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


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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