

COMPLEMENTARY FUNDING

TEAM GRANTS

- 2014-2018: Social Sciences and Humanities Research Council (SSHRC) - \$199,515
Grant for a team lead by Idil Atak (Criminal Justice and Criminology, Ryerson University), and composed of François Crépeau, Graham Hudson (Criminal Justice and Criminology, Ryerson University), Delphine Nakache (School of International Development and Global Studies, University of Ottawa), and Stephanie Silvermann (Nathanson Centre on Transnational Human Rights, Crime and Security, York University, Toronto), for a project on “Securitization of migration and asylum in Canada: A comparative analysis of policy consequences and human rights impact”.
- 2014-2019 : Fonds québécois de recherche sur la société et la culture (FQRSC - Soutien aux infrastructures de recherche des Instituts et des Centres affiliés universitaires du secteur social) – \$1,800,000
Co-researcher for an application submitted by Professor Cécile Rousseau (Social and Transcultural Psychiatry, McGill University), for a Research Centre on “Santé, intervention sociale et immigration : des transformations globales aux adaptations locales”.
- 2017-2022 : Social Sciences and Humanities Research Council (SSHRC)
Researcher on “Global Migration Governance” (In review)
This research aims at developing a human rights framework that could enhance the legitimacy of any future global matrix for migration governance. It will include an evaluation of the benefits and limits of current initiatives of global migration governance and suggest concrete mechanisms to move the migrants' rights agenda forward in that governance. Institutional reforms at all levels and an inclusive process to achieve such reforms will be proposed.

REPORT OF ACTIVITIES 2016



CHAIRE HANS ET TAMAR OPPENHEIMER
EN DROIT INTERNATIONAL PUBLIC
HANS & TAMAR OPPENHEIMER CHAIR
IN PUBLIC INTERNATIONAL LAW

PUBLICATIONS

CHAIRHOLDER'S ACADEMIC PUBLICATIONS

FREEDMAN, Rosa, CRÉPEAU, François, "Supporting or Resisting? The Relationship between Global North States and Special Procedures", in: NOLAN, FREEDMAN & MURPHY (eds), *The UN Special Procedures*, Leiden (NL): Brill, 2016, 411-442.

CRÉPEAU, François, ATAK, Idil, "Global Migration Governance: Avoiding Commitments on Human Rights, Yet Tracing a Course for Cooperation", *Netherlands Quarterly of Human Rights*, Vol. 34/2 (2016), 113-146, in: <http://www.nqhr.net/>

CRÉPEAU, François, PURKEY, Anna, "Facilitating Mobility and Fostering Diversity: Getting EU Migration Governance to Respect the Human Rights of Migrants", *Centre for European Policy Studies*, CEPS Liberty and Security in Europe Paper Series No. 92, Brussels, 4 May 2016, in: <https://www.ceps.eu/publications/facilitating-mobility-and-fostering-diversity-getting-eu-migration-governance-respect>

CRÉPEAU, François, "Foreword: Banking on mobility over a generation", Special issue on 'Destination: Europe', *Forced Migration Review*, no 51, January 2016, 4. Online in English: <http://www.fmreview.org/en/destination-europe.pdf>;

CRÉPEAU, François, « Foreword », in: Benoît Mayer, *The Concept of Climate Migration – Advocacy and its Prospects*, Cheltenham (UK): Edward Elgar Publishing, 2016.

CRÉPEAU, François, « Foreword », in: Hanna Gros, Yolanda Song, "*No Life for a Child': A Roadmap to End Immigration Detention of Children and Family Separation*", Report of the International Human Rights Program (IHRP), Faculty of Law, University of Toronto, September 2016, 1-2.

Online: <http://ihrp.law.utoronto.ca/news/no-life-child-roadmap-end-immigration-detention-children-and-family-separation#overlay-context=hero/children>

CHAIRHOLDER'S PUBLICATIONS AS UNITED NATIONS SPECIAL RAPPORTEUR

« Mobilité et diversité comme défis des sociétés contemporaines », *Rapport des Journées des réseaux institutionnels de la Francophonie (31 mai et 1^{er} juin 2016)*, Direction Affaires politiques et Gouvernance démocratique, Organisation internationale de la Francophonie, Paris, Octobre 2016, 52-58.

