

**MINISTRY OF EDUCATION AND SCIENCE OF UKRAINE
IVAN FRANKO NATIONAL UNIVERSITY OF LVIV
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL LAW**

"APPROVED"

Vice-rector on scientific and pedagogical work
and social issues and development

Lviv National University
of Lviv prof. Lozynsky M.V.

« ____ » _____ 20 __ p.

WORKING PROGRAM

**COOPERATION WITH THE EU ON MIGRATION, ASYLUM AND
COMBATING CRIME**

branch of knowledge **08 «Law»**
speciality **081 «Law»**
within the framework of the educational and scientific program Master of Science
specialization **«Legal providing of European integration of Ukraine»**
discipline of free choice of student
law faculty

Lviv – 2018

The work program of the academic discipline «Cooperation with the EU on migration, asylum and combating crime» for students in the field of knowledge 08 "Law", specialty 081 "Law" within the framework of the educational and scientific program Master of Science, 2018. 13 p.

Developers:

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*The work program was approved at the meeting of the Department of Administrative and Financial Law of the Faculty
Lviv National Ivan Franko University
(Protocol No. ____ of " ____ " _____ 20 ____)*

**Head of the Department of
administrative and financial law _____ prof. M.M. Kobyletskyi**

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Approved by the Academic Council of the Faculty of Law of the Ivan Franko National University of Lviv (branch of knowledge 08 " Law" , specialty 081 "Law" within the framework of educational and scientific program «Master").

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« ____ » _____ **201** ____ . **Head _____ doctor of law, prof. V.M. Burdin**

1. DESCRIPTION OF TRAINING DISCIPLINE

Name of indicators	branch of knowledge, direction of training, educational-qualification level	characteristic of the discipline	
		full-time education	external form of education
number of credits – 3	Branch of knowledge 08 «Law" specialty 081 «Law"	discipline of free choice of student	
		year of training:	
the total number of hours is 90	Educational and scientific program of Master's degree	1	-
		Semester	
weekly hours for full-time study: classroom - 2 independent work of the student - 3,6		1-й	-
		Lectures	
		16	-
		practical (seminar)	
		16	-
		Laboratory	
		-	-
		self-work	
		58	-
		INDZ:	
		control: score	

The ratio of hours of classes to self-work is :
for full-time study form - 1: 1.8

Language of training: English.

2. PURPOSE AND OBJECT OF THE EDUCATIONAL DISCIPLINE

Objective: to prepare law students with the aim of forming and developing their professional competence in the field of cooperation with the EU in the field of migration, refugees and combating crime arising in the process of migration, to consolidate basic knowledge in the field of migration law of the EU and Ukraine, to analyze the actual problems in the sphere of migration and the crisis provoked by modern migration processes in the EU.

From the **curriculum:** studying the subject "Cooperation with the EU on Migration, Refugees and Combating Crime" is:

- identify the main trends of migration in the world;
- study the theory of migration ;
- to investigate the historical development of migration processes ;
- to analyze the international law that defines the status of migrants and refugees, asylum seekers;
- study the EU's right to migration and asylum ;
- to identify the peculiarities of the EU policy on migration and asylum ;
- to investigate the legal status of refugees and displaced persons in Ukraine ;
- to define the main directions of cooperation with the EU in the field of migration and asylum ;
- to find out the relationship between crime and migration in Ukraine and the EU.

Learning outcomes As a result of studying this course the student must:

know:

- Current Migration Processes in the World: Major Problems and Trends;
- historical stages and social and cultural factors of migration;
- basic theories of migration;
- EU and Ukrainian legislation in the field of migration and asylum;
- basic norms of international migration law;
- the legal status of refugees and internally displaced persons;
- the procedure for obtaining refugee status and asylum in the EU and Ukraine;
- the main areas of cooperation between Ukraine and the EU in the field of migration and refugees, the main provisions of the EU Readmission Agreement;
- connection of the level of crime and migration, the threat of terrorism as a result of migration processes.

be able:

- apply knowledge of methodology, theory and methodology for analyzing contemporary migration processes in the world;
- to identify the main problems of the national migration policy and to suggest ways to overcome them;
- apply EU and Ukrainian legislation on the procedure for obtaining refugee status.

