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# Refugee Protection A European Challenge

**Jean-Pierre Gauci, Mariagiulia  
Giuffré, Evangelia (Lilian) Tsourdi**

## Refugee Protection A European Challenge:

**Refugee Protection** Vigdis Vevstad, 1998-01-01 3 1 Who is a refugee *Europe and Refugees: A Challenge? / L'Europe et les réfugiés: un défi?* Jean-Yves Carlier, Dirk Vanheule, 2023-08-21 This volume emerged from an international colloquium held in April 1995 in Antwerp Belgium on the subject of Europe and Refugees It analyses the various challenges posed by the plight of refugees today paying particular attention to the situation in Europe and to the new European treaties such as the Dublin Convention the Schengen Agreement and the Resolutions of the European Union Europe and Refugees A Challenge offers the reader both an international and a multidisciplinary vision Its contributors come from both within and outside Europe and are drawn from a large range of disciplines including philosophy political science and law This volume contains contributions in English and French Ce livre comprend les Actes d'un colloque international qui s'est tenu en avril 1995 Anvers en Belgique sur le thème L'Europe et les réfugiés un défi Le livre soulève différentes questions qui sont autant de défis la situation contemporaine des réfugiés avec une attention particulière pour cette situation en Europe notamment dans de nouveaux textes comme la Convention de Dublin les Accords de Schengen et les Résolutions au sein de l'Union européenne Le livre offre une vision multiple en associant des auteurs de différents endroits en Europe et en Amérique du Nord et de différentes disciplines philosophie sciences politiques et droit Il y a des contributions en anglais et en français *Refugee Protection in Europe* Joanne van Selm-Thorburn, 2023-08-21 This book addresses the issue of refugee protection in Europe drawing on the approaches taken to the crisis in former Yugoslavia to find lessons for future comprehensive policies Suitable for academics students and policy makers this book gives a comprehensive overview of the twentieth century history of refugee protection the relationship between protection and human rights and European integration in the asylum and immigration policy area The focus of the book is the development of comprehensive approaches to forced migration and particularly the emergence of temporary protection mechanisms in the European context Four specific national measures are analyzed and a model for future EU policy is advanced This model satisfies specified practical and theoretical requirements governing the role of protection in international relations and relations between individuals and states Refugee Protection and Solidarity Eleonora Milazzo, 2023 Refugee Protection and Solidarity looks to define the duties that EU member states have towards each other in the field of refugee protection employing analytical tools of normative political theory to bring moral clarity to a highly divisive debate on both principles and political feasibility There is a discrepancy between the commitment to solidarity enshrined in EU law and the reality of asylum provision in the EU The events related to the EU migration crisis of 2015-16 have exposed this discrepancy and questioned the nascent notion of EU solidarity at its core The book argues that the debate on distributive justice in the EU fails to consider refugee protection as a field in which distributive duties apply in ways similar to other domains such as social policy as well as exploring what justifications states invoke to justify non-compliance with their duties Eleonora Milazzo contends that as currently framed the debate on the

ethics of refugee protection fails to account for the nature and effect of associational ties among states in relation to asylum provision which is important for the assessment of responsibility shirking

**International Refugee Law** H?ne Lambert, 2017-07-05 The essays selected and reproduced in this volume explore how international refugee law is dynamic and constantly evolving From an instrument designed to protect mostly those civilians fleeing the worse excesses of World War II the 1951 Refugee Convention has developed into a set of principles customary rules and values that are now firmly embedded in the human rights framework and are applicable to a far broader range of refugees In addition international refugee law has been affected by international humanitarian law and international criminal law and vice versa Thus there is a reinforcing dynamic in the development of these complementary areas of law At the same time in recent decades states have shown a renewed interest in managing migration thereby raising issues of how to reconcile such interests with refugee protection principles In addition the emergence of concepts of participation and responsibility to protect promise to have an impact on international refugee law

**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

**Evidence in European Asylum Procedures** Ida Staffans, 2012-04-19 This book focuses on three European asylum procedures and the evidentiary assessment carried out in these The interrelationship between these procedures and legal systems influencing them is explored and questions in relation to the harmonizing strivings of EU are posed

