Immigration Law (with the following modules: Management of the Migration Phenomenon in European Law and Italian Law; Protection of Foreign Victims of Crime and Unaccompanied Foreign Minors)

Prof. Marta Lamanuzzi; Prof. Chiara Marenghi; Prof. Monica Spatti

**MODULE 1:** The Management of the Migration Phenomenon in European Law and Italian Law (Prof. Chiara Marenghi and Prof. Monica Spatti)

MODULE AIMS AND INTENDED LEARNING OUTCOMES

Module Aims

The module aims to analyse the legal regime of immigration considering the discipline and practice of international and European Union law, and the repercussions on the Italian legal system.

Intended Learning Outcomes

Knowledge and understanding:

At the end of the module, students will be able to grasp the basic elements of the immigration discipline, in its various structures, distinguishing between the different statuses and procedures that characterise the migration process.

Ability to apply knowledge and understanding:

At the end of the module, students will have acquired the ability to orient themselves in the complexity of the migratory phenomenon, identifying the specificities of the various migratory paths, in particular with regard to situations of vulnerability.

Module Content

After an overview of the characteristics of international law and the European Union legal system, the following topics will be explored in Module 1:

- International obligations to protect migrants as holders of fundamental rights.

- The competency of the European Union in the field of immigration and asylum and the Italian sources.

- Foreigners benefiting from international protection: refugees, holders of subsidiary protection, temporary protection and the forms of protection recognised by Italian law. The reception of applicants and the procedures for obtaining protection. Cooperation between States in the designation of the country responsible for examining the application for protection.

- Legally resident migrants. Residence for work and family reunification.

- Illegal foreigners. Repatriation, procedural safeguards and detention of persons awaiting repatriation.

READING LIST

For a fruitful exam preparation, we recommend studying the following volumes:

S. Amadeo, F. Spitaleri, *Il diritto dell’immigrazione e dell’asilo dell’Unione europea*, Giappichelli editore, Turin, 2022, 2nd ed. (except for Chapters 1 and 5).

F. Biondi dal monte, E. Rossi, *Diritto e immigrazioni. Percorsi di diritto costituzionale*, Il Mulino, Bologna, 2022 (exclusively Chapters 7 and 8).

The lecture plans and any supplementary readings will be available on the Blackboard page of the course.

TEACHING METHOD OF THE MODULE

The module will be based on lectures during which priority will be given, as far as possible, to a case-based illustration of the contents with the active participation of the students.

ASSESSMENT METHOD AND CRITERIA

Students who wish, may take the exam at the end of the module (during the suspension of lectures between the first and second semesters) or after the conclusion of the course. The exam will be carried out orally.

The assessment will take into account the student's level of knowledge and understanding of the topics covered in the module, as well as their command of legal language. The final mark will be expressed out of thirty.

NOTES AND PREREQUISITES

To benefit most from the module, we recommend the prior study of Administrative Law.

Any schedule changes and exam information will be posted on the *Blackboard*platform. Therefore, all students are invited to enrol on the course's *Blackboard* page.

Further information can be found on the lecturer's webpage at http://docenti.unicatt.it/web/searchByName.do?language=ENG or on the Faculty notice board.

**MODULE 2:** *Protection of Foreign Victims of Crime and of Unaccompanied Foreign Minors (Prof. Marta Lamanuzzi)*

MODULE AIMS AND INTENDED LEARNING OUTCOMES

Module Aims

The module aims to provide students with fundamental specialist knowledge on the system of protection for foreign victims of crime and on the main incriminating cases placed in their protection, as well as on the legal instruments provided for unaccompanied and/or abandoned foreign minors. The in-depth study of these issues aims to stimulate a scientific and professional maturation, as well as a more conscious integration of socio-educational and social work interventions in the domestic and international regulatory framework.

Intended Learning Outcomes

Knowledge and understanding:

At the end of the module, students will know the main types of crime aimed at protecting foreigners, the framework of European and Italian provisions on vulnerable victims and unaccompanied and/or abandoned foreign minors. They will therefore be able to safely navigate between the legal institutions and measures in force on the matter, making the appropriate regulatory references.

Ability to apply knowledge and understanding:

At the end of the module, students will know the relevant aspects of social work focused on migrant victims of crime, as required by law, and unaccompanied and/or abandoned foreign minors, knowing how to carry out the necessary interdisciplinary links to social workmethodologies and procedures. They will also have acquired the technical-legal language of the sector.

Module Content

1. Victims of crime and vulnerability: regulatory framework

Protection of vulnerable victims under EU Directive 29/2012; assessment of individual protection needs; the role of social workers in assisting, supporting and protecting such victims.

1. The victimisation of the migrant foreigner

Exploitation of immigration; trafficking; illicit intermediation and exploitation of labour; crimes of racial or religious discrimination.

1. Migrant foreigners as vulnerable victims of crime: protection measures

The EU victims strategy 2020-2025; social protection pursuant to Art. 18 TUI; the migrant victim of domestic violence; the migrant child victim of crime.

1. The protections provided for unaccompanied foreign minors

The protection measures provided for by Law 47/2017.

1. The abandoned foreign child

The discipline of Italian and international adoption pursuant to Law 184/1983; similar cultural family custody; the child's right to know his or her origins.

READING LIST

Educational materials and bibliographical information will be made available to students on the Blackboardplatform. The transversality of the topics covered makes frequent attendance at lectures highly advisable for exam preparation, as there is no text that unites the contents of the module.

TEACHING METHOD OF THE MODULE

The teaching of the module takes place through lectures, in which interaction, practical exercises and the use of multimedia content are encouraged.

ASSESSMENT METHOD AND CRITERIA

An oral exam. The mark obtained, expressed out of thirty, will be averaged with that obtained in Module 1. The assessment will not only depend on the student's mastery of the topics covered, but also on their ability to present them with the appropriate technical-legal vocabulary.

NOTES AND PREREQUISITES

To benefit most from the module, we recommend the prior study of Administrative Law.

Access to and consultation of Blackboard is essential and compulsory for all students, as the platform will be used for the sharing of teaching materials and bibliographic indications, as well as for the communication of any time changes, classroom trips and information on exams.

Further information can be found on the lecturer's webpage at http://docenti.unicatt.it/web/searchByName.do?language=ENG or on the Faculty notice board.