

Expert Meeting on

Protecting the human rights of migrants in the context of return

6 March 2018

Palais Wilson, Room 1-016

Participant Bios

Jill Alpes, is an independent consultant with 13 years' experience working on migration, development and human rights. She has completed missions in Europe (France, Netherlands, Greece, Turkey), rural and urban Africa (Cameroon, DRC, Niger, Togo) and Asia (Vietnam, South Korea), and is experienced with a variety of state and non-state actors in sensitive settings (e.g. prisons, hotspots, consulate offices, police posts, borders). Past employment and collaborations include Amnesty International, Oxfam, UNESCO, PICUM and research institutes in the Netherlands, France, Denmark and Germany. Jill Alpes is the author of "Abroad at any cost: Brokering High-risk migration and illegality in West Africa" (Routledge) and has been publishing in international peer-reviewed journals, such as *Africa, Social and Legal Studies*, *POLAR* and *Identities*. Her publications address questions of human smuggling, human trafficking, exploitative labour migration, marriage migration, global care chains, migration risk campaigns, migration deals, deportations and the intersection of migration control and social protection. Additional expertise includes post-deportation risks, post-return assistance and meaningful access to legal assistance.

Paola Botta, Associate Expert, Migration and Human Rights, OHCHR

Ruben Brouwer, Human Rights Officer, Women's Human Rights and Gender, OHCHR

Jean-Pierre Cassarino, is doing comparative research at the Tunis-based Institut de Recherche sur le Maghreb Contemporain (IRMC) on the 'governance' of labour migration in North Africa, migrant workers' rights, the expansion of international regulatory systems and bilateral/regional patterns of cooperation. Prior to this, he was part-time professor at the Robert Schuman Centre for Advanced Studies (European University Institute, Florence) where he supervised interdisciplinary research projects on return migration policies. He has published extensively on migration policies and especially on return migrants' patterns of social and professional reintegration, the portability of their social rights and their post-return conditions. URL: <http://www.jeanpierrecassarino.com/>

Michele Cavinato, is the Head of the Asylum and Migration Unit in UNHCR's Policy and Law Service, Division of International Protection. He joined the position after working as a Senior Legal Officer with UNHCR's Bureau for the Middle East and North Africa. Before joining UNHCR HQ in Geneva, he was in Brussels with UNHCR's Bureau for Europe where, *inter alia*, he focused on the recast of the EU acquis on Asylum and the Return Directive. He worked with the United Nations in several field locations including Uganda, where he led the protection cluster dealing with protection of internally displaced persons, the Democratic Republic of Congo, where he worked as a Child Protection Advisor with the UN Department of Peace Keeping Operation, and Burundi. Before joining UNHCR in 2001, he worked with OSCE in Kosovo and Bosnia Herzegovina. He also collaborated with INGOs. Michele holds a LLM on International Public Law, a post master Specialisation in EU Law and a Diploma of Legal Practice from the University of Bologna (IT). He also holds a Master on International Law, Development Policy and Management (Bochum University – DE, La Sapienza University- IT).

Anna Crowley, serves as the lead for the Open Society International Migration Initiative's protection portfolio, which encompasses work on international protection, protections for vulnerable migrants, immigration detention and return, among other issues. This year she is also leading OSF's engagement on the Global Compact on Refugees and the Global Compact for Safe, Orderly and Regular Migration. She previously managed OSF's labor migration-related grant making in Eurasia. Prior to joining OSF, she spent over eight years managing civil society development, human rights, and rule of law programming in Afghanistan and Central Asia. Crowley served with the OSCE Office in Tajikistan, where she directed advocacy on human rights issues and training programs for law enforcement and civil society, and as country director for IREX Tajikistan, where she led education and civil society development programs. She has also worked on judicial reform in Uzbekistan and Kazakhstan. Crowley holds a BA in Russian studies from Williams College, and an MA in international studies from the University of Washington.

