

MEDEL



Magistrats Européens pour la Démocratie et les Libertés



IMMIGRATION IN EUROPE AND FUNDAMENTAL RIGHTS. WHICH PERSPECTIVES FOR THE NEXT EUROPEAN LEGISLATURE?

12 April 2024 - Roma Tre University, 9.00-17.30

Conference programme

9.00 – Opening and introductory remarks

Elena Granaglia, vice-director, Department of Law, Roma Tre University

Mariarosaria Guglielmi, president of MEDEL

9.30 – Opening address

Juan Fernando López Aguilar, president, Committee on Civil Liberties, Justice and Home Affairs (LIBE), European Parliament

Immigration and jurisdiction: a regulatory mosaic tested in court

Daniela Vitiello, researcher of EU Law, University of Tuscia

Giulia Perin, attorney-at-law in Rome, member of ASGI

Marco Gattuso, judge, International Protection Section, Court of Bologna

Isma Belaïd, judge, Police tribunal of Hainaut (Belgium)

Joanna Hetnarowicz Sikora, judge, District Court of Słupsk (Poland)

Communication by **Antonio Di Muro**, Protection Associate, United Nations High Commissioner for Refugees (UNHCR)

Chair: **Silvia Albano**, judge, Court of Rome, president of Magistratura democratica

12.00

Satvinder Juss, Barrister at Law and judge, professor, King's College London

“The Off-shoring of Refugees: Problems & Prospects”

Introduced by **Gualtiero Michelini**, judge, Court of Cassation

12.30 – Immigration as a socio-legal phenomenon

Franco Ippolito, president, Lelio e Lisli Basso Foundation

Enrica Rigo, associate professor of Philosophy of Law, Legal Clinic on Fundamental Rights, Immigration and Citizenship, Roma Tre University

Nicola Marongiu, coordinator of labour negotiations and policies, Italian General Confederation of Labour (CGIL)

Filippo Miraglia, migration policies coordinator, ARCI

Chair: **Giuseppe Bronzini**, secretary, European Movement (Italy)

13.30 – lunch break

14.30

Maurizio Ambrosini, full professor of Sociology of Migrations, University of Milan

“Welcoming begins with a look. Immigration beyond clichés”

Introduced by **Giuseppe Bronzini**, secretary, European Movement (Italy)

15.00 – EU migration policies on the eve of the European Parliament elections

Riccardo Magi, Member of Parliament, + Europa

Elisabetta Piccolotti, Member of Parliament, Sinistra Italiana

Pierfrancesco Majorino, migration policies coordinator, Partito Democratico

Massimiliano Smeriglio, Member of European Parliament, AVS

Janina Maria Ochojska-Okońska, Member of European Parliament, European People's Party

Chair: **Pier Virgilio Dastoli**, president, European Movement (Italy)

16.30 – Voices from the Witnesses

Monika Frąckowiak, judge, District Court of Poznań (Poland), vice-president of MEDEL

interviews

Orhan Karabacak, former judge (Turkey)

Kasia Smutniak, actress and director, author of “Mur” (2023)

Concluding remarks

Mariarosaria Guglielmi, president of MEDEL

Live broadcast on <https://www.youtube.com/@medelnet>

Live broadcast with ENG simultaneous interpretation: <https://us06web.zoom.us/j/84126941988?pwd=bdi0nncMhKfjBjyXjYUbtzHJUOL2h.1>

ITA/ENG simultaneous interpretation via smartphone app INTERACTIO (event: Immigration in Europe and Fundamental Rights – passcode: MEDEL2024)

Conference Coordinator: Sara Cocchi



BIOGRAPHICAL NOTES

Silvia Albano

Born in Padua, she is currently a judge at the specialised immigration section of the Court of Rome. Until 2018, she was a judge at the first civil section of the Court of Rome mainly dealing with personal and family rights, and previously, until 2011, a civil judge and delegate for bankruptcy at the Court of Viterbo. She is a member of the ANM's Central Executive Committee. Since December 2023, she has been President of Magistratura democratica.