3. PROGRAM OF EDUCATIONAL DISCIPLINE

Topic 1. Migration processes in the world

1. Notion and types of migration
2. Reasons and impacts of migration
3. The challenges of global migration
4. Contemporary migrations: general trends

Topic 2. Theories of migration

1. Functionalist theories: push-pull models and neoclassical theory
2. Historical-structural theories of migration
3. New economics theory of migration
4. Dual labor market theory
5. Network theory of migration
6. Globalization and diaspora theories of migration.

Topic 3. History of international migration

1. International migration before 1945. Colonialism. Industrialism and migration to North America before 1914. Labour migration within Europe. The interwar period.
2. Migration in Europe since 1945. Migration in the post-World War II boom.
3. European migration in the period of economic restructuring (1974-mid-1990s). Southern European migration transitions. Migration in Central and Eastern Europe. Migratory consequences of the global economic crisis. Europe's changing population.
4. Migration in Europe today.

Topic 4. International refugee and asylum law

1. International refugee law. Sources of refugee law. Regional instruments.
2. Definition of refugee
3. The Convention relating to the Status of Refugees, 1951. The 1967 Protocol on Refugee.
4. Responsibilities of parties to the Refugee Convention.
5. The principle of non-refoulement in international law
6. Regional legal instruments concerning refugee protection and their protection.

Topic 5. EU asylum and migration law

1. Citizenship of the EU
2. The Schengen Agreement
3. EU migration law. The Charter of Fundamental Rights of the EU.

4. Legal status of asylum seekers, recognized refugees.
5. The non-refoulement principle.
6. The EU asylum procedures.
7. Dublin procedures.
8. Economic and social rights of refugees.

Topic 6. Immigration and asylum policies in the EU

1. Rights for migrants. Eu policy for migrants' rights protection.
2. The right to asylum. Asylum seekers and their comparison with status of refugees.
3. Detention of asylum seekers
4. Family reunion policy of the EU.
5. Trafficking
6. Statelessness in policy of the EU.
7. Displaced persons and their legal status.

Topic 7. Legal Status of Refugees and Displaced Persons in Ukraine and the EU

1. Harmonization of national law in the field of refugee protection with the norms of international law.
2. The right to asylum in Ukraine.
3. Legal status of refugees in Ukraine.
4. Procedures for the provision, loss and deprivation of refugee status in Ukraine.
5. Internally Displaced Persons in Ukraine: Legal Status and Guarantees.
6. Readmission Agreement: Concept and Tasks. Ukraine Readmission Agreement.
7. Agreement between Ukraine and the European Community on readmission of persons: challenges and threats.

Topic 8. Crimes and migration in the EU and Ukraine

1. Terrorism and immigration in the EU. Immigration and security in Europe.
2. New challenges of new waves of migration in 2015 in the EU
3. Connection between migration and crime rate in the EU. The criminalization of migration.
4. Immigration and urban unrest
5. The impact of migration policy

4. INFORMATION ON THE DISCIPLINE

Topic	Number of hours											
	full-time						part-time from					
	total	including					total	including				
		l	p	lab	ind	s.w.		l	p	lab	ind	s.w.
1	2	3	4	5	6	7	8	9	10	11	12	13
Migration processes in the world	13	2	4			7						
Theories of migration	13	2	2			7						
History of international migration	12	2				7						
International refugee and asylum law	10	2				7						
EU asylum and migration law	10	2	4			7						
Immigration and asylum policies in the EU	10	2				7						
Legal status of refugees and displaced persons in Ukraine and the EU	10	2	4			8						
Crimes and migration in the EU and Ukraine	12	2	2			8						
total amount of hours	90	16	16			58						

Lectures (full-time - 16 hours)

No.	topic	hours
1	Migration processes in the world	2
2	Theories of migration	2
3	History of international migration	2
4	International refugee and asylum law	2
5	EU asylum and migration law	2
6.	Immigration and asylum policies in the EU	2
7.	Legal status of refugees and displaced persons in Ukraine and the EU	2
8.	Crimes and migration in the EU and Ukraine	2
	Total	16

Practical (full-time— 16 hours)

