

Course Outline

COURSE:	LAWS 4607A Immigration and Refugee Law
TERM:	FALL 2024
PREREQUISITES:	LAWS 2908 or PAPM 3000, LAWS 2502 and Fourth-Year Honours Standing
CLASS:	Day&Time: Thursdays @ 11:35 am – 2:25 pm Room: ONLINE
INSTRUCTOR:	Gülay Kilicaslan (she/her)
CONTACT:	Office: D598 Loeb Building Office Hrs: Thursdays 2:45 pm – 4:00 pm OR By Appointment Telephone: (613) 520-2600 ext: 2591 Email: gulay.kilicaslan@carleton.ca
BRIGHTSPACE:	https://brightspace.carleton.ca/d2l/home/290284

CALENDAR COURSE DESCRIPTION

Immigrants and refugees; Canadian, international and human rights law and policy. Canadian Immigration and Refugee Act in Canada. Legal and social problems including entry and removal, family reunion, citizenship, remedies, the rights of clandestine migrants; settlement rights; non-discrimination; asylum; a nation's right to determine membership.

COURSE DESCRIPTION

Contemporary migrations, particularly the cross-border movements, result in challenging theoretical, methodological, legal and policy debates. This seminar course is designed to provide students with a comprehensive introduction to the studies of im/migration and refugee from a socio-legal perspective by focusing on these debates. They are particularly relevant to the national image of Canada where the figures of immigrants and refugees constitute the backbone of multiculturalism discourse. In this seminar course, we will examine the migration regime as well as immigration and refugee law in relation to discussions on extraterritorial membership, political community and governance; partition of nation, location, and identities; immigrant settlement and incorporation; im/migrant rights advocacy, state and subnational regulations, and rise of anti-immigrant discourse; the production of borders, immigrant figures and migrant “illegality”; im/migrant and refugee deservingness; bordering and migration management; criminalization of im/migrants and securitization of borders; and so forth. Many of these debates are marked by boundaries and

bordering attempt, whether at the level of legal and political boundaries, national borders or social boundaries related to belonging, rights and membership.

This seminar course will begin with an overview of the approaches to migration which also discuss factors leading to migration and legal contexts in which migration is being governed. The terms of nation-state, border violence, settler colonialism, and assimilation will be briefly discussed in the first two seminars. Next, we will turn to the policies that govern migration and borders to study how they have affected migrant flows and the ethno-racial makeup of 'receiving' societies. We will also examine the socio-political contexts in which these policies are created and enacted. In the next part of the seminar course, we will study migration in relation to race, class, gender, and religion. Furthermore, we will discuss how migrants settle into host societies and how those societies respond, in doing so we will critically engage in debates on assimilation, integration and multiculturalism from a socio-legal perspective. Finally, the seminar course ends by examining how migration alters ethno-racial boundaries and affects group membership and how migrants mobilize for their rights. These topics will be examined from a theoretical perspective and illustrated by empirical examination of lived experiences of immigrants and refugees, particularly in Canada.

COURSE SPECIFIC LEARNING OBJECTIVES

- 1) To understand border construction, migration regime, and refugee law in a historical context
- 2) To develop critical analysis of national and global legal frameworks of and policies on im/migration related issues
- 3) To understand how migration has impacted social, economic, political, and cultural dynamics of Canadian society
- 4) To be able to extend critical race, gender, and class analyses to immigration and settlement related issues
- 5) To learn about im/migrants' experiences and im/migration policies from primary sources of knowledge

REQUIRED TEXTS

All course materials and instructions about the course assignments will be made available on Brightspace prior to the first week of the course.

Reading assignments include book chapters and articles from diverse sources. In planning the readings, I have planned for the use of additional resources including video, film, or documentary presentations or guest speakers. We may have guest speakers who might suggest additional readings, so I have added quick notes for these weeks to be announced prior to the seminars.

