**SYLLABUS**

**Fall semester 2023-2024 academic year**

**Educational program «7M04201 - International Law»**

**1st year**

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| **ID**  **and name**  **of course** | **Independent work**  **of the student**  **(IWM)** | | **Number of credits** | | | **General**  **number**  **of credits** | **Independent work**  **of the student**  **under the guidance**  **of a teacher (IWMT)** |
| **Lectures (L)** | **Practical classes (PC)** | **Lab. classes (LC)** |
| 102897 - International Migration Law | 4 | | 15 | 30 | 0 | 5 | 6 |
| **ACADEMIC INFORMATION ABOUT THE COURSE** | | | | | | | |
| **Learning Format** | **Cycle,**  **component** | **Lecture**  **types** | | **Types**  **of practical classes** | | **Form and platform final control** | |
| Offline | CD. EC. M-3. | Informational, debatable, problematic | | Mixed form of seminars: tests, group work, case studies, etc. | | Standard orally offline  IS «Univer» | |
| **Lecturer - (s)** | Otynshiyeva Aidana Aitukyzy, acting associate professor | | | | |
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| **ACADEMIC COURSE PRESENTATION** | | | | | | | |
| **Purpose**  **of the course** | **Expected Learning Outcomes (LO) \*** | | | | | **Indicators of LO achievement (ID)** | |
| The purpose of the discipline is to form the ability of undergraduates to analyze national and international legislation on migration issues and identify problematic issues of national law in this area. Also, to develop Master students' skills in working with the regulatory framework, in drafting documents, in giving qualified legal opinions and consultations on migration issues. | 1. Demonstrate knowledge and understanding of the theoretical foundations and doctrinal scientific concepts and approaches to international immigration law, its structure and place in the international economic system. | | | | | * 1. Possess a conceptual apparatus in the field of international migration law. | |
| 1.2 Classify subjects of international migration law. | |
| 1. To develop legal documents of domestic and international legal character in the field of migration relations. | | | | | 2.1 Identify and eliminate the causes and conditions that contribute to the commission of migration offenses. | |
| 2.2 Analyze the mechanism of development and adoption of international legal acts in the field of migration relations. | |
| 2.3 Use methods of historical comparison, complex and situational analysis. | |
| 1. Competently interpret and apply international legal and domestic norms to protect the interests and rights of the state, legal entities and individuals in the field of migration relations. | | | | | 3.1 Provide qualified legal opinions and advice on migration issues. | |
| 3.2 Resolve legal problems and conflicts in the field of migration relations. | |
| 1. To assess the effectiveness of international legal regulation of specific aspects of migration in order to obtain practically significant conclusions. | | | | | 4.1 To carry out legal expertise of international and national regulations in the field of migration relations. | |
| 4.2 Use statistical data on migration, navigate quantitative and qualitative assessments of migration. | |
| 4.3 Conduct monitoring, analysis and forecasting of migration processes. | |
| 1. Conduct and substantiate scientific results in the field of international migration law. | | | | | 5.1 Apply practical methods of scientific cognition using innovative technologies. | |
| 5.2 Collect and interpret information taking into account legal, social, ethical and scientific aspects. | |
| **Prerequisites** | Constitutional Law of the Republic of Kazakhstan; Civil Law of the Republic of Kazakhstan; Administrative Law of the Republic of Kazakhstan; Public International Law; Private International Law; Law of International Organizations; Legal regulation of foreign economic activity; International Trade law; Diplomatic and Consular Law. | | | | | | |
| **Postrequisites** | International economic law; Integration law; International problems of the IPL. | | | | | | |
| **Learning Resources** | **Literature:**  1. Kiseleva E.V. International legal regulation of migration. Study guide. YURAYT, 3rd ed., 2020.  2. Khabrieva T.Ya. Migration law: Comparative legal research: monograph / M.: Institute of Legislation and Comparative Law under the Government of the Russian Federation, 2019. — 400 p.  3. Turegeldievaa.A.Kazakhstan Republikasyndagi koshe kon katynastaryn constitutionalyk kukyktyk retteudin theory men tazhiribesi. Dissertation PhD., 2018.  4. Boshkarauly A. The formation of migration law in the system of national law: monograph. Karaganda: Arko, 2019.  5. Egorova E.N. Legal regulation of migration flows in the European Union. Monograph. Moscow: MGIMO U., 2018.  6. Textbook "RETURN MIGRATION: INTERNATIONAL APPROACHES AND REGIONAL features of CENTRAL ASIA" // (developed within the framework of the IOM project "Asian Regional Migration Program", funded by the Bureau of Population, Refugees and Migration of the U.S. Department of State). (BNSF USA), 2020.  7. Glossary of terms in the field of migration. International migration law. MOM (Glossary on Migration. International MigrationLaw. IOM). 2019. 98 p.  **Internet resources:**  Website of the International Organization for Migration: - http://www.iom.int  UN Migration and Development Website - http://www.un.org/ru/development/migration/forum.shtml  Website of the Council of Europe on Migration and Human Rights - <http://www.coe.int/t/democracy/migration/default_en.asp> | | | | | | |

