



Refugee Law In The Sudan

Michelle Foster



Refugee Law In The Sudan:

The Oxford Handbook of International Refugee Law Cathryn Costello, Michelle Foster, Jane McAdam, 2021-06-02 The Oxford Handbook of International Refugee Law is a comprehensive critical work which analyses the state of research across the refugee law regime as a whole Drawing together leading and emerging scholars the Handbook provides both doctrinal and theoretical analyses of international refugee law and practice It critiques existing law from a variety of normative positions with several chapters identifying foundational flaws that open up space for radical rethinking Many authors work directly in the field and their contributions demonstrate how scholarship and practice can mutually inform each other Contributions assess a wide range of international legal instruments relevant to refugee protection including from international human rights law international humanitarian law international migration law the law of the sea and international and transnational criminal law Geographically contributors examine regional and domestic laws and practices from around the world with 10 chapters focused on specific regions This Handbook provides an account as well as a critique of the status quo and in so doing it sets the agenda for future academic research in international refugee law **The Rights of Refugees under International Law** James C. Hathaway, 2021-04-22 The only comprehensive analysis of international refugee rights anchored in the hard facts of refugee life around the world **Refugee Law** Colin Yeo, 2022-04-26 The word refugee is both evocative and contested it means different things to different people For lawyers the main legal reference point is the UN Refugee Convention of 1951 This concise and engaging book follows the structure of the Convention to explore international refugee law Including an introduction to the historical and legal context Colin Yeo draws on his experience as an immigration barrister to explain the present day legal framework for global refugee protection Chapters consider well founded fear persecution the loss of refugee status and exclusion the rights of refugees and state responses to refugee claims The book includes studies of key legal cases reviews the successes and failures of the Convention and looks ahead to the future including the impact of climate change and the Global Compact on Refugees Communicating important legal concepts in an approachable way this is an essential guide for students lawyers and non specialists **Refugee Law in India** Shuvro Prosun Sarker, 2017-08-08 This book considers refugee protection mandates and addresses how legal scholarship can articulate a comprehensive and humane response to the contemporary refugee problem Analyzing philosophical discourses and India's policies and practices on refugee protection including judgments of Indian Courts in refugee related cases it examines how organizational efforts can make these policies and practices equal for every refugee in India It also surveys prevailing discriminative protection standards and entitlements developed through Conventions Declaration and Directives and compares and contrasts national refugee legislations in South Africa Brazil and Canada A key read for scholars and practitioners interested in the legal and policy implications of refugee protection this text identifies various practices of nation States from across the North South divide and provides key insights into the evolving nature of

protection agendas **The Regional Law of Refugee Protection in Africa** Marina Sharpe, 2018-07-19 This book analyses the legal framework for refugee protection in Africa including both refugee and human rights law as well as treaty and institutional elements The regime is addressed in two parts Part One analyses the relevant treaties the 1951 Convention relating to the Status of Refugees the 1969 Organization of African Unity Convention Governing the Specific Aspects of Refugee Problems in Africa and the 1981 African Charter on Human and Peoples Rights The latter two regional instruments are examined in depth This includes the first fulsome account of the African Refugee Conventions drafting an interpretation of its unique refugee definition and original analysis of the relationships between the three treaties Significant attention is devoted to the systemic relationship between the international and the regional refugee treaties and to the discrete relationships of conflict and complementary relationships between the two refugee instruments as well as to the relationships between the African Refugee Convention and African Charter Part Two focuses on the institutional architecture supporting the treaty framework The Organization of African Unity is addressed in a historical sense and the contemporary roles of the African Union the African Commission on Human and Peoples Rights and the current and contemplated African human rights courts are examined This book is the first devoted to the legal framework for refugee protection in Africa *Internally Displaced Persons and International Refugee Law* Bríd Ní Ghráinne, 2022 Internally Displaced Persons IDPs are persons who have been forced to leave their places of residence due to armed conflict human rights violations and natural or man made disasters but who have not crossed an international border This book explores to what extent the protection of IDPs complements or conflicts with international refugee law International Refugee Law and Socio-Economic Rights Michelle Foster, 2007-07-12 Publisher Description Research Handbook on International Refugee Law Satvinder Singh Juss, 2019 In an age of ethnic nationalism and anti immigrant rhetoric the study of refugees can help develop a new outlook on social justice just as the post war international order ends The global financial crisis the rise of populist leaders like Trump Putin and Erdogan not to mention the arrival of anti EU parties raises the need to interrogate the refugee migrant citizen stateless legal and illegal as concepts This insightful Research Handbook is a timely contribution to that debate **International Refugee Law and the Protection of Stateless Persons** Michelle Foster, Hélène Lambert, 2019-04-04 International Refugee Law and the Protection of Stateless Persons examines the extent to which the 1951 Convention relating to the Status of Refugees protects de jure stateless persons While de jure stateless persons are clearly protected by the 1954 Convention relating to the Status of Stateless Persons this book seeks to explore the extent to which such persons are also entitled to refugee status The questions addressed include the following When is a person without a nationality for the purpose of the 1951 Refugee Convention What constitutes one's country of former habitual residence as a proxy to one's country of nationality When does being stateless give rise to a well founded fear of persecution for reasons specified in the 1951 Refugee Convention and or UNHCR mandate What are the circumstances under which statelessness constitutes persecution

