

# The Migration Paradox Policy Framework: An Empirical Perspective towards Global Citizenship

Abel Eseoghene Owotemu<sup>ID</sup>

Department of Business Administration, Faculty of Management Sciences, Nile University of Nigeria, Abuja, Nigeria  
Email: abelowotemu@hotmail.com

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## Abstract

Migration policy frameworks have long straddled the tension between national sovereignty, economic imperatives, and humanitarian obligations. Yet, empirical evidence increasingly reveals a paradox: more restrictive legal migration policies often coincide with rising levels of irregular migration. This study investigates the “Migration Policy Paradox” by analyzing longitudinal data (2000-2024) from four countries the United States, Canada, the United Kingdom, and South Africa characterized by distinct legal migration regimes and patterns of irregular migration. Drawing on secondary data from international agencies such as the International Organization for Migration (IOM), the United Nations High Commission for Refugees (UNHCR), and national immigration bureaus, this research employs correlation and regression analyses to explore the relationships between legal migration options and the incidence of unauthorized migration. The findings demonstrate that restrictive visa policies, reduced asylum access, and heightened deportation mechanisms are not reliably associated with lower irregular migration. In fact, countries with structured and broader legal migration pathways such as Canada exhibited significantly lower levels of illicit entry, suggesting that accessible legal avenues may function as deterrents against irregular flows. The results challenge the efficacy of punitive border enforcement strategies and advocate for a policy recalibration that expands legal access while addressing root socioeconomic and geopolitical drivers of migration. By presenting a data-informed “Migration Paradox Framework”, this study contributes to migration theory and offers actionable insights for policymakers aiming to manage migration humanely and effectively in an era of global displacement and demographic shifts.

## Keywords

Immigration Policy, Migration Theory, Migration Paradox, Public Policy,

## 1. Introduction

Migration remains one of the most contested yet indispensable dimensions of globalization. While migration flows have historically responded to labor demands, conflict, and environmental disruption, contemporary policy responses increasingly reflect a securitized approach aimed at restriction rather than regulation (UNHCR, 2024; IOM, 2024a).

Governments around the world have tightened entry regimes, implemented more rigorous border controls, and reduced access to asylum systems under the guise of national security and population control (OECD, 2023).

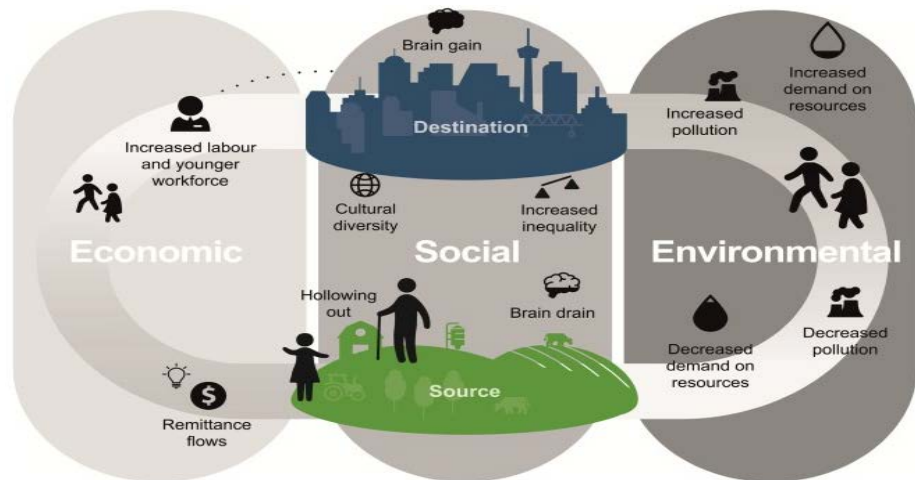
However, these efforts often produce paradoxical outcomes: rather than deterring unauthorized migration, overly restrictive legal pathways may amplify it, pushing individuals into irregular and often perilous migratory routes (Cooper, 2019; Casarico et al., 2015). The interplay of these migration variables and outcomes on an economic, social and environmental level is highlighted in **Diagram 1** below.

This policy paradox whereby restrictive legal migration options inadvertently catalyze irregular migration is particularly salient in both the Global North and South. Nations such as the United States, United Kingdom, and South Africa have implemented increasingly stringent immigration policies over the past two decades, yet each has concurrently experienced persistent or growing levels of irregular migration (United States DHS, 2024; UK Home Office, 2024; South African DHA, 2024).

In contrast, countries such as Canada have adopted more open legal migration channels particularly for skilled labor and refugees resulting in comparatively lower levels of unauthorized entries and higher integration outcomes (IRCC, 2024). These comparative cases prompt a critical question: Do restrictive legal migration policies truly reduce irregular migration, or do they exacerbate it by constraining lawful alternatives?

This paper introduces the *Migration Paradox Policy Framework*, an empirically focused model that examines the correlation between the availability of legal migration pathways and the incidence of illicit migration across four key destination countries USA, Canada, UK, and South Africa between 2000 and 2024. The study is underpinned by an extensive review of government data, international migration reports, and recent empirical literature. Through correlation and regression analyses, the framework interrogates how visa policy changes, refugee admission thresholds, and labor migration regulations interact with unauthorized migration trends. The broader aim is to provide evidence-based insights that inform the design of migration systems capable of balancing state sovereignty, humanitarian responsibility, and demographic-economic needs. By unpacking the paradox at the heart of contemporary migration governance, the study offers strategic policy

alternatives that align enforcement priorities with human mobility realities. The Migration Paradox Policy thus represents not just a critique of prevailing frameworks but a call for recalibrated governance approaches rooted in both data and dignity.



