### Prof Dr Jaap W. de Zwaan

em. Professor of the Law of the European Union Erasmus University Rotterdam The Netherlands

Email: jwdezwaan@outlook.com

Universidade de Lisboa, Intensive Course, 14-18 November 2022

# ASYLUM AND IMMIGRATION LAW AND POLICY OF THE EUROPEAN UNION

## Lectures

#### **Monday 14 November: Introduction**

- The Migration problem
  - a. Introduction
  - b. The crisis of 2015-2016
  - c. The situation in 2022
  - d. The war in Ukraine
- The EU Area of Freedom, Security and Justice
- The legal context
  - a. EU Treaties and secondary law
  - b. Charter of Fundamental Rights of the EU
  - c. UN Convention of Geneva

### Tuesday 15 November: Movement of Persons/Schengen/Borders and Visa

- Internal Market
  - a. Free movement of Persons: directive 2004/38
  - b. European Citizenship
  - c. Internal market and Third Country Nationals
- Schengen cooperation
- Border control: internal and external borders
- Visa law and policy
- European Border and Coast Guard (Frontex)

### Wednesday 16 November: EU Asylum Law and Policy

- Legal instruments
  - a. Definition
  - b. Responsible Member State ('Dublin')
  - c. Procedures

- d. Reception
- e. Eurodac
- f. Temporary Protection (with special attention for the mass influx of displaced persons from Ukraine since end February 2022)
- Principles: solidarity and burden sharing
- Relocation Resettlement
- European Asylum Support Office (EASO)
- External relations
  - a. Return and Readmission agreements
  - b. Cooperation with UNHCR and IOM

## Thursday 17 November: New Pact on Asylum and Migration

- Communication European Commission 23 September 2020
  - a. Overall principles: solidarity and responsibility
  - b. Point of departure: most migrants have no right to stay in the EU
  - c. Reception and handling of application for protection require 'flexible' solidarity from all Member States
  - d. Cooperation with third countries
- Bottlenecks
  - a. Protection external borders
  - b. Relocation
  - c. Migrants as instrument of hybrid warfare
- State of play regarding decision making in the Council
- Alternative solutions?

#### Friday 18 November: Immigration Law and Policy

- Legal migration: instruments
  - a. Long term residents
  - b. Family reunification
  - c. Work: Blue Card, Single Permit, Seasonal Workers, Intracorporate Transfers, Study and Research
- Integration
- Combat of Illegal immigration
  - a. Return and Readmission agreements
  - b. Cooperation with UNHCR and IOM

#### **Q&A: Questions and Answers**