or inhuman or degrading treatment How are courts assessing individual risk or threat to stateless persons The book draws on historical and contemporary interpretation of international law based on the travaux préparatoires to the 1951 Refugee Convention and its antecedents academic writing UNHCR policy and legal documents UN Human Rights Council resolutions UN Human Rights Committee general comments UN Secretary General reports and UN General Assembly resolutions It is also based on original comparative analysis of existing jurisprudence worldwide relating to claims to refugee status based on or around statelessness By examining statelessness through the prism of international refugee law this book fills a critical gap in existing scholarship

State Responsibility and International Refugee Law Sophie Capicchiano Young, 2025-10-30 As a system of Public International Law PIL International Refugee Law IRL diverges from those that evolved concurrently in certain distinct ways Though internationally recognised with a widely ratified Convention and with complementary regional instruments and municipal legal regimes that require adherence to its fundamental tenets the absence of clear instances of the attribution of international State responsibility is conspicuous This book provides a thorough inquiry into the deficiency that makes IRL so exceptional among systems of PIL through an in depth analysis of the evolving relationship between IRL and general PIL from the late 19th century to the present day

Global Security Watch—Sudan Richard A. Lobban Jr., 2010-09-02 This book provides an overview of contemporary issues in Sudan Africa's largest nation examining the country's history and current scene to help readers develop a deeper understanding of how much Sudan matters in today's world With deep connections to the Sahel and savanna to the west the African world to the south the Horn of Africa to the east and the Middle East to the north Sudan is important strategically legally geopolitically and militarily but too often overlooked or underestimated Sudan the country of residence of Osama bin Laden for six years has played and will continue to play a significant role in worldwide security matters An analysis of the causes resolutions and implications of the ongoing Sudanese conflicts including the genocide in Darfur this book is essential reading for policymakers researchers and students alike This book considers Sudan's historical foundations examining how the agendas of countries to the south east and north have influenced Sudan's people and government The author also explains the origins and context of the Darfur conflict laying out possible steps toward a resolution Questions concerning Sudanese oil where is it how much is there to whom does it belong help focus any discussion of Sudan's emerging importance in the contemporary world Other issues such as the influence of Islamism or the Sudanese activities of the Arab League China or the African Union underline the uncertainties that confront the people of Sudan today

Reconceiving International Refugee Law James C. Hathaway, 2023-07-24 Violence and other human rights abuses continue to force desperate people to migrate in search of protection Yet because the political and economic reasons that induced an historical openness to the arrival of refugees have largely withered away there is no longer a guarantee that any state will be prepared to receive these involuntary migrants Governments of both North and South are withdrawing from the international legal duty to provide potentially indefinite protection to any and all refugees who arrive

at their borders The challenge is to reconceive refugee protection in a way that is reconcilable with the legitimate concerns of modern states yet which does not sacrifice the critical right of at risk people to seek asylum The essays in *Reconceiving International Refugee Law* offer a response to the concerns of many states that refugee protection has become no more than a back door route to permanent immigration and that its costs are not fairly apportioned among states Drawing on the research of leading migration scholars from around the world and vetted through dialogue with senior officials and non governmental experts this volume explores the potential for a shift to a robust and empowering system of temporary asylum supported by a pragmatic system of guarantees to share both the costs and human responsibilities of refugee protection