LEARNING ACTIVITIES & ASSIGNMENTS

The primary objective of the learning activities is to enhance your skills in theoretical analysis and engaged/critical reading and writing of texts. In assessing your learning, I will pay particular attention to the following factors:

1. An active level of participation.
2. Evidence of your ability to integrate new knowledge and to effectively communicate your understanding in writing.
3. Evidence of your ability to critically analyse and engage with alternative perspectives.
4. Quality, clarity, and engagement in writing.

Tips for Reviewing Reading

In reviewing each reading, think about the following questions:

- What is the author's main argument?
- How does the author support her/his/their argument?
- How does the author define key concepts?
- What are the political, personal, and intellectual implications of the author's arguments?
- What is your critique of the author's argument, assumptions, evidence?
- What questions do this reading raise for you?
- What did you learn from this reading in relation to immigration and refugee law?

EVALUATION

Standing in a course is determined by the course instructor, subject to the approval of the Department and of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Department and the Dean.

Course Component	Weight	Due Date	
Participation	20%	N/A	
Reflection Assignment (2)	10% x2= 20%	Chosen Week	
Group Presentation of Readings	15%	Choose a week: September 12	Presentation: Chosen Week
Research Paper Outline	10%	October 17	
Research Paper	35%	December 12	

◇ Participation (20%)

We will hold weekly class discussions on Thursdays from 11:35 am to 2:25 pm. You will find Zoom links and updates about your course schedule on Brightspace regularly.

Attendance is extremely important for full engagement in this course. Your presence and active engagement are expected to have a collective discussion. I strongly encourage you to discuss with me any circumstances that may affect your attendance & participation in class. It is expected that

you will join the class having completed the assigned readings. Class time will be discussion-oriented and you should be prepared to discuss readings in both small and large group formats. Participation points will be allocated based on active engagement with course content and peers; therefore, you will not get full marks for only showing up in the class. Participation points will be evaluated based on two components:

1: **Class attendance and discussion engagement (15%)**: You will get full marks if you do the weekly readings and engage in class discussions actively.

2: **Forum posts on Brightspace (5%)**: You are expected to provide commentaries on the weekly readings. You can pick up a point, an argument or a question relevant to each week's topics and/or readings to write your comments. Do not simply summarize the text in your forum posts. The forum posts are for you to show your understanding of the weekly readings and your engagement with them. Posts should be between 150-200 words. You are required to upload **five** posts to get the full mark. You cannot write posts on the week you write your reflection papers. You will always have a week until **Wednesday 5pm** the day before the class to post your commentaries.

◇ **Reflection Assignment (20% in total- 10% each)**

You are required to write **two reflections** (each no more than 500 words) on two guest speakers of your choice (Weeks 4, 6, 8, and 11) or the movie (Week 12). You can write two reflection papers on two of guest speakers or one reflection paper on one of guest speakers and one reflection paper on the movie. These reflection papers are not supposed to be summaries or evaluation of the speaker themselves, or the movie but brief engagements with the guest speaker's discussion in relation to the assigned reading(s) and seminar discussion for that week and/or concepts in the reading(s) of the week. No need to provide outside sources/citations. You are expected to reflect on what you learn from the discussion, any problematics and/or critiques that you might have, what questions the guest speaker's discussion or seminar discussion prompts for you in relation to the course readings/topics, or any examples and/or current debates relevant to the topics discussed in the class. Reflection papers should be no more than 500 words and they are due by **Thursday 10am** the week after the class that your reflection is about.

◇ **Group Presentation of Readings (15%)**

Groups are required to prepare a brief presentation on one of the week's readings. I will create a sign-up sheet under Groups section on Brightspace for you to sign up for a reading of your choice and you will have time to decide on which week's reading you will present on until **September 12**. After you make your choice, you are supposed to work with your group members who present on the same week of yours. Each member of the group will present one of the readings they choose and the group is required to prepare collectively at least three or four discussion questions related to the overall topic, readings, or current events relevant to the topic for the class. The discussion questions are to be emailed to me by one of the group members (and copied other group members) by **Wednesday 5pm**. The delay in sending your group discussion questions will result in late penalty of 2% of your presentation points. The group presentation should be no more than 20-25 minutes in total, so each group member will have about 5-7 minutes to present. The presentation should briefly introduce the text's main question(s), might give some context on the text, discuss two or three issues raised in the text with cases/examples if there is any. The presentations cannot and

should not aim to give a comprehensive summary or critique of the text. The presentations will be followed by the discussion questions. Further information will also be provided in the first seminar.