No.	topic	hours
1	Migration processes in the world	4
2	Theories of migration	2
3	History of international migration	
4	International refugee and asylum law	
5	EU asylum and migration law	4
6.	Immigration and asylum policies in the EU	
7.	Legal status of refugees and displaced persons in Ukraine and the EU	4
8.	Crimes and migration in the EU and Ukraine	2

	Total	16
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Self-work (full-time - 58 hours)

No.	Topic	hours
1	Tema 1. Migration processes in the world	7
2	Tema 2. Theories of migration	7
3	Tema 3. History of international migration	7
4	Tema 4. International refugee and asylum law	7
5	Tema 5. EU asylum and migration law	7
6.	Tema 6. Immigration and asylum policies in the EU	7
7.	Legal status of refugees and displaced persons in Ukraine and the EU	8
8.	Tema 8. Crimes and migration in the EU and Ukraine	8
	Total	58

5. METHODS OF EDUCATION

In the course of teaching discipline, methods should be used to:

- formation of students' interest in cognitive activity and responsibility for educational work;
- provision of intellectual activity (inductive, deductive , reproductive and exploratory);
- as well as methods related to controlling the student's educational activities.

Among the methods of teaching, in particular, the following are applicable: narrative, explanation, conversation, lecture, demonstration, observation, discussion, research projects, "business games", interactive techniques, preparation and presentation of essays.

6. METHODS OF CONTROL

Students' knowledge and skills acquired during the study course "Cooperation with the EU on Migration, Asylum and Combating Crime» are evaluated according to the rating system.

Forms of current control include: assessment of the implementation of home independent tasks, essays, written and control works performed during practical classes.

A student can receive a maximum of 50 points for oral answers or tests or tests for practical classes.

Unreadiness or unsatisfactory answer (problem solving) are also subject to appropriate evaluation and the student is awarded a "0" mark. The "0" points obtained in this case need to be worked out and the evaluation obtained during the workout is taken into account in determining the average score of current progress .

The form of current control knowledge is to perform a test work. The test work is carried out in writing and consists of theoretical questions and practical tasks and can be estimated at a maximum of 50 points. A student who did not perform a supervisory work or performed it on an unsatisfactory rating is required to perform a control work.

The form of the final control of knowledge and skills in the discipline for students is a score, which is displayed on the basis of current progress and evaluation for control work.

7. DISTRIBUTION OF SCORES TO BE APPLIED FOR STUDENTS

current testing and self-work								current success	modul	sum
T1	T2	T3	T4	T5	T6	T7	T8	T 1-8	T 1-8	100
7	7	6	6	6	6	6	6	50	50	

Assessment of student's knowledge is carried out on a 100-point scale

Scale: University, National and ECTS

Score in points	ECTS assessment	Definition	National scale	
			Examination score, evaluation from a differentiated score	Credit
90 – 100	A	<i>Excellent</i>	<i>Excellent</i>	<i>Accepted</i>
81-89	B	<i>Very well</i>	<i>Good</i>	
71-80	C	<i>Well</i>		
61-70	D	<i>Satisfactorily</i>	<i>Satisfactorily</i>	
51-60	E	<i>Enough</i>		

90-100 points (excellent) - presented to a student who gave a complete and correct answer to all questions based on knowledge of regulations, jurisprudence and special literature. Manifestations of the ability to apply acquired knowledge to specific socio-economic situations and the ability to analyze the sources of study of this course.

81-89 points (very good) - presented to a student who gave a not complete but correct answer to all questions based on knowledge of the subject .

71-80 points (good) - presented to the student who gave the full and correct answer, but not for all questions, or the answer is not based on all the components of the study. That is, he knew the legal act and judicial practice, but did not know the information contained in the special literature or information contained in other sources. However, as a result, his response should be based on at least two basic sources.

61-70 points (satisfactorily) - presented to a student who did not provide a comprehensive detailed answer to the questions of control tasks and which is based only on one of the recommended sources of studying the material.

51-60 points (enough) - is presented to a student who did not give a comprehensive (sufficient) answer to the questions of control tasks and can not name the source of information of the discipline.