Refugee Rights David Hollenbach, 2008-04-30 Of the over 33 million refugees and internally displaced people in the world today a disproportionate percentage are found in Africa Most have been driven from their homes by armed strife displacing people into settings that fail to meet standards for even basic human dignity Protection of the human rights of these people is highly uncertain and unpredictable Many refugee service agencies agree advocacy on behalf of the displaced is a key aspect of their task But those working in the field are so pressed by urgent crises that they can rarely analyze the requirements of advocacy systematically Yet advocacy must go beyond international law to human rights as an ethical standard to prevent displaced people from falling through the cracks of our conflicted world *Refugee Rights Ethics Advocacy and Africa* draws upon David Hollenbach SJ's work as founder and director of the Center for Human Rights and International Justice at Boston College to provide an analytical framework for vigorous advocacy on behalf of refugees and internally displaced people Representing both religious and secular perspectives the contributors are scholars practitioners and refugee advocates all of whom have spent time on the ground in Africa The book begins with the poignant narrative of Abebe Feyissa an Ethiopian refugee who has spent over fifteen years in a refugee camp from hell Other chapters identify the social and political conditions integral to the plight of refugees and displaced persons Topics discussed include the fundamental right to freedom of movement gender roles and the rights of women the effects of war and the importance of reconstruction and reintegration following armed conflict The book concludes with suggestions of how humanitarian groups and international organizations can help mitigate the problem of forced displacement and enforce the belief that all displaced people have the right to be treated as their human dignity demands *Refugee Rights* offers an important analytical resource for advocates and students of human rights It will be of particular value to practitioners working in the field **African Refugees** Howard

Adelman, 2020-02-24 Of the world's refugees more than a third live in Africa displaced from their homelands by war poverty famine and political persecution In this book contributors explore key issues related to these refugee populations The first section looks at the legal framework for defining and assisting refugees and the second deals with the issue of relief by considering specific cases the general problems faced and particular relief efforts Subsequent chapters examine forced migration resettlement and repatriation conflict with local populations integration of refugees and sustainable development

Realising Socio-Economic Rights of Refugees and Asylum Seekers in Africa Ebenezer Durojaye, Robert Doya Nanima, Abiola Idowu-Ojo, Gladys Mirugi-Mukundi, 2023-10-31 This book examines the socio economic rights challenges of refugees and asylum seekers in Africa It seeks to fill a major gap in the literature by providing a nuanced discussion of the barriers to the realisation of the socio economic rights of refugees and asylum seekers in Africa It equally aims to provide some concrete recommendations to African governments towards the realisation of the socio economic rights of refugees and asylum seekers With the aid of lessons from selected African countries this book highlights the gaps challenges and good practices regarding the realisation of the socio economic rights of refugees and asylum seekers in the region The book will be useful to researchers students academicians policymakers and international organisations or institutions interested in advancing the rights of refugees and asylum seekers

Refugee Law and Durability of Protection Maria O'Sullivan, 2019-05-08 This book examines the link between refugee protection duration of risk and residency rights It focuses on two main issues of importance to current state practice the use of temporary forms of refugee status and residency and the legal criteria for cessation of refugee status under Article 1C 5 of the 1951 Refugee Convention In analysing this issue this book canvasses debates which are pertinent to many other contentious areas of refugee law including the relationship between the refugee definition and complementary protection application of the Refugee Convention in situations of armed conflict and the role of non state bodies as actors of protection It also illustrates some of the central problems with the way in which the 1951 Refugee Convention is implemented domestically in key asylum host states The arguments put forward in this book have particular significance for the return of asylum seekers and refugees to situations of ongoing conflict and post conflict situations and is therefore highly pertinent to the future development of international refugee law

The Global Reach of European Refugee Law Hélène Lambert, Jane McAdam, Maryellen Fullerton, 2013-09-05 Europe has the most advanced regional protection regime in the world The predicted impact of this body of norms including the new Common European Asylum System has been widely identified as one that will have a ripple effect beyond the EU However very few studies have noted the fact that this regime has already influenced the law and practice of states around the world for some time The purpose of this book is to gather evidence that emulation is happening if it is to explore the extent and identify the processes through which it is happening and to examine the implications of these findings A review of seven case studies reveals all but one of these cases provides clear evidence of emulation at some point in time The EU protection regime which has been most influenced by the European Court of Human Rights is naturally evolving transnationally and spreading internationally