Maurizio Ambrosini

He is professor of Sociology of Migration at the University of Milan. He taught for several years at the University of Nice. Scientific director of the Medi study center in Genoa, he is the editor of the journal *Mondi migranti* and the director of the summer school of sociology of migration of Genoa. He collaborates with *Avvenire* and *lavoce.info*. From 2018 to 2023, he was part of the National Council for Economics and Labour. He is one of the most cited Italian social and political science scholars at an international level.

Isma Belaïd

After having been a lawyer at the French-speaking Bar of Brussels for 12 years, Isma Belaïd became a judge at the Hainaut Police Court in May 2019. Since 2021, she has been an active member of the Association Syndicale des Magistrats. She joined the board of directors on April 1, 2023. The Association Syndicale des Magistrats is very active on a lot of topic regarding to Justice, Democracy and Rule of Law.

Giuseppe Bronzini

Born in Rome in 1952, former President of the labour section of the Court of Cassation, from October 2019 to March 2021 he was Head of the Legislative Office of the Ministry of Labour. He is the scientific director of the website www.europeanrights.eu at the Basso Foundation and national expert on the application of the Charter of Fundamental Rights of the European Union for the Fundamental Rights Agency (FRA).

Sara Cocchi

An Italy-based attorney-at-law and EU/OECD legal consultant, Sara obtained her Ph.D. in Comparative Law from the University of Florence in 2013. She acquired significant work experience in the Western Balkans, Turkey and Georgia. Author of several publications in English and Italian on the protection of socio-economic rights, judicial review of legislation and the promotion of the Rule of Law through the EU External Action, since 2020, she collaborate with Magistratura democratica and *Questione Giustizia*.

Pier Virgilio Dastoli

Former parliamentary assistant to Altiero Spinelli in the Chamber of Deputies (1977-1983) and the European Parliament (1977-1986), he was the Director of the European Commission Representation in Italy (2003-2009). He is the President of the European Movement Italy since 2010. Professor of International Law at the University for Foreigners of Reggio Calabria 'Dante Alighieri', he is the author of numerous essays and articles on Europe. He is a lawyer and publicist journalist.

Antonio Di Muro

UNHCR Protection Associate from Bari, Italy, he joined UNHCR as a national staff member in January 2008 and, until 2015, has been taking part to the activities of the Italian Territorial Commissions for the recognition of international protection, conducting thousands of asylum interview, and drafting thousands of international protection decision proposals.

At UNHCR, he is a focal point for legal issues, human rights protection, and relations with the legal community. From 2015 to date, his assignments have focused on case review, coordination, provision of legal advice, and delivery of training.

Monika Frąckowiak

Judge in the District Court in Poznań, appointed in 2007. She is a member of Iustitia, the Polish Judges Association, responsible for representing the association before European institutions. From 2022, she has been the vice-president of Medel.

Marco Gattuso

Judge at the Court of Bologna, Specialized Section in Immigration Law, International Protection, and Free Movement of EU Citizens. He is the author of numerous articles and contributed to several collective volumes on family law and fundamental rights. He is the founder and director of the legal information portal *Articolo29* and the co-director of the scientific journal *GenIUS*, *Biannual publication on legal studies regarding sexual orientation and gender identity*.

Elena Granaglia

Full professor of Financial Sciences. She has carried out various advisory activities for the government on social policy issues. She was a member of the Commission of Inquiry into Social Exclusion. She is currently a member of the Coordination Committee of Forum DisuguaglianzeDiversità and of the editorial board of *www.eticaeconomia.it*.

Mariarosaria Guglielmi

She is European Delegated Prosecutor (EPPO office in Rome) since 2021. Formerly prosecutor in the districts of Terni and Rome. She was seconded to the Secretariat of the High Council of the Judiciary between 2007 and 2015. She served as General Secretary of the association of Italian judges and prosecutors Magistratura democratica between 2016 and 2021 and was vice-president of MEDEL-*Magistrats Européens pour la Démocratie et les Libertés* from 2017 to 2022. Since December 2022, she is the President of MEDEL.

