

UNIVERSITAS TYRNAVENSIS



FACULTAS IURIDICA

DEPARTMENT OF INTERNATIONAL LAW AND EUROPEAN LAW

European Migration Law

Course Syllabus

Spring Term 2023/2024

1. Introduction, Fundamental concepts of European migration law (12. 2. 2024)
2. Institutional framework and sources of international and European migration law (19. 2. 2024)
3. Free movement of EU citizens and members of their family (26. 2. 2024)
4. Free movement of EU citizens and members of their family (case studies) (4. 3. 2024)
5. Movement and residence rights of third country nationals (11. 3. 2024)
6. Family reunification and protection of settled migrants (18. 3. 2024)
7. Long term residence of third country nationals and employer's sanctions (25. 3. 2024)

1st April 2024 Easter Break (No Class)

8. The Schengen Agreement and free movement of persons (8. 4. 2024)
9. Forced migration and the common EU asylum system (15. 4. 2024)
10. The Dublin regime (22. 4. 2024)
11. European migrant crisis, quotas and revision of the Dublin regime (29. 4. 2024)
12. *Colloquium* (6. 5. 2024)

Requirements for the completion of the course

1. Active class participation
2. Oral presentation on a given topic
3. Sufficient performance in a group analysis and discussion on a given topic or a case (colloquium)

Connecting to classes

MS Teams Code: **8610tvn**

[Link to the Team](#)

[Link for joining classes](#) (valid for all the classes through the semester)

Themes for oral presentations

1. The Role of the International Organisation for Migration
2. Free movement of persons: a controversial issue?
3. Movement and residence rights of UK citizens in the EU after Brexit and *vice versa*
4. Family reunification under article 8 ECHR
5. The Role of the European Border and Coast Guard Agency (*Frontex*) and proposals for strengthening its competences
6. The way to the recasting of the Dublin regulation
7. Refugee vs. Asylum seeker: what is the difference?
8. European migrant crisis: development, causes, consequences and the way forward
9. Trafficking and smuggling of migrants: case studies

Recommended reading:

Basic resources:

1. Handbook on European law relating to asylum, borders and immigration. Edition 2020. Luxembourg : Publications Office of the European Union, 2020. ISBN 978-92-9474-985-7. (Selected chapters) Available at: <<https://op.europa.eu/s/sxB>>
2. CUYVERS, A. Free Movement of Persons in the EU. In: East African Community Law. Institutional, Substantive and Comparative EU Aspects. Brill | Nijhoff 2017. ISBN: 9789004322073. pp 354–364. Available at: <https://doi.org/10.1163/9789004322073_023>

Further Reading

3. 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
4. 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
5. 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>
6. DELIVET, P. The free movement of people: principle, stakes and challenges. In: European Issue n°419. 30/01/2017 Available at: <<https://www.robert-schuman.eu/en/european-issues/0419-the-free-movement-of-people-principle-stakes-and-challenges>>
7. 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/>
8. 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>
9. Spijkerboer, T. Analysing European Case Law on Migration. In: Azoulay, 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
10. 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>
11. 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:

12. <http://www.europeanmigrationlaw.eu/en>
13. https://ec.europa.eu/commission/priorities/migration_en
14. <http://frontex.europa.eu>
15. <http://www.ilo.org/global/topics/labour-migration/lang--en/index.htm>
16. <https://www.iom.int>
17. <http://iom.sk>
18. <http://www.unhcr.org>
19. <https://www.hrl.sk/sk>
20. <http://www.osce.org/migration>
21. http://www.oecd-ilibrary.org/social-issues-migration-health/data/oecd-international-migration-statistics_mig-data-en
22. <https://www.minv.sk/?migracny-urad-mv-sr>
23. <https://www.employment.gov.sk/sk/ministerstvo/integracia-cudzincov/>
24. <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, 9th February 2024

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