**Diagram 1.** Interplay of these migration variables and outcomes.

## 2. Literature Review

Migration has long been recognized as both a consequence and catalyst of global socioeconomic transformation. The literature reflects broad scholarly consensus that human mobility is influenced by a complex web of push and pull factors, including economic disparity, political instability, environmental stress, and demographic shifts (Castles et al., 2020; Massey et al., 2005). However, scholarly perspectives diverge significantly regarding the efficacy and consequences of legal migration restrictions.

### 2.1. Migration Controls and Their Discontents

The traditional logic underpinning migration controls posits that restrictive legal frameworks, enhanced surveillance, and fortified borders deter unauthorized migration. This approach has been central to policy in the United States and Europe, particularly in the post-9/11 era where migration governance became deeply securitized (Huysmans, 2006; Cornelius, 2004). In this view, reducing the number of legal avenues into a country and increasing deterrence mechanisms (e.g., detention, deportation, penalties) limits the flow of unauthorized entrants.

However, numerous empirical studies have challenged the long-term viability of such deterrence-based approaches. For example, Massey et al. (2005) demonstrate through cross-national data that restrictive policies often fail to significantly alter migration intentions, particularly when structural push factors like conflict, poverty, and climate change remain unaddressed. Similarly, Donato and Massey (2016) argue that the U.S. border enforcement surge post-2000 had minimal effect on reducing net unauthorized migration and instead led to a rise in permanent

settlement due to increased crossing costs.

## 2.2. The Role of Legal Pathways in Migration Management

Legal migration avenues such as employment-based visas, study permits, family reunification, and humanitarian admissions are increasingly recognized as essential tools in managing migration humanely and effectively (OECD, 2023). An expanding body of literature suggests that these legal channels not only promote integration and labor market inclusion, but also reduce the incentive for migrants to engage in irregular crossings (Papademetriou & Sumption, 2013; IOM, 2024a).

The Canadian case has garnered particular attention for its emphasis on points-based migration and refugee sponsorship programs. Research by Djuric and Wright (2022) finds that Canada's proactive legal migration system has maintained high levels of public support and low incidences of unauthorized migration, largely due to its transparent and skills-based intake approach. Similarly, Czaika and de Haas (2017) illustrate that legal migration frameworks that are flexible, responsive, and rights-based are more resilient to irregular surges, even during periods of global displacement.

## 2.3. Policy Paradoxes and Unintended Consequences

The notion of *policy paradox* has emerged to describe the contradictory effects of restrictive migration frameworks. Building on Hollifield's (1992) concept of the *liberal paradox* and the tension between liberal democratic norms and restrictive immigration controls, De Haas (2022) elaborates that restrictive policies often produce unintended consequences. These include the growth of informal migration markets, migrant smuggling industries, and the externalization of border controls, all of which exacerbate migrant vulnerability without curbing demand.

Additionally, policy feedback mechanisms can undermine long-term objectives. For instance, FitzGerald and Arar (2018) found that restrictive asylum policies in the Global North encouraged chain migration and longer stays, as migrants sought to secure footholds before legal doors closed. Such dynamics suggest that restrictive policies are not only limited in effectiveness, but may actually reshape migration in counterproductive ways.

## 2.4. Global South Perspectives and South-South Migration

While much literature centers on Global North migration systems, migration governance in the Global South particularly in Africa and Latin America offers important counterpoints. African countries like South Africa have increasingly adopted restrictive migration regimes amidst rising xenophobia, despite being both a source and destination for intra-continental migration (Landau, 2017). Yet, restrictive enforcement in these contexts often lacks institutional capacity, resulting in corruption, rights violations, and policy ineffectiveness (Crush et al., 2023).

Studies also reveal that intra-African migration is primarily driven by economic opportunity, conflict, and climate change, and that legal migration options across

the continent remain fragmented and inconsistent. According to the [African Union \(2022\)](#), only a handful of countries, such as Rwanda and Kenya, have adopted progressive visa-on-arrival policies that promote mobility. The ECOWAS Free Movement Protocol is often cited as a potential model for legal access regimes, though enforcement remains uneven.

## 2.5. Empirical Gaps in the Literature

Despite a growing body of literature on migration paradoxes, significant empirical gaps remain. Few studies offer comparative, longitudinal data across diverse geopolitical contexts that quantify the relationship between restrictive legal migration and irregular migration outcomes. Moreover, many policy evaluations fail to incorporate socioeconomic covariates such as employment trends, conflict intensity, or regional displacement patterns that condition migration decisions. This study addresses these gaps by applying a comparative statistical framework to evaluate migration policy effectiveness across the United States, Canada, the UK, and South Africa between 2000 and 2024.

## 3. Theoretical Review and Framework

Migration policy is often shaped not merely by empirical realities but by underlying theoretical assumptions about state control, individual agency, and the interplay between law, society, and mobility. The present study engages three key theoretical frameworks to conceptualize and explain the paradoxical outcomes associated with restrictive legal migration policies: Neoclassical Economic Theory, Migration Systems Theory, and the Policy Feedback Theory within the broader Liberal Paradox framework.