Joanna Hetnarowicz-Sikora

Judge of the District Court in Słupsk, ruling in the criminal division. Member of the National Board of the SSP IUSTITIA. Since 2022, she is the President of the Słupsk Branch of Iustitia. In the Association, she is responsible for the area of training and international cooperation, representing the Association in cases before the European Court of Human Rights in Strasbourg and in contacts with EU institutions. Since October 2023, she has also been an expert of Team Europe Direct Poland operating at the Representation of the European Commission in Poland, dealing with European law in the area of freedom, security and justice with a particular focus on issues related to the protection of fundamental rights, anti-discrimination law and migration law.

Franco Ippolito

He is President of the Lelio and Lisli Basso Foundation. Among the positions he has held: president of the Permanent Peoples' Tribunal; section president and secretary general of the Supreme Court of Cassation; secretary general of the National Magistrates' Association; president and secretary general of Magistratura democratica; component of the High Council of the Judiciary.

Orhan Karabacak

He served in different cities of Turkey as a judge for 11 years. He obtained a master degree from Ankara Gazi University, a master's degree in international law from Michigan State University, as well as a PhD in Public Administration and Political Science from Sakarya University (2016).

In 2009, he became a member of the Judges and Prosecutors Association YARSAV, Turkey's first independent judicial association. While working as a tax court judge in 2016, he was dismissed as a result of the July 15 military coup attempt and the subsequent civilian coup that followed on July 20, 2016. Sentenced to 7 years in prison by the court, he was kept in prison for about 2 years and he then left Turkey to live in the Netherlands. He is now a law student at Tilburg University.

Juan Fernando López Aguilar

He is a Senior Spanish MEP for the Socialist and Democrats Group. He is the Chair of the Committee on Civil Liberties, Justice and Home Affairs. He was also Rapporteur of the Crisis Regulation on the Migration Pact and Shadow Rapporteur of the Revision of the Anti-trafficking of Human Beings Directive. He served as Minister of Justice between 2004 and 2007. In addition, Mr López Aguilar is a Professor of Constitutional Law at the University of Las Palmas de Gran Canaria, and an expert in comparative law, federalism, fundamental rights and judicial systems.

Riccardo Magi

Born in Rome in 1976, he has been a member of the Chamber of Deputies since 2018 and the secretary of +Europa since 2023. He has always declared himself in favour of migrant's hospitality, anti-prohibition and he battled for legality in every form. He took a stand against the renewal of the agreements with Libya and he signed a bill for the establishment of a parliamentary commission of inquiry on this issue.

Pierfrancesco Majorino

Born in Milan in 1973, he started his political career in FIGC. In 2006 he joined the Milan City Council, where he was confirmed for three terms, becoming group leader in 2016. From 2011 to 2019 he was Councillor for Social Policies, Health, Rights of the Municipality of Milan, first in the Council led by Giuliano Pisapia (from 2011 to 2016) and then in the Council led by Beppe Sala (since 2016). In 2019 he was elected to the European Parliament, where he remained until 2022, when he accepted to lead the Lombardy Centre-Left coalition in the regional elections. Today he is group leader of Partito Democratico in the Lombardy Regional Council.

Nicola Marongiu

In 2000, he joined the FNLE Sardinia Regional Secretariat, from 2004 to 2009 he was elected to the Cagliari CGIL Secretariat. From 2009 to 2013 he served as Secretary General of CGIL Cagliari and from 2013 he joined the National CGIL as Welfare Area Coordinator. In 2021, he took on the position of Coordinator of Contracts and Labour Policies for national CGIL, with responsibilities on collective negotiations, labour market, bilaterality, procurement, immigration and health and safety.

Gualtiero Michelini

Born in Turin in 1963, he is a judge of cassation at the labour section, after having served for many years at the Criminal Court of Turin and the Labour Court and Court of Appeal in Rome. He has been a seconded national expert at the European Union's DG Justice and international affairs attaché at the Ministry of Justice. Between 2014 and 2017, he was president of MEDEL - Magistrats Européens pour la Démocratie et les Libertés.

