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

ACADEMIC YEAR: 2025-2026

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 (15.09.2025 – 11.12.2025)
Credits (CFU/ECTS):	6 2.5 credits (corresponding to 20 teaching hours out of a total of 48) are allocated to the study of the governance of climate migration in the European Union, within the framework of the teaching activities envisaged under the **Jean Monnet Module (ERASMUS-JMO-2025-MODULE) entitled *Climate Migration Governance – Legal Protections for Environmentally Displaced Persons in the European Union*** (Project acronym: **CLIMOVE-U**) (Project No. 101238566), ERASMUS-JMO-2025-HEI-TCH-RSCH (Jean Monnet Actions in the field of Higher Education Teaching and Research), and coordinated by Prof. P. Martino for the three-year period 2025–2028.
SSD	Comparative Public Law – GIUR-11/B
Language	Italian
Mode of attendance	Not mandatory, but recommended

Professor/ Lecturer	
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Virtual room	*Teams (teams code:* y2ql30e*)*
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			

Learning Objectives	The course aims to provide both theoretical and practical tools for the critical analysis of identity transformations and intercultural dynamics that characterize contemporary societies.

	Upon completion of the course, students will be expected to demonstrate knowledge and understanding of: • the legal and political categories related to sovereignty, nationhood, and citizenship; • the impact of migration flows on constitutional democracies; • the role of legislation and case law in safeguarding migrants' rights from a comparative perspective; • models and strategies for integration and social inclusion; • practical tools for study and applied analysis through simulations and the examination of emblematic case studies.
Course prerequisites	A foundational knowledge of Constitutional Law is required

Teaching strategies	• Lectures with a strong emphasis on dialogue and interdisciplinary analysis • Thematic seminars with national and international guest speakers • Discussion of case studies and landmark judicial decisions • Use of multimedia resources and e-learning platforms • Preparation of short papers based on case studies
Expected learning outcomes in terms of	
Knowledge and understanding on:	This course aims to familiarize students with the fundamental features 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 cross-cutting 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. In addition, the student will become familiar with the legal and political dimensions of climate migration within the European Union.
Applying knowledge and understanding on:	Students shall be able to understand the concepts 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 demonstrate that, by revealing how other systems address similar challenges, comparative constitutional law offers deeper insight into our own legal system and culture. This course is designed to encourage students to evaluate the foundations of individual legal systems and to explore migration management – or governance – and its legal, political and ethical dimensions, and ultimately to apply the comparative method to the analysis of protection mechanisms for climate-displaced persons.
Soft skills	• *Making informed judgments and choices* Students will be able to critically assess the main issues of comparative constitutional law. They shall also evaluate both the significance and the limitations of the comparative methodology. The course is intended to provide them with a comprehensive understanding of the strengths and weaknesses of constitutional law in regulating social and political processes, and to enable

	them to formulate critical evaluations and multilvel normative proposals aimed at fostering inclusive governance • *Communicating knowledge and understanding* Students shall be able to articulate concepts and opinions accurately, employing appropriate legal terminology. • *Capacities to continue learning* Students shall develop adequate autonomous study skills.
Syllabus	
Content knowledge	The course is structured around three main thematic areas: • the constitutional identity in national contexts: analysis of the concepts of sovereignty, citizenship, and nation in contemporary constitutions, with particular attention to the rise of new sovereigntist and nationalist narratives. • Interculturalism and law: comparative analysis of legal and jurisprudential models for the protection of migrants' rights, and critical assessment of integration strategies in multicultural contexts. • Climate migration as a phenomenon that generates new forms of cultural pluralism and confrontation between communities of origin and host societies (**20-hour Jean Monnet Module CLIMOVE-U**): legal, policy, and human rights dimensions of climate migration; the increasing impact of climate-induced migration on the European Union, considering both internal displacement and migration from third countries; EU's legal, policy, and governance frameworks. Main topics addressed include: • Multiculturalism, integration, and assimilation: comparative approaches • State sovereignty and citizenship as filters for access to rights • Fundamental rights and constitutional/supranational jurisprudence • Public policies and intercultural strategies • Normative conflicts and ambiguities in integration processes • Comparative analysis of national experiences in social inclusion • The resilience of national identity in the face of pressures arising from climate change: analysis of how the boundaries of citizenship, belonging, and solidarity are redefined at the national level in response to climate-induced migration; tensions between the preservation of national identities and the need for new forms of transnational, supranational, and international governance. • Climate migrations: definitions, data, and future scenarios; national, comparative, and European legal frameworks, as well as normative experiments at the national and supranational levels; case law of the Court of Justice of the European Union and of the European Court of Human Rights, as well as of European national courts; human rights and climate justice; operational challenges in the EU protection systems.
Texts and readings	- G. Cerrina Feroni, V. Federico (eds), *Strumenti, percorsi e strategie dell'integrazione nelle società multiculturali*, Napoli, ESI, 2018, pp. 764, limited to Parts III, IV, V (R. Scarciglia and R. Orrù), VI (M. Calamo Specchia), VII, VIII. - C. Nicholson, B. Mayer (eds.), *Climate Migration. Critical Perspectives for Law, Policy and Research*, Oxford, Hart, 2023, limited to Chapters: • 1 (*Conceptualising 'Climate Migration'*), • 2 (*Climate Change–Disaster–Migration: Manufacturing a Nexus*),

	• 3 (*'Climate Migration'? Empirical Insights and Conceptual Cautions from Political Ecology and Migration Studies*), • 5 (*Obstacles to Action on 'Climate Migration': A Story of Persistent Analytical and Political Ambiguity*), • 6 (*The View from the Fortress: European Governance Perspectives on Climate Change and Migration*), • 8 (*Identifying as a 'Climate Migrant': Implications for Law, Policy, and Research*), • 9 *(International Law, the Climate–Migration Nexus, and Teitiota v New Zealand)*
Notes, additional materials	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).
Repository	The in-depth teaching material will be made available on the e-learning platform.

Assessment	
Assessment methods	The final exam will be oral
Assessment criteria	• *Knowledge and understanding* Students are required to demonstrate the ability to critically organize and present the acquired knowledge in a coherent and effective manner. • *Applying knowledge and understanding* Students must be able to interpret and comment on current constitutional developments by applying the comparative method and the principles of comparative public law, using appropriate legal terminology and a critical approach. They should also be able to anticipate potential evolutionary trajectories of constitutional systems and of the multilevel governance of migratory phenomena. • *Autonomy of judgment:* During the assessment, the student's ability to assess and anticipate the impact of constitutional reforms, multilevel jurisprudence and legislative changes on the overall constitutional structures will be measured. • *Communication skills*: 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 migration trends. • *Capacities to continue learning*: Students must demonstrate their ability to understand the rationale of the constitutional dynamics in progress.
Final exam and grading criteria	The final examination will assess: • critical understanding of the topics covered; • ability to engage in autonomous reasoning; • correct use of legal and institutional terminology; • capacity to contextualize the phenomena under analysis. Active participation in seminar activities and the optional submission of thematic papers will contribute to the final evaluation.

Further information	- The final examination may include the submission of a dissertation on a topic consistent with the course's learning objectives, drafted in an original manner under the professor's guidance. - Students intending to submit a dissertation must notify the professor at least six months prior to the final examination. - Knowledge of at least one foreign language is recommended. - Students could choose and insert the course unit in the Learning Agreement.