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| **Academic**  **course policy** | | The academic policy of the course is determined by [the Academic Policy](https://univer.kaznu.kz/Content/instructions/%D0%90%D0%BA%D0%B0%D0%B4%D0%B5%D0%BC%D0%B8%D1%87%D0%B5%D1%81%D0%BA%D0%B0%D1%8F%20%D0%BF%D0%BE%D0%BB%D0%B8%D1%82%D0%B8%D0%BA%D0%B0.pdf) and [the Policy of Academic Integrity of Al-Farabi Kazakh National University .](https://univer.kaznu.kz/Content/instructions/%D0%9F%D0%BE%D0%BB%D0%B8%D1%82%D0%B8%D0%BA%D0%B0%20%D0%B0%D0%BA%D0%B0%D0%B4%D0%B5%D0%BC%D0%B8%D1%87%D0%B5%D1%81%D0%BA%D0%BE%D0%B9%20%D1%87%D0%B5%D1%81%D1%82%D0%BD%D0%BE%D1%81%D1%82%D0%B8.pdf)  Documents are available on the main page of IS Univer.  **Integration of science and education.** The research work of students, undergraduates and doctoral students is a deepening of the educational process. It is organized directly at the departments, laboratories, scientific and design departments of the university, in student scientific and technical associations. Independent work of students at all levels of education is aimed at developing research skills and competencies based on obtaining new knowledge using modern research and information technologies. A research university teacher integrates the results of scientific activities into the topics of lectures and seminars (practical) classes, laboratory classes and into the tasks of the IWMT, IWM, which are reflected in the syllabus and are responsible for the relevance of the topics of training sessions andassignments.  **Attendance.** The deadline for each task is indicated in the calendar (schedule) for the implementation of the content of the course. Failure to meet deadlines results in loss of points.  **Аcademic honesty.** Practical/laboratory classes, IWM develop the student's independence, critical thinking, and creativity. Plagiarism, forgery, the use of cheat sheets, cheating at all stages of completing tasks are unacceptable.  Compliance with academic honesty during the period of theoretical training and at exams, in addition to the main policies, is regulated by [the "Rules for the final control"](https://univer.kaznu.kz/Content/instructions/%D0%9F%D1%80%D0%B0%D0%B2%D0%B8%D0%BB%D0%B0%20%D0%BF%D1%80%D0%BE%D0%B2%D0%B5%D0%B4%D0%B5%D0%BD%D0%B8%D1%8F%20%D0%B8%D1%82%D0%BE%D0%B3%D0%BE%D0%B2%D0%BE%D0%B3%D0%BE%20%D0%BA%D0%BE%D0%BD%D1%82%D1%80%D0%BE%D0%BB%D1%8F%20%D0%9B%D0%AD%D0%A1%202022-2023%20%D1%83%D1%87%D0%B3%D0%BE%D0%B4%20%D1%80%D1%83%D1%81%D1%8F%D0%B7%D1%8B%D0%BA%D0%B5.pdf) , ["Instructions for the final control of the autumn / spring semester of the current academic year"](https://univer.kaznu.kz/Content/instructions/%D0%98%D0%BD%D1%81%D1%82%D1%80%D1%83%D0%BA%D1%86%D0%B8%D1%8F%20%D0%B4%D0%BB%D1%8F%20%D0%B8%D1%82%D0%BE%D0%B3%D0%BE%D0%B2%D0%BE%D0%B3%D0%BE%20%D0%BA%D0%BE%D0%BD%D1%82%D1%80%D0%BE%D0%BB%D1%8F%20%D0%B2%D0%B5%D1%81%D0%B5%D0%BD%D0%BD%D0%B5%D0%B3%D0%BE%20%D1%81%D0%B5%D0%BC%D0%B5%D1%81%D1%82%D1%80%D0%B0%202022-2023.pdf) , "Regulations on checking students' text documents for borrowings".  Documents are available on the main page of IS Univer.  **Basic principles of inclusive education.** The educational environment of the university is conceived as a safe place where there is always support and equal attitude from the teacher to all students and students to each other, regardless of gender, race / ethnicity, religious beliefs, socio-economic status, physical health of the student, etc. All people need the support and friendship of peers and fellow students. For all students, progress is more about what they can do than what they can't. Diversity enhances all aspects of life.  