"In the best interest of migrant children", Web Story, *Office of the United Nations High Commissioner for Human Rights*, 16 September 2016, <http://www.ohchr.org/EN/NewsEvents/Pages/MigrantChildren.aspx>

"Any detention of migrant children is a violation of their rights and must end", *The Conversation*, 7 September 2016 <https://theconversation.com/any-detention-of-migrant-children-is-a-violation-of-their-rights-and-must-end-64985> ; also published in *The Wire*, 9 September 2016, <http://thewire.in/65121/migrant-children-detention/>

Report of the Special Rapporteur on the human rights of migrants to the United Nations General Assembly: "Proposals for the development of the global compact on migration", A/71/40767, 20 July 2016: http://www.ohchr.org/Documents/Issues/SR_Migrants/DevelopingGlobalCompactOnMigration.pdf

"Europe can stop human deaths and suffering, and regain control of its borders", *Review of International Law & Politics*, vol. 12, no 1 (2016), 33-39.

Report of the Special Rapporteur on the human rights of migrants, to the United Nations Human

Rights Council: "Bilateral and multilateral trade agreements and their impact on the human rights of migrants", A/HRC/32/40, 4 May 2016: <https://documents-dds-ny.un.org/doc/UNDOC/GEN/G16/091/19/PDF/G1609119.pdf?OpenElement>

RESEARCH ASSOCIATES' PUBLICATIONS

ATAK, Idil, Mesures d'interception en Europe et au Canada : Le droit d'asile en péril, *Revue Droits et Libertés* (2016) 17-20.

PETERSON, Michel, *Janine Altounian : Alors la vie est belle. Entretien avec Michel Peterson*. Roads of Bones and Ashes (Éditions TAMAM, 2016)

PICHÉ, Victor et Dennis CORDELL, *Entre le mil et le franc : cent de migrations au Burkina Faso, 1900-2000* (Presses de l'Université du Québec. 2016).

YAHYAOUI KRIVENKO, Ekaterina, "Considering time in migration and border control practices" *International Journal of Migration and Border Studies* (2016) 2:4, pp. 329-344

ACTIVITIES

SEMINAR SERIES

Slavery Old and New: Labour Exploitation Through the Ages and Around the Globe

Organised in collaboration with the Harriet Tubman Institute (York University), and the McGill Institute of Comparative Law

October 12, 2016

Clare Oxby

Powers over People: legacies of "Slavery" in Central Niger? (Tuareg)

Réfugié(e)s et déplacé(e)s : Droit, littérature et migration

Organised in collaboration with the Département de littératures et de langues du monde – Littérature comparée (Faculty of arts and sciences) at Université de Montréal, Ryerson University

Research program based in Montreal and Toronto seeking to highlight the gap between the representations of migrants and refugees and their legal reality.

2016.10.12-14: "Workshop on the Figure of the Migrant in Law and Literature: Push Back or Acceptance? Limbo or Integration? Common Places, Norms and Evolving Narratives", organised by the *Department of Criminology of Ryerson University*, le *Département de littératures et de langues du monde de l'Université de Montréal*, and the *Hans & Tamar Oppenheimer Chair in Public International Law at McGill University*, Oakham House, *Ryerson University*, Toronto, <<http://www.refugieesetdeplacees.com/eacutevegravenements/archives/03-2017>>.

THE ROAD OF BONES AND ASHES

The Chair supports the ROBAA project (www.robbaa.org) led by Michel Peterson, a psychoanalyst, social worker, and professor of literature. ROBAA is a multimedia project (books, photo exhibitions, movie, blog) on the history of crimes against humanity, spectrality and collective and individual traumatic transmission from a humanistic and personal perspective. The Project published its second work, « Janine Altounian: Alors la vie est belle. Entretien avec Michel Peterson. » in 2016.

BROWN-BAG SEMINARS

January 18, 2016

François Crépeau

Facilitating Mobility, Fostering Diversity

January 28, 2016

Thomas Cottier

Is there Room for Human Rights Considerations in Free-Trade Agreements?

