



IARMJ

International Association of Refugee & Migration Judges

EUROPEAN CHAPTER

Catania, Sicily, 12-14 September 2018

**JOINT International Association of Refugee and
Migration Judges (IARMJ)¹-Europe and
Scuola Superiore Delia Magistratura (SSM) CONFERENCE**

With the participation of
European Asylum Support Office (EASO)
and UNHCR

***THE RIGHT TO EFFECTIVE JUDICIAL PROTECTION
UNDER EU ASYLUM LAW***

PROGRAMME

¹ It is anticipated that by September 2018, or very soon after, IARLJ will have formally changed its name to IARMJ (International Association of Refugee and Migration Judges)



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Wednesday 12 September 2018

PRE-CONFERENCE WORKSHOPS

Venue: Monastero di San Nicolò l’Arena, Piazza Dante Alighieri 32, 95124 Catania

14.30-15.00 Arrival of participants

15:00 Welcome and Introduction to the workshops

15.20 SIMULTANEOUS WORKSHOPS

- WORKSHOP 1 (in Italian)

State and non-state agent of persecution; state protection - criteria for the proper identification of these elements

Fabrizio Gallo, President of the Catanzaro Administrative Commission, Italy, that deals with international protection measures

Antonio di Muro, RSD Coordinator Apulia, UNHCR ROSE

- WORKSHOP 2 (in Italian)

Exclusion clauses and non refoulement, Criteria for the assessment of serious non-political crime: Cases C-573/14), Louani; C-373/13 H.T.; C-57/09, B & D

Patrizia Papa, Judge, Bari Court of Appeal, Italy

Enrico Bona, UNHCR representative in the Territorial Commission in Cagliari and Exclusion focal point, UNHCR ROSE

- WORKSHOP 3 (in English)

COI and due process.

Johan Berg, Board Leader, Immigration Appeals Board, Norway

Katinka Ridderbos, Senior research and information Officer, Division of International Protection, UNHCR

- WORKSHOP 4 (in English)

Right to be heard in the light of Cases C-560/12 Moussa Sacko; C-560/14, M and C-277/11, M.M.

Cristina Correale, Judge, Court of Napoli, Italy, specialised Department for Migration and International Protection

Samuel Boutruche, Judicial Engagement Coordinator, UNHCR Brussels

17:20 **Reports from workshops**

18:00 **End of the day**



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Thursday 13 September 2018 (DAY 1 of CONFERENCE)

(Simultaneous translation Italian/English and vice-versa)

Venue: Monastero di San Nicolò l’Arena, Piazza Dante Alighieri 32, 95124 Catania

- 08:30 *Arrival and registration of the participants in the conference*
- 09:15 **Welcome and opening** (President Court of Appeal, Catania;
President IARMJ-Europe; President IARMJ; SSM representative;
UNHCR representative; EASO representative)
- 09:45 Panel on **“The right to effective judicial protection and remedies
in the CEAS and the Charter of Fundamental Rights of the
European Union”**
- Hugo Storey*, IARMJ-Europe, “Article 46 of the APD (recast)”;
Samuel Boutruche, Judicial Engagement Coordinator UNHCR, “The
CEAS and effective remedies”; *Mona Aldestam*, Judge of Appeal of
the Administrative Court of Appeal in Stockholm, Sweden,
“Practical problems of judicial protection in national case law: the
example of Sweden”
- Chair: *Liesbeth Steendijk*, Judge, Judicial Department of the Council
of State
- 11:30 BREAK
- 12:00 **“The future of the CEAS”**
Presentation by EU Commission representative, *Borbala Szigeti*
- Chair: *Jacek Chlebny*, Vice-President of the Supreme Administrative
Court in Poland
- 12:30 Plenary discussions
- 13:00 LUNCH
- 14.00 **“The project ‘migrantes’”**
Mariano Sciacca, Court of Catania, President of Civil Department
- 14:25 **“Managing 350,000 appeals: the German experience”**
Harald Dörig, Judge of the German Federal Administrative Court
- Chair: *Hilkka Becker*, Chair, Protection Appeals Tribunal, Ireland



14:50 **Thematic parallel sessions** [introduced by presenters with specific case studies; **please note there will be no translation facilities for these.**]

PARALLEL SESSION 1 (in English)

Dublin transfers and the role of article 27 of the Dublin Regulation

Presenters: *Michael Hoppe*, Judge of Baden-Württemberg Higher Administrative Court, Germany; *Katelijne Declerck*, Council of Alien Law Litigation, Belgium

PARALLEL SESSION 2 (in Italian)

Legal issues surrounding hotspots

Presenter: *Gabriel Stanescu*, EASO contact Point for Italy

Legal issues surrounding detention

Presenter *Maria Cristina Contini*, Court of Milan, Italy, specialised Department for Migration and International Protection

PARALLEL SESSION 3 (in English)

Safe Country concepts under the Asylum Procedure

Directive(recast) and national law: safe country of origin; safe third country; European safe country Presenters: *Jakub Camrda*, Judge of the Supreme Administrative Court of the Czech Republic; *Professor Chiara Favilli*, University of Florence;

PARALLEL SESSION 4 (in English)

Family relationships in EU free movement law; personal scope; the best interest of the child; the CJEU “Zambrano” cases

Presenters: *Rita Russo*, Catania Court of Appeal; *Jeremy Rintoul*, Judge of the UK Upper Tribunal

16:20 Reports back from parallel sessions
Chair: *Luca Perilli*, Member of the Board of Directors of the Italian School for the Judiciary

17:00 **End of the first day of conference**

19.30 **Conference Dinner [local restaurant]**



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Friday 14 September 2017 (DAY 2 of CONFERENCE]

(Simultaneous translation Italian/English and vice-versa)

Venue: Monastero di San Nicolò l’Arena, Piazza Dante Alighieri 32, 95124 Catania

09:00

Keynote addresses

“The fundamental right to asylum in international protection”

Gaetano Silvestri, President of the Italian School for the Judiciary

09:25

“Recent developments in the CJEU jurisprudence on Asylum Law”

Lars Bay Larsen, Judge of the Court of Justice of the European Union

Chair: *Marleen Maes*, Council of Alien Law Litigation, Belgium

09:50

Panel discussion on **“Judicial protection and vulnerable categories”**

Speaker: *Joanna Petin*, University of Pau, “ CEAS legal norms relating to vulnerable categories”.

Panelists *Carlo De Chiara*, Court of Cassation, Italy; *Nadine Finch*, Judge of the UK Upper Tribunal; *Florence Malvasio*, Cour nationale du droit d’asile

Chair: *Johan Berg*, Board Leader, Immigration Appeals Board, Norway

11:10

Plenary Discussion

11:30

B R E A K



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- 12:00 **For SSM programme only:**
 “Dealing with Trafficking Cases: the multi-agency approach”
 Lina Trovato, Catania Prosecution Office
- 12:00 **For IARMJ-Europe programme only:**
 “Challenges Ahead for IARLJ-Europe: present and future activities”
 Boštjan Zalar, Senior High Court Judge, Administrative Court of the Republic of Slovenia
- Chair: *Catherine Koutsopolou, Judge of the Athens Administrative Court of First Instance and Member of the Independent Appeals Committee*
- 13:00 **END OF CONFERENCE**
- 13.00 **IARMJ-Europe General Meeting and elections**
- 14:00 **LUNCH**
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