

Fall semester 2023-2024 academic year
Educational program «7M04201 - International Law»
1st year
102897 - International Migration Law
Exam program

FINAL EXAM

Form – Oral form

Rules

1. Oral exam:

Standart – ANSWER TO QUESTIONS.

The exam format is synchronous.

The process of passing a oral exam by a student involves the creation of an exam ticket for the student, to which it is necessary to form an oral answer by directly entering the text into the system.

IMPORTANT - the exam is held according to a schedule that should be known in advance to students and teachers. This is the responsibility of departments and faculty.

Evaluation policy. Final control (exam) – 100 points. Assessment is carried out according to the following scheme:

Question 1 – 33 points

Question 2– 33 points

Question 3 - 34 points.

Schedule of the exam.

The exam is conducted according to the approved schedule, which will be notified to students.

Score is put in the final statement in the UNIVER is. The time for putting points in the certification sheet for the oral exam is 48 hours.

List of course topics for which exam questions are compiled:

1. Prerequisites and reasons for international legal regulation of migration processes.
2. The first bilateral agreements in the field of regulation of working conditions of foreign citizens.
3. The activities of the League of Nations and the International Labour Organization in the field of regulation of international migration processes in the 20-30s of the XX century.
4. Plans for international legal regulation of migration after the end of the Second World War.
5. The formation of a modern system of international institutions for the management of international migration.
6. Creation of an Interim Intergovernmental Committee on Migration Movements from Europe and its transformation into the International Organization for Migration, creation of UN tools for managing migration movements.
7. The latest challenges and trends in the international legal regulation of migration processes.
8. Classification of sources of international migration law.
9. The influence of integration processes on the international legal regulation of migration processes.
10. International treaties in the field of migration as sources of international migration law.
11. Universal international agreements in the field of migration within the framework of the UN, ILO, IOM, WTO.

12. International treaties at the regional level in the field of migration.
13. Non-contractual means of international legal regulation of migration.
14. The significance of the acts of integration associations.
15. The role of "soft law" documents in international legal cooperation on migration issues.
16. The role of model rulemaking in the international legal regulation of migration.
17. The significance of the decisions of international judicial institutions for the international legal regulation of migration: the EU Court, the ECHR, the Inter-American Court of Human Rights.
18. Migration policy of Kazakhstan in the field of international cooperation.
19. International obligations of Kazakhstan in the field of migration.
20. Legislation on admission to the country and conditions of stay, on foreign citizens.
21. The role of specialized international intergovernmental organizations in the organization of international cooperation on migration issues.
22. Structure and competence of the International Organization for Migration (IOM). Structure and competence of the Office of the United Nations High Commissioner for Refugees (UNHCR).
23. Structure and competence of the International Labour Organization (ILO) in the field of migration.
24. Working bodies on migration issues established within the framework of other international intergovernmental organizations.
25. The competence of the OECD in the field of migration.
26. Activities of the International Committee of the Red Cross in the field of migration.
27. The importance of international non-governmental organizations and informal forums of States on migration issues (the Berne Initiative, the Hague Process, the Global Commission on International Migration, etc.) in international cooperation on migration issues.
28. The status and competence of the federal executive authorities of Kazakhstan in the field of migration.
29. International legal regulation of labor migration.
30. Definition of the concept of "migrant worker" in international law.
31. General Agreement on Trade in Services and simplification of the movement of qualified specialists and managers (4th method of delivery of services).
32. Legal consolidation of the freedom of movement of workers in integration entities.
33. Mutual recognition of professional qualifications.
34. Legal foundations of educational migration: academic mobility and the Bologna process. International cooperation in the field of mutual recognition and equivalence of educational documents.
35. International legal cooperation in the field of tourism.
36. International legal bases of migration for religious reasons (pilgrimage, hajj...).
37. International legal aspects of medical migration.
38. The main types of forced migration. Political, military, humanitarian, environmental factors contributing to international forced migration.
39. Definition of concepts: refugees, victims of torture and human trafficking, internally displaced persons, internally displaced persons, environmental migrants.
40. International legal foundations of the legal status of a refugee.
41. Universal principles of refugee protection: prohibition of forced return or expulsion, right of asylum, prohibition of discrimination, family unity.
42. Rights and obligations of refugees, access to the territory and access to due process.
43. Legal problems of determining the status of internally displaced persons. The legal status of refugees and internally displaced persons in Kazakhstan.
44. Peculiarities of determining the legal status of environmental migrants.

