

CONFERENCE

Human Act or Devil's Pact?

18 May 2017

NETHERLANDS
INSTITUTE FOR

HUMAN RIGHTS

Human rights aspects of migration agreements between EU and third countries

The Hague Institute for Global Justice | Sophialaan 10 | The Hague

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Welcome to the conference 'Human Act or Devil's Pact? Human rights aspects of migration agreements between EU and third countries'. This conference will focus on the human rights considerations of the latest migration strategy of the EU. What do these migration compacts consist of and what is their aim? Are they effective? Do they sufficiently safeguard the human rights of refugees, asylum-seekers and migrants? What, in fact, are these rights? And, are there alternatives to these compacts? We look forward to an afternoon of informative speeches, critical commentaries and inspiring discussions. We wholeheartedly invite you to actively participate and voice your own experience, concerns and ideas on the issues presented in the various Q&A sessions.

The Netherlands Institute for Human Rights and
Meijers Committee

Programme

12.00 – 12.45 Registration and lunch

12.45 – 13.05 **Welcome and introduction by the chair**

Ms. Adriana van Dooijeweert, *President of the Netherlands Institute for Human Rights*

Opening speech – Prof. Theo de Roos, *President of the Meijers Committee*

SESSION 1 – THE NEW EU MIGRATION PARTNERSHIP FRAMEWORK

13.05 – 13.30 **European Union policies to better manage migration; the case of Western Balkans and Turkey**

Speaker **Ms. Angelina Eichhorst**, *Deputy Managing Director for Europe and Central Asia, Director for Western Europe, Western Balkans and Turkey at the European External Action Service*

13.30 – 13.45 **Commentary by Mr. Jan Willem Beaujean**, *Deputy Director-General for International Migration, Ministry of Security and Justice*

13.45 – 14.00 **Commentary by Ms. Katrien Coppens**, *Delegate Director Medecins Sans Frontiers Holland*

14.00 – 14.20 Q&A

SESSION 2 – ALTERNATIVES TO MANAGING MIGRATION

- 14.20 – 14.45 **A global vision: fixing the international refugee system**
Speaker **Prof. James C. Hathaway**, *founding Director of Michigan Law's Programme in Refugee and Asylum Law and distinguished Visiting Professor of International Refugee Law at the University of Amsterdam*
- 14.45 – 15.00 **Commentary by Ms. Tineke Strik**, *PhD, Member of the Dutch Senate and Member of the Dutch Delegation to the the Parliamentary Assembly of Council of Europe*
- 15.00 – 15.15 **Commentary by Mr. Joris Schapendonk**, *PhD, Assistant Professor in Geography, Planning and Environment at the Radboud University Nijmegen*
- 15.15 – 15.35 Q&A
- 15.35 – 16.00 Coffee break

SESSION 3 – EU MIGRATION AGREEMENTS WITH THIRD COUNTRIES: HUMAN RIGHTS CONSIDERATIONS

- 16.00 – 16.25 **Saving lives in the Mediterranean, which agreements are feasible to manage migration?**
Speaker **Mr. Gerald Knaus**, *Director of the European Stability Initiative*
- 16.25 – 16.40 **Commentary by Mr. Maarten den Heijer**, *PhD, Assistant Professor in International Law, University of Amsterdam*
- 16.40 – 16.55 **Commentary by Ms. Fransje Molenaar**, *Research Fellow at the Conflict Research Unit of Netherlands Institute of International Relations Clingendael*
- 16.55 – 17.15 Q&A
- 17.15 – 17.30 Closing remarks
- 17.30 Drinks and networking

Speaker's biographies

Ms. Eichhorst

Angelina Eichhorst currently serves as Deputy Managing Director for Europe and Central Asia / Director for Western Europe, Western Balkans and Turkey at the European External Action Service led by High Representative/Vice President Federica Mogherini. Born in the Netherlands, Ms. Eichhorst attended the Sophianum/Sacre Coeur Athenaeum school in Vaals. She holds master's degrees in languages and cultures of the Middle East from the Catholic University of Nijmegen and in political science from the Free University of Brussels. Ms. Eichhorst holds postgraduate diplomas in international law, human rights and the law of international organizations. Since 1996 she has served with the European Union in Brussels, Jordan, Syria and Lebanon, where she was EU Ambassador from 2011 to 2015. From 1989 to 1996 she worked in Egypt, Somalia and New York with the private sector, the United Nations, research institutes and non-governmental organization.

