



# Entanglements in Refugee and Migration Law

Celebrating forty years of the Nordic Asylum Law Seminar

23-24 May 2023

*Organised by: Nordic Institute for Migration  
& Center of Excellence for Global Mobility Law (MOBILE)*

## PROGRAMME

**Day 1: Nordic Approaches to Refugee and Migration Law: Quo Vadis? (23 May, 2023)**

Time	Programme
09:00– 09:30	<b>Welcome Address</b>  Thomas Gammeltoft-Hansen – Professor and Director, MOBILE Centre of Excellence for Global Mobility Law, University of Copenhagen  Kaare Dybvad Bek, Danish Minister for Immigration and Integration
09:30– 10:30	<b>Keynote: ‘Who is Recognised as a Refugee? Insights from Diverse Disciplines into the Multiverse of Definitions and Practices’</b>  Cathryn Costello, Professor of Fundamental Rights, Hertie School of Governance, Berlin; Professor of Refugee and Migration Law, Refugee Studies Centre, University of Oxford
10:30– 11:00	<b>Break</b> Refreshments provided

Time	Programme
11:00– 12:30	<p data-bbox="395 264 735 297"><b>Parallel Panels: Session 1</b></p> <p data-bbox="395 338 1129 371"><b>1.A. Nordic Trajectories in International Refugee Law</b></p> <p data-bbox="395 376 1382 409">Chair: William Hamilton Byrne, Assistant Professor, University of Copenhagen</p> <ul data-bbox="395 450 1394 745" style="list-style-type: none"> <li>• Robert F. Barsky, Guggenheim Fellow and Professor, Vanderbilt University, ‘Nordic Countries Participation in the Negotiation of the 1967 Refugee Protocol treaty: Refugee Law in the Height of the Cold War’</li> <li>• Anna Høgenhaug, PhD Researcher, University of Copenhagen, ‘A Nordic Approach to International Refugee Law?’</li> <li>• Sarah Scott Ford, Postdoc, University of Copenhagen, ‘Human rights in Nordic asylum appeals: The tension between consistency and judicial independence’</li> </ul> <p data-bbox="440 786 1390 853">Discussant: Cornelis Wouters, Senior Refugee Law Advisor, United Nations High Commissioner for Refugees</p> <p data-bbox="395 893 1002 927"><b>1.B. Temporary Protection in the Nordics (I)</b></p> <p data-bbox="395 931 1394 999">Chair: Nora Stappert, Associate Professor, University of Copenhagen Faculty of Law</p> <ul data-bbox="395 1039 1430 1301" style="list-style-type: none"> <li>• Vladislava Stoyanova, Associate Professor, Lund University, ‘Temporariness of Refugee Protection: For What and in Whose Interest? Cessation of Status as Related to Revocation of Residence Permits’</li> <li>• Jens Vedsted-Hansen, Professor, Aarhus University, ‘Novelties in Danish asylum law confronting EU standards?’</li> <li>• Rebecca Thorburn Stern, Professor, Uppsala University, ‘Stability of Status in Sweden. Exploring Time in Asylum and Citizenship Law’</li> </ul> <p data-bbox="440 1341 1313 1375">Discussant: Jesper Lindholm, Associate Professor, Aalborg University</p> <p data-bbox="395 1415 1241 1449"><b>1.C. Transnational Asylum: Towards a Principled Framework?</b></p> <p data-bbox="395 1453 1326 1487">Chair: Thomas Gammeltoft-Hansen, Professor, University of Copenhagen</p> <ul data-bbox="395 1527 1358 1594" style="list-style-type: none"> <li>• Nikolas Feith Tan, Senior Researcher, Danish Institute of Human Rights, ‘Transnational Asylum: Towards a Principled Framework?’</li> </ul> <p data-bbox="440 1635 1430 1736">Discussants: James C Hathaway, Professor, University of Michigan; Grith Nørgaard, Head of Division for International Cooperation on Migration, Danish Ministry of Immigration</p>
12:30 – 13:30	<p data-bbox="395 1767 485 1800"><b>Lunch</b></p> <p data-bbox="395 1805 595 1839">Lunch provided</p>

