



The Ethics of Immigration

Workshop organised by Rainer Bauböck

21 - 22 May 2012

European University Institute, Badia Fiesolana, Sala del Capitolo

Please register with Monika.Rzemieniecka@eui.eu



In 1987 political theorist Joseph Carens published an article “Aliens and Citizens: The Case for Open Borders” in which he argued that, in spite of their many disagreements, liberal theories of justice are committed to defend an ideal of open borders for immigration. 25 years after this seminal piece Carens is going to publish a monograph on “The Ethics of Immigration” (Oxford University Press, forthcoming) in which he fully elaborates and restates his ideas on the question of how liberal democracies ought to respond to immigration. Our workshop will engage with Carens’ book following the structure of his argument. In part 1 the workshop will discuss immigrants’ post-admission claims: their access to citizenship or permanent

resident status, their social, political and cultural rights, as well as moral dilemmas arising from temporary and irregular migration. Carens argues that these issues can be better considered after setting aside the question whether sovereign states have a moral right to immigration control. In part 2 this latter question will then be addressed explicitly by asking what duties democracies have to admit immigrants and refugees, how they can justify immigration control and whether open borders are ultimately a requirement of global justice. Part 3 of the workshop will then be devoted to questions of “methodology”: What is the point of distinguishing between real worlds and just worlds? What is the role of moral principles, intuitions, contextual norms and actual case illustrations in Carens’ argument? The workshop concludes with an “author meets author” session, in which Joseph Carens and Bas Schotel, author of a recently published book on the justification of immigration control, will comment on each other’s work.

For SPS researchers: You can obtain 10 seminar credits for participation in this workshop if you either present a paper or participate throughout the workshop, intervene actively in the discussion and submit a 1500 words commentary on selected papers after the workshop.

The workshop is open for participation to all EUI faculty, researchers, fellows and visitors who register until 14 May.



Monday 21 May

9:15 Welcome Rainer Bauböck

9:30 **Keynote Lecture:** Joseph Carens

10:00 Discussion

10:30 Coffee Break

11:00 **Panel 1: Immigrant's Claims to Rights and Membership**

Chair: Anna Triandafyllidou

Costica Dumbrava: Normative Constraints to the Right of States to Define Boundaries

Andrei Stavila: No Land's Man: Irregular Migrants' Challenge to Immigration Control and Membership Policies

12:00 Discussion

12:30 Reply by Joseph Carens

12:45 Lunch Break

13:45 Panel 1 continued: Immigrant's Claims to Rights and Membership

Chair: Iseult Honohan

Anna Triandafyllidou: National Identity and Diversity: Towards Plural Nationalism

Eléonore Lépinard: The Duty to Accommodate

Rainer Bauböck: Birthright or Residence? The Contextual Nature of Political Membership and Its Implications for Free Movement

15:15 Discussion

15:45 Reply by Joseph Carens

16:00 End of Day 1



Tuesday 22 May

9:00 **Panel 2: Revisiting the Open Borders Controversy**

Chair: Bas Schotel

Joseph Lacey: The Climate Challenge to an Ethics of Migration

Jonathan Zaragoza: Freedom of Movement, Revolution and Equality of Opportunity

10:00 Coffee Break

10:30 Panel 2 continued

Chair: David Owen

Iseult Honohan: Domination and Migration: An Alternative Approach to the Legitimacy of Migration Control

Kieran Oberman: What is Wrong with Permanent Alienage?

11:30 Discussion

12:00 Reply by Joseph Carens

12:15 Lunch Break

13:15 **Panel 3: Real Worlds and Just Worlds. How to Construct Normative Arguments on Migration**

Chair: Eléonore Lépinard

Inés Valdez: Power, Politics, and Realistic Approaches to the Political Theory of Immigration

David Owen: On the Sites and Presuppositions of Normative Theorizing about Migration

14:15 Discussion

14:45 Reply by Joseph Carens

15:00 **Panel 4: Author meets Author**

Chair: Rainer Bauböck

Bas Schotel: Capturing the Empirical. On the Proper Task of Political Theory as Illustrated by the Case for Open Borders.

Joseph Carens: Comment on Bas Schotel's "On the Right of Exclusion: Law, Ethics and Immigration Policy"

16:00 End of Workshop

17:00 **Lecture by Jennifer Nedelsky**, hosted by the LAW department (Sala Triaria, Villa Schifanoia)

Law's Relations: A Relational Theory of Self, Autonomy and Law.

Discussant: Eléonore Lépinard (Université de Montréal)