

## COURSE OF STUDY: LEGAL SERVICES FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY

**ACADEMIC YEAR:** 2024-2025

**ACADEMIC SUBJECT:** INTERCULTURAL POLICIES AND NATIONAL IDENTITIES - INTEGRATED COURSE MODULE OF *ECONOMIC ANALYSIS OF LAW AND INTERCULTURAL DYNAMICS + INTERCULTURAL PROCESSES AND NATIONAL IDENTITIES* (12 ECTS)

General information	
Year of the course	Second year
Academic calendar (starting and ending date)	First Semester (09.09.2024 – 06.12.2024)
Credits (CFU/ETCS):	6
SSD	Comparative Public Law – IUS/21
Language	Italian
Mode of attendance	NO Compulsory attendance

Professor/ Lecturer	
Name and Surname	PAMELA MARTINO
E-mail	pamela.martino@uniba.it
Telephone	0805717619
Department and address	Jonic Department – Via Duomo 259, Taranto
Virtual room	<i>Teams (teams code: y2ql30e)</i>
Office Hours (and modalities: e.g., by appointment, online, etc.)	Tuesday-Wednesday – to be agreed with the professor by e-mail

Work schedule			
Hours			
Total	Lectures	Hands-on (laboratory, workshops, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
150	48		102
CFU/ETCS			
6			

<b>Learning Objectives</b>	The course aims to develop theoretical and methodological skills to critically understand the composition of cultural heterogeneities and national identities in contemporary societies. At the end of the course, students will have acquired the ability to decode and critically analyze the strategies for promoting intercultural interactions, examine national policies for promoting intercultural dialogue, prefigure evolutionary paths of intercultural dynamics with a critical spirit and independent judgment.
<b>Course prerequisites</b>	Constitutional Law

<b>Teaching strategies</b>	Conventional teaching methodology (lectures, monothematic seminars with participation of Italian/foreign teachers to deepen current topics, case studies); use of multimedia tools (PowerPoint, etc.). For the case studies and the seminar
----------------------------	---

	activities, the teacher will provide additional material to be made available on the e-learning platform.
<b>Expected learning outcomes in terms of</b>	
<b>Knowledge and understanding on:</b>	This course aims to familiarize students with the fundamental aspects of comparative law methodology and the basic aspects of contemporary constitutionalism in Western democracies, countries transitioning to democracy, and beyond. In this context, international migration is a growing phenomenon involving the international community as a whole and engaging Member States in the protection of human rights. Analyzing migration as a crosscutting topic and understanding the challenges faced by both migrants and Member States is crucial for the development and implementation of national policies compliant with international human rights standards.
<b>Applying knowledge and understanding on:</b>	Students shall be able to understand the notions acquired during the course and to apply them to the current issues and ongoing case law from a comparative law perspective. This course aims to show them that, by revealing how other systems address similar problems, comparative constitutional law gives us a better purchase of our own legal system and legal culture. This course aims to push them to evaluate the foundations of individual legal systems and to explore migration management – or governance – as well as its legal, political and ethical connotations.
<b>Soft skills</b>	<ul style="list-style-type: none"> <li>• <i>Making informed judgments and choices</i> Students shall be able to accurately judge the main comparative constitutional law issues. Students shall be able to assess the importance, but also the critical points, of the comparative methodology. This course aims to provide them with a vital understanding of the strengths and limits of constitutional law in regulating social and political processes.</li> <li>• <i>Communicating knowledge and understanding</i> Students shall be able to express notions and opinions correctly, using the appropriate terminology.</li> <li>• <i>Capacities to continue learning</i> Students shall acquire good individual study skills.</li> </ul>
<b>Syllabus</b>	
<b>Content knowledge</b>	<p>This course aims to enable students to identify, in the light of Comparative Public Law's conceptual categories, the main legal issues related to transnational migrations and the condition of migrants in contemporary constitutional States, with particular reference to the protection of their fundamental rights at the national and supranational level.</p> <p>In the first part, the course will address some fundamental concepts useful to the knowledge of comparative public law:</p> <ul style="list-style-type: none"> <li>- method of comparative law;</li> <li>- civil law and common law systems;</li> <li>- sources of law in Western legal systems (in particular, in the European Union);</li> <li>- Constitution and constitutionalism;</li> <li>- forms of State and government;</li> <li>- fundamental rights and freedoms;</li> <li>- Comparative Constitutional Justice.</li> </ul> <p>Finally, the course will address some of the major legal issues raised by transnational migration, particularly the European context. The comparative perspective adopted will identify the main trends and models in managing migration, protecting the fundamental rights of migrant foreigners and building intercultural policies and strategies.</p>

<b>Texts and readings</b>	G. Cerrina Feroni, V. Federico (eds), <i>Strumenti, percorsi e strategie dell'integrazione nelle società multiculturali</i> , Napoli, ESI, 2018, pp. 764, limited to Parts III, IV, V (R. Scarciglia and R. Orrù), VI (M. Calamo Specchia), VII, VIII.
<b>Notes, additional materials</b>	For the in-depth study of some topics, the teacher will provide additional in-depth material in class, mainly available in legal journals (also in electronic format).
<b>Repository</b>	The in-depth teaching material will be made available on the e-learning platform.

<b>Assessment</b>	
Assessment methods	The final exam will be oral
Assessment criteria	<ul style="list-style-type: none"> <li>• <i>Knowledge and understanding</i> Students are required to demonstrate the ability to discursively and critically organize the acquired knowledge and to expose it with language properties in an effective way.</li> <li>• <i>Applying knowledge and understanding</i> Students must be able to interpret and comment on contemporary constitutional chronicle by applying the comparative method and the comparative public law with properties of language and critical approach, and to foreshadow the evolutionary hypotheses of constitutional systems.</li> <li>• <i>Autonomy of judgment:</i> During the assessment, the student's ability to anticipate the impact of constitutional reforms, multilevel jurisprudence and legislative changes on the overall constitutional structures will be measured.</li> <li>• <i>Communication skills:</i> Students are asked to communicate the acquired knowledge clearly and exhaustively, and to illustrate with methodological rigor the functioning of the national strategies related to the migration trend.</li> <li>• <i>Capacities to continue learning:</i> Students must demonstrate their ability to understand the rationale of the constitutional dynamics in progress.</li> </ul>
Final exam and grading criteria	<p>The exam will assess the students' skills in understanding the fundamental topics of the subject and interpreting Constitutional Courts' rulings. The evaluation will take into account, in addition to the acquisition of the contents of the teaching, the ability to</p> <ul style="list-style-type: none"> <li>- critically analyze legal doctrine and case-law</li> <li>- make connections between different parts of the program</li> <li>- develop a critical thought;</li> </ul> <p>the accuracy of the exposition; the ability to use legal language properly.</p> <p>Students must show the ability to research and analyze policies and case law, to deepen critically and from a comparative perspective the assigned topic, and to present their work orally in class, also using powerpoint.</p> <p>Attending students can also prepare a detailed study in groups of 3 or 4, on topics suggested by the professor and then orally explained in the classroom. They will have to demonstrate to be able to work in a team and to stimulate debate in the classroom. The evaluation will take into account this activity.</p>
<b>Further information</b>	<ul style="list-style-type: none"> <li>- The final examination consists of producing a dissertation on a topic consistent with the course's learning objectives, drafted in an original manner under the professor's guidance.</li> <li>- Students must apply at least six months before the final examination.</li> <li>- Knowledge of at least one foreign language is desired.</li> </ul>

- Students could choose and insert the course unit in the Learning Agreement.