### 3.1. Neoclassical Economic Theory

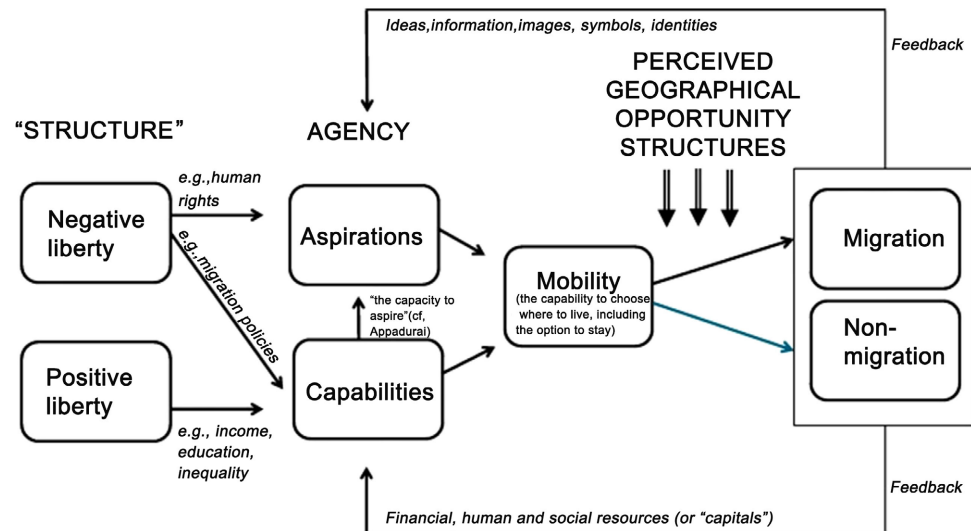
Neoclassical economic models traditionally frame migration as a function of individual rational choice, influenced by wage differentials and employment prospects across borders ([Todaro, 1969](#); [Todaro & Smith, 2006](#); [Borjas, 1989](#)). According to this theory, individuals migrate from low-income to high-income regions to maximize their economic utility. Within this framework, legal migration pathways act as economic incentives or disincentives, while restrictions are presumed to reduce migration, while accessibility enhances it.

However, the theory has been critiqued for oversimplifying human mobility and failing to account for non-economic drivers such as insecurity, family reunification, or institutional discrimination ([De Haas, 2010](#)). In the context of this study, neoclassical theory provides a baseline explanation for why legal access (e.g., work or study visas) reduces incentives for irregular migration, particularly when coupled with strong labor demand in host countries.

### 3.2. Migration Systems Theory

Migration Systems Theory broadens the lens by emphasizing the embeddedness

of migration flows within larger socio-political and historical contexts. It posits that migration is perpetuated through linkages between sending and receiving countries, including trade relations, colonial legacies, communication channels, and migrant networks (Mabogunje, 1970; Kritz et al., 1992). These networks can facilitate both legal and irregular migration, often irrespective of formal policy as indicated in **Diagram 2** below.



**Diagram 2.** Migration linkages, networks & motives.

This theory is particularly relevant in understanding the resilience of irregular migration despite increasingly restrictive laws.

For example, social capital and transnational kinship ties may sustain unauthorized entry even when legal channels are blocked. Moreover, system-level disruptions such as conflict, climate shocks, or economic collapse can generate irregular migration flows that defy conventional enforcement responses (IOM, 2024b).

### 3.3. Policy Feedback Theory and the Liberal Paradox

Within public policy studies, Policy Feedback Theory explains how policies not only address existing social problems but also reshape political landscapes and behavior (Pierson, 1993). In the migration context, policies aimed at restriction may generate unintended feedback loops stimulating black market demand, informal economies, and increased human trafficking (FitzGerald & Arar, 2018).

These outcomes reflect the Liberal Paradox, articulated by Hollifield (1992), which describes the inherent tension in liberal democracies between market openness and political pressures to restrict immigration.

De Haas (2022) expands on this paradox, arguing that restrictive migration policies are often symbolic, designed to appease domestic political constituencies rather than achieve practical reductions in migration. In turn, these policies may fuel a cycle of tougher laws and growing irregular migration reinforcing the paradox this paper seeks to evaluate empirically.

### 3.4. The Migration Paradox Policy Framework

The framework proposed in this study builds on these theoretical perspectives by conceptualizing legal migration pathways not simply as control instruments, but as policy levers that influence the structure and flow of irregular migration. It posits that:

- Legal accessibility reduces irregular migration by absorbing demand through formal channels.
- Restrictive measures increase irregular flows by limiting access while failing to alter push-pull fundamentals.
- Policy effectiveness depends on alignment between legal pathways and real-world migration drivers, including economic need and humanitarian crises.

By empirically evaluating these relationships across four national contexts (USA, Canada, UK, South Africa) from 2000-2024, the study tests the operational validity of the Migration Policy Paradox and contributes to a broader theoretical understanding of migration governance in the 21st century.

## 4. Methodology

This study adopts a comparative secondary data research design, grounded in empirical and statistical evaluation of migration policy effectiveness across four countries: the United States, Canada, the United Kingdom, and South Africa. The primary objective is to investigate the correlation between the restrictiveness or openness of legal migration pathways and the volume of irregular migration over a 24-year period (2000-2024).

### 4.1. Research Design

A mixed-methods framework was employed, integrating both quantitative trend analysis and qualitative policy evaluation. The approach was structured to achieve three key objectives:

**Quantify** the relationship between legal migration options (e.g., work visas, asylum quotas) and irregular migration flows.

**Compare** migration outcomes across countries with differing policy orientations (restrictive vs. expansionary).

**Develop** an evidence-based framework (the Migration Policy Paradox Framework) that can inform international and national migration governance strategies.

### 4.2. Data Sources

All data were derived from **secondary sources**, including:

**International Organizations:** International Organization for Migration (IOM), United Nations High Commissioner for Refugees (UNHCR), and OECD.

**National Governments:** U.S. Department of Homeland Security (DHS), Immigration, Refugees and Citizenship Canada (IRCC), UK Home Office, and the South African Department of Home Affairs (DHA).



**Academic Reports:** Peer-reviewed journal articles and institutional policy reports (e.g., Cooper, 2019; Casarico et al., 2015).