Time	Programme
13:30 – 15:00	<p data-bbox="395 264 735 297"><b>Parallel Panels: Session 2</b></p> <p data-bbox="395 338 1222 371"><b>2.A. Vulnerabilities in Asylum and Undocumented Migration</b></p> <p data-bbox="395 376 1203 409">Chair: Lucas van der Baaren, Postdoc, University of Copenhagen</p> <ul data-bbox="395 450 1410 707" style="list-style-type: none"> <li data-bbox="395 450 1410 555">• Cornelis Wouters, Senior Refugee Law Advisor, United Nations High Commissioner for Refugees, ‘The Meaning, Scope and Effect of Article 31 of the 1951 Refugee Convention’</li> <li data-bbox="395 562 1318 629">• Jacob Lind, Postdoc, Malmö University, ‘Child-right-ing: Realizing the paradoxical rights of undocumented migrant children’</li> <li data-bbox="395 636 1410 707">• Karin Åberg, PhD Researcher, University of Gothenburg, ‘A Requirement of Shame: On the Evolution of Protection of LGB Refugees’</li> </ul> <p data-bbox="440 748 1294 781">Discussant: Eleni Karageorgiou, Senior Researcher, Lund University</p> <p data-bbox="395 822 1106 855"><b>2.B. Refugee Integration, Participation and Trust (I)</b></p> <p data-bbox="395 860 1171 893">Chair: Rebecca Thorburn Stern, Professor, Uppsala University</p> <ul data-bbox="395 934 1410 1335" style="list-style-type: none"> <li data-bbox="395 934 1410 1077">• Alexandra Segenstedt, Senior Policy Advisor, Swedish Red Cross, Magdalena Arias Cubas, Senior Research Officer, Red Cross Red Crescent Global Migration Lab, ‘To trust or not to trust, that is the question: Migrants’ perspectives on humanitarian action in Sweden and abroad.’</li> <li data-bbox="395 1084 1410 1189">• Hanna Scott, PhD Researcher, Linköping University, ‘Violent entanglements: disentangling the protection of migrant crime victims at the intersection of welfare, migration and criminal law in Sweden’</li> <li data-bbox="395 1196 1410 1335">• Zvezda Vankova, Researcher, Lund University and Eva Ersbøll, Researcher, Danish Institute for Human Rights, ‘The Danish integration legal infrastructure: an interaction between refugee, migration, integration and citizenship law and external and internal factors?’</li> </ul> <p data-bbox="440 1375 1326 1408">Discussant: Will Jones, Associate Professor, University of Copenhagen</p> <p data-bbox="395 1449 1018 1482"><b>2.C. Temporary Protection in the Nordics (II)</b></p> <p data-bbox="395 1487 1385 1520">Chair: Nikolas Feith Tan, Senior Researcher, Danish Institute of Human Rights</p> <ul data-bbox="395 1561 1426 1850" style="list-style-type: none"> <li data-bbox="395 1561 1426 1666">• Jens Elo Rytter, Professor, University of Copenhagen, ‘Moving target – is the Danish policy on revocation of residence permits reconcilable with Article 8 ECHR’</li> <li data-bbox="395 1673 1426 1740">• Jessica Schultz, Senior Researcher, Chr. Michelsen Institute, ‘Cessation and the broader temporary turn in Norwegian asylum practice’</li> <li data-bbox="395 1747 1426 1850">• Bernd Parusel, Senior Researcher, Swedish Institute for European Policy Studies, ‘Sweden’s shift from permanent to temporary residence permits – intentions and consequences’</li> </ul> <p data-bbox="440 1856 1426 1924">Discussant: Stig Torp Henriksen, Head of Secretariat, Danish Refugee Appeals Board</p>

