Department of Law

Stockholm University

Syllabus

for course at first level

International and European Migration Law
Internationell och europeisk migrationsrätt

3.5 Higher Education Credits
3.5 ECTS credits

Course code:	JU265F
Valid from:	Summer 2023
Date of approval:	2023-02-09
Department	Department of Law
Main field:	Legal Science
Specialisation:	GXX - First cycle, in-depth level of the course cannot be classified

Decision

Approved by the Education Committee of the Faculty of Law 09 February 2023.

Prerequisites and special admittance requirements

The course is intended for foreign students enrolled in an exchange programme at the Department of Law or in the Stockholm Business School Summer programme at Stockholm University.

Course structure

Examination code	Name	Higher Education Credits
MOM1	International and European Migration Law	3.5

Course content

The course analyses the international and European principles of migration law and develops a critical approach to its application to current migration movements. It is structured in two parts: the first part is dedicated to the "traditional paradigm" of international and European migration law, and to the rules currently applicable to all migration movements. The course begins with a historical overview focusing on when and why states decided to control the movement of people across borders as well as the entrenchment of the basic division between "forced migrants" and "voluntary migrants" in migration law. Some fundamental rules, which are inscribed in the general concept of human rights, are applicable to all persons, while others are applicable only to forced migrants, to whom a fundamental right to asylum is granted. In this context, the European common policy for asylum and immigration will be studied.
In the second part, the "traditional paradigm" will be questioned, by considering the current mass immigration movements and those that will predictably characterize the future. Some of these migration movements will be analysed, such as the 2015 EU refugee crisis, the 2022 mass displacement of people fleeing the Ukrainian war, and human movements caused by environmental causes. Students will be asked to think of new legal responses to these important challenges, considering both the human rights of displaced persons and the vital interests and capacities of states.

Learning outcomes

Knowledge and understanding
Upon completion of the course, students are expected to be able to:
- know the cross-cut principles that found the Law on Migration
- know the basic norms of complex branch of “International and Migration Law” and understand how they coordinate with each other

- know the main case-law of international bodies on Migration Law

Skills and abilities
Upon completion of the course, students are expected to be able to:
- develop a critical assessment on the sufficiency of the current norms on Migration Law;
- develop a critical assessment on the respect of the current legal norms by the States' decisions on migration;
- reflect on the solutions for future migratory movements;

Judgement and approach
Upon completion of the course, students are expected to be able to:
- develop a capacity to balance the several human rights and public interests concerned in all cases of migration

Education

Instruction comprises 2 weeks of full-time studies and consists of lectures and seminars. During seminars, students will critically discuss course materials and / or answer problem questions.

A more detailed description of the course content is available in the course description and course schedule. The language of instruction is English.

Forms of examination

Examination is conducted through:
- Active participation at all teaching: classes will be developed through dialogues and with the students. In each class, the Professor will assign "research questions" to be studied for the next class and Students will be invited to present critically their point of view on the migratory challenges and the possible solutions for their management.
- A 5/10 pages essay: students will be required to suggest a topic after the first week, which will be approved by the Professor.

Active attendance is mandatory at all teaching. Active attendance refers to students having prepared the assignments, if any, and being ready to participate in discussions about them. The language of examination is English.

Assessment criteria applicable to grading of the take-home assignment (only applicable if this is the chosen method of examination):
– problem formulation;
– structure and presentation;
– insight into the topic, as well as materials and knowledge;
– investigation and analysis;
– argumentation and conclusions;
– independence of thought;
– language, formal requirements,
– Critical thinking
– Ability to carry out the work within the given time frames and word count

Failure to hand in the take-home essay within the given timeframe will automatically result in a failing grade.

All of the course's learning outcomes must be met and all activities passed in order to pass the course.

Students who fail the regular examination are given the opportunity for re-examination. Students who have passed are not entitled to undergo re-examination for higher grades. Students who are failed twice by the same examiner have the right to demand a different examiner when doing additional re-examinations. This does not however apply if there are specific reasons for not appointing a different examiner.

The grading scale for the course is as follows: Pass (G) or Fail (U).

A student with a certificate of special pedagogical support issued by Stockholm University has the right to alternative/accommodated forms of examination in accordance with the certificate.

Misc

Completed course requirements are valid for two years. This also applies to students who de-register from the course through early withdrawal.

The course requirements in effect at the time of the student's first registration on the course may be completed within two years. After two years, the course requirements included in the most recently revised syllabus will apply.

Entry into force
These provisions will apply as of 01 March 2023.

Required reading

The course literature is approved by the head of department. Please refer to the course website and the course description for information about the required reading. The current reading list will be made available at least two months before the course starts.