**Refugee Protection and Civil Society in Europe** Margit Feischmidt, Ludger Pries, Celine Cantat, 2018-09-29 This volume analyses civil society as an important factor in the European refugee regime Based on empirical research the chapters explore different aspects structures and forms of civil society engagement during and after 2015 Various institutional collective and individual activities are examined in order to better understand the related processes of refugees movements reception and integration Several chapters also explore the historical development of the relationship between a range of actors involved in solidarity movements and care relationships with refugees across different member states Through the combined analysis of macro level state and European policies meso level organization s activities and micro level individual behaviour Refugee Protection and Civil Society in Europe presents a comprehensive exploration of the refugee regime in motion and will be of interest to

scholars and students researching migration social movements European institutions and social work     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     *Current Challenges in Migration Policy and Law* Emília Lana de Freitas Castro, Sergio Maia Tavares Marques, 2020-01-01 This book emerges from those fruitful discussions as a collection of some of the matters presented whose authors have virtuously stood out Just as the previous books that arose from other TMC editions *Current Challenges in Migration Policy and Law* gives the opportunity not only to experienced professors and researches but especially to young scholars to divulge their studies and present their experiences in the various research fields migration can be discussed rethought and further developed We are thankful to Transnational Press London as it believed in our aspirations as editors and it stimulated us to be protagonists in the process of editing and building up this book the way we believed it would contribute to the current discussions on migration As scholars and young researchers we are delighted by this opportunity created by Professor Sirkeci International migration is one of the most challenging and critical factors shaping the future of societies and economies today Its accumulated complexity challenges academics politicians professionals and citizens Bringing together the voices of authors from diverse countries and backgrounds belonging to a new generation of researchers this book brings new clues to understand how modern policies are built and new tools to act for a better world Jo o Peixoto Lisbon School of Economics and Management ISEG Universidade de Lisboa Portugal Contents INTRODUCTION Emília Lana de Freitas Castro and Sergio Maia Tavares Marques CHAPTER 1 RESTRICTIVE ASYLUM POLICIES AND REFLECTIONS IN THE LABOUR MARKET THE CASES OF ITALY AND TURKEY Anita C Butera and Secil Ertorer CHAPTER 2 HOW FAR DO MORAL VALUES SHAPE THE LEGAL TERMINOLOGY USED IN INTERNATIONAL CONVENTIONS CONCERNING MIGRANT WORKERS Sureyya Sonmez Efe CHAPTER 3 A HUMAN RIGHT TO RELOCATE THE CASE FOR CLIMATE MIGRANTS Melina Duarte CHAPTER 4 CLIMATE CHANGE MIGRATION AS AN ADAPTATION STRATEGY THE ADAPTATION APPROACH THEORY AND THE PARIS AGREEMENT Giulia Manccini Pinheiro CHAPTER 5 WHOSE DIASPORA RETHINKING DIASPORA POLITICS CHINA'S OVERSEAS CHINESE ENGAGEMENT IN TRANSNATIONAL SPACES Carsten Sch fer CHAPTER 6 OUT OF SIGHT OUT OF

MIND MANAGING MIGRATION FLOWS WITH TURKEY AS A SAFE THIRD COUNTRY Annalisa Geraci CHAPTER 7 SOFT LAW EFFECTIVENESS OF FUNDAMENTAL RIGHTS AND MIGRATION HOW EFFECTIVE ARE MIGRANTS FUNDAMENTAL RIGHTS IN AN ERA OF EUROPEAN GOVERNANCE Roila Mavrouli

**Contemporary Challenges to EU Legality** Claire Kilpatrick, Joanne Scott, 2021-04-29 This volume on the law of the European Union focuses on contemporary challenges to EU legality Such challenges include actions or activities that cast doubt on or sit uncomfortably with the premises principles and norms that underpin the EU s legal order as proclaimed by the Treaties and the authoritative judgments of the European Court These premises principles and norms range from the precisely formulated to the noticeably vague The book develops a broader theoretical perspective as well as delving into a range of substantive areas including the Common Foreign and Security Policy the EU s relationship with international law migration the sovereign debt crisis and Brexit

