

Subject card

Subject name and code	Migration law in a comparative law perspective - lecture, PG_00144285						
Field of study	Law						
Date of commencement of studies	October 2021	Academic year of realisation of subject			2024/2025		
Education level	uniform Master's studies	Subject group			Optional subject group		
Mode of study	full-time studies	Mode of delivery			at the university		
Year of study	4	Language of instruction			Polish polish		
Semester of study	7	ECTS credits			2.0		
Learning profile	academic	Assessment form			credit		
Conducting unit	Division of Roman Law -> Department of Civil Law -> Faculty of Law and Administration -> Rector						
Name and surname of lecturer (lecturers)	Subject supervisor		dr Beata Kowalczyk				
	Teachers						
Lesson types	Lesson type	Lecture	Tutorial	Laboratory	Project	Seminar	SUM
	Number of study hours	15.0	0.0	0.0	0.0	0.0	15
	E-learning hours included: 0.0						
Learning activity and number of study hours	Learning activity	Participation in didactic classes included in study plan		Participation in consultation hours		Self-study	SUM
	Number of study hours	15		0.0		35.0	50
Subject objectives	<p>This course is designed to provide students with an understanding of migration law in different jurisdictions, focusing on comparative analysis of immigration policy, refugee and asylum law, and citizenship law. The course will enable students to understand the complexity of international migration law and its interaction with national legal systems. The course aims to promote respectful and informed discussion of migration issues. Students are expected to engage in these discussions with an open mind and a willingness to consider different perspectives.</p>						

Learning outcomes	Course outcome	Subject outcome	Method of verification
	[PRAWOJ5_UW06] The graduate is able to assess the usefulness of typical procedures and good practice in the implementation of tasks connected with various spheres connected with law and related fields	He is ready to undertake professional challenges, undertakes effort and is characterized by perseverance in the implementation of individual as well as team activities in the field of migration law and related sciences	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU3] text preparation/written work
	[PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language	Has an in-depth ability to prepare oral presentations, in Polish and foreign language, in the field of law and related sciences	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU5] implementation of a problem task
	[PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities	He learns the basics of national and international migration law, including laws on the protection of refugees and migrants.	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report
	[PRAWOJ5_UU12] He/she acquires knowledge efficiently and develops his/her professional skills using various sources (in native and foreign language) and modern technologies	He is able to efficiently acquire knowledge and develop his professional skills using a variety of sources (native and foreign language) and modern technologies	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU5] implementation of a problem task
	[PRAWOJ5_KK02] He/she is aware of the necessity to widen professional competences and qualifications, to improve skills, is able to indicate the direction of own development and education independently in widened and deepened way	Has knowledge of asylum procedures in Poland and the EU.	[SK1] oral statement/conversation/discussion [SK2] presentation/project/paper/report [SK3] text preparation/written work
	[PRAWOJ5_WK12] He/she has knowledge of occupational health and safety in public administration institutions	Has knowledge of health and safety at work in public administration institutions	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report [SW5] implementation of a problem task
	[PRAWOJ5_WK13] He/she has advanced knowledge of the functioning of professional self-governments in legal professions, is familiar with the principles of judges' and prosecutors' professions, and has knowledge of the organization of the judiciary in Poland.	Can compare migration systems of different countries, including EU and non-EU countries.	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report [SW5] implementation of a problem task
	[PRAWOJ5_UW01] He/she has advanced skills in observation and interpretation of social phenomena, analyzes their connections with various areas, activity of legal science and the related disciplines	Has a developed ability to understand and analyze social phenomena and use this analysis in professional work	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU8] observation of student's independent or team work
	[PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues	Has a deepened awareness of the level of his knowledge and skills, and understands the need for lifelong learning	[SU2] presentation/project/paper/report [SU5] implementation of a problem task [SU8] observation of student's independent or team work
	[PRAWOJ5_WK10] He/she understands and knows the basic concepts and principles of industrial property protection and copyright law, as well as understands the need for proper protection of intellectual property and managing its resources	Knows the terminology and concepts of migration law in the legal systems discussed	[SW2] presentation/project/paper/report [SW3] text preparation/written work [SW5] implementation of a problem task
	[PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work	He is aware of the necessity of expanding his professional competences and qualifications as well as improving his skills, he is able to independently determine the directions of his own development and education in an extended and deepened degree	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU5] implementation of a problem task

