



REFUGEES AND HUMAN RIGHTS

Rethinking Refugee Law

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The Refugee in International Law Guy S. Goodwin-Gill, Jane McAdam, 2007 Millions of people are forced to flee their homes as a result of various forms of persecution The instruments to secure international protection are the 1951 Convention Relating to the Status of Refugees and its 1967 Protocol This book examines challenges to the Convention **The New Asylum Seekers: Refugee Law in the 1980's** David A. Martin, 2021-09-27 Rethinking Peacekeeping, Gender Equality and Collective Security G. Heathcote, D. Otto, 2014-09-01 This book examines how the Security Council has approached issues of gender equality since 2000 Written by academics activists and practitioners the book challenges the reader to consider how women's participation gender equality sexual violence and the prevalence of economic disadvantages might be addressed in post conflict communities *Documenting the Undocumented* Veronica P. Fynn, 2010 Proceedings of the annual conference held Apr 16 17 2009 at York University The Refugee Definition in International Law Hugo Storey, 2023 In international law the definition of refugee is widely seen as unclear This book systematically analyses the interpretation ordering and interrelationship of the definition's components as well as the disputes that have arisen around it The volume seeks to clarify propositions and demonstrate there is progress toward a working definition Political Refugees Armin Danesh, Alison Assiter, 2022-03-14 Many books about refugees focus on their trauma loss and victimhood Refugees are often regarded as problems for governments and social services in the countries where they seek asylum This unique book presents a very different view Coupling existential themes with politics and psychology Political Refugees tells the story of a number of Iranian political refugees through case studies and through Armin Danesh's own life story Danesh has more than three decades of experience of working with refugees who have survived trauma and who continue to work for the causes close to their hearts All the refugees presented here were politically engaged and suffered as a consequence In their new home country however they not only survived but were reborn and forged new opportunities The book demonstrates people's capacity to transform themselves through crisis The stories told will be invaluable for organizations or individuals who study or work with refugees or anyone who has suffered extreme adversity **Beyond Law and Development** Sam Adelman, Abdul Paliwala, 2022-04-27 The book highlights new imaginaries required to transcend traditional approaches to law and development The authors focus on injustices and harms to people and the environment and confront global injustices involving impoverishment patriarchy forced migration global pandemics and intellectual rights in traditional medicine resulting from maldevelopment bad governance and aftermaths of colonialism New imaginaries emphasise deconstruction of fashionable myths of law development human rights governance and post coloniality to focus on communal and feminist relationality non western legal systems personal responsibility for justice and forms of resistance to injustices The book will be of interest to students and scholars of development law and development feminism international law environmental law governance politics international relations social justice and activism *Current Publications in Legal and Related Fields*

,2003 *Protection of Human Life at Sea in International Law* Aphrodite Papachristodoulou,2025-05-30 The law of the sea imposes a long established duty to rescue persons in distress which connotes one of the most important tools in safeguarding safety of life at sea Other rules of international law namely international human rights and refugee law also come into play in drawing the legal parameters for the conduct of rescue operations Amid the thousands of people undertaking perilous sea journeys in search of safety European legal responses have primarily focused on the securitization of migration This book exposes the human rights violations that may be perpetrated against migrants attempting to cross the Mediterranean and strongly advocates for the development of a framework for operationalizing the protection of human rights and life at sea It combines theory and practice in which philosophical theories of rights are applied to create a framework for legal analysis and the development of practical legal standards The study presents an innovative evaluation of selected judgments of the European Court of Human Rights and other international human rights bodies pertaining to complex questions of extraterritorial jurisdiction and a State s human rights obligations towards persons in distress at sea The book will be of interest to all those engaging with migration and security studies international human rights scholarship international law of the sea refugee and migration law and legal philosophy whether generalist or specialist *Fragmented State Power and Forced Migration* Eeva Nykänen,2012-06-14 The relative decline of state power and the increase in the significance of various non state actors is one of the greatest challenges faced by the legal framework for the international protection of refugees and other forced migrants over previous decades A large number of asylum seekers applying for protection in Europe and other industrialized states originate from countries where the state structure is weak if not non existent and where the threats faced by individuals stem primarily from actors other than the state authorities The legal framework for international protection which rests on a state centric paradigm is struggling with claims for protection arising from such situations Drawing extensively on international and European law international and national case law as well as academic writings this study analyzes the legal obligations that states have towards refugees and other forced migrants facing threats emanating from non state actors exploring the transformative possibilities embedded in the law in this respect *Queering Asylum in Europe* Carmelo Danisi,Moirá Dustin,Nuno Ferreira,Nina Held,2021-08-31 This two volume open access book offers a theoretically and empirically grounded portrayal of the experiences of people claiming international protection in Europe on the basis of their sexual orientation or gender identity SOGI It shows how European asylum systems might and should treat asylum claims based on people s SOGI in a fairer more humane way Through a combined comparative interdisciplinary socio legal human rights feminist queer and intersectional approach this book examines not only the legal experiences of people claiming asylum on grounds of their SOGI but also their social experiences outside the asylum decision making framework The authors analyse how SOGI related claims are adjudicated in different European frameworks European Union Council of Europe Germany Italy and UK and offer detailed recommendations to adequately address the

intersectional experiences of individuals seeking asylum This unique approach ensures that the book is of interest not only to researchers in migration and refugee studies law and wider academic communities but also to policy makers and practitioners in the field of SOGI asylum 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 Human Rights of Migrants in European Law Cathryn Costello,2016 A critical discussion of EU and ECHR migration and refugee law this book analyses the law on asylum and immigration of third country nationals It focuses on how the EU norms interact with ECHR human rights case law on migration and the pitfalls of European human rights pluralism