Filippo Miraglia

Born in 1964 in Sicily, he holds a degree in Physics. He has been involved in immigration and anti-racism since the late 1980s, first with the association *Nero e non solo* and then with ARCI since 1994. In 2002, he became ARCI's national immigration officer. From 2014 to 2018, he was ARCI vice-president and since 2021 he has been president of the ARCI Officine Solidali Consortium, which works mainly in the field of reception of asylum seekers and refugees.

Janina Ochojska

She is a Polish astronomer, humanitarian and social activist, who serves as a Member of the European Parliament (2019–present). She is involved in the works of the Development Committee, Human Rights Committee and Committee on Civil Liberties, Justice and Home Affairs. Due to the polio disease, she is physically disabled since the early childhood. After the lifesaving surgery and medical treatment in France in the 1980s, she became a volunteer of the French EquiLibre, an organisation providing humanitarian aid for children in Poland. In 1989 she founded the first Polish EquiLibre foundation, which since 1994 has been operating under the name of the Polish Humanitarian Action. The NGO has reached 9.6 people in 44 countries by bringing aid to the victims of humanitarian crises caused by armed conflicts and natural disasters.

Giulia Perin

She is an Italian lawyer and an adjunct professor ("*professore a contratto*") of Immigration Law at Lumsa University in Rome. She is a member of ASGI, the Italian Association for Juridical Studies on Immigration, and part of the Editorial board of the Italian Law Review *Diritto, Immigrazione e cittadinanza*.

Elisabetta Piccolotti

Born in Camerino (Macerata) in 1982, she is a former councillor for culture in the municipality of Foligno and former coordinator of the secretariat of Sinistra Italiana. She has been a deputy in the Chamber of Deputies for the Green and Left Alliance since September 2022. She is a member of the Chamber of Deputies Culture and Education Commission and of the Parliamentary Anti-Mafia Commission.

Enrica Rigo

She is Associate Professor at University of Roma Tre where she teaches Philosophy of Law, Law and gender and Legal Philosophy in a Global Perspective. Since 2010 Enrica Rigo is the coordinator of the Law Clinic on Migration and Citizenship that has gained recognition at national and international level for advocacy on the issues of migrants' rights, detainees' rights, gender and asylum, gender based violence, intersectional discrimination and exploitation. She is the author/editor of three books and numerous articles on migration, borders, asylum in gender perspective, intersectional theory and clinical legal education. Enrica is involved as an activist in the Italian and European movement in support of migrants' rights as well as in the feminist movement against gender based violence.

Satvinder Singh Juss

Ph.D (Cantab), Fellow of the Royal Society of Arts, he is a Professor of Law at King's College London, a Barrister-at-Law & a Bencher at Gray's Inn, as well as a Deputy Judge of the Upper Tribunal (Immigration and Asylum Chamber). He is a former Human Rights Fellow at Harvard Law School, Boston, USA, and has been a Migration Commissioner at the Royal Society of Arts.

Massimiliano Smeriglio

Born in Rome, he is an associate professor at the Faculty of Education Sciences. In 2019, he left the vice-presidency of the Lazio Region to run for European Parliament, being elected with 73,059 votes. In 2022, he became coordinator of the Committee on Culture and Education of the European Parliament. In 2024, he runs again on the lists of the Green and Left Alliance.

Kasia Smutniak

Born in Warsaw in 1979, daughter of a Polish Air Force general, Kasia Smutniak grew up in Poland in close contact with the world of aviation and inherited her father's passion for flying obtaining her pilot's license when she was only 16 years old. From the early 2000s she embarked on an acting career, starring in more than 40 projects between cinema and TV series. In 2018 won the Nastro d'Argento as best supporting actress for *Loro 1* and *Loro 2* by Oscar-winning director Paolo Sorrentino. MUR is her directorial debut.

Daniela Vitiello

Lecturer in EU Law at the University of Tuscia, coordinator of the PRIN 2022 *Community Sponsorship for Migrants in Europe* (CoSME) and responsible for Work Package 3 of the Jean Monnet Centre on the Integration of Migrants in Europe (IntoME). She is the author of a monograph on the management of the EU's external borders and of numerous publications on the Area of Freedom, Security and Justice.