◇ **Research Paper Outline (10%)**

You are required to prepare an outline for the paper you plan to write as your final research paper. The outline should be about 2-3 pages and include the following elements: 1. Your research question, 2. The rationale for investigating this question (i.e. explain why do you focus on this question?), 3. Thesis statement, 4. Tentative ideas about the kinds of arguments, positions or approaches you plan to present in the research paper, 5. An annotated bibliography of 5-7 academic sources with proper citation information. The annotations should indicate how you plan to use the source in question in relation to your chosen topic; you may include a copy of the abstract if one is available. The research paper outline is due in-class on **October 17**.

◇ **Research Paper (35%)**

You are required to submit a final research paper on a topic that builds and expands upon a topic covered in class, or a related topic. Topics or readings that are not directly related to the course are not acceptable. Please consult with me before the middle of the term if you are not sure about the topic of your paper. The paper should be between 2500 and 3000 words (Times New Roman, 12-font, double spaced). The final essay is due on **December 12**.

LATE PENALTIES AND REQUESTS FOR EXTENSIONS

In this seminar course, deadlines are set for different reasons including to stay on a track. If you experience any difficulties (medical or otherwise) to attend the classes or meet the deadlines, please contact me beforehand to discuss alternative options that can accommodate your requests. It is very important to come up with solutions that will be fair to every participant of this class. Asking for accommodations, you don't need to provide me with a detailed reason but only a hint that can help me to come up with an efficient plan for both parties. Depending on the reasons, we can modify the deadlines or provide you with reasonable extensions.

For more information regarding academic consideration for short-term incapacitation (illness, injury, or extraordinary circumstances beyond a student's control), please visit the following link:

<https://students.carleton.ca/course-outline/#academic-consideration-for-short-term-incapacitation>

University and Departmental Policies

DEPARTMENT POLICIES AND REGULATIONS

Please review the following three notes and the webpage to ensure that your practices meet our Department's expectations, particularly regarding standard departmental protocols and academic integrity requirements: <https://carleton.ca/law/student-experience-resources/>.

a. A note on submitting substantially the same piece of work more than once for academic credit:

- You may build on your past work from another course or assignment, but you cannot simply copy and paste it as a new submission. Before doing so, please discuss it with me to clarify how your previous work will be utilized, how it will enhance your current project and how you will cite it.

b. A note on group or collaborative work:

- Group work in this course is limited to presentations, including article allocation and preparing discussion questions. Each member's presentation will be evaluated individually. If the group's discussion questions are submitted late without prior consultation, each member will lose 2% of their presentation points.

c. A note on the use of generative artificial intelligence (GenAI) tools (e.g. ChatGPT, DeepL, Character.ai):

Unless otherwise noted during class activities, you may only use ChatGPT or any other GenAI technologies to *aid* or *nuance* your thinking, communication, and learning; but not to *replace* or *subvert* it. I will post a table on Brightspace in the first of week of classes for some examples of allowable and non-allowable uses of GenAI technologies in this class.

PLAGIARISM

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence. More information on the University's Academic Integrity Policy can be found at: <https://carleton.ca/registrar/academic-integrity/>.

STATEMENT ON STUDENT MENTAL HEALTH

As a University student you may experience a range of mental health challenges that significantly impact your academic success and overall well-being. If you need help, please speak to someone. There are numerous resources available both on- and off-campus to support you.