**Challenges, risks and threats for security in Europe** Andreas Kellerhals, Tobias Baumgartner, 2019-12-06 This publication brings together talks from the 11th Network Europe conference The conference explored the conditions for security in 21st century Europe and the key elements of an appropriate security architecture Discussions focused on major security challenges such as cybercrime and migration as well as institutional aspects including the concept of a European army and the role of neutral states in an evolving security landscape The publication features contributions from Vadym Barskyy Tobias Baumgartner Jelena Ceranic Viorel Cibotaru Aleksei Dolzhikov Alena F Douhan Darina Dvornichenko Itay Fishhendler Andreas Kellerhals Verena Murschetz Przemyslaw Saganek J rgen Scheffran and Attila Vincze Network Europe was founded in 2003 by the Europa Institute at the University of Zurich with support from the Swiss government It serves as a forum for scholarly exchange on legal and political aspects of European integration bringing together researchers from across Europe

The Global Reach of European Refugee Law Hélène Lambert, Jane McAdam, Maryellen Fullerton, 2013-09-05 Examination of the worldwide emulation of key norms of European refugee protection through transnational processes and actors

**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

*Transformations of Work: Challenges for the Institutions and Social Actors* Giuseppe Casale, Tiziano Treu, 2019-02-15 Market volatility and uncertainty have put welfare and social security policies back centre stage and point up the need for closer links with employment policy The inability of existing income support systems to respond to the increasing fragmentation of people s working careers the needs of people in difficulty and the spread of various forms of poverty calls for well coordinated and efficient responses This volume highlights the best practices in the various regions of the world in the contexts of international and EU labour law industrial relations and social security Authoritative reports by leading scholars of labour law and social security originally presented at the twenty second World

Congress of the International Society for Labour and Social Security Law ISLSSL held in Turin in September 2018 cover the following research themes in depth informal workers migrant workers global trade and labour organization productivity and well being at work transnational collective agreements new forms of social security and the role of the State and industrial relations In its insistence that despite the radical changes in the world of work and business brought about by globalization and digital technologies the decisions of institutions and public and private actors can lead to a more coherent system of international economic and social governance this timely volume shows the way forward Practitioners policymakers and scholars in the relevant fields will benefit immeasurably from its expert analyses and recommendations **European**

**Integration in Times of Security Challenges** Andreas Kellerhals, 2025-03-21 The European Commission's Enlargement Package 2023 proposed opening accession negotiations with Ukraine Moldova and Bosnia and Herzegovina while granting candidate status to Georgia bringing the total to seven candidate states and two potential candidates Ensuring compliance with the Copenhagen criteria remains a key challenge alongside necessary institutional reforms particularly regarding EU decision making and unanimity rules In migration policy the adoption of the New Pact on Migration and Asylum in December 2023 marked a major step toward a unified approach Based on solidarity shared responsibility and human rights it aims to improve long term migration management though implementation remains a challenge Meanwhile the EU continues to navigate its digital and green transitions A milestone in 2023 was the adoption of the world's first legal framework for AI regulation reflecting the EU's ambition to set global standards though its impact on the digital economy remains uncertain This publication explores these key developments highlighting the interplay between policy making and societal engagement in a shifting geopolitical landscape It features contributions from Fatlum Ademi Jelena Ceranic Perisic Viorel Cibotaru Iris Goldner Lang Christos V Gortsos Gabor Halmai Dorian Jano Andreas Kellerhals Maroje Lang Lee McGowan Roman Petrov Clara Portela and Juan Santos Vara Network Europe was founded in 2003 by the Europa Institute at the University of Zurich with support from the Swiss government It serves as a forum for scholarly exchange on legal and political aspects of European integration bringing together researchers from across Europe Refugees and the Law in Challenging Times - A