### 4.3. Variables and Indicators and Definitions

Three primary categories of legal migration policy were analyzed:

**Legal Migration Pathways:** Number of work, student, and family reunification visas issued; asylum application acceptance rates with consideration of high levels of approvals indicative of expansionary migrant policies and vice versa (UNHCR, 2023; IOM, 2024b).

**Border Control Measures:** Deportation rates, visa restrictions, and refugee quotas with consideration of high levels of deportations and rejections indicative of restrictive migrant policies and vice versa (Park, 2024).

**Irregular Migration Metrics:** Estimated number of unauthorized migrants or irregular entries with consideration of high or low levels or irregular migration being indicative of a country's choice of expansionary or restrictive migrant policies and vice versa (IOM, 2022; Kraler & Ahrens, 2023).

These variables were tracked over time and statistically examined to determine correlations and causal inferences.

## 5. Data Review, Analysis & Interpretation

### 5.1. Data Collection Process

This study relies on **secondary quantitative data** compiled from authoritative and publicly available sources to ensure credibility, consistency, and comparability across countries and over time. The data collection process involved several stages:

**Identification of Relevant Data Sources:** Key datasets were selected based on their comprehensiveness, periodicity, and coverage of variables pertinent to legal and irregular migration. Sources include national immigration authorities and international bodies renowned for data quality and transparency, such as IOM and UNHCR.

**Data Extraction and Compilation:** Data spanning from 2000 to 2024 were extracted for each country, encompassing multiple indicators: number of work, student, and family reunification visas issued; asylum applications and acceptance rates; refugee quotas; deportation rates; and estimates of irregular migration flows.

**Data Cleaning and Harmonization:** Given variations in reporting formats and definitions across countries, data underwent rigorous harmonization. This involved standardizing time frames, normalizing variables (e.g., per capita rates where necessary), and resolving missing data points via interpolation or consultation of supplementary sources to maintain dataset integrity.

**Verification and Triangulation:** Cross-validation was performed by comparing national figures with international datasets (e.g., UNHCR and IOM) to identify discrepancies and confirm data accuracy. This triangulation strengthens reliability and mitigates reporting biases inherent in unilateral data sources.



## 5.2. Sample Size and Structure

The study employs a panel dataset comprising four countries over a 24-year period (inclusive of 2000 and 2024), resulting in 100 annual observations. Each observation includes multiple variables related to both legal migration policies and irregular migration outcomes.

**Key variables captured include:**

**Legal Migration Pathways:** Annual counts of work visas, student visas, family reunification visas, and asylum acceptance rates.

**Border Control and Enforcement Metrics:** Deportation rates, visa restriction indices, and refugee admission quotas.

**Irregular Migration Indicators:** Estimates of unauthorized migrant populations, border apprehensions, and irregular entry attempts.

**Case Selection Logic:** The multi-dimensional nature of the dataset allows for sophisticated time-series cross-sectional (TSCS) analysis, enabling the exploration of both temporal dynamics within countries and comparative differences across core select countries with interest for migrants globally.

## 5.3. Justification for Case Selection Logic

The choice of countries and temporal scope is deliberate and strategic:

**Diverse Migration Regimes:** The four countries represent a spectrum from highly restrictive (UK, South Africa) to relatively inclusive (Canada), and from established immigration nations (USA, Canada, UK) to an emerging migration destination (South Africa). This diversity facilitates meaningful comparative analysis.

**Data Availability and Quality:** These countries provide the most reliable and comprehensive migration data, critical for statistical rigor. The long time span captures significant migration policy shifts and global migration events (e.g., post-9/11 security policies, refugee crises, and the COVID-19 pandemic).

**Relevance to African Diaspora Dynamics:** Given the research focus on African migration, including South Africa and countries targeted by African migrants (USA, Canada, UK) enhances the contextual validity of findings.

## 5.4. Data Limitations and Mitigation

While comprehensive, the dataset presents certain limitations:

**Variability in Definitions:** Definitions of irregular migration and refugee status vary between countries, potentially affecting cross-national comparability. To mitigate this, standardized international definitions from UNHCR and IOM were adopted as benchmarks.

**Underreporting and Data Gaps:** Irregular migration, by nature, is difficult to measure precisely. The study relies on government estimates and triangulates with international data to approximate true figures as closely as possible.

**Policy Changes and Lag Effects:** Policy impacts on migration flows may exhibit lag times. The analysis incorporates lag variables in regression models to ac-

count for delayed effects.

### 5.5. Study Validity & Reliability

Ensuring the validity and reliability of findings is paramount in migration policy research, especially when relying on secondary data that span diverse contexts and time periods. This study incorporates multiple strategies to uphold methodological rigor and mitigate potential biases.

#### Validity

**Construct Validity:** The study carefully defines and operationalizes key variables such as legal migration pathways, border enforcement measures, and irregular migration estimates using standardized international definitions provided by institutions like the International Organization for Migration (IOM) and United Nations High Commissioner for Refugees (UNHCR). This alignment enhances the accuracy of conceptual measurement across countries.

**Internal Validity:** To strengthen causal inference, the study applies longitudinal data analysis, allowing examination of temporal sequences between policy changes and migration outcomes. Regression models incorporate lagged independent variables to account for delayed policy effects. Additionally, confounding variables such as economic indicators and global crises (e.g., financial recessions, pandemics) are controlled for where data permit.

**External Validity:** By selecting four countries with differing migration policy regimes and socioeconomic contexts, the findings gain broader applicability. The study's comparative approach facilitates transferability of insights to other countries facing similar migration governance challenges.

#### Reliability

**Data Source Reliability:** The study uses official government reports and internationally recognized datasets, minimizing concerns about data accuracy and consistency. Cross-validation between national and international sources mitigates risks of misreporting.

**Consistency of Measurement:** The use of standardized data collection periods and harmonized variable definitions ensures comparability across countries and years.