<b>Time</b>	<b>Programme</b>
<b>15:00– 15:30</b>	<b>Break</b> Refreshments provided
<b>15:30– 16:45</b>	<b>Roundtable: Trends and Developments in Nordic Law and Practice</b> Moderator: Rebecca Thorburn Stern, Uppsala University <ul style="list-style-type: none"> <li>• Frode Forfang, Director General, Norwegian Directorate of Immigration</li> <li>• Carl Bexelius, Head of Legal Affairs, Swedish Migration Agency</li> <li>• Stig Torp Henriksen, Head of Division, Danish Refugee Appeals Board</li> </ul>
<b>17:00 – 18:00</b>	<b>Drinks reception</b> Nanna Berg auditorium corridor
<b>18:30 – 21:00</b>	<b>Conference dinner</b> Jur kantinen - KUA3, University of Copenhagen, Faculty of Law, Karen Blixens Plads 16, 2300 København

## **Day 2: Entanglements of Refugee and Migration Law in a Global Perspective (24 May, 2023)**

<b>Time</b>	<b>Programme</b>
<b>09:15– 10:15</b>	<b>Keynote: ‘Promoting Human Rights in Legal Tech &amp; Border Control’</b>  Sean Rehaag, Director of the Centre for Refugee Studies and the Refugee Law Laboratory, Osgoode Law School, Canada
<b>10:15– 10:45</b>	<b>Break</b> Refreshments provided

Time	Programme
10:45 – 12:15	<p data-bbox="389 293 735 322"><b>Parallel Panels: Session 3</b></p> <p data-bbox="389 360 1310 389"><b>3.A. Automated Decision Making in Migration Asylum Governance</b></p> <p data-bbox="389 398 1259 427">Chair: Nora Stappert, Associate Professor, University of Copenhagen</p> <ul data-bbox="389 477 1374 730" style="list-style-type: none"> <li data-bbox="389 477 1374 577">• Francesca Palmiotto, Postdoc, Hertie School of Governance, ‘Automated decision-making in Migration and Asylum Governance: Reconstructing the European Legal Framework’</li> <li data-bbox="389 589 1278 651">• Matija Kontak, PhD researcher, University of Zagreb, ‘Algorithmic discrimination as a potential problem in EU migration’</li> <li data-bbox="389 663 1374 730">• Ana Kršinić, PhD researcher, University of Zagreb, ‘AI Based Evidence in Asylum Procedures: A Blessing in Disguise or a Duty to Give Reasons’</li> </ul> <p data-bbox="437 770 1230 799">Discussant: Sean Rehaag, Professor, Osgoode Hall Law School</p> <p data-bbox="389 842 1118 871"><b>3.B. Refugee Integration, Participation and Trust (II)</b></p> <p data-bbox="389 880 1118 909">Lucas van der Baaren, Postdoc, University of Copenhagen</p> <ul data-bbox="389 958 1426 1173" style="list-style-type: none"> <li data-bbox="389 958 1426 1021">• Silvia Adamo, Associate Professor, University of Copenhagen, ‘Legal Contours of Integration’</li> <li data-bbox="389 1032 1394 1095">• Matteo Bottero, Postdoc, University of Copenhagen, ‘The Controversial EU Concept of Integration’</li> <li data-bbox="389 1106 1350 1173">• Will Jones and Thomas Gammeltoft-Hansen, University of Copenhagen, ‘Participation and Political Rights of Refugees’</li> </ul> <p data-bbox="437 1214 1358 1243">Discussant: Amalie Frese, Associate Professor, University of Copenhagen</p> <p data-bbox="389 1285 1198 1314"><b>3.C. Interactions between Refugee and Human Rights Law</b></p> <p data-bbox="389 1323 1174 1352">Anna Høgenhaug, PhD Researcher, University of Copenhagen</p> <ul data-bbox="389 1402 1406 1688" style="list-style-type: none"> <li data-bbox="389 1402 1406 1464">• Thomas Spijkerboer, Professor, Vrije Universiteit Amsterdam, ‘Global North and South in the Human Rights Committee’s Case Law on Migration’</li> <li data-bbox="389 1476 1398 1576">• Sarah Scott Ford, Postdoc, University of Copenhagen, ‘The entanglement of refugee and human rights law: Evidence from the UN Human Rights Treaty Bodies’</li> <li data-bbox="389 1588 1366 1688">• Gillian Kane, Lecturer, Ulster University, ‘An International Migration Law Approach to Asylum: Potential to Enhance the International Protection Regime?’</li> </ul> <p data-bbox="437 1729 1334 1800">Discussant: William Hamilton Byrne, Assistant Professor, University of Copenhagen</p>
12:15 – 13:15	<p data-bbox="389 1841 485 1870"><b>Lunch</b></p> <p data-bbox="389 1879 592 1908">Lunch provided</p>