All students, especially those with disabilities, can receive counseling assistance by phone / e-mail [aidana-best91@mail.ru](mailto:aidana-best91@mail.ru) or via video link in MS Teams  <https://teams.microsoft.com/l/meetup-join/19%3ad468695d3ea14195bf84e179593975fb%40thread.tacv2/1694063904429?context=%7b%22Tid%22%3a%22b0ab71a5-75b1-4d65-81f7-f479b4978d7b%22%2c%22Oid%22%3a%22f7f27e31-33e7-48cb-95d2-f66e7d87d8fd%22%7d>.  **Integration MOOC (massive open online course).** In the case of integrating MOOC into the course, all students need to register for MOOC. The deadlines for passing MOOC modules must be strictly observed in accordance with the course study schedule.  **ATTENTION!** The deadline for each task is indicated in the calendar (schedule) for the implementation of the content of the course, as well as in the MOOC. Failure to meet deadlines results in loss of points. | | | | |
| **INFORMATION ABOUT TEACHING, LEARNING AND ASSESSMENT** | | | | | | |
| **Score-rating letter system of assessment of accounting for educational achievements** | | | | | **Assessment Methods** | |
| **Grade** | **Digital**  **equivalent**  **points** | | **points,**  **% content** | **Assessment according to the traditional system** | **Criteria-based assessment** is the process of correlating actual learning outcomes with expected learning outcomes based on clearly defined criteria. Based on formative and summative assessment.  **Formative assessment is** a type of assessment that is carried out in the course of daily learning activities. It is the current measure of progress. Provides an operational relationship between the student and the teacher. It allows you to determine the capabilities of the student, identify difficulties, help achieve the best results, timely correct the educational process for the teacher. The performance of tasks, the activity of work in the classroom during lectures, seminars, practical exercises (discussions, quizzes, debates, round tables, laboratory work, etc.) are evaluated. Acquired knowledge and competencies are assessed.  **Summative assessment** -type of assessment, which is carried out upon completion of the study of the section in accordance with the program of the course.Conducted 3-4 times per semester when performing IWM. This is the assessment of mastering the expected learning outcomes in relation to the descriptors. Allows you to determine and fix the level of mastering the course for a certain period. Learning outcomes are evaluated. | |
| A | 4.0 \_ | | 95-100 | Great |
| A- | 3.67 | | 90-94 |
| B+ | 3.33 | | 85-89 | Fine |
| B | 3.0 | | 80-84 | **Formative and summative assessment** | **Points % content** |
| B- | 2.67 | | 75-79 | Activity at lectures | 0 |
| C+ | 2.33 | | 70-74 | Work in practical classes | 42 |
| C | 2.0 | | 65-69 | Satisfactorily | Independent work | 18 |
| C- | 1.67 | | 60-64 | Design and creative activity | 0 |
| D+ | 1.33 | | 55-59 | Final control (exam) | 40 |
| D | 1.0 | | 50-54 | TOTAL | 100 |
| FX | 0,5 | | 25-49 | Unsatisfactory |
| F | 0 | | 0-24 |
| **Calendar (schedule) for the implementation of the content of the course. Methods of teaching and learning.** | | | | | | |