0-50 points (unsatisfactorily) - exhibited to a student who revealed significant gaps in the knowledge of the basic educational material, made fundamental mistakes in the implementation of the tasks provided for by the program, unfamiliar with the basic legal literature on discipline.

8. METHODOLOGICAL PROVISION

Reshota V.V. Cooperation with the EU on Migration, Asylum and Combating Crime / Volodymyr Reshota // Complex of educational and methodological support of educational discipline. - Lviv: Law Faculty of the Ivan Franko National

9. RECOMMENDED BOOKS

1. Castles, S., Miller, M. The Age of Migration: International Population Movements in the Modern World, 4th Edition. Basingstoke, United Kingdom: Palgrave Macmillan, 2009.
2. Europe Unites: The EU's Eastern Enlargement / Peter A. Poole. – London : Westport, Conn. : Praeger, 2003. – 211 p.
3. Guild, E., Minderhoud, P., The first decade of EU migration and asylum law, Martinus Nijhoff, Leiden, 2012.
4. Handbook on European law relating to asylum, borders and immigration. – Strasbourg : European Union Agency for Fundamental Rights, 2013. – 260 p.
5. Human rights in Europe: no grounds for complacency / Council of Europe, 2011. – 373 p.
6. Messer, M., Schroeder, R., Wodak, R. (eds.). Migrations: Interdisciplinary Perspectives. Springer, 2012.
7. Peers, S., Guild, E., Acosta Arcarazo, D., Groenedijk, K., Moreno-Lax, V., (eds.), EU Immigration and Asylum Law (text and commentary). Second edition, Martinus Nijhoff, Leiden, 2012
8. Rosas A. EU Constitutional Law / A.Rosas, L. Armati ; 2 revised ed. – Oxford – Portland, Oregon, 2012.
9. The Age of Migration: International Population Movements in the Modern World / S. Castles, h de Hass, M. J. Miller : The Guilford Press, 2013. – 420 p.
10. The Frontiers of Europe: A Transatlantic Problem? / Federica Bindi, Irina Angelescu. – Washington : Brookings Institution Press, 2011.
11. Білуха Ю. Формування міграційного законодавства України // Український часопис прав людини. — 1997. — № 1.
12. Галенская Л. Н. Право убежища (международно-правовые вопросы). — М.: Междунар. отношения, 1968. — 128 с.
13. Калхун Н. Практично-методичний посібник для кандидатів на посаду судді та суддів з розгляду справ про примусове видворення та екстрадицію / Н. Калхун, Д. Плечко, О. Моркова, М. Смокович та ін. – К.: "Гнозіс", 2014. - 100 с.
14. Калхун Н. Практично-методичний посібник для кандидатів на посаду судді та суддів адміністративних судів «Особливості розгляду справ, пов'язаних із статусом біженця та додатковим захистом / Н. Калхун, Д. Плечко, О. Моркова, М. Смокович та ін. – К.: "Гнозіс", 2014. - 112 с.
15. Кузьменко О. Міри відповідальності як спосіб протидії нелегальній міграції // Право України. — 2000. — № 3.

- 16.Методология и методы изучения миграционных процессов. Междисциплинарное учебное пособие. Под общ. Ред. Ж. Зайончковской, И.Молодиковой, В.Мукомеля. М., 2007. - 371 с.
- 17.Мосьонз С. Характеристика міграційного законодавства та органів виконавчої влади у сфері міграції // Проблеми міграції. Український інформаційно-аналітичний журнал. — 2002. — Т. 7. — Число 3 (21).
- 18.Правовий захист біженців та осіб без громадянства в Україні : Зб. документів. — К.: ВАІТЕ, 2001. — 310 с.
- 19.Тиндик Н.П. Біженці: невід’ємний елемент сучасного міграційного процесу : монографія. – Львів, 2007. – 608 с.

10. INFORMATION RESOURCES

1. The Verkhovna Rada of Ukraine - [www . rada.gov.ua](http://www.rada.gov.ua)
2. Judiciary - <http://court.gov.ua>
3. The only state register of court decisions <http://www.reyestr.court.gov.ua>
4. The European Court of Human Rights - <http://www.echr.coe.int>
5. EU law - https://europa.eu/european-union/law_en