Exporting the European Convention on Human Rights Maria-Louiza Deftou,2022-10-20 This book explores how the European Convention on Human Rights operates and influences on the global stage The ECHR and its interpretation by the European Court of Human Rights ECtHR considerably echo in and outside Europe To what degree has that influence translated into its norms doctrines and methods of interpretation being exported into equivalent systems which also enact the protection of fundamental rights This book answers that question by exploring the judicial dialogue of the ECHR system with comparable legal orders Through a horizontal and multifaceted study of regional and global systems the book identifies the impact of the ECHR within the confines of their jurisprudence to provide scholars in the field of international human rights law with an essential text Discussing the extent to which the ECHR penetrates into the judicial production of the most affected legal systems the book mostly focuses on the case law of the Court of Justice of the European Union the Inter American Court of Human Rights and the UN Human Rights Committee It also investigates whether there is room for cross fertilisation between them and finally moves on to explore the legal consequences of the interplay of these mechanisms with the ECtHR and what it means for the overall functioning of international human rights law Research Handbook on International Law and Migration Vincent Chetail,Céline Bauloz,2014-03-28 Migration is a complex and multifaceted issue and the current legal framework suffers from considerable ambiguity and lack of cohesive focus This Handbook offers a

comprehensive take on the intersection of law and migration studies and provides strat

Domestic Violence in Diverse Contexts Sarah Wendt, Lana Zannettino, 2014-09-15 Overwhelmingly it is women who are the victims of domestic violence and this book puts women's experiences of domestic violence at its centre whilst acknowledging their many diverse and complex identities Concentrating on the various forms of domestic abuse and its occurrence and manifestations within different contexts it argues that gender is centrally implicated in the unique factors that shape violence across all these areas Individual chapters outline the experiences of Mothers Older women Women with religious affiliations Refugee women Rural women Aboriginal women Women in same sex relationships Women with intellectual disabilities Exploring how domestic violence across varying contexts impacts on different women's experiences and understandings of abuse this innovative work draws on post structural feminist theory and how these ideas view and potentially allow gendered explanations of domestic violence Domestic Violence in Diverse Contexts is suitable for academics and researchers interested in issues around violence and gender

Statelessness and Citizenship Victoria Redclift, 2013-06-26 What does it mean to be a citizen In depth research with a stateless population in Bangladesh has revealed that despite liberal theory's reductive vision the limits of political community are not set in stone The Urdu speaking population in Bangladesh exemplify some of the key problems facing uprooted populations and their experience provides insights into the long term unintended consequences of major historical events Set in a site of camp and non camp based displacement it illustrates the nuances of political identity and lived spaces of statelessness that Western political theory has too long hidden from view Using Bangladesh as a case study Statelessness and Citizenship Camps and the creation of political space argues that the crude binary oppositions of statelessness and citizenship are no longer relevant Access to and understandings of citizenship are not just jurally but socially spatially and temporally produced Unpicking Agamben's distinction between political beings and bare life the book considers experiences of citizenship through the camp as a social form The camps of Bangladesh do not function as bounded physical or conceptual spaces in which denationalized groups are altogether divorced from the polity Instead citizenship is claimed at the level of everyday life as the moments in which formal status is transgressed Moreover once in possession of formal status internal borders within the nation state render rights bearing citizens effectively stateless and the experience of citizens is very often equally uneven While statelessness may function as a cold instrument of exclusion certainly it is neither fixed nor static just as citizenship is neither as stable nor benign as the dichotomy would suggest Using these insights the book develops the concept of political space an analysis of the way history and space inform the identities and political subjectivity available to people In doing so it provides an analytic approach of relevance to wider problems of displacement citizenship and ethnic relations Shortlisted for this year's BSA Philip Abrams Memorial Prize

You Shall Love the Stranger as Yourself Fleur S Houston, 2015-03-24 You Shall Love the Stranger as Yourself addresses the complex political legal and humanitarian challenges raised by asylum seekers and refugees from a Biblical perspective The book explores the themes of

humanity and justice through exegesis of relevant passages in the Old and New Testaments skillfully woven into accounts of contemporary refugee situations Applying Biblical analysis to one of the most pressing humanitarian concerns of modern times Houston creates a timely work that will be of interest to students and scholars of theology religion and human rights

Refugee Externalisation Policies Azadeh Dastyari,Amy Nethery,Asher Hirsch,2022-07-22 This book examines the impact and effects of refugee externalisation policies in two regions Australia s border control practices in Southeast Asia and the Pacific and the activities of the European Union and its member states in North Africa The book assesses the underlying motivations processes policy frameworks and human rights violations of refugee externalisation practices Case studies illuminate the funding institutional partnerships geopolitical impacts financial costs and the human price of refugee externalisation It provides the first truly comparative analysis of asylum externalisation and explores maritime interdiction extraterritorial process containment and third country interception and communication campaigns in Southeast Asia and the Middle East North Africa This book will be of key interest to scholars and students of refugee and asylum studies law politics and the arts legal practitioners non governmental organisations and policymakers grappling with the issues of detention refugee externalisation practices and the growing need to find safety for the world s most vulnerable **The Global**

Politics of Forced Migration Fethi Mansouri,2023-09-21 This book focuses on the socio political problems that emanate from Western states harsh deterrence policies in their responses to refugee crises Using Australia s own policy as a lens it examines the ways in which isolated and separatist reactions not only deny protection and basic human rights for asylum seekers but also do nothing to address structurally enduring push factors Reflecting on a range of interconnected issues in migration research and asylum policy this book draws on multidisciplinary insights and a mixed methodology to critically examine current assumptions underlying refugee policies both in Australia and internationally

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