March 21, 2016

Nicolas Levrat

Gouvernance européenne et migration

Hans & Tamar Oppenheimer Chair in Public International Law

McGill University | Rooms 606 and 608 | 3644 Peel Street | Montreal | Quebec | H3A 1W9 | 514-398-3794

March 22, 2016

Moritz Baumgärtel

Dilemmatic Adjudication: Europe's Refugee Crisis and the Question of Migrant Rights

March 23, 2016

Benoit Mayer

The Concept of "Climate Migration" in International Law

March 30, 2016

Jean D'Aspremont

The Mysticism of International Legal Argumentation

June 8, 2016

François Crépeau

La mobilité et la diversité, défis des sociétés contemporaines

OTHER SPONSORED SEMINARS & EVENTS

February 15, 2016

In collaboration with the McGill Center for Human Rights and Legal Pluralism

Conference by Mare-Joëlle Zahar, John Packer, and Micheal Brown 'Peace Mediation: the Work of the UN Standby Team of Mediation Experts'

March 23, 2016

In collaboration with CC2RP McGill

'International Humanitarian Law, Armed Non-State Actors and the Protection of Civilians' Conference with Ms. Denise Otis (Legal Officer at UNHCR), Professor Fernando Nuñez-Mietz (McGill Political Science) and Mr. Diego Osorio (DFAITD)

April 5, 2016

Troisième colloque du Cercle étudiant de la Société québécoise de droit international

November 24-26, 2016

In collaboration with Canadian Council for Refugees Workshop on 'Promoting Refugee Protection Internationally'

Hans & Tamar Oppenheimer Chair in Public International Law

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MEETINGS HOSTED

May 28, 2016

Canadian Association of Refugee Lawyers, Association québécoise des avocats et avocates en droit de l'immigration

Meeting for lawyers interested in doing pro bono work to assist sponsorship groups with their applications for overseas Syrian refugees.

COURSES AND ACADEMIC PROGRAMS IN RELATION TO THE ACTIVITIES OF THE CHAIR

International Labour Migration and Human Rights

This seminar explored various aspects of mobility and migration, as they affect the two paradigms of international law, i.e. territorial sovereignty and human rights, and tries to draw the outline of a common conceptual framework for understanding domestic migration and mobility policies and practices, as well as regional and global migration governance issues: definition and relationship between "forced" and "voluntary" migration, repression of irregular migration, temporary migrant worker programmes, anti-trafficking policies, trans-border exchange of immigration intelligence and personal data of migrants, climate-change-induced migration, gender- and age-related migration policy issues, the empowerment of migrants as rights-holders, etc. The seminar was delivered from January to April 2016 to 13 students, both graduate and undergraduate.

Droit d'asile

29-30 avril 2016

Université Catholique de Louvain, Belgique
Les migrations entre souveraineté, droits de l'homme, compétitivité et coopération ; Multiculturalisme et Diversité – La tension entre droits individuels et inquiétudes collectives. (15 hours – 35 students)

International Migration, Mobility and Human Rights

Georgetown University Law Center, Washington

Pr. Crépeau was invited as 2016-2017 Robert F. Drinan S.J. Visiting Professor of Human Rights Chair. (24 hours – 14 students)

Specialized Teachings

World Trade Institute, Bern University (CH).

- 2016.06.02: “Migration, human rights and diversity”, Training session (2.5 hours) for the Core Group Meeting of the *Swiss Civil Society Platform on Migration and Development*. (2 hours – 12 participants)

FINANCIAL SUPPORT PROVIDED

TRAVEL GRANTS TO PARTICIPANTS IN THE MCGILL CENTRE FOR HUMAN RIGHTS AND LEGAL PLURALISM’S HUMAN RIGHTS INTERNSHIP PROGRAM

Laetitia Yantren

BCL/LLB Candidate, *Mahanirban Calcutta Research Group*, India (2016)

Mclean Ayearst

BCL/LLB Candidate, *UNHCR, Human Rights Liaison Unit*, Geneva, Switzerland (2016)

RESEARCHERS WELCOMED

Stefan Diezig is a doctoral student at the University of Fribourg (Switzerland) and a Research Trainee at the Faculty of Law of McGill University (August 2015 to May 2016). His research focuses on environmental refugees.