<p>13:15 – 14:45</p>	<p><b>Parallel Panels: Session 4</b></p> <p><b>4.A. Private Military and Security Companies in Migration Spaces</b>  Chair: Nora Stappert, Associate Professor, University of Copenhagen</p> <ul style="list-style-type: none"> <li>• Sorcha MacLeod, Associate Professor, University of Copenhagen; UN Working Group on Mercenaries, ‘Regulation, monitoring, and oversight of PMSC in the migration context’</li> <li>• Daria Davitti, Associate Professor, Lund University, ‘Private Military Security Companies and EU Migration Policy’</li> <li>• Iliia Siatitsa, Programme Director and Senior Legal Officer, Privacy International, ‘PMSC &amp; surveillance technologies in the migration context’</li> </ul> <p>Discussant: Martin Lemberg-Pedersen, Honorary Associate Professor, University of Warwick and Head of Policy and Documentation, Amnesty International Denmark</p> <p><b>4.B. Entanglements in Migration Law, EU Law and Law of the Sea</b>  Chair: Lucía López Zurita, Postdoc, University of Copenhagen</p> <ul style="list-style-type: none"> <li>• Sabine Mair, Assistant Professor, University of Amsterdam, ‘Mutual Trust, Mutual Recognition, and Fundamental Human Rights: A Comparative Analysis of EU Asylum Law, EU Criminal Law, and Custodial Disputes’</li> <li>• Andrea Jiménez Laurence, PhD Researcher, University of Copenhagen, ‘Entanglement at sea: the case of the duty to render assistance.’</li> <li>• Eleni Karageorgiou, Senior Researcher and Vladislava Stoyanova, Associate Professor, Lund University, ‘European law on asylum as a matter of domestic regulation and decision making: The case of Sweden’</li> </ul> <p>Discussant: Sarah Scott Ford, Postdoc, University of Copenhagen</p> <p><b>4.C. Empirically explaining Variation in Asylum decision-making</b>  Chair: Will Jones, Associate Professor, University of Copenhagen</p> <ul style="list-style-type: none"> <li>• Mitali Agrawal, Researcher, Hertie School of Governance, ‘UNHCR or States: Do Asylum Outcomes Differ Depending on who is in charge of Refugee Status Determination?’</li> <li>• William Hamilton Byrne, Keyvan Dorostkar, Thomas Gammeltoft-Hansen, Daniel Ghezelbash, Daniel Chen, Sean Rehaag and Simon Wallace, ‘Comparing Outcome Variation in Refugee Status Determination’</li> <li>• Karen McGregor Richmond, Postdoc, University of Copenhagen, ‘The Potentials for Explainable Legal Case-Based Reasoning (XL-CBR) in Asylum Adjudication Analysis and Prediction’</li> <li>• Martin Leroc, Eiko Thielmann and Natasha Zaun, London School of Economics / Hochschule Pforzheim, ‘Are Independent Courts the ‘Live Buoys’ of Migrant Rights when Anti-Immigrant Pressure is on the Rise? An Analysis of Asylum Recognition Rates in EU Member States’</li> </ul>
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<b>Time</b>	<b>Programme</b>
	Discussant: Cathryn Costello, Professor of Fundamental Rights, Hertie School of Governance
<b>14:45 – 15:30</b>	<b>Conclusions and farewell coffee</b> Refreshments provided

## **VENUE**

University of Copenhagen  
Faculty of Law  
South Campus  
Karen Blixens Plads 16  
2300 København