Mr. Jan Willem Beaujean

Johannes Wilhelmus Hendricus Maria Beaujean, is Deputy Director-General International Migration at the Ministry of Security and Justice, Kingdom of The Netherlands. Mr Beaujean holds a degree of the Ecole Nationale d'Administration (ENA, France), Université de Bretagne Occidentale and Utrecht University. Prior to this position Mr Beaujean was Deputy head of Mission in the Royal Netherlands Embassy in Paris, Head of Cabinet of the Secretary-General of the ministry of Foreign Affairs and Executive director Provincial Reconstruction Team Afghanistan (Uruzgan province), ISAF-mission at NATO. From 2006-2009 he worked as Spokesman at the Permanent Representation of the Kingdom of The Netherlands to the EU in Brussels (PVEU). His prior postings and assignments include: Brussels, France (Paris, Strassbourg), The Hague (Ministry of Foreign Affairs, Ministry of the Interior, European Commission, Utrecht University) and Deputy head of IGC-taskforce in The Netherlands (European Cooperation; International and European security policy).

Ms. Katrien Coppens

Katrien Coppens has been working for Medecines Sans Frontieres (OCA) since 1997: in succession as Advisor Humanitarian Affairs, interim-coordinator for the department of Humanitarian affairs, interim country coordinator for Sierra Leone, Niger, operational advisor and six years as operational manager for Democratic Republic Congo, India, Sri Lanka, Nepal, Iraq, Colombia and Haiti.

Katrien has a background in International and Humanitarian Law and Cultural Anthropology. She has formerly worked as staff member and interim-head of the department International Humanitarian Law from the Red Cross Holland.

Since 1 September 2012 Katrien Coppens is Delegate Director for Medecines Sans Frontieres Holland.

Mr. James C. Hathaway

James C. Hathaway, the James E. and Sarah A. Degan Professor of Law and Director of the Program in Refugee and Asylum Law at the University of Michigan since 1998, is a leading authority on international refugee law whose work is regularly cited by the most senior courts of the common law world. He is also Distinguished Visiting Professor of International Refugee Law at the University of Amsterdam. From 2008 until 2010 Hathaway was on leave from the University of Michigan to serve as the Dean of Law and William Hearn Professor of Law at the University of Melbourne, where he established Australia's first all-graduate legal education program. Hathaway's publications include more than eighty journal articles and chapters, a.o. the first comprehensive analysis of the human rights of refugees set by the UN Refugee Convention. He is the founding Editor of Cambridge Asylum and Migration Studies; Senior Advisor to Asylum Access, a non-profit organization committed to delivering innovative legal aid to refugees in the global South; and Convener of the biennial Colloquium on Challenges in International Refugee Law. Hathaway regularly advises and provides training on refugee law to academic, nongovernmental, and official audiences around the world.

Ms. Tineke Strik

Tineke Strik has been a member of the Senate for the Green Left Party since 2007. She is vice-chairman of the permanent committee of Immigration and Asylum / JHA Council and member of the Dutch delegation to the Parliamentary Assembly of the Council of Europe. She regularly reports on various migration issues and is chairman of the subcommittee on integration of the migration committee.

In addition to her political life, Tineke Strik is assistant professor at the Radboud University. Her key areas of research and education are regular migration, including family reunification, and the Union's external migration policy. Her dissertation addressed the dynamics between national and European decision-making, elaborated in an analysis of the establishment and national effects of the Family Reunification Directive and the Procedural Directive.

