

EU Immigration Law Post-9/11: (Blindly) Following the US Model?

Outline of paper for the international conference 'Immigration Policy after 9/11: US and European Perspectives', University of Texas 2-3 March 2006

Dr Valsamis Mitsilegas
Department of Law
Queen Mary University of London
v.mitsilegas@qmul.ac.uk

1. Background: **The link between immigration and counter-terrorism law** and policy post-9/11 in the US and the EU
2. **The impact of the US legal framework on the development of EU standards** of immigration control: the Passenger Name Record saga and the debate on biometrics
3. **Accommodating the US requirements in the European Union**: the primary challenges
 - Constitutional challenges: issues of competence and inter-institutional balance
 - Challenges for the protection of EU and national constitutional principles and fundamental rights
 - The challenge of the EU speaking with 'one voice'
 - The challenge of accommodating EU requirements by the US side
4. **Towards the globalisation of the control of movement?**
 - the proliferation of controls on the movement of persons and the impact on privacy, equality and data protection
 - the paradox of such proliferation in the light of the ideal of the EU as an area without internal frontiers
 - the challenge of developing global standards of control: actors and values of influence
5. **The role of comparative law in addressing these issues**: immigration law as constitutional law