

The Palgrave Handbook of International Labour Migration

Law and Policy Perspectives

Edited by

Marion Panizzon

Assistant Professor of International Law, World Trade Institute, University of Bern, Switzerland

Gottfried Zürcher

Former Vice Director of the Federal Office for Migration and Director of the Directorate for Migration Policy, Switzerland

Elisa Fornalé

Postdoctoral Researcher, World Trade Institute, University of Bern, Switzerland

Contents

<i>List of Tables</i>	viii
<i>List of Figures</i>	ix
<i>Preface</i>	x
<i>Acknowledgements</i>	xiv
<i>Notes on Contributors</i>	xvi
<i>List of Abbreviations</i>	xxvi
Introduction: Conceptualizing a Pluralist Framework for Labour Migration <i>Marion Panizzon, Gottfried Zürcher and Elisa Fornalé</i>	1
Part I Mobility Regime Perspectives: A Multi-Level Governance	
1 Trade, Migration and the Crisis of Globalization <i>Lucie Cerna, James Hollifield and William Hynes</i>	17
2 Labour Migration, Trade and Investment: From Fragmentation to Coherence <i>Thomas Cottier and Charlotte Sieber-Gasser</i>	41
3 GATS Mode 4 and Labour Mobility: The Significance of Employment Market Access <i>Johanna Jacobsson</i>	61
Part II Development Perspective: The Emerging Role of Private Sectors, Transnational Families and the Diaspora	
4 Labour, Migration and Development: An Analysis of the Role of International Organizations and Civil Society <i>Jérôme Elie</i>	97
5 Public-Private Regulation of Labour Migration: A Challenge to Administrative Law Accountability Mechanisms <i>Tesseltje de Lange</i>	118

- 6 Migration Regimes and Their Linkages for Family Unity, Integrity and Development 146
Piyasiri Wickramasekara
- 7 Development-Friendly Investments and Entrepreneurship by Overseas Migrants and Their Outcomes: Lessons for Migrants and Development Actors 181
Leila Rispens-Noel and Jeremiaah M. Opiniano

Part III Labour (Human Rights) Standards Perspective: Migrant Workers' Relationship with Migration Strategies

- 8 Low-Skilled Labour Migration and Free Trade Agreements 205
Philip Martin
- 9 Evaluating Bilateral Labour Migration Agreements in the Light of Human and Labour Rights 231
Ryszard Cholewinski
- 10 Human Security and Human Rights of Labour Migrants in the Americas 253
E. Dorothy Estrada-Tanck

Part IV Asia

- 11 Labour Migration in Asia and the Role of Bilateral Migration Agreements 299
Graziano Battistella
- 12 The Regional Politics of Labour Import in the Gulf Monarchies 325
Hélène Thiollet
- 13 Labour Migration under the Japan–Philippines and Japan–Indonesia Economic Partnership Agreements 341
Yoshiko Naiki

Part V Europe

- 14 Free Movement Law within the European Union: Workers, Citizens and Third-Country Nationals 361
Sara Iglesias Sánchez
- 15 The Temporary Movement of Natural Persons in the Context of Trade in Services: EU Trade Policy under Mode 4 (WTO/GATS) 382
Jan Schmitz

- 16 Euroafrican and Latin American Bilateral Migration Agreements:
The Role of State–Diaspora Partnership 403
Marion Panizzon, Miryam Hazán and Sonia Plaza

Part VI Africa

- 17 Operationalizing the ECOWAS Protocol on Free Movement of
Persons: Prospects for Sub-Regional Trade and Development 441
Aderanti Adepaju
- 18 Migration Partnerships and the Role of Public–Private
Partnerships: The Nigeria–Switzerland Migration Partnership 463
Amanda Bisong

Part VII Latin America

- 19 Intra-Regional Mobility in South America: The Andean
Community and MERCOSUR 507
Natalia Bernal, María Angélica Prada and René Urueña
- 20 Challenges and Features of Migration and Trade Policies towards
Latin America 535
Cesla Amarelle and Elisa Fornalé
- 21 Comparative Analysis of Migration and Development Policies in
Latin America: Joint Reflections on Their Impact on Highly
Skilled Mobility and Diaspora 555
Caroline Caplan, Marion Panizzon and Elisa Fornalé

- Index* 581