45. Consolidation of the rights of various categories of migrants in international law: the rights of migrant workers and refugees.
46. International monitoring of the observance of migrants' rights.
47. Universal mechanisms for the protection of migrants' rights.
48. Regional mechanisms for the protection of migrants' rights.
49. Committee on the Rights of Migrants within the framework of the Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families 1990.
50. Special procedures for the protection of the rights of migrants within the UN.
51. ILO control procedures applied in the protection of the rights of migrant workers.
52. Protection of migrants' rights within the framework of international judicial institutions.
53. Regional peculiarities of legal regulation of migration processes. The influence of the civilizational factor on international legal regulation in the field of migration.
54. Normative activity and bodies of the Council of Europe in the field of migration.
55. OSCE activities in the field of migration.
56. The legal status and importance of the International Center for the Development of Migration Policy.
57. EU migration policy: a combination of tasks for the development of economic integration and respect for human rights in relation to migrants.
58. Fundamentals of legal regulation of freedom of movement of employees.
59. Legal regulation of labor migration to the EU for third-country nationals.
60. Legal framework for the regulation of forced migration in the EU.
61. Fundamentals of the Schengen law.
62. Countering illegal migration to the EU.
63. EU cooperation with third countries on migration issues.
64. Directions of international legal cooperation in the field of migration in the Eurasian space.
65. Competence of the CIS and EurAsEC in the field of migration. The legal status of the CIS and EurAsEC working bodies on migration issues.
66. International legal regulation of migration in America.
67. International legal cooperation in the field of migration in Asia.
68. Fundamentals of international legal cooperation in the field of migration in Africa.
69. International legal means of countering illegal migration.
70. International legal cooperation to strengthen border control.
71. International legal conditions of readmission.
72. Problems of the status of undocumented migrants in international law.
73. Tougher responsibility for the illegal transportation of people.
74. Combating the smuggling of migrants.
75. International legal means of combating human trafficking.
76. The foundations of international cooperation in the field of migration at the present stage. Migration factors: socio-economic, political, historical at the global, regional and bilateral level.
77. The inconsistency of the international and domestic levels of legal regulation of migration: the positions of the receiving States and the States of origin of migrants.
78. The science of international migration law in Kazakhstan and abroad.

Basic literature:

International law, Ashavsky, Boris Matveyevich; Biryukov, Mikhail Mikhailovich; Bordunov, Vitaly Dmitrievich; Egorov, Sergey Alekseevich, 2014.

International law. Special part, Andreev, Maxim Valentinovich; Biryukov, Pavel Nikolaevich; Valeev, Revol Mirgalimovich; Kurdyukov, Gennady Irinarchovich, 2010.

International and domestic protection of human rights, Abashidze, A. H.; Aliyev, Z. G.; Amirov, K. F.; Valeev, Revol Mirgalimovich, 2011.

1. International Law: Textbook for universities / Ed. by G.V. Ignatenko, O.I. Tiunov. - 5th ed., reprint. and additional - M.: NORM, 2009. - 784 p.: 60x90 1/16. (binding) ISBN 978-5-468-00281-0, 5000 copies. <http://znanium.com/bookread.php?book=185021>

Additional literature:

International legal mechanisms of migration regulation, Yastrebova, Alla Yurievna, 2014.

International Migration Law: fundamentals of theory and practice, Zinchenko, Nina Nikolaevna, 2011.

1. International law enforcement law: Monograph / Yu.S. Romashev. - 2nd ed., supplement - M.: Norm: SIC INFRA-M, 2013. - 352 p.: 60x90 1/16. (binding) ISBN 978-5-91768-384-3, 700 copies . <http://znanium.com/bookread.php?book=407593>

2. Migrants in a new environment: interaction practices / A.V. Dmitriev, G.A. Pyadukhov. - M.: Alfa-M, 2011. - 96 p.: 60x90 1/16. (cover) ISBN 978-5-98281-237-7, 300 copies. <http://znanium.com/bookread.php?book=219356>

3. Samoilov, V. D. Migrationology. Constitutional and legal foundations [Electronic resource] : monograph / V. D. Samoilov. - M.: UNITY-DANA: Law and Law, 2013. - 487 p. - (Series 'Magister'). - ISBN 978-5-238-02398-4. <http://znanium.com/bookread.php?book=490903>

Internet resources

Website of the UN High Representative for Human Rights: - <http://www.unhchr.org> / Website of the Global Migration Group - <http://www.globalmigrationgroup.org/>

Website of the International Center for Migration Policy Development - <http://www.icmpd.org> / Website of the International Organization for Migration: - <http://www.iom.int>

Website of the International Labour Organization: - <http://www.ilo.org>

The ILO website on International Labor Standards: - <http://webfusion.ilo.org/public/db/standards/normes/index.cfm?lang=EN>

United Nations website: - <http://www.un.org>

Website of the Organization for Security and Co-operation in Europe - <http://www.osce.org>

Website of the Office of the United Nations High Commissioner for Refugees: - <http://www.unhcr.org>

The page of the website of the European Union on Employment and Social Affairs - http://europa.eu/pol/socio/index_en.htm

The page of the website of the European Union on Justice and VN - http://europa.eu/pol/justice/index_en.htm

International Organization for Migration website page on regional consultative processes - <https://www.iom.int/cms/en/sites/iom/home/what-we-do/regional-processes-1/rcps-by-region.html>

IOM Migration Policy website page (Informal forums) - <http://www.iom.int/cms/policy>

UN Migration and Development website page - <http://www.un.org/ru/development/migration/forum.shtml>

The OECD Migration website page - <http://www.oecd.org/migration/>

The website page of the Council of Europe on Migration and Human Rights - http://www.coe.int/t/democracy/migration/default_en.asp