Law and Economics Approach Denard Veshi, 2024-07-17 This book focuses on the economic analysis of refugee law and the protection of refugee rights It offers a law and economics model applied to migration and states The book focuses on the most critical push factors that impact lawmakers in enacting and modifying asylum law Furthermore the book examines the economic advantages and disadvantages of a centralized supranational asylum law *acquis communautaire* that could eventually eliminate competition between legal orders in asylum law and do away with the negative externalities caused by asylum shopping The book critically analyses international refugee law pursuing an interdisciplinary approach Its principal goal is to explore refugee law through the lenses of the law and economics approach and against the backdrop of a human rights approach After explaining the evolution of the human rights approach the book elaborates on the legal and economic

factors that impact refugees on the one hand and public policy on the other In conclusion a balance that considers the national preferences of destination countries and the protection of refugee rights is proposed

**Accessing Asylum in Europe** Violeta Moreno Lax,2017 The timely subject matter of this work focuses on the interface between extraterritorial border surveillance and migration control by EU member states and the rights that asylum seekers acquire from EU law In particular Moreno Lax concentrates on the relationship between the EU Charter of Fundamental Rights and border control measures

**States, the Law and Access to Refugee Protection** Maria O'Sullivan,Dallal Stevens,2017-03-23 This timely volume seeks to examine two of the most pertinent current challenges faced by asylum seekers in gaining access to international refugee protection first the obstacles to physical access to territory and second the barriers to accessing a quality asylum procedure which the editors have termed access to justice To address these aims the book brings together leading commentators from a range of backgrounds including law sociology and political science It also includes contributions from NGO practitioners This allows the collection to offer interdisciplinary analysis and to incorporate both theoretical and practical perspectives on questions of immense contemporary significance While the examination offers a strong focus on European legal and policy developments the book also addresses the issues in different regions Europe North America the Middle East Africa and Australia Given the currency of the questions under debate this book will be essential reading for all scholars in the field of asylum law

**Exploring the Boundaries of Refugee Law** Jean-Pierre Gauci,Mariagiulia Giuffr ,Evangelia (Lilian) Tsourdi,2015-04-14 Protection challenges around the globe require innovative legal policy and practical responses Drawing primarily from a new generation of researchers in the field of refugee law this volume explores the boundaries of refugee law On the one hand it ascertains the scope of the legal provisions by highlighting new trends in State practice and analysing the jurisprudence of international human rights bodies as well as national and international Courts On the other hand it marks the boundaries of refugee law as legal frontiers whilst exploring new approaches and new frameworks that are necessary in order to address the emerging protection challenges



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## **Table of Contents Refugee Protection A European Challenge**

1. Understanding the eBook Refugee Protection A European Challenge
  - The Rise of Digital Reading Refugee Protection A European Challenge
  - Advantages of eBooks Over Traditional Books
2. Identifying Refugee Protection A European Challenge
  - 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 a Refugee Protection A European Challenge
  - User-Friendly Interface
4. Exploring eBook Recommendations from Refugee Protection A European Challenge
  - Personalized Recommendations
  - Refugee Protection A European Challenge User Reviews and Ratings

- Refugee Protection A European Challenge and Bestseller Lists
- 5. Accessing Refugee Protection A European Challenge Free and Paid eBooks
  - Refugee Protection A European Challenge Public Domain eBooks
  - Refugee Protection A European Challenge eBook Subscription Services
  - Refugee Protection A European Challenge Budget-Friendly Options
- 6. Navigating Refugee Protection A European Challenge eBook Formats
  - ePub, PDF, MOBI, and More
  - Refugee Protection A European Challenge Compatibility with Devices
  - Refugee Protection A European Challenge Enhanced eBook Features
- 7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Refugee Protection A European Challenge
  - Highlighting and Note-Taking Refugee Protection A European Challenge
  - Interactive Elements Refugee Protection A European Challenge
- 8. Staying Engaged with Refugee Protection A European Challenge
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Refugee Protection A European Challenge
- 9. Balancing eBooks and Physical Books Refugee Protection A European Challenge
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Refugee Protection A European Challenge
- 10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
- 11. Cultivating a Reading Routine Refugee Protection A European Challenge
  - Setting Reading Goals Refugee Protection A European Challenge
  - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Refugee Protection A European Challenge
  - Fact-Checking eBook Content of Refugee Protection A European Challenge
  - 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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