Massimo Frigo, is an international and comparative law expert with particular focus on migration, counter-terrorism, criminal justice, accountability and access to effective remedies and reparations, and the independence of the judiciary and legal profession. Massimo joined the ICJ in 2007 in the Global Security and Rule of Law Programme, the Business and Human Rights programme and Legal and Policy Office, He has been for many years the editor of the ICJ E-Bulletin on Counter-Terrorism and Human Rights. Prior to joining the ICJ, he assisted in the research of the International Council on Human Rights Policy. Massimo holds an LL M of the University of London and a Law Degree (Laurea in Giurisprudenza) of the University of Trento.

Felipe González Morales, is the United Nations Special Rapporteur on the human rights of migrants. He is Professor of International Law at the Diego Portales University, in Santiago, Chile, where he is also the Director of a Master in International Human Rights Law. He was a Commissioner and the Rapporteur on Migrants between 2008 and 2015 at the Inter-American Commission on Human Rights, where he was President between 2010-2011. Professor González teaches International Human Rights Law since 2003 at several postgraduate programs at the University Carlos III in Madrid, as well as in several other universities in Spain. Since 2001, he teaches at the American University Human Rights Academy in Washington, D.C. He is the founder and was the first Director of the Center for Human Rights at the Diego Portales University. He is also the founder and was the first Director of a Latin American Network of Human Rights Legal Clinics. Professor González holds a Doctorate and a Master in Advanced Human Rights from University Carlos III and an LL.M. in International Legal Studies from American University.

Nicola Graviano, has been working with the International Organization for Migration (IOM) for over 13 years, and has been posted in Belgium, Mali, Jordan/Iraq and Canada. Since 2015, he has been based at IOM HQ in Geneva with responsibility over IOM's policy and general coordination on Assisted Voluntary Return and Reintegration (AVRR).

Nick Grisewood, joined ILO's Labour Migration Branch in May 2015, but has been involved with the ILO and its work since 1983 when he began his professional career in the international labour movement, working for several Global Union Federations. Following a period as a consultant in the areas of labour standards and child labour, he joined the ILO child labour programme in Geneva as a specialist on education and social dialogue. From 2011 to 2013, he managed an ILO child labour project in Jordan at the time of the eruption of the Syrian crisis. As a result, he became involved in the emergency response, focusing on the links between economic insecurity among the Syrian refugee population, the challenge of labour market integration and the right to work for refugees. More recently, he has supported the strengthening of the ILO's global policy framework on the access of refugees to decent, targeted programmes addressing this issue in Jordan and Turkey and the development of a draft ILO policy framework on ILO engagement in the sustainable socio-economic reintegration of migrants in the context of Assisted Voluntary Return and Reintegration (AVRR) programmes. He also supports ILO's partnership programme with UNHCR.

Elsbeth Guild, Jean Monnet Professor and personam Elspeth Guild is part of the Law Faculties at the Radboud University, Nijmegen Netherlands and Queen Mary University of London, UK. She has produced a number of working papers on the Global Compact for Safe, Orderly and Regular Migration and together with Professor Kees Groenendijk and Stefanie Grant edited the Routledge book produced for the Compact discussions - the Human Rights of Migrants in the 21st Century.

Hakima Haithar, is Regional Migration Manager, East and Southern Africa, for Save the Children and a development practitioner having worked in the development sector for the past fifteen years. Her experience ranges from human rights, philanthropy, democracy as well as migration work. She has worked with institutions such as the Ford Foundation, Amnesty International South Africa and Idasa amongst others. She has managed and monitored sub grants in the various sectors in the region. Implemented programs in Swaziland, conducted research on migration in South Africa as well as managed sensitive projects in Zimbabwe. She holds a Postgraduate Diploma in Public and Development Management from Wits School of Governance as well as a Bachelor of Arts with Honours in Migration studies from the University of Witwatersrand. She is passionate about migration issues and more especially-the plight of refugees and asylum seekers and currently works at Save the Children International as the Migration Manager, for the East and Southern Africa Office, Regional Multi Country Programme Unit (RMCPU).

