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Problems and
Prospects

Colin Harvey



Butterworths

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Geoffrey Care



Seeking Asylum In The U K Problems And Prospects:

New Regionalism and Asylum Seekers Susan Kneebone, Felicity Rawlings-Sanaei, 2007-10-01 Taking the context of forced migration this book addresses the role that regional in contrast to national or global institutions and relationships play in shaping asylum policies and procedures It examines the causes of forced migration movements the direction of forced migration flows and its effect upon the immediate region policy responses towards forced migration in particular ASEAN and the European Community cooperative arrangements and agreements between regional states and the protection of human rights The book also considers the role that regional responses are likely to play in determining the direction of asylum policy in receiving states and procedures in the future

The Right to Seek Refugee Status in the European Union Sylvie Da Lomba, 2004 In 2001 the 1951 United Nations Convention relating to the Status of Refugees celebrated its 50th anniversary Whilst its fundamental contribution to refugee protection is undisputed the Convention has come under sustained criticism in recent years founded on its alleged inability to address the complexities and challenges of the world of today Yet the need for international protection worldwide persists regardless of changes in the international community and the Convention remains the cornerstone of refugee protection In that context it is critical that the asylum policy of the European Union fully realises the right to seek refugee status that may be inferred from the Convention provisions To that end the author examines and measures EU and EC instruments and proposals for legislation on asylum against standards set out in international refugee and human rights law The author argues that the influence of the European Union and its Member States must not be undermined and that any departure from international standards carries the risk of undermining the right to seek refugee status and refugee protection as a whole within and beyond the borders of the European Union The communitarisation of asylum operated by the Treaty of Amsterdam presents the European Union with the crucial challenge of remaining true to its humanitarian tradition and vision Book jacket

The Readmission of Asylum Seekers under International Law Mariagiulia Giuffré, 2020-02-20 This monograph could not be more timely as discourses relating to refugees access to territory rescue at sea push back and push back by proxy dominate political debate Looking at the questions which lie at the junction of migration control and refugee law standards it explores the extent to which readmission can hamper refugees access to protection Though it draws mainly on European law notably the European Convention on Human Rights it also examines other international frameworks including those employed by the United Nations and instruments such as the Refugee Convention Therefore this book is of importance to readers of international law refugee law human rights and migration studies at the global level It offers an analysis of both the legal and policy questions at play and engages fully with widely disputed cases concerning readmission agreements deportation with assurances and interception at sea By so doing this book seeks to clarify a complex field which has at times suffered from partiality in both its terminology and substance

Seeking Asylum in the UK Colin Harvey, 2000-09 An examination of the emergence of the legal regime in the United

Kingdom addressing refugees and asylum seekers *Sanctuary in Ireland, Perspectives on Asylum Law and Policy* Ursula Fraser, Colin J. Harvey, 2003 *Anthropology and Expertise in the Asylum Courts* Anthony Good, 2007-03-12 Offering an analysis of asylum processes in UK courts this study of asylum as an aspect of globalization focuses on the role of anthropologists as expert witnesses and compares the use of social scientific and medical evidence in decision making

Irregular Migration And Human Rights Barbara Bogusz, 2004-01-01 This collection of essays is the outcome of an international conference on Irregular Migration and Human Rights which gathered together prominent scholars policy makers and practitioners working in the migration and human rights field The objective of the book in contrast to the prevailing political approach which focuses almost solely on prevention is to discuss the human rights dimensions of irregular migration from theoretical European and international perspectives *Education, Refugees and Asylum Seekers* Lala

Demirdjian, 2011-12-08 A global exploration of formal and non formal education provision to refugees and asylum seekers in refugee camps and in schools and universities of host countries **Migrants and the Courts** Geoffrey Care, 2016-04-22

Written in a lively and engaging style from the perspective of a leading immigration judge this book examines how states resolve disputes with migrants The chapters reflect on changes in the laws and rules of migration on an international and regional basis and the impact on the parties administration public and judiciary The book is a critical assessment of how the migration tribunal system has evolved over the last century the lessons which have been learnt and those which have not It includes additional comparative contributions by authors on international jurisdictions and is a valuable overview of the evolution and future of the immigration tribunal system which will be of interest to those involved in human rights migration transnational and international law **Sanctions, Accountability and Governance in a Globalised World** Jeremy

Farrall, Kim Rubenstein, 2009-11-05 This book is the first in a series examining how public law and international law intersect in five thematic areas of global significance sanctions global health environment movement of people and security Until recently international and public law have mainly overlapped in discussions on how international law is implemented domestically This series explores the complex interactions that occur when legal regimes intersect merge or collide *Sanctions Accountability and Governance in a Globalised World* discusses legal principles which cross the international law domestic public law divide What tensions emerge from efforts to apply and enforce law across diverse jurisdictions Can we ultimately only fill in or fall between the cracks or is there some greater potential for law in the engagement This book provides insights into international constitutional and administrative law indicating the way these intersect creating a valuable resource for students academics and practitioners in the field *The Evolution of Humanitarian Protection in European Law and Practice* Liv Feijen, 2021-04-01 The last couple of years have witnessed an unprecedented battle within Europe between values and pragmatism and between states interests and individuals rights This book examines humanitarian considerations and immigration control from two perspectives one broader and more philosophical the other

