routledge, 2015. 703 p. ISBN 978-0-415-81631-1. (Selected chapters)
3. Kunová, V., Svitana, R. Voľný pohyb osôb v EÚ : štúdie a texty. 1. vyd. Bratislava; Žilina : Bratislavská vysoká škola práva, Poradca podnikateľa, 2008. 256 s. (Eurokódex). ISBN 978-80-89363-05-6.
4. Kunertová, T. Pracovník v Evropské unii : za prací, studiem a na dovolenou v Evropě "jen" s právem EU. 1. vyd. Praha : Leges, 2014. 160 s. ISBN 978-80-7502-032-1.

Further Reading

5. Barnard, C. Free Movement and Labour Rights: Squaring the Circle? University of Cambridge, Faculty of Law, Legal Studies Research Paper Series, Paper No. 23/2013. Available at: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2313088
6. Broude, T. The WTO/GATS Mode 4, International Labour Migration Regimes and Global Justice. International Law Forum of the Hebrew University of Jerusalem Law Faculty. Research Paper No. 7-07 May 2007. Available at: www.ssrn.com/abstractid=987655
7. Carrera, S., Guild, E., Eisele, K. No Move without Free Movement: The EU-Swiss controversy over quotas for free movement of persons. Centre for European Policy Studies, Policy Brief No. 331, April 2015. Available at: <https://www.ceps.eu/system/files/PB331%20EU-Swiss%20Mobility%20.pdf>
8. Kostakopoulou, Th., Arcarazo D. A., Munk, T., EU Migration Law: The Opportunities and Challenges Ahead. In: Arcarazo, D. A., Murphy, C. C. EU Security and Justice Law: After Lisbon and Stockholm. Hart Publishing 2014, 246 p. ISBN: 9781782252634. Available at: <https://www.researchgate.net/>
9. Maas, W. Trade, Regional Integration, and Free Movement of People. In: Roy, J. (ed.) A New Atlantic Community: The European Union, the US and Latin America. Miami: European Union Center of Excellence/Jean Monnet Chair, University of Miami, 2015, pp 111-121. Available at: <http://www.yorku.ca/maas/Maas2015a.pdf>

10. OECD and EU (2016), Recruiting Immigrant Workers: Europe 2016, OECD Publishing, Paris. <http://dx.doi.org/10.1787/9789264257290-en>
11. Spijkerboer, T. Analysing European Case Law on Migration. In: Azoulai, L., de Vries, K. (eds.): EU Migration Law. Legal Complexities and Political Rationales. Collected Courses of the Academy of European Law, Oxford University Press 2014, 256 p. ISBN: 9780198708537.
Available at: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2097753
12. White, R.C.A. Revisiting Free Movement of Workers. In: Fordham International Law Journal, Volume 33, Issue 5, 2011, pp 1564 - 1587. Available at: <http://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=2215acontext=ilj>
13. Yalincak, O. H. Freedom of movement rights of Turkish nationals in the EU. In: Columbia Journal of European Law, Vol. 19.3, 2013, pp 391 - 422. Available at: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2101319##

Additional online resources:

14. <http://www.europeanmigrationlaw.eu/en>
15. https://ec.europa.eu/commission/priorities/migration_en
16. <http://frontex.europa.eu>
17. <http://www.ilo.org/global/topics/labour-migration/lang--en/index.htm>
18. <https://www.iom.int>
19. <http://iom.sk>
20. <http://www.unhcr.org>
21. <https://www.hrl.sk/sk>
22. <http://www.osce.org/migration>
23. http://www.oecd-ilibrary.org/social-issues-migration-health/data/oecd-international-migration-statistics_mig-data-en
24. <https://www.minv.sk/?migracny-urad-mv-sr>
25. <https://www.employment.gov.sk/sk/ministerstvo/integracia-cudzincov/>
26. <https://www.employment.gov.sk/files/slovensky/ministerstvo/integracia-cudzincov/dokumenty/akcny-plan-migracnej-politiky-podmienkach-ministerstva-prace-socialnych-veci-rodiny-slovenskej-republiky-roky-2016-2017.pdf>

Trnava, 10th February 2020

Martin Bulla, PhD.