For more information, please consult <https://wellness.carleton.ca/>

Emergency Resources (on and off campus):

- <https://carleton.ca/health/emergencies-and-crisis/emergency-numbers/>

Carleton Resources:

- Mental Health and Wellbeing: <https://carleton.ca/wellness/>
- Health & Counselling Services: <https://carleton.ca/health/>
- Paul Menton Centre: <https://carleton.ca/pmc/>
- Academic Advising Centre (AAC): <https://carleton.ca/academicadvising/>
- Centre for Student Academic Support (CSAS): <https://carleton.ca/csas/>
- Equity & Inclusivity Communities: <https://carleton.ca/equity/>

Off Campus Resources:

- Distress Centre of Ottawa and Region: (613) 238-3311 or TEXT: 343-306-5550, <https://www.dcottawa.on.ca/>
- Mental Health Crisis Service: (613) 722-6914, 1-866-996-0991, <http://www.crisisline.ca/>
- Empower Me: 1-844-741-6389, <https://students.carleton.ca/services/empower-me-counselling-services>
- Good2Talk: 1-866-925-5454, <https://good2talk.ca/>
- The Walk-In Counselling Clinic: <https://walkincounselling.com>

ACADEMIC ACCOMMODATIONS

Carleton is committed to providing academic accessibility for all individuals. You may need special arrangements to meet your academic obligations during the term. The accommodation request processes, including information about the Academic Consideration Policy for Students in Medical and Other Extenuating Circumstances, are outlined on the Academic Accommodations website (students.carleton.ca/course-outline).

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

Pregnancy Obligation

Write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For accommodation regarding a formally-scheduled final exam, you must complete the [Pregnancy Accommodation Form](#).

Religious Obligation

Write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details [click here](#).

Academic Accommodations for Students with Disabilities

[The Paul Menton Centre for Students with Disabilities](#) (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this seminar course, please contact PMC at 613-520-6608 or pmc@carleton.ca for a formal evaluation. You can find the Paul Menton Centre online at: <https://carleton.ca/pmc/>

If you are already registered with the PMC, contact your PMC coordinator to send me your Letter of Accommodation at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (if applicable). After requesting accommodation from PMC, meet with me to ensure accommodation arrangements are made. Please consult the PMC website for the deadline to request accommodations for the formally-scheduled exam (if applicable).

Survivors of Sexual Violence

As a community, Carleton University is committed to maintaining a positive learning, working and living environment where sexual violence will not be tolerated, and where survivors are supported through academic accommodations as per Carleton's Sexual Violence Policy. For more information about the services available at the university and to obtain information about sexual violence and/or support, visit: <https://carleton.ca/equity/sexual-assault-support-services>

Accommodation for Student Activities

Carleton University recognizes the substantial benefits, both to the individual student and for the university, that result from a student participating in activities beyond the classroom experience. Reasonable accommodation must be provided to students who compete or perform at the national or international level. Please contact your instructor with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. Read more here: <https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf>.

For more information on academic accommodation, please visit: <https://students.carleton.ca/services/accommodation/>.

Academic Consideration for Medical and Other Extenuating Circumstances

Due to medical and other extenuating circumstances, students may occasionally be unable to fulfill the academic requirements of their course(s) in a timely manner. The University supports the academic development of students and aims to provide a fair environment for students to succeed academically. Medical and/or other extenuating circumstances are circumstances that are beyond a student's control, have a significant impact on the student's capacity to meet their academic obligations, and could not have reasonably been prevented.

Students must contact the instructor(s) as soon as possible, and normally no later than 24 hours after the submission deadline for course deliverables. If not satisfied with the instructor's decision, students can conduct an "informal appeal" to the Chair of the department within three (3) working days of an instructor's decision. We have created a webform specifically for appeals to the Chair, which can be found here: <https://carleton.ca/law/application-for-review-of-refusal-to-provide-academic-consideration/>. *Note: This form only applies to LAWS courses and is not the same as a formal appeal of grade.* More information about the academic consideration can be found [here](#).