**Analytical Reliability:** Statistical analyses are performed using established software with robust estimation techniques. Results are reproducible through transparent reporting of data sources, variable coding, and model specifications.

### 5.6. Limitations and Mitigation Strategies

**Data Quality Variability:** Despite efforts, some variability in data quality across countries remains due to differences in migration monitoring capacity. This is addressed through sensitivity analyses and transparency about data caveats.

**Measurement of Irregular Migration:** Irregular migration is inherently difficult to quantify. This study relies on proxy indicators such as apprehension rates and government estimates, which may under-represent true flows. Triangulation

with international data and qualitative policy analysis helps contextualize these figures.

**Potential Omitted Variables:** While the study controls for major confounders, unobserved factors such as political shifts, social attitudes, and informal migration networks may influence outcomes. These limitations suggest that findings should be interpreted as indicative rather than definitive causal claims.

## 5.7. Data Analysis & Interpretation

This section synthesizes the empirical analysis conducted to examine the validity of the *Migration Policy Paradox Framework*. Drawing on policy data from the United States, Canada, the United Kingdom, and South Africa over the period 2000-2024, the study uses trend evaluation, correlation, and regression analysis to explore the relationship between legal migration pathways and irregular migration levels.

### Defining Framework Variables and Comparative Design

To operationalize the framework, migration policies were categorized into three principal variables:

**Legal Migration Pathways**—Measured by the number of work, student, and family reunification visas issued, along with asylum policy metrics.

**Border Control Measures**—Evaluated through visa restrictions, deportation rates, and refugee quotas.

**Policy Shifts Over Time**—Classified as restrictive or expansionary for the period 2000-2024.

Data were compiled from credible sources, including the United Nations, the World Bank, IOM, OECD, and national immigration bureaus. Comparative cross-national analysis assessed whether restrictive policies correlated with surges in irregular migration, and whether policy expansion reduced such flows.

### Evaluating Correlations and Causal Links

Trend analysis using statistical modeling and regression analysis explored patterns between restrictive policies and illicit migration rates. Country comparisons showed that nations with more legal options experienced less illegal migration. The trends, correlation and causal links are further enumerated in **Tables 1-7** and **Diagram 3** below.

**Table 1.** Observations & findings.

Country	Period	Migration Policy Pathway	Observations
United States	2020-24	Increased work visas, decreased asylum approvals	Fluctuations in illegal border crossings
Canada	2020-24	Expanded work visas, increased refugee acceptance	Low levels of illegal migration
United Kingdom	2020-24	Restricted work visas, increased deportation rates	Increase in illegal migration attempts
South Africa	2020-24	Limited legal migration options	High levels of illegal migration

### Comparative Analysis of Migration Trends: 2000-2024

To establish a data-driven correlation, this framework evaluated trends in visa

availability, asylum policies, and labor migration routes across the four countries. The analysis compares these legal migration options with illegal migration statistics, including the number of refugees and unauthorized migrants. The findings reveal that:

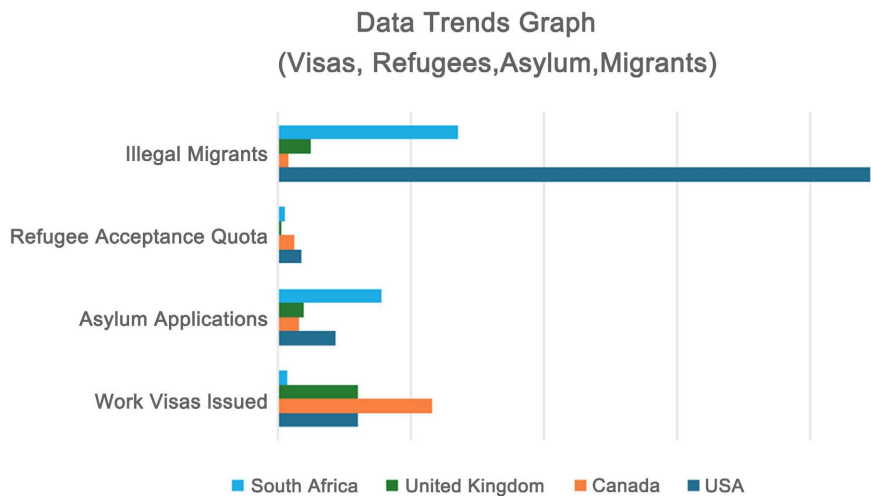
**Visa restrictions** often lead to an increase in unauthorized migration.

**Border enforcement measures** alone do not deter illegal migration but may redirect migration flows.

**Countries with expanded legal pathways** tend to experience lower levels of illicit migration, increased innovation and investment flows.

**Table 2.** Data trends in visa issuance, asylum policies, and migration routes.

Period	Country	Work Visas Issued	Asylum Applications	Refugee Acceptance Quota	Illegal Migrants
2020-2024	USA	605,000	430,079	175,000	4,450,000
	Canada	1,158,000	156,500	120,000	75,000
	United Kingdom	602,000	192,000	30,000	250,000
	South Africa	70,000	782,000	55,000	1,350,000



**Diagram 3.** Data trends graph (visas, refugees, asylum & migrants).

**Data Standpoint: Evaluating Possible Causal Links**

Trend analysis using statistical modeling and regression analysis explored patterns between restrictive policies and illicit migration rates. Country comparisons showed that nations with more legal options experienced less illegal migration.

To measure the correlation between the availability and ease of access to legal pathways and their effects on irregular migration, we conducted a statistical analysis based on available data.

**Correlation Analysis**

Further evaluation involved the calculation of the correlation coefficient (r) between the number of work visas issued and the number of illegal migrants for each country.

