



MIGRATION CHALLENGES – LEGAL RESPONSES IN GENERAL TERMS

19-20 OCTOBER 2023



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ORGANISER

Central European Academy

DATE OF THE CONFERENCE

19-20 October 2023

VENUE OF THE CONFERENCE

CEA - Diósgyőr auditorium

(Major Udvar Office Building, HU-1122 Budapest, Városmajor utca 12-14.)

CONCEPT

The main areas to be assessed:

Clarifying the terminology: the notion of 'refugee' versus 'migrant'. The framework of interpretation of the UN refugee convention, with special regard to the illegal entry in the country and the principle of non-refoulement. Practice of the Council of Europe and within especially the European Court of Human Rights from a Central European perspective with regard to questions related to migration.

Comparative Law No. I: the question of EU and Member State competencies: refugee law versus migration law, enhancing the related jurisprudence of the national constitutional courts.

Comparative Law No. II: The role of constitutional courts with regard to migration and refugee law. Assessment of the steps made by the EU since 2015: theory and practice, the question of double standards. The concept of 'safe third country'.

Comparative Law No. III: Theory and practice of returning irregular migrants, including the readmission agreements as well as the difficulties of enforcement, and – based upon eventual discrepancies – dilemmas related to legal certainty. Assessment of the context between demography and the issue of migration with legal relevance.

The 'Migration Challenges – Legal Responses in General Terms' conference is organised within the framework of the collaboration with the Ministry of EU Affairs in preparation for the Hungarian EU Presidency in 2024.

PARTNERS

Ferenc Mádl Institute of Comparative Law,
Faculty of Law of the University of Miskolc,
Central-European Association for Comparative Law



09.30 - 10.00**REGISTRATION
WELCOME COFFEE****SECTION 1**

Moderator: Dr. Katarzyna Zombory, Senior Researcher, Central European Academy, Hungary

10.00 - 10.10**OPENING SPEECH**

Prof. Dr. Tímea Heinerné Barzó, General Director, Central European Academy; Full Professor, University of Miskolc, Hungary

10.10 - 10.40**INTRODUCTION OF THE CEA PROGRAMMES**

Prof. Dr. Ede János Szilágyi, Strategy Director, Central European Academy; Full Professor, University of Miskolc, Hungary

10.40 - 11.00**THE SCALE OF MIGRANTS CRIME IN POLAND**

Prof. UKSW Dr. Marcin Wielec, Director, IWS; Vice-Dean of the Faculty of Law, Cardinal Stefan Wyszyński University in Warsaw, Poland

11.00 - 11.20**LIMITATIONS OF FREEDOM OF MOVEMENT OF FOREIGNERS AND ASYLUM SEEKERS IN CROATIAN LAW AND PRACTICE**

Prof. Dr. Frane Staničić, Full Professor, University of Zagreb, Croatia

11.20 - 11.40**THE COMPETENCIES AND RESPONSIBILITIES OF EU INSTITUTIONS/AGENCIES AND MEMBER STATES' AUTHORITIES IN THE CONTEXT OF EUROPEAN INTEGRATED BORDER MANAGEMENT AND EU MIGRATION GOVERNANCE**