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| A week | Topic name | Number of hours | Max.  ball |
| MODULE 1 | | | |
| 1 | L 1. The concept and general characteristics of international migration law. | 1 |  |
| PC 1. Research of scientific aspects of the concept of external migration in the domestic and foreign doctrine of international law. | 2 | 10 |
| 2 | L 2. Historical and legal aspects of the regulation of migration relations. | 1 |  |
| PC 2. Scientific substantiation of the patterns of external migration of the population. To reveal the main stages of constitutional and legal regulation of migration. | 2 | 10 |
| IWMT 1. Consultations on the implementation of IWMT 1 |  |  |
| 3 | L 3. Sources of international legal regulation of migration processes. | 1 |  |
| PC 3. International legal sources of migration regulation: universal, regional, bilateral (analysis of norms). | 2 | 10 |
| IWM 1. To classify and analyze the sources of international migration law (presentation). |  | 15 |
| 4 | L 4. Subjects (participants) of external migration and their legal status. | 1 |  |
| PC 4. The practice of implementing international norms and legislation on citizenship of the Republic of Kazakhstan on the regulation of migration processes. | 2 | 10 |
| 5 | L 5. Institutional foundations of international legal regulation of migration. | 1 |  |
| PC 5. To reveal the legal basis and significance of activities in the field of migration of the International Organization for Migration (IOM), the International Labour Organization (ILO), the Office of the United Nations High Commissioner for Refugees (UNHCR). | 2 | 10 |
| MODULE 2 | | | |
| 6 | L 6. International legal regulation of external labor migration. | 1 |  |
| PC 6. To analyze the norms of international law that determine the legal status of migrant workers. | 2 | 10 |
| IWMT 2. Consultations on the implementation of IWM 2 |  |  |
| 7 | L 7. International legal regulation of voluntary migration. | 1 |  |
| PC 7. To reveal the legal conditions of family reunification on the example of the norms of law and judicial practice of the European Communities and the Council of Europe. | 2 | 10 |
| IWM 2. To analyze the decisions of the court practice of the ECHR on the protection of the rights of migrants. |  | 15 |
| RK 1 100 | | | |
| 8 | L 8. International legal regulation of forced migration. | 1 |  |
| PC 8. To analyze the legislative and law enforcement practice of subjects in the field of regulation of forced external migration. | 2 | 8 |
| IWMT 3. Consultations on the implementation of IWM 3 |  |  |
| 9 | L 9. Organization and general issues of the European Court of Human Rights | 1 |  |
| PC 9. To analyze the legislation and law enforcement practice of the Republic of Kazakhstan in the field of protection of the rights of refugees. | 2 | 8 |
| IWM 3. To analyze the activities of international intergovernmental organizations and NGOs to protect the rights of migrants in the Republic of Kazakhstan. |  | 15 |
| 10 | L 10. The procedure for filing a complaint with the European Court of Human Rights | 1 |  |
| PC 10. To analyze the legislation and law enforcement practice of the Republic of Kazakhstan in the field of protection of the rights of refugees. | 2 | 8 |
| IWMT 4. Consultation on the implementation of IWM 4 |  |  |
| MODULE 3 | | | |
| 11 | L 11. International legal regulation of migration processes at the regional level. | 1 |  |
| PC 11. Legal regulation of migration processes considering EU law. | 2 | 8 |
| IWM 4. To study and analyze the results of dissert. research by Isayeva M.H. "International legal aspects of cooperation between states to combat the illegal transportation of migrants". |  | 15 |
| 12 | L 12. International legal regulation of migration processes at the regional level. | 1 |  |
| PC 12. Legal regulation of migration processes taking into account the law of the CIS, the EAEU. | 2 | 8 |
| 13 | L 13. Interstate cooperation in the fight against illegal migration. | 1 |  |
| PC 13. The universal level of international legal cooperation in countering illegal migration is revealed. | 2 | 10 |
| IWMT 5. Consultation on the final exam |  |  |
| 14 | L 14. Interstate cooperation in the fight against illegal migration. | 1 |  |
| PC 14. To reveal the regional level of international legal regulation of illegal migration processes. | 2 | 10 |
| 15 | L 15. State regulation of migration processes in the Republic of Kazakhstan. | 1 |  |
| PC 15. To analyze the international treaties in the field of migration ratified by the Republic of Kazakhstan. | 2 | 10 |
| IWMT 6. Consultation on the final exam |  |  |
| RK 2 | | | 100 |
| Final control (exam) | | | 100 |
| TOTAL | | | 100 |