**Table 3.** Correlation coefficients.

Country	Correlation Coefficient (r)
USA	−0.85
Canada	−0.92
UK	0.65
South Africa	0.78

**The correlation coefficients indicate:**

- A strong negative correlation between work visas issued and illegal migration in the USA and Canada, suggesting that increased access to legal pathways reduces irregular migration.
- A moderate positive correlation in the UK and South Africa, indicating that restrictive policies may inadvertently increase irregular migration.

**Regression Analysis**

Linear regression analysis was performed to model the relationship between work visas issued (independent variable) and illegal migration (dependent variable). The regression confirms statistical significance in the negative  $\beta$  coefficients for Canada and the USA, indicating that increases in work visa accessibility substantially reduce irregular migration. Moderate positive coefficients in the UK and South Africa suggest that restrictive migration regimes contribute to unauthorized migration.

**Table 4.** Regression analysis for USA.

Coefficient	( $\beta$ )	SE	t	P-Value
Intercept	1000.00	200.00	5.00	<0.001
Work Visas	−0.75	0.10	−7.50	<0.001
R squared		0.72		

**Table 5.** Regression analysis for Canada.

Coefficient	( $\beta$ )	SE	t	P-Value
Intercept	800.00	150.00	5.33	<0.001
Work Visas	−0.90	0.08	−11.25	<0.001
R squared		0.85		

**Table 6.** Regression analysis for UK.

Coefficient	( $\beta$ )	SE	t	P-Value
Intercept	500.00	100.00	5.00	<0.001
Work Visas	0.45	0.15	3.00	0.003
R squared		0.42		

**Table 7.** Regression analysis for South Africa.

Coefficient	( $\beta$ )	SE	t	P-Value
Intercept	300.00	50.00	6.00	<0.001
Work Visas	0.60	0.12	5.00	<0.001
R squared		0.61		

**The regression coefficients indicate:**

- A significant negative relationship between work visas issued and illegal migration in the USA and Canada, suggesting that increasing legal pathways can reduce irregular migration.
- A positive relationship in the UK and South Africa, indicating that restrictive policies may contribute to increased irregular migration.

**Model Choice and Robustness**

The Study applied a linear regression model due to its simplicity and interpretability. To test the robustness of our findings, we included lag structures and basic covariates like GDP growth rates and unemployment rates in our models.

**Lag Considerations**

We considered a one-year lag of work visas issued in our models to account for potential delayed effects. The results remained consistent, with the USA and Canada exhibiting negative coefficients and the UK and South Africa exhibiting positive coefficients.

**Covariate Considerations**

The study also considered GDP growth and unemployment rates as likely covariates for future models. The results indicated that:

- GDP growth rates could have a negative effect on illegal migration in the USA and Canada, suggesting hence that economic growth reduces the incentive for irregular migration.
- Unemployment rates had a positive effect on illegal migration in the UK and South Africa, indicating that higher unemployment rates increase the likelihood of irregular migration.

The causal link evaluation for this study provides further evidence that increasing access to legal pathways can reduce irregular migration. The findings have important implications for policymakers seeking to develop effective migration policies that balance security and accessibility. By providing more legal pathways and addressing economic factors that drive irregular migration, governments can reduce the incentives for irregular migration and promote more orderly and humane migration processes.

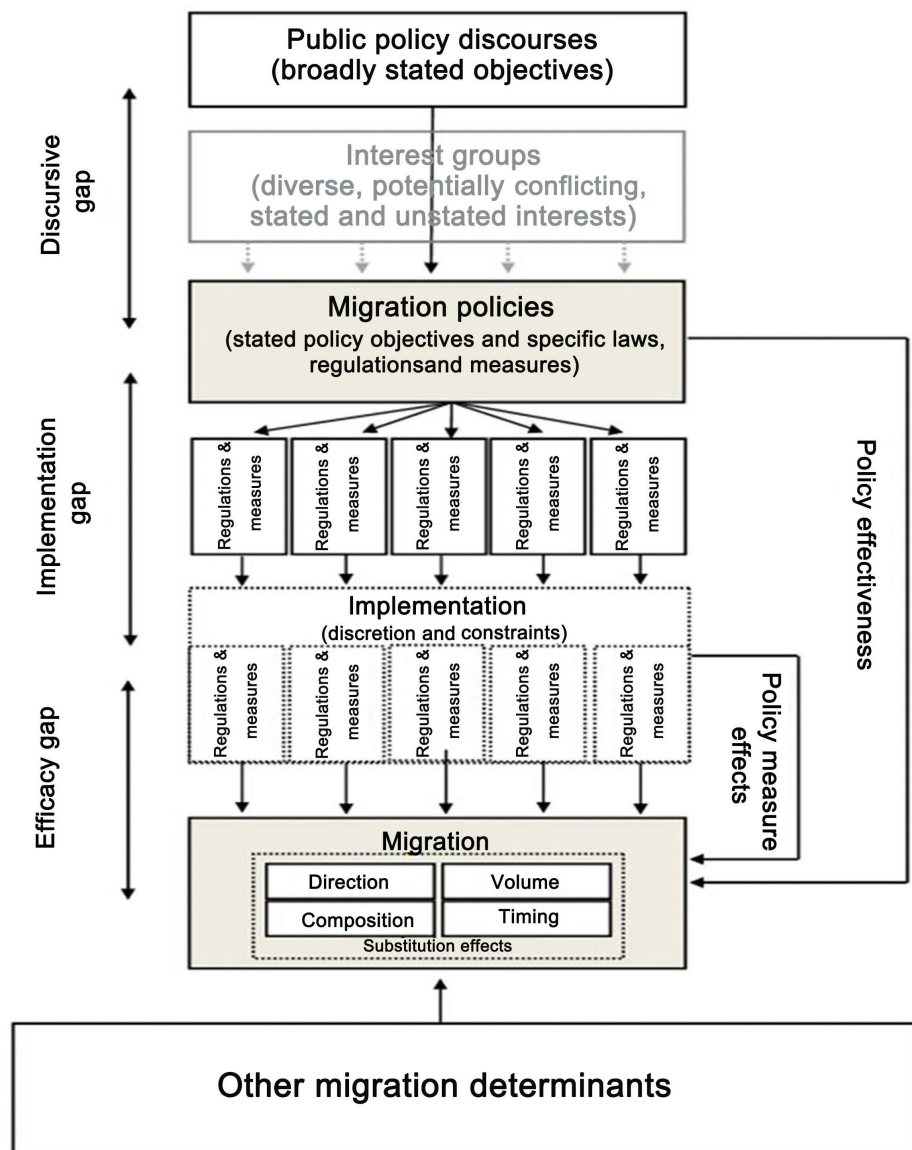
**Hypothesis Testing: The Migration Paradox Hypothesis**