Peggy Hicks, Director, Thematic Engagement, Special Procedures and Right to Development Division, OHCHR

Minna Hojland, Associate Expert, Migration and Human Rights, OHCHR

Daniel Kanstroom, is Professor of Law and Thomas F. Carney Distinguished Scholar at Boston College Law School, where he teaches Immigration and Refugee Law, International Human Rights Law, Constitutional Law, and Administrative Law. He is co-Director of the Center for Human Rights and International Justice and Director of the *Post-Deportation Human Rights Project*. He also founded the Boston College Immigration and Asylum clinic in which students represent indigent migrants and asylum-seekers. Together with his students, he has provided counsel for

hundreds of clients, won dozens of immigration and asylum cases, and authored amicus briefs for the U.S. Supreme Court and other courts in immigration and human rights cases. Professor Kanstroom has published widely in the fields of U.S. immigration law, human rights, criminal law, and European citizenship and asylum law. His recent work includes: *Aftermath: Deportation Law and the New American Diaspora* (Oxford University Press 2012) and *Deportation Nation: Outsiders in American History* (Harvard University Press 2007). His edited books include: *The New Deportations Delirium: Interdisciplinary Responses* (with psychologist M. Brinton Lykes, NYU Press 2015) and *Constructing Illegality* (with sociologist Cecilia Menjivar, Cambridge University Press 2013). He is currently writing a new book, entitled *Deportation World*, which explores the rise of deportation as a global phenomenon.

Verena Knaus, Advisor on Migration, UNICEF

Katie Kuschminder, is a Research Fellow at the Global Governance Programme of the Robert Schuman Centre for Advanced Studies at the European University Institute (EUI) where she is currently completing an NWO Rubicon Grant. Her research project at EUI focuses on the migration trajectories of recently arrived Nigerian and Eritrean migrants in Italy. Katie's research focuses on migration journeys, irregular migration and return migration. She published her first book *Reintegration Strategies* in Palgrave's Migration, Diaspora and Citizenship series in 2017. Her work has also been published in the *Journal of Refugee Studies*, *Migration Studies* and *International Migration*. Katie has completed commissioned work on return migration for IOM, ILO, GIZ, Global Migration Data Analysis Centre, and the World Bank.

Brooke Lauten, is Norwegian Refugee Council's (NRC) Humanitarian Policy and Protection Advisor based in Geneva. In this role she leads NRC's engagement on protection and forced displacement-related policy issues at the global level, including the organization's work on refugee and IDP returns. Brooke has more than 10 years of experience in the humanitarian sector, managing programs across the range of the protection spectrum, in countries primarily in Central and West Africa. Brooke holds dual Masters Degrees in International Affairs and Public Health from Columbia University.

Stéphanie Le Bihan, joined the International Committee of the Red Cross (ICRC) in 2007. She has worked as a delegate and protection coordinator in Sudan, the Philippines, Afghanistan, Lebanon and Ethiopia and currently serves as the Advisor on Migration Issues at the ICRC headquarters in Geneva. She supports the work of delegations and HQ in implementing the ICRC strategy on migration, including ICRC's policy orientations, and contributes to the development of operations responding to the needs of vulnerable migrants (in particular in relation to the Missing, Detention and other protection issues). Prior to joining the ICRC, she worked for the Organization for Security and Co-operation in Europe (OSCE) in the Balkans and for the UN High Commissioner for Refugees (UNHCR) in Africa. She holds Master's degrees in International and European Law from the University of Toulouse and in International Law in Post-Conflict Situations from the University of Aix-Marseille.

Michele LeVoy, is the director of PICUM, Platform for International Cooperation on Undocumented Migrants, and leads the organization's work in advocating, monitoring and raising awareness of undocumented migrants' human rights towards European and global institutions. Michele serves on several boards at the global and EU levels, including the Civil Society Advisory Committee for the Global Forum on Migration and Development, Global Coalition on Migration, Women and Global Migration Working Group, and the Social Platform. She holds a Bachelor degree in French and Justice and Peace Studies from the University of St. Thomas and a Master in Applied Sciences (Housing and Development Program) from the Université Catholique de Louvain.