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[PRAWOJ5_KR07] The graduate is ready to take up professional challenges, takes up efforts and is persistent in the implementation of individual and group activities in the creation, application or interpretation of legal regulations and related sciences	Understands the legal consequences associated with illegal migration and violations.	[SK1] oral statement/conversation/discussion [SK2] presentation/project/paper/report [SK5] implementation of a problem task
[PRAWOJ5_KK01] The graduate is deeply aware of the level of his/her knowledge and skills, and also understands the need of lifelong learning	Has a deepened awareness of the level of his knowledge and skills, and understands the need for lifelong learning	[SK1] oral statement/conversation/discussion [SK2] presentation/project/paper/report [SK5] implementation of a problem task
[PRAWOJ5_KO03] He/she is prepared for active participation in groups, organizations and institutions connected with law, is also able to communicate with specialists and non-specialists in the field of law	Is able to use and integrate theoretical knowledge from the field of law and related scientific disciplines to analyze and interpret complex legal, social and political problems of migration law	[SK1] oral statement/conversation/discussion [SK2] presentation/project/paper/report [SK3] text preparation/written work
[PRAWOJ5_WG06] He/she has systematic knowledge about the man as the subject establishing social structures and principles of their operation and about the man as the individual operating in these structures	Can evaluate various migration policies based on national and EU law.	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report
[PRAWOJ5_KR05] He/she prepares responsibly to his/her work; can determine priorities in work and plan work appropriately	Responsibly prepares for his work, is able to prioritize his work and plan his work accordingly	[SK2] presentation/project/paper/report [SK8] observation of student's independent or team work
[PRAWOJ5_UW07] He/she has the skills in understanding and analyzing social phenomena and utilizing this analysis in his/her professional work.	He is ready to actively participate in groups, organizations and institutions that implement professional activities related to law, at the same time he is able to communicate with people who are and are not specialists in the field of law	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU8] observation of student's independent or team work
[PRAWOJ5_WG08] He/she has deepened knowledge of sources of Polish law, its changes and processes of law formation	Has the ability to solve case studies in the field of migration law, including situations involving deportation or asylum applications.	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report [SW3] text preparation/written work
[PRAWOJ5_WK11] The graduate has deepened knowledge of the principles of creating and developing basic forms of individual entrepreneurship.	Has in-depth knowledge of the principles of creation and development of basic forms of individual entrepreneurship	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report
[PRAWOJ5_UO11] He/she can work well in a team and can coordinate the team's work when solving legal problems, interpreting legal acts, and preparing written or oral opinions on a matter.	Can analyze administrative decisions on migration and assess their compliance with applicable laws.	[SU1] oral statement/conversation/discussion [SU2] presentation/project/paper/report [SU5] implementation of a problem task
[PRAWOJ5_KO04] The graduate is ready to prepare own projects connected with the creation, application and interpretation of legal regulations, including projects co-financed by the European Union's funds	He is able to identify and describe current migration issues, such as humanitarian crises.	[SK2] presentation/project/paper/report [SK3] text preparation/written work
[PRAWOJ5_WG01] The graduate demonstrates deepened and systematic knowledge about the character of legal science, its place in the system of sciences and mutual relations.	They were able to analyze problems related to the integration of migrants in host societies.	[SW1] oral statement/conversation/discussion [SW2] presentation/project/paper/report [SW5] implementation of a problem task
[PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines	He learns about the ethical challenges of implementing and applying migration law, such as protecting vulnerable people.	[SW2] presentation/project/paper/report [SW5] implementation of a problem task
[PRAWOJ5_KR06] He/she behaves in ethical and professional way, follows the principles of ethics	Has a belief in the importance of behaving in an ethical and professional manner, acts in accordance with ethical principles	[SK1] oral statement/conversation/discussion [SK5] implementation of a problem task

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[PRAWOJ5_WG09] He/she demonstrates deepened and systematic knowledge about the processes of changes of political systems and of individual authorities, as well as the consequences of these changes	Knows how to define key terms related to migration, such as refugee, migrant, asylum, deportation.	[SW1] oral statement/ conversation/discussion [SW2] presentation/project/paper/ report [SW5] implementation of a problem task
[PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work	Knows how to use court case law on migration issues.	[SU2] presentation/project/paper/ report [SU3] text preparation/written work [SU5] implementation of a problem task
[PRAWOJ5_UW03] The graduate demonstrates deepened skills of using complex theoretical points of view to analyze, interpret and plan strategies of legal activities; solves concrete problems connected with the creation, application and interpretation of legal regulations, anticipates the course of their solution and predicts the effects of planned activities	Knows how to identify legal instruments for the protection of migrants, such as international conventions.	[SU1] oral statement/conversation/ discussion [SU2] presentation/project/paper/ report [SU5] implementation of a problem task
[PRAWOJ5_WG04] He/she knows the system of Polish law, mutual connections within the system and connections of Polish law with the European Union law and international law	Has the ability to critically evaluate existing migration laws.	[SW2] presentation/project/paper/ report [SW5] implementation of a problem task
[PRAWOJ5_WG03] He/she demonstrates deepened knowledge about the political system in Poland, about individual authorities with particular consideration of legislative authority and the judiciary,	Can analyze the effects of legislative changes in the area of migration.	[SW2] presentation/project/paper/ report [SW5] implementation of a problem task
[PRAWOJ5_WG07] The graduate knows methods and tools, including techniques of data and information acquisition, as well as research methods appropriate for the field of study and the related disciplines	Knows how to interpret legal acts related to migration, including EU regulations and directives.	[SW1] oral statement/ conversation/discussion [SW2] presentation/project/paper/ report