Rights in Exile Guglielmo Verdirame, Barbara E. Harrell-Bond, 2005 Of the estimated 12 million refugees in the world more than 7 million have been confined to camps effectively warehoused in some cases for 10 years or more Holding refugees in camps was anathema to the founders of the refugee protection regime Today with most refugees encamped in the less developed parts of the world the humanitarian apparatus has been

transformed into a custodial regime for innocent people Based on rich ethnographic data Rights in Exile exposes the gap between human rights norms and the mandates of international organisations on the one hand and the reality on the ground on the other It will be of wide interest to social scientists and to human rights and international law scholars Policy makers donor governments and humanitarian organizations especially those adopting a rights based approach will also find it an invaluable resource But it is the refugees themselves who could benefit the most if these actors absorb its lessons and apply them Guglielmo Verdirame is a Lecturer in Law at the University of Cambridge and a Fellow of Corpus Christi College He is also the author of a forthcoming book on the accountability of the United Nations Barbara Harrell Bond Founding director of the Refugee Studies Centre University of Oxford has after retirement been Visiting Professor at Makerere University and at the American University in Cairo In 1996 she received the Distinguished Service Award of the American Anthropological Association She is the author of Imposing Aid Oxford 1986

The Internal Protection Alternative in Refugee Law Jessica Schultz, 2018-12-10 Under what circumstances can a state refuse refugee status to a person whose risk of persecution exists in only part of her country of origin This book is the first monograph to examine the treaty basis and criteria for the internal protection alternative IPA an exception to refugee status increasingly invoked by state parties to the 1951 Refugee Convention and its 1967 Protocol Through a critical analysis of the relationship between refugee law and related fields Schultz finds that the legal scope for IPA practice is narrower than is commonly claimed Since persons subject to an IPA analysis have a well founded fear of persecution within their countries of origin any limit on their right to refugee status must involve a careful balancing of the impact of continued displacement against the state's interest in preserving its restricted protection resources She argues that the doctrine of implied limits in human rights law can provide analytic structure to the IPA concept and reduce the risk of overly broad application

The African Union (AU) Konstantinos D. Magliveras, Gino J. Naldi, 2018-02-28 Derived from the renowned multi volume International Encyclopaedia of Laws this practical analysis of the structure competence and management of The African Union AU provides substantial and readily accessible information for lawyers academics and policymakers likely to have dealings with its activities and data No other book gives such a clear uncomplicated description of the organization's role its rules and how they are applied its place in the framework of international law or its relations with other organizations The monograph proceeds logically from the organization's genesis and historical development to the structure of its membership its various organs and their mandates its role in intergovernmental cooperation and its interaction with decisions taken at the national level Its competence its financial management and the nature and applicability of its data and publications are fully described Systematic in presentation this valuable time saving resource offers the quickest easiest way to acquire a sound understanding of the workings of The African Union AU for all interested parties Students and teachers of international law will find it especially valuable as an essential component of the rapidly growing and changing global legal milieu

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Table of Contents Refugee Law In The Sudan

1. Understanding the eBook Refugee Law In The Sudan
 - The Rise of Digital Reading Refugee Law In The Sudan
 - Advantages of eBooks Over Traditional Books
2. Identifying Refugee Law In The Sudan
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Refugee Law In The Sudan
 - User-Friendly Interface
4. Exploring eBook Recommendations from Refugee Law In The Sudan
 - Personalized Recommendations
 - Refugee Law In The Sudan User Reviews and Ratings
 - Refugee Law In The Sudan and Bestseller Lists
5. Accessing Refugee Law In The Sudan Free and Paid eBooks
 - Refugee Law In The Sudan Public Domain eBooks
 - Refugee Law In The Sudan eBook Subscription Services
 - Refugee Law In The Sudan Budget-Friendly Options

6. Navigating Refugee Law In The Sudan eBook Formats
 - ePub, PDF, MOBI, and More
 - Refugee Law In The Sudan Compatibility with Devices
 - Refugee Law In The Sudan Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Refugee Law In The Sudan
 - Highlighting and Note-Taking Refugee Law In The Sudan
 - Interactive Elements Refugee Law In The Sudan
8. Staying Engaged with Refugee Law In The Sudan
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Refugee Law In The Sudan
9. Balancing eBooks and Physical Books Refugee Law In The Sudan
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Refugee Law In The Sudan
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Refugee Law In The Sudan
 - Setting Reading Goals Refugee Law In The Sudan
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Refugee Law In The Sudan
 - Fact-Checking eBook Content of Refugee Law In The Sudan
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

-
- Interactive and Gamified eBooks

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