Ben Lewis, Human Rights Officer, Migration and Human Rights, OHCHR

Ine Lietaert, holds a PhD in Social Work (2016, Ghent University, Belgium) and she currently works as a post-doc researcher at the Centre for the Social Study of Migration and Refugees and at the Department of Social Work and Social Pedagogy of the Faculty of Psychology and Educational Sciences at Ghent University. Her PhD project focused on the return process and experiences of migrants returning with an Assisted Voluntary Return and Reintegration (AVRR) programme, with a main focus on returnees' lived experiences, subjective evaluations and return and reintegration support. She published in scientific journals on the topics of return experiences, perspectives of migrants in detention centres, transnational social work and the Belgian AVRR programme. Currently she is involved as post-doc researcher in the ERC project CHILDMOVE (longitudinal follow-up of the psychological wellbeing of URM and the impact of their flight experiences) and the follow up of a psycho-educational program for refugee minors in a primary school. Furthermore, she teaches the course International Social Work in the bachelor of Pedagogical Sciences and she supervises masters dissertations.

Nils Melzer, is the United Nations Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment. Professor Melzer is the *Human Rights Chair* of the Geneva Academy of International Humanitarian Law and Human Rights. He is also Professor of International Law at the University of Glasgow. Prof. Melzer has served for 12 years with the International Committee of the Red Cross as a Legal Adviser, Delegate and Deputy Head of Delegation in various zones of conflict and violence. After leaving the ICRC in 2011, he held academic positions as Research Director of the Swiss Competence Centre on Human Rights (University of Zürich), as Swiss Chair for International Humanitarian Law (Geneva Academy) and as Senior Fellow for Emerging Security Challenges (Geneva Centre for Security Policy), and has represented civil society in the Steering Committee of the International Code of Conduct for Private Security Service Providers. In the course of his career, Prof. Melzer has also served as Senior Security Policy Adviser to the Swiss Federal Department of Foreign Affairs, has carried out advisory mandates for influential institutions such as the United Nations, the European Union, the International Committee of the Red Cross and the Swiss Federal Department of Defence, and has regularly been invited to provide expert testimonies, including to the UN First Committee, the UN CCW, the UNSG Advisory Board on Disarmament Matters, and various Parliamentary Commissions of the European Union, Germany and Switzerland.

Tamás Molnár, works as a legal research officer in the Asylum, Migration and Borders Sector at FRA. His areas of expertise with respect to the FRA's work include: fundamental rights of irregular migrants; return and readmission, including detention; anti-smuggling; EU asylum acquis and visa policy as well as horizontal issues of public international law. Before joining the Agency in autumn 2016, he worked for a decade in various ministries in Hungary in the fields of international and EU migration law and their domestic implementation (drafting legislation). During the Hungarian Presidency of the EU Council in 2011, he was the chair of the Migration-Expulsion Working Party and the deputy chair of the Strategic Committee on Immigration, Frontiers and Asylum. He also undertook ad hoc consultancies for UNHCR on statelessness (2010-2016) and on readmission for ICMPD (2013-2014). In addition, he has been a part-time adjunct professor of international law and EU migration law at the Corvinus University of Budapest, in the Institute of International Studies (currently on unpaid leave). He studied law in Budapest and Brussels (LLM on EU law), and holds a PhD in international law (Budapest).

Violeta Moreno-Lax, is Senior Lecturer (Associate Professor) in Law, Founding Director of the Immigration Law programme, and inaugural co-Director and co-founder of the Centre for European and International Legal Affairs (CEILA) at Queen Mary University of London. She is also Visiting Professor at the College of Europe (Bruges); Fellow of the Centre of European Law of King's College London; EU Asylum Law Coordinator of the Refugee Law Initiative of the University of London; Co-Chair of The Refugee Law Observatory; Co-convener of the Society of Legal Scholars (SLS) Migration Law Section; and member of the Steering Committee of the Migration Law Network. She has previously been a Lecturer in Law at the Universities of Liverpool and Oxford and held visiting positions at the Universities of Macquarie, New South Wales, Oxford, Nijmegen, and The Hague Academy of International Law. She has published widely in the areas of international and European refugee and migration law, including her monograph: *Assessing Asylum in Europe* (Oxford University Press, 2017), and regularly consults for the EU institutions and other organisations active in the field.