Prior to this, Tineke Strik was employed by the GroenLinks Parliamentary Chamber, the Ministry of Security and Justice, the Dutch Refugee Council and the migration chamber of the Zwolle court. Between 2002 and 2006 she was an elderwomen in the city of Wageningen.

Mr. Joris Schapendonk

Joris Schapendonk is Assistant Professor at the department of Human Geography of Radboud University (Netherlands) and researcher at Nijmegen Centre for Border Research. His main research interest centres around the topics of African migration, migrant trajectories, transnationalism, borders and hospitality practices. His work has been published in various academic journals, most notably in the *Annals of Association of American Geographers*, *Population, Space and Place* and *Migration Studies*. In 2015, he obtained a personal research grant from the innovation scheme of the Netherlands Organisation for Scientific Research (NWO) in order to continue his research on the mobile lives of West Africans inside the European Union. This project – entitled ‘Fortress Europe as a Mobile Space?’ – takes into account migrants’ personal aspirations as well as the ways EU’s border politics affect individual journeys.

Mr. Gerald Knaus

Gerald Knaus (Austria) is the founding chairman of the European Stability Initiative (ESI), a think tank with offices in Berlin, Brussels, and Istanbul. He studied in Oxford, Brussels and Bologna, taught economics at the State University of Chernivtsi in Ukraine and spent five years working for NGOs and international organisations in Bulgaria and Bosnia and Herzegovina. From 2001 to 2004, he was the director of the Lessons Learned Unit of the EU Pillar of the UN Mission in Kosovo. In 2011, he co-authored, alongside the British MP Rory Stewart, the book “Can Intervention Work?”. He wrote scripts for award-winning TV documentaries on South East Europe (www.returntoeurope.eu, 2008-2012) and co-authored many ESI reports on EU enlargement, the Balkans, Turkey and the Caucasus that have triggered wide public debates, including most recently “The Merkel Plan – A proposal for the Syrian refugee crisis” (2015) and “The European Swamp” (2016). He is a founding member of the European Council on Foreign Relations and was for five years an Associate Fellow at the Carr Center for Human Rights Policy at Harvard University’s Kennedy School, where he was also a Visiting Fellow in 2010/2011 lecturing on state building and intervention. He is based in Berlin and Istanbul and writes the Rumeli Observer blog www.rumeliobserver.eu.

Mr. Maarten den Heijer

Maarten den Heijer is assistant professor of international law at the Amsterdam Center for International Law. He is vice-chairman of the Meijers Committee and deputy judge at the court of Utrecht. He is a member of the editorial board of the caselaw journal *European Human Rights Cases* (EHRC) and member of the editorial board of the *Netherlands Yearbook of International Law*. He is also a member of the board of the Foundation for Refugee Students UAF. Maarten den Heijer previously worked as policy officer for the Dutch Refugee Council and as legislative lawyer for the Dutch Ministry of the Interior and Kingdom Relations. He holds degrees in Law and Political Science from the University of Leiden, where he also received his Ph.D (cum laude).

Ms. Fransje Molenaar

Fransje Molenaar is a Research Fellow at the Conflict Research Unit of Clingendael. She specializes in the political economy of post-conflict countries, organized crime, and its effect on politics and stability. Her particular interests include migration, refugees and human smuggling, corruption, and the funding of politics. In 2016, she published a large study on the politics of irregular migration in the Sahel and Libya (available at <https://www.clingendael.nl/publication/turning-tide>). She is currently working on a follow-up study that analyses the effects of the irregular migration industry on the transit hub of Agadez (Niger). Prior to joining Clingendael in 2016, Fransje was a PhD candidate at Leiden University, where she studied the relationship between organized crime and politics in Latin America. Throughout the PhD trajectory, she worked as an independent political (finance) consultant with international organizations such as International IDEA, IFES, Global Integrity, and the NIMD. Fransje holds masters' degrees in Political Science with a minor in Cultural Anthropology from Leiden University and in Latin American Studies from the University of Amsterdam's Centre for Education and Documentation of Latin America (CEDLA). She will defend her PhD in September this year.

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in collaboration with the Meijers Committee

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