Mulry Mondélice is now pursuing his post-doctoral research at the Faculty of Law of McGill University. He previously completed his doctoral thesis at the Faculty of Law of Université Laval, entitled “Le droit international et l’État de droit : enjeux et défis de l’action internationale à travers l’exemple d’Haïti”. He is a lecturer at Université Laval.

Marina Sharpe is an Arnold & Blema Steinberg Post-Doctoral Fellow in International Migration Law and Policy at the Centre for Human Rights and Legal Pluralism. Her project, supervised by Pr. François Crépeau, examines the relationship between freedom of movement and refugee protection.

Romola Adeola is an Arnold & Blema Steinberg Post-Doctoral Fellow in International Migration Law and Policy at the Centre for Human Rights and Legal Pluralism. Her areas of expertise are law and policy aspects of migration, refugee protection and international development law. She has worked as a consultant on these issues with African governments and the African Union.

CHAIR MEMBERS

HOLDER OF THE CHAIR

François Crépeau is the Hans & Tamar Oppenheimer Professor in Public International Law and the Director of the Centre for Human Rights & Legal Pluralism at the Faculty of Law of McGill University. In 2011, he was appointed as United Nations Special Rapporteur on the Human Rights of Migrants. The focus of his current research includes migration control mechanisms, the rights of foreigners, the conceptualization of security as it applies to migrants, and the Rule of Law in the face of globalization.

COORDINATOR

Lana Racković (2016-2017)

BCL/LLB Candidate, Faculty of Law of McGill University

Isabelle Jacovella Rémillard (2015-2016)

BCL/LLB Candidate, Faculty of Law of McGill University

RESEARCH ASSOCIATES

Idil Atak is assistant professor in the Department of Criminal Justice and Criminology at Ryerson University in Toronto. She researches international

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human rights law and migrants' rights, particularly in Europe.

Janet Cleveland is a psychologist, legal scholar and anthropologist who studies various aspects of the refugee status determination process in Canada, the situation of psychologically vulnerable persons, and the detention of asylum seekers.

Anne-Claire Gayet is a lawyer at the Quebec Bar, holds a BCL/LLB degree from McGill University, a Masters in International Studies and, an LL.M in international law from the University of Montreal.

Bethany Hastie is a DCL student at McGill University. She is currently researching issues of human trafficking for labour exploitation under Canada's Temporary Foreign Worker Programs.

Hala Soubra Itani holds a PhD from the Institut d'Études Politiques of Grenoble and St Joseph University in Beyrouth. Her main work and research interests include international organisations, in particular, related to refugee and migration issues.

Kinga Janik's main research interests include refugee law, humanitarian cooperation, security and governance.

Estibaliz Jimenez is professor at the Department of psychoeducation at l'Université du Québec à Trois-Rivières (UQTR).

Noura Karazivan is a professor at the Faculty of Law of Université de Montréal. Her recent research bears on the extraterritoriality of human rights.

Karine Mac Allister is a Ph.D student at the University of Montreal. She is doing research on the international standards applicable to population transfers.

Benoit Mayer is Associate Professor at the International Law Institute and the Environmental Law Institute of Wuhan University (China). His research focuses in particular on the relations between climate change and human mobility.

Delphine Nakache is Professor at the School of International Development and Globalisation of the University of Ottawa. She teaches international public law and immigration and refugee law.

Christian Peterson is a filmmaker and photographer whose main research topic is the link between cinema, photography and architecture, and the expression of personal and collective memory through the built environment.

Michel Peterson is a psychoanalyst, social worker and professor of literature. He is also a clinician for asylum seekers who were victims of organized violence, and has written books and articles on the subject.

Victor Piché is a sociologist and a demographer specialized in international migrations. Honorary Professor of the University of Montreal, he now works specifically on migrant workers' rights.

Anna-Lise Purkey is professor at the Department of Legal Studies of *St. Jerome's University* (Waterloo, ON). She works on the role of refugees in the diverse post-conflict transitional justice processes.

Ekaterina Yahyaoui Krivenko is a Lecturer Above The Bar at the Irish Centre for Human Rights (ICHR), School of Law, National University of Ireland, Galway. Her research interests include human rights with a particular emphasis on the international protection of women's rights, relationship between Islam and human rights protection, international refugee and migration law, comparative law and legal cultures, feminist analyses of law, law and humanities.