



Round table

Protection of Asylum-Seekers and Refugees under the European Convention on Human Rights

*organized by the Council of Europe and UNHCR
with the support of the Justice Academy of Turkey*

Programme

CPAnkara Hotel

Gazi Mah.Mevlana Bulvarı No:2/F Yenimahalle

Ankara, Turkey,

04 - 05 December 2019

Moderation: Neşe Kılınçoğlu, Senior Protection Officer, UNHCR Ankara Policy Development Unit & Jutta Seidel, Senior Legal Associate, UNHCR Representation to the European Institutions in Strasbourg

Working languages Turkish and English

04 December: Immigration Detention and alternatives; safeguards while in immigration detention/detention with a view to expulsion; protection of vulnerable asylum-seekers and refugees

08:30 – 09:00	Registration of participants and welcome coffee
09:00 – 09:30	Opening remarks <i>Muhittin Özdemir, President of Justice Academy of Turkey</i> <i>Jean-Marie Garelli, UNHCR Deputy Representative in Turkey</i> <i>Lilja Gretarsdottir, Deputy Head of Division, Co-operation with International Institutions and Civil Society, Council of Europe</i>
09:30 – 09:50	Immigration/administrative detention and safeguards in Turkey – main challenges in law and in practice <i>Nilay Arkün, Protection Associate, UNHCR Ankara Policy Development Unit</i>
09:50 – 10:20	Specific Council of Europe standards regarding the administrative detention of migrants and alternatives to detention - special focus on children and families <i>David Cupina, Council of Europe expert, jurist and specialist on anti-discrimination</i> <i>Lilja Gretarsdottir, Deputy Head of Division, Co-operation with International Institutions and Civil Society, Council of Europe</i>

	<i>Observations, questions and answers</i>
10:20 – 11:10	Good practice example of a Council of Europe member state which has successfully implemented alternatives to immigration detention for children <i>Thomas Dunning, Council of Europe expert, TUSLA, the Child and Family Agency of Ireland</i> Observations, questions and answers
11:10 – 11:30	Coffee Break
11:30 – 12:15	Protection against unlawful and/or arbitrary detention, as well as the right to judicial review of detention: selected jurisprudence under 5 (1) f and 5(4) ECHR <i>Lilian Apostol, Council of Europe expert, former Government Agent of Moldova before the European Court of Human Rights</i>
12:15 – 13:00	The case-law of the European Court of Human Rights on detention conditions constituting a violation of Art. 3 ECHR <i>Janeta Hanganu, Office of the Special Representative of the Secretary General for Migration and Refugees, Council of Europe</i> Observations, questions and answers
13:00 – 14:00	Lunch
14:00 – 15:25	Selected ECtHR case-law pertaining to children in immigration detention, their best interests and the obligation to seek alternatives <i>Lilja Gretarsdottir, Deputy Head of Division, Co-operation with International Institutions and Civil Society, Council of Europe</i> <i>Caoimhe Smyth, Lawyer from the Registry of the European Court of Human Rights</i> Observations, questions & answers
15:25 – 15:45	Coffee break
15:45 – 16:25	Council of Europe instruments and standards of relevance in the migration and asylum context, with a particular focus on alternatives to immigration detention and HELP-course <i>Lilja Gretarsdottir, Deputy Head of Division, Co-operation with International Institutions and Civil Society, Council of Europe</i>
16:25 – 16:45	Wrap-Up of Day 1 <i>Jutta Seidel, Senior Legal Associate, UNHCR Representation to the European Institutions in Strasbourg</i>
19:00 – 21:00	Welcome dinner at Meşhur Tavacı Recep Usta - <i>Güzeltepe Mahallesi 747. Sokak, 669. Sk. No:9, 06690 Çankaya</i>

05 December: Protection against expulsion and *refoulement*; Judicial review in asylum related cases

09:00 – 09:30	<p>Overview of the current migration and asylum context in Turkey - main challenges in law and in practice</p> <p><i>Güz Gültan, Protection Associate, UNHCR Ankara Policy Development Unit</i></p>
09:30 – 10:15	<p>The European Programme for Human Rights Education for Legal Professionals (HELP) - Project on Protection of Rights of Refugees and Migrants and overview of HELP courses on refugee and migrant issues</p> <p><i>Muhammed Taha Büyüktavşan, Judge, Senior Project Coordinator HELP Unit, Council of Europe</i></p>
10:15 – 12:20	<p>Protection against expulsion, extradition and <i>refoulement</i> - selected case law of the European Court of Human Rights</p> <ul style="list-style-type: none"> - under Art. 3 ECHR (prohibition of torture and ill-treatment) - and Art. 4 Prot. 4 (prohibition of collective expulsions) <p><i>Caoimhe Smyth, Lawyer from the Registry of the European Court of Human Rights</i></p> <p>- includes observations on cases raising national security concerns</p> <p><i>Suat Uzun, Department of the Execution of Judgments of the European Court of Human Rights, Council of Europe</i></p> <p>Observations, questions and answers after each presentation</p>
11:00 – 11:20	Coffee break
12:30 – 13:30	Lunch
13:30 – 13:40	Group picture
13:40 – 15:00	<p>The right to an effective remedy – selected case law of the European Court of Human Rights under Article 13 combined with Article 3 ECHR</p> <p><i>Lilian Apostol, Council of Europe expert, former Government Agent of Moldova before the European Court of Human Rights</i></p> <p>Observations, questions and answers</p>
15:00 – 15:20	Coffee break
15:20 – 16:20	<p>The right to respect for private & family life under Art. 8 ECHR – selected case-law of the European Court of Human Rights on maintaining family life in the host country and the ECtHR's jurisprudence with regard to family reunification</p> <p><i>Janeta Hanganu, Office of the Special Representative of the Secretary General for Migration and Refugees, Council of Europe</i></p> <p>Observations, questions and answers</p>
16:20 – 16:45	<p>Wrap-Up of Day 2 and Closing Remarks</p> <p><i>Neşe Kılınçoğlu, Senior Protection Officer, UNHCR Ankara Policy Development Unit</i></p> <p><i>Lilja Gretarsdottir, Deputy Head of Division, Co-operation with International Institutions and Civil Society, Council of Europe</i></p>