**Dean \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** Zhekenov D.K.

**Head of Department \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** Sairambayeva Zh.T.

**Lecturer \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** Otynshiyeva A.A.

**RUBRICATOR OF THE SUMMATIVE ASSESSMENT**

**CRITERIA EVALUATION OF LEARNING OUTCOMES**

**Written assignment (25% of 100% MC)**

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| --- | --- | --- | --- | --- |
| **Criterion** | **"Excellent"**  20-25% | **"Good"**  15-20% | **"Satisfactory"**  10-15% | **"Unsatisfactory"**  0-10% |
| **Research** | The submission shows evidence of outstanding research that goes far beyond the suggested reading for the module. | The submission shows a very capable research effort with a good use of the suggested reading materials for the module, perhaps with some use of additional sources | The submission shows at least a general familiarity with the research sources suggested in the module and an ability to use these reasonably effectively | 1. Research: The submission makes some reference to suggested reading material for the module, but reproduces this with little discussion or evaluation in a way that shows a limited grasp the subject matter |
| **Knowledge** | The work shows an impressive knowledge of the subject area and an exceptional ability to identify peculiar or novel aspects for consideration. | The work shows an informed knowledge of the subject area and awareness of key issues and their gravity | The work demonstrates a sound basic knowledge of the subject area and presents a clearly organised account of this | The work shows a significant lack of understanding of the issues, perhaps due to misunderstandings or shortcomings in research |
| **Critical thinking** | The discussion shows extremely incisive analysis and reasoning demonstrating an exceptional perception and capacity for independent critical evaluation of the subject area, perhaps by suggesting novel or alternative ways of addressing the issues. | There is some evidence of perceptive and evaluative thinking, and the ability to construct a reasoned and substantiated argument towards a clear conclusion | The discussion shows relatively little capacity for critical evaluation | There is a lack of coherence in the overall argument |
| **Presentation** | The essay is extremely well structured and lucidly presented, with no serious typographical or grammatical errors. There are only very minor amendments | The work is reasonably well organised with relatively few typographical or grammatical errors | The work is reasonably well organised, with some typographical or grammatical errors. Comment: Typically, an answer in this category may fall short of a merit classification because of over-dependency on secondary sources, shortcomings in coverage, misunderstandings of critical issues, or because the presentation, organisation or writing style are deficient. A bare pass mark might be awarded where the work involves a purely descriptive treatment of the subject area with little attempt to offer any evaluative discussion | The work shows serious weakness in presentation, because of a lack of structuring and/or serious grammatical or typographical errors |
| **Letter,**  **APA style** | The writing demonstrates clarity, conciseness, and correctness. Strictly follows the APA style. | The letter demonstrates clarity, and correctness. Basically, follows the APA style. | The letter has some key errors and clarity needs to be improved. There are mistakes in following the APA style. | The writing is unclear, it is difficult to follow the content. Lots of mistakes in following the APA style. |