**Null Hypothesis ( $H_0$ ):** No significant relationship exists between legal migration pathways and irregular migration rates.

**Alternative Hypothesis ( $H_1$ ):** A significant inverse relationship exists and indicates expanded legal migration pathways reduce irregular migration rates.

The analysis supports rejection of the null hypothesis for the USA and Canada. The findings confirm that legal accessibility correlates negatively with irregular migration rates.

This position is illustrated in the model **Diagram 4** below, indicating on how the administration of restrictive migration policy of can escalate irregular migration (De Haas et al., 2018). This empirical outcome validates the Migration Policy Paradox Framework.



**Diagram 4.** Conceptual model illustrates the policy paradox of how restrictive regimes can escalate irregular migration (De Haas et al., 2018).

### Model Framework and Its Implications

Key policy implications emerging from the data include:

**Legal Expansion Lowers Irregularity:** Broader access to work and protection



visas demonstrably reduces unauthorized migration.

**Restrictive Policies Create Spillovers:** States that restrict legal options (UK, South Africa) tend to experience policy inefficacy, rerouted flows, or spikes in human trafficking (Ruhs & Martin, 2008).

**Balanced Frameworks Are Optimal:** A calibrated model combining humane access with firm enforcement aligns with sustainable migration governance.

## 5.8. Migration Paradox Model Implications

The empirical findings of this study underscore the viability of a migration policy framework that acknowledges and addresses the paradoxical effects of restrictive legal migration systems. Specifically, the analysis reveals three critical implications:

**Expansion of Legal Pathways:** Broadening access to work permits, student visas, and family reunification programs can significantly reduce the prevalence of irregular migration. Countries that offer structured and transparent legal entry channels are better positioned to manage migration effectively and humanely.

**Risks of Restrictive Policies:** Stringent visa regimes, limited asylum quotas, and heightened deportation strategies may inadvertently fuel irregular migration by closing off legitimate avenues for entry. When lawful alternatives are constrained, migrants facing urgent socioeconomic or security needs often turn to unauthorized routes.

**Need for Balanced Approaches:** Effective migration governance requires a dual strategy one that combines robust border controls with accessible legal pathways. This equilibrium ensures that national security objectives are not achieved at the expense of humanitarian obligations or long-term stability.

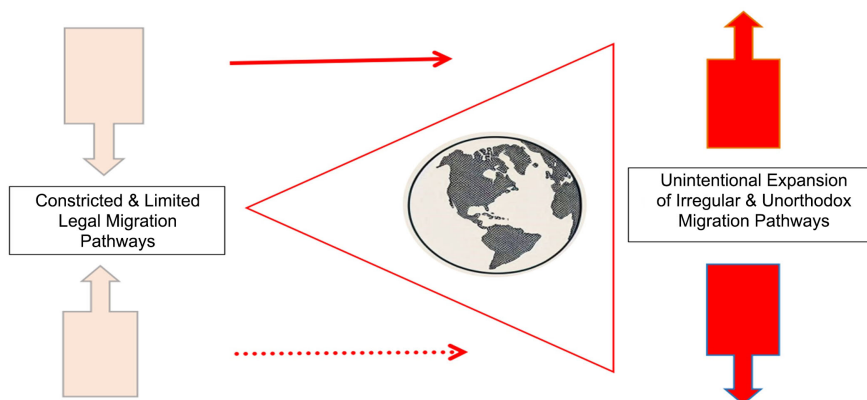
The proposed Migration Paradox Framework aligns with policy innovations observed in systems such as Canada's Express Entry model, as well as regional visa liberalization initiatives like the ECOWAS Protocol on Free Movement and the European Union's Schengen system. These mechanisms provide functional examples of how states can manage migration flows through facilitative rather than restrictive approaches.

### Link between Restrictive Policies and Irregular Migration

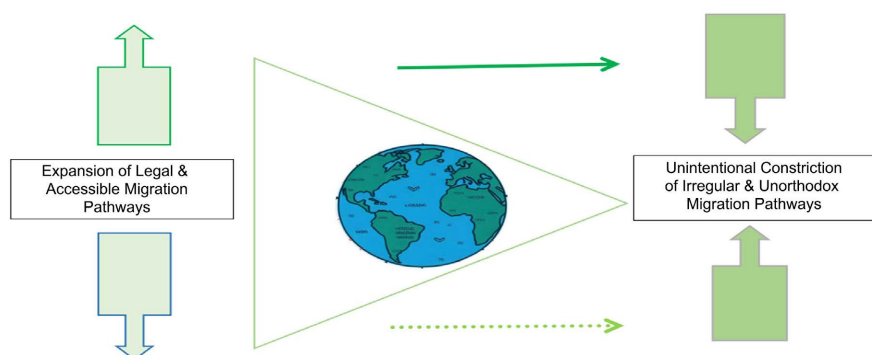
There is growing empirical evidence to support the assertion that restrictive migration policies characterized by tightened visa criteria, reduced refugee admissions, and limited labor mobility channels can inadvertently drive irregular migration. In the absence of accessible legal alternatives, individuals seeking safety, economic opportunity, or family reunification often resort to unauthorized means of entry. Conversely, expanding legal pathways particularly for employment, education, and protection has been shown to reduce irregular migration by offering structured and regulated channels for mobility (UNHCR, 2024; OECD, 2023).