more practical The impetus to show compassion for certain categories of persons with vulnerabilities can depend on religious philosophical and political thought Manifestation of this compassion can vary from the notion of a charitable act to aid the wretched in their home country to humanitarian assistance for the distant needy in foreign lands and finally to immigration policies deciding who to admit or expel from the country The domestic practice of humanitarian protection has increasingly drawn in transnational law through the expansion of the EU acquis on asylum and the interpretation of the European Court of Human Rights The Ethics and Politics of Asylum Matthew J. Gibney, 2004-07-08 Over the last two decades asylum has

become a highly charged political issue across developed countries This book draws upon political and ethical theory and an examination of the experiences of the United States Germany the United Kingdom and Australia to consider how to respond to the challenges of asylum In addition to explaining why asylum has emerged as such a key political issue it provides a compelling account of how states could move towards implementing morally defensible responses to refugees **Ways of**

Remembering: Volume 1 Oishik Sircar, 2024-05-31 *Ways of Remembering* tells a story about the relationship between secular law and religious violence by studying the memorialisation of the 2002 Gujarat pogrom postcolonial India's most litigated and mediatized event of anti Muslim mass violence By reading judgments and films on the pogrom through a novel interpretive framework the book argues that the shared narrative of law and cinema engenders ways of remembering the pogrom in which the rationality of secular law offers a resolution to the irrationality of religious violence In the public's collective memory the force of this rationality simultaneously condemns and normalises violence against Muslims while exonerating secular law from its role in enabling the pogrom thus keeping the violent legal order against India's Muslim citizens intact The book contends that in foregrounding law's aesthetic dimensions we see the discursive ways in which secular law organizes violence and presents itself as the panacea for that very violence **Grievance Formation, Rights**

and Remedies Daniela Alaattinoğlu, 2023-08-24 In the last century the treatment of victims of involuntary sterilisation and castration in Nordic countries has varied drastically from state to state across time and victim groups Considering why this is the case Daniela Alaattinoğlu investigates how laws and practices of involuntary surgical sterilisation and castration have been established abolished and remedied in three Nordic states Sweden Norway and Finland Employing a vast range of primary and secondary sources Alaattinoğlu traces the national and international developments of the last 100 years Developing the concept of grievance formation the book explores why some states have claimed public responsibility while others have not and why some victim groups have mobilised while others have remained silent Through this pioneering analysis Alaattinoğlu illuminates issues of human and constitutional rights the evolution of the welfare state and state responsibility in both a national and global context Transitional Justice for Foxes Frank Haldemann, 2022-12-08 There is a

memorable line by ancient Greek poet Archilochus The fox knows many things but the hedgehog knows one big thing Drawing on this metaphor made popular by Isaiah Berlin this book sets out to think like a fox about transitional justice in an

intellectual environment largely dominated by hedgehogs Critical of the unitary hedgehog like vision underlying mainstream discourse this book proposes a pluralist reading of the field It asks What would it mean for transitional justice to constructively deal with conflicts of values and interests in societies grappling with a violent past And what would it imply to make meaningful room for diversity to see the many rather than just the one Brexit, Union, and Disunion Sionaidh Douglas-Scott,2023-11-09 This book provides a critical analysis of Brexit placing it in the broader context of the historical development of the British Constitution and earlier disputes as to the meaning of statehood sovereignty and territorial boundaries Some of the greatest challenges posed by the UK s withdrawal from the EU are those it places on the British Constitution which is already unsettled and under strain This book investigates this impact but also uniquely locates Brexit in the broader context of historically significant British acts of union or disunion such as the loss of former US colonies and British Empire and the place of Scotland and Ireland in the Union These precedents help us understand how a British constitutional identity has been shaped or dismantled by legal concepts of union or sovereignty **Tax and Government in the 21st Century** Miranda Stewart,2022-09-08 With an accessible style and clear structure Miranda Stewart explains how taxation finances government in the twenty first century exploring tax law in its historical economic and social context Today democratic tax states face an array of challenges including the changing nature of work the digitalisation and globalisation of the economy and rebuilding after the fiscal crisis of the COVID 19 pandemic Stewart demonstrates the centrality of taxation for government budgets and explains key tax principles of equity efficiency and administration Presenting examples from a wide range of jurisdictions and international developments Stewart shows how tax policy and law operate in our everyday lives ranging from family and working life to taxing multinational enterprises in the global digital economy Employing an interdisciplinary approach to the history and future of taxation law and policy this is a valuable resource for legal scholars practitioners and policy makers **Recentring the World** Ryan Martínez Mitchell,2022-11-03 A comprehensive new account of China s entry into the global legal order and its role in helping to reshape it **Principles of Enterprise Law** Ewan McGaughey,2022-09 Shows how the enterprises shaping our lives really work in education banking energy transport media big tech *Fortin's Children's Rights and the Developing Law* Jane Fortin,Rachel E. Taylor,2024-02-29 This text considers the developing law in England and Wales as it applies to the burgeoning and confusing subject of the rights of children It examines the extent to which the emerging legal principles can be harnessed to fulfil those rights

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