Subject contents	<p>1) The concept of migration law, its objectives, essence and peculiarities 2) The legal basis of migration law in selected jurisdictions 3) Migration, asylum, refugee 4) The characteristics of migration in selected jurisdictions 5) Globalization and migration: opportunities and threats 6) Migration and the economy 7) The migration crisis in Europe an attempt to assess and seek proposals for solutions</p> <p>Lecture 1: Introduction to migration law (1.5 hours) Defining migration: Voluntary and forced migration Key concepts and principles Overview of the framework of international migration law The role of international organizations in migration (e.g., UNHCR, IOM)</p> <p>Lecture 2: Comparison of immigration policies (1.5 hours) Immigration law in selected jurisdictions: A comparative overview (e.g., US, EU, Canada, Australia) Overview of different policy approaches to immigration: Family reunification, employment, diversity lotteries, humanitarian protection Analysis of policy outcomes and their impact on migrants</p> <p>Lecture 3: Refugees and asylum law in comparative perspective (1.5 hours) Defining refugees and asylum seekers: International and national perspectives Refugee and asylum law in selected jurisdictions: A comparative overview Challenges and debates in refugee and asylum law</p> <p>Lecture 4: Citizenship Law in Comparative Perspective (1.5 hours) Overview of citizenship laws in selected jurisdictions Ways of acquiring citizenship: By birth, by descent, by marriage, by naturalization Statelessness: Causes, consequences and legal frameworks</p> <p>Lecture 5: Migration Law and Human Rights (1.5 hours) The intersection of migration law and human rights Migrants' rights: An international legal framework Case studies: Human rights violations in the context of migration</p> <p>Summary and conclusion of the course, open discussion</p>											
Prerequisites and co-requisites	introduction to jurisprudence constitutional law											
Assessment methods and criteria	<table border="1" data-bbox="453 1117 1485 1209"> <thead> <tr> <th data-bbox="453 1117 794 1149">Subject passing criteria</th> <th data-bbox="794 1117 1139 1149">Passing threshold</th> <th data-bbox="1139 1117 1485 1149">Percentage of the final grade</th> </tr> </thead> <tbody> <tr> <td data-bbox="453 1149 794 1180"></td> <td data-bbox="794 1149 1139 1180">51.0%</td> <td data-bbox="1139 1149 1485 1180">50.0%</td> </tr> <tr> <td data-bbox="453 1180 794 1211"></td> <td data-bbox="794 1180 1139 1211">51.0%</td> <td data-bbox="1139 1180 1485 1211">50.0%</td> </tr> </tbody> </table>			Subject passing criteria	Passing threshold	Percentage of the final grade		51.0%	50.0%		51.0%	50.0%
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Recommended reading	Basic literature	<p>1. Schengen system and immigration from the perspective of Poland and Germany, ed. M. Trojanowska-Strzęboszewska, Oficyna 2014</p> <p>2. Immigration and globalization. The example of the United States J. Węgleński (2012)</p> <p>3. Immigration and the economy experience of Australia, M. Wrona (2016)</p> <p>4. Exodus: How Migration is Changing Our World, P. Colliner (2013)</p> <p>5. Migration - the challenge of the 21st century, M. St. Zięba ed. (2008) https://www.kul.pl/files/602/public/Migravalue/Migr1_pl.pdf</p>										
	Supplementary literature	<p>1. Chetail, Vincent, The Human Rights of Migrants in General International Law: From Minimum Standards to Fundamental Rights (July 22, 2014). Georgetown Immigration Law Journal, Vol. 28, No. 1, 2013, pp. 225-255, Available at SSRN: https://ssrn.com/abstract=2469785</p> <p>2. Lister, Matthew J., Climate Change Refugees (February 26, 2014). 17 Critical Review of International Social and Political Philosophy 619 (2014), Available at SSRN: https://ssrn.com/abstract=2402033</p>										

	eResources addresses	
Example issues/ example questions/ tasks being completed	<p>Analyze the similarities and differences in the asylum procedures of selected countries. Which systems seem to be more effective and why?</p> <p>Present and compare the regulations for receiving economic refugees in two countries. What factors influence the differences in the migration policies of the two countries?</p>	
Work placement	Not applicable	

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