Pia Oberoi, Advisor on Migration and Human Rights, OHCHR

Annalisa Pauciullo, is a Crime Prevention and Criminal Justice Officer at the United Nations Office on Drugs and Crime, working in the Human Trafficking and Migrant Smuggling Section, where she is the focal points for the Education for Justice Initiative. Ms. Pauciullo's work at UNODC included normative and policy work on Smuggling of Migrants and Trafficking in Persons; inter-agency coordination work as well as technical assistance activities in different countries. Ms. Pauciullo is a qualified Italian lawyer specialized in International Human Rights Law. Her work experience included working with law firms, UN agencies as well as front-line NGOs, providing legal assistance to unaccompanied asylum seekers and victims of human trafficking, developing campaigning tools and advocating at national and international level. Ms Pauciullo holds Master's Degree in Law (Honours) from the University of Naples, Italy and the University Carlos III of Madrid, Spain; and an LLM in International Human Rights Law from the University of Essex, in the UK.

Perseo Quiroz-Rendon, is a lawyer with a specialization in human rights and international law. He served as Executive Director of Amnesty International Mexico from October 2013 to December 2016, overseeing the section's campaign and advocacy efforts on migration, torture, forced disappearances and femicide. He has previously served as Deputy Advocacy Coordinator for Sin Fronteras, I.A.P, coordinating legal assistance for migration, refugee and asylum cases. He also has experience in Mexico's public administration, in addition to international arbitration and litigation in the private sector. Quiroz-Rendon has a Bachelor's degree in Law from the Centre for Research and Teaching in Economics (Centro de Investigación y Docencia Económicas A.C., CIDE) and a Master's degree in International Human Rights Law, magna cum laude, from the University of Notre Dame as a Fulbright-García Robles scholar.

Barbara Rehbinder, is working as a Humanitarian Affairs Advisor within the International Office of Médecins Sans Frontières (MSF) in Geneva, since August 2015 – ensuring liaison between MSF operations and Geneva-based institutions. Her portfolio includes acute crises, including refugee crises, where MSF has operations, as well as transversal policy topics that are being discussed at Geneva-level. A political sciences and International Relations graduate from Sciences-Po Grenoble (France), she started her career in diplomacy as a Cooperation Attaché within the French Embassy in Yerevan (Armenia). Barbara entered the humanitarian field in 2009, holding various positions in the field with MSF, in countries as varied as Haiti, Tajikistan or DRC. From 2013 to 2015, she worked as an Advisor to the UN Special Envoy for HIV AIDS in Eastern Europe and Central Asia, before joining back MSF at their headquarter in Geneva.

Emily Richard, joined the International Committee of the Red Cross (ICRC) in 2014. She has worked as Legal Adviser in the Advisory Service on International Humanitarian Law and currently serves as Legal Adviser in the Office of the Head of the Legal Division, in Geneva. She provides legal advice on a range of topics, including on migration. Prior to joining the ICRC, she worked as Project Coordinator for the University of Essex Human Rights Centre Clinic. Her experience in the field of human rights also includes serving as assistant to the chairperson of the UN Human Rights Committee, working with human rights defenders in the Philippines, and providing legal advice to asylum seekers and refugees in Ecuador. She obtained a Master of Laws in International Human Rights and Humanitarian Law from the University of Essex. She also holds a B.A. in International Relations and International Law and a law degree, both from the Université du Québec à Montréal. She is a member of the Québec Bar and worked as a judicial law clerk at the Québec Court of Appeal.

