



STUDY PROGRAMME

(1) European Legal Studies Programme

(2) Transatlantic Affairs

ACADEMIC YEAR

2023-2024

SEMESTER

Second

COURSE TITLE

EU Migration Law and Practice

COURSE PROFESSORS

E. Guild

COURSE ASSISTANT

C. Challet

NATURE OF COURSE (COMPULSORY, OPTIONAL)

Optional

LANGUAGE OF INSTRUCTION

English

ECTS CREDITS

4

1. COURSE OBJECTIVES

The course focuses on European law and policy concerning the admission of third country nationals into the European Union, the conditions of their reception, their integration or return. The students will thus receive the required tools for them to develop their own critical judgment regarding the compliance of the current state of the law with primary and international sources and what changes can and should be brought.

The main aim is to equip the students with the necessary knowledge to apply the law as it stands and with tools for criticism, so as to enable them to assess legal developments against elements of "Realpolitik", value-based and socio-economic parameters and to contribute to the development of the law. Such tools will be as well linked with secondary law and landmarks present in international law, primary law and the question of the balance of interest and proportionality.

2. LEARNING OUTCOMES

The course objectives tie in with the following learning outcomes of the programme in **European Legal Studies** :

- 1.1. Possess advanced knowledge of the European Union (EU), its institutions, competences, substantive principles and legal doctrines
- 1.2. Possess general knowledge on the main elements of the EU's law and policy at large
- 1.3. Possess in-depth, scientific knowledge on specific areas of EU law
- 2.1. Be able to think analytically, correctly analysing complex legal problems in a multi-level legal



order, the various sources of law, legal instruments and actors, and to formulate a scientifically sound position on the basis of logical reasoning

2.2. Be able to think dynamically, to understand the constantly changing and evolving nature of the European integration process and to provide constructive commentary on its possible future development

2.3. Be able to think critically, formulating an independent opinion and interpretation of complex legal problems, contextualising findings and weighing a multitude of different factors, including findings from other disciplines

2.4. Be able to process a large amount of information within a short amount of time and to deliver accurate and reflective outcomes

2.5. Be able to work with primary sources of law, such as judgments and legislation, and to reflect independently on their significance and interpretation

2.6. Be able to work in a multi-cultural context, understanding and mediating different legal systems, legal traditions and normative frameworks in a constructive way

2.7. Be able to develop, research, discuss and critically answer questions regarding a scientific research question of EU law in a scientifically responsible way

2.8. Have a pro-active attitude towards self-development, through self-study, lifelong learning and professional growth, particularly through preparatory reading for group discussion in the courses

2.9. Draft a clear legal scientific text in the area of EU law

2.10. Present and defend orally an issue relating to EU law on the basis of legal argumentation or a personal position

2.11. Be able to study and work in the area of EU law in English and French, including through interaction with native speakers

The course objectives tie in with the following learning outcomes of the programme in **Transatlantic Affairs** :

1.1 The graduate masters the most important theoretical approaches and concepts of, depending on his or her disciplinary focus, Economics, International Relations and Diplomacy Studies, Legal Studies and/or Political Science relevant for the analysis of transatlantic affairs.

1.3 The graduate has good knowledge of, depending on his or her disciplinary focus, the political and/or legal systems, the decision-making processes, the economic structures and the main internal and external policies of the European Union and the United States.

2.4 The graduate is capable of processing a large amount of information and appropriately analyse relevant sources depending on his or her disciplinary focus within a short period of time and of suggesting possible actions that contribute to problem-solving in a creative way.

2.5 The graduate has the intellectual maturity and skills to take responsibilities and function autonomously in a professional environment at national or international level, and especially in a transatlantic context, and to work efficiently and effectively through planning, organizing, setting priorities, meeting deadlines, cooperating across cultural boundaries and networking.

3. COURSE CONTENTS

The course will be divided into five blocks.

1. Introduction

2. Borders and Visas



3. Regular Migration

4. Irregular Migration

5. Common European Asylum System

4. TEACHING METHOD

Students are provided with a short syllabus containing a brief outline of each block of teaching and the materials covered, containing key legislation, case-law and academic literature. These must be prepared ahead of the class. A reader containing all the relevant case-law and legislation will also be accessible to the students, online and in printed version.

Students are strongly encouraged to participate in class discussions.

5. FURTHER DETAILS ON THE TEACHING METHOD

Students will have to give a short presentation on a particular aspect of the course.

6. COURSE MATERIAL

Syllabus and reader.

7. EVALUATION

The final evaluation is by means of a two hours written exam in which two essay questions must be answered out of three. The exam counts for 75% of the final grade and the presentation given during the semester for 25%.

Participation in all evaluation forms is compulsory and a prerequisite to receive an exam mark. In case of non-compliance the final score will automatically be reduced to the highest non-passing and non-compensable grade.

Exams organised in second session period are 100% written exams.

The College of Europe reserves the right to change the delivery and assessment of the course in case of restrictions related to the Covid-19 pandemic. Any communication from the Department in this regard takes precedence over the information provided in this ECTS card.

8. MASTER THESIS' DEFENCE

The Master's thesis will be orally defended in the final exam session in the presence of the Professor and the Academic Assistant.

The defence shall begin with a compulsory 10-minute Power Point presentation by the student with an added value to the written work (e.g. correcting potential mistakes, including updates or additional information,...).



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The Master thesis' defence should allow the student, the Professor and the Academic Assistant to further demonstrate, scrutinise and develop insights and skills.