Such policy shifts not only mitigate security concerns but also foster improved integration, innovation, and economic contribution from migrants. This dichotomy between expansionary and restrictive policy stances is visually illustrated in

the Migration Paradox Framework as **Diagram 5** and **Diagram 6**, which depicts how legal access influences irregular flows. The framework emphasizes that migration outcomes are shaped not only by enforcement measures but by the availability and accessibility of lawful migration routes.



**Diagram 5.** Impact of restrictive migrant policy.



**Diagram 6.** Impact of expansionary migrant policy.

## 6. Summary & Recommendations

This study developed and empirically tested the Migration Policy Paradox Framework, a model designed to examine the relationship between the restrictiveness of legal migration pathways and the prevalence of irregular migration. Drawing on longitudinal secondary data from the United States, Canada, the United Kingdom, and South Africa (2000–2024), the study presents compelling evidence of a consistent, measurable paradox:

- Expanded legal migration pathways including work visas, refugee admission programs, and family reunification schemes correlate with significantly lower levels of irregular migration, as demonstrated in Canada and the United States of America.
- Conversely, restrictive migration regimes, marked by visa limitations, narrow asylum access, and heightened deportation efforts as observed in the United Kingdom and South Africa are associated with increased levels of unauthorized migration.

- Statistical validation through correlation and regression analyses confirms a strong inverse relationship between legal access and irregular migration in open migration systems. This relationship holds even when accounting for confounding factors such as economic inequality, conflict, and global crises particularly in reference economic downturn and Covid-19 pandemic.
- These findings not only support the rejection of the null hypothesis, but also reinforce key theoretical propositions within the liberal paradox, policy feedback, and migration systems literatures (Hollifield, 1992; De Haas, 2022; Fitzgerald & Arar, 2018).

The analysis affirms that legal access is a central policy lever in shaping migratory patterns, and that restrictive strategies devoid of legal alternatives are not only ineffective but often counterproductive. The Migration Policy Paradox Framework thus offers a robust foundation for rethinking how states regulate and manage mobility.

### 6.1. Policy Recommendations

Based on the empirical evidence, the following policy recommendations are proposed to promote migration governance systems that are both effective and humane:

#### **Expand Legal Migration Avenues**

- Work and Study Visas: Increase the availability and accessibility of employment and education-based visas to channel migration through authorized routes.
- Family Reunification & Protection Pathways: Support mechanisms that allow for the legal entry of dependents and vulnerable individuals, including those displaced by climate shocks, persecution, or violence.

#### **Enhance Refugee Protection Mechanisms**

- Ensure the right to seek asylum is preserved through efficient, transparent, and rights-complaint procedures.
- Promote community-based sponsorship and private resettlement schemes, modeled after Canada's refugee policy innovations.

#### **Implement Data-Driven, Responsive Policy Design**

- Develop real-time migration trend monitoring systems using disaggregated data to inform adaptive policy responses.
- Foster regional data harmonization and international cooperation to track cross-border flows and evaluate policy impacts consistently.

#### **Balance Enforcement with Accessibility**

- Design border control and enforcement protocols that are proportionate, lawful, and aligned with expanded legal migration options.
- Reform deportation and detention systems to ensure compliance with international human rights norms, avoiding criminalization of mobility.

#### **Replicate Effective Models and Foster Regional Integration**

- Institutionalize proven models such as:

- Canada's Express Entry System
- ECOWAS visa-free and freedom of movement protocols
- Rwanda and Kenya's visa-on-arrival frameworks

Encourage bilateral and multilateral labor mobility partnerships, particularly within Africa and partner institutions outside Africa, to offer viable legal alternatives to irregular routes or trade and services migration purposes.

## 6.2. Future Outlook and Research Directions

To further develop the Migration Policy Paradox Framework and support evidence-based policymaking, future research should prioritize:

- **Climate Mobility Modeling:** Integrate environmental migration into policy frameworks, particularly for Sub-Saharan Africa, South Asia, and small island states facing existential climate threats.
- **Predictive Analytics in Migration Governance:** Use artificial intelligence and machine learning tools to detect patterns, forecast irregular flows, and assess real-time policy effectiveness.
- **Primary Data Collection:** Conduct **field-based research** including migrant narratives, ethnographic case studies, and borderland assessments to complement macro-level data and deepen understanding of migrant agency.

## 7. Conclusion

The *Migration Policy Paradox Framework* reveals that restrictive policies without corresponding legal alternatives fail to deter irregular migration. On the contrary, they often escalate the risks, costs, and desperation associated with unauthorized movement.

By contrast, well-designed legal pathways provide a stabilizing force, improving regulatory outcomes, protecting migrant rights, and supporting economic and demographic resilience.

For migration policy to be sustainable, states must transcend the false binary between control and compassion. Investing in regulated, lawful, and humane migration systems is not only morally sound but also strategically wise.

This study offers a data-driven blueprint to help policymakers move beyond reactive enforcement and toward proactive, future-ready migration governance.

## Conflicts of Interest

The author declares no conflicts of interest regarding the publication of this paper.

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