Geneviève Sauberli, Human Rights Officer, Migration and Human Rights, OHCHR

Liza Schuster, is a sociologist who has been working in the field of forced migration since 1995. She has published extensively on asylum policy, access to asylum, asylum rights and deportation. Since 2008, she has concentrated largely on forced return, in particular to Afghanistan, where she has worked since 2012. During that time she carried out a Leverhulme funded ethnography examined the impact of forced return on individuals, their families and communities. In 2014, together Abdul Ghafoor, she founded the Afghan Migrant Advice and Support Organisation, which seeks to assist those recently deported from Europe. She is currently leading a research project that is a collaboration between City, UoL and the Afghanistan Centre at Kabul University. She also conducted research in Morocco and Uganda as well as a number of European states. She prepares expert reports on risk on return to Afghanistan.

Florence Simbiri Jaoko, is a Kenyan lawyer, trained at the University of Nairobi and University of Bristol and was admitted to the Kenyan Bar in 1985. She is a lecturer at the University of Nairobi, School of Law. She previously was the Chairperson of the Kenya National Commission on Human Rights and the Secretary of Global Alliance for National Human Rights Institutions (formerly the ICC of NHRIs). Florence also worked as a judicial officer in Kenya for over 15 years and has extensive experience in the governance sector, more particularly in human rights, as well as legal, judicial and security sector reforms. And has served on various Kenya government taskforces on legal, judicial and security sector reforms. She is a member of the International Commission of Jurists (Kenya) and International Federation of Women Lawyers (FIDA, Kenya).

Caroline Stover, is the Deputy Chair of the Legal Aid and Advocacy Work Group for the Asia Pacific Refugee Rights Network (APRRN). Caroline is the Legal Advocacy Director at the Center for Asylum Protection (CAP), an organization that provides legal aid and protection services to urban refugees in Bangkok. Before that, she researched land rights issues in Myanmar's Karen State for Human Rights Watch. Caroline has experience in refugee issues in a variety of contexts including in the United States and Jordan. Caroline holds a BA from the University of Michigan and JD from Columbia Law School and is admitted to practice law in New York.

Kristina Touzenis, is Head of the International Migration Law Unit at the International Organization for Migration (IOM) where she is responsible for the activities related to international and regional law issues. Prior to this she was with IOM's then Regional Office for the Mediterranean and prior to that she was working for academia and CSO on children's rights. She has worked in the field of international law and migration for 10 years, focusing both on legal and policy development. Ms. Touzenis has experience in working on cross cutting legal issues in the context of migration, and while her work has been focusing a lot on human rights issues she has worked extensively on subjects of transnational criminal law and IHL. She has worked closely with a number of international organizations as well as CSO and academia to further the protection of individuals particularly in the migration context.

Christian Wolff, is a political scientist working on issues related to development, migration, and human displacement. He is currently the Programme Manager for the global Migration & Displacement programme at the ACT Alliance secretariat in Geneva. Previously, he was the Regional Programme Officer for DanChurchAid's Migrants' Rights Programme, which covered India, Nepal, Bangladesh, Cambodia, Thailand, Myanmar, Malaysia, and the Gulf region. He has also worked, among others, for the University of Oxford, the International Rescue Committee (IRC), Save the Children, and the Carter Center. Having studied and worked in Europe, the UK, the US, and South and Southeast Asia, he has been involved in programme design and implementation, global advocacy coordination, as well as providing independent policy and field research, monitoring and evaluation, and capacity building support to governments and civil society actors on governance issues, migration and development, humanitarian assistance and disaster response, refugee and IDP protection, and trade policy and labour mobility.

Dima Yared, is a Human Rights Officer at the Regional Office for Europe of the UN Human Rights Office, based in Brussels. Her work focuses on the integration of international human rights standards in EU and EU Member States laws and policies in the areas of the rights of migrants and the rights of the child. Prior to joining the Regional Office for Europe, she assisted the mandate of the UN Special Rapporteur on the sale of children, child prostitution and child pornography, supported the Universal Periodic Review, and worked in the Rule of Law section of OHCHR. Prior to joining OHCHR, Ms. Yared worked at an NGO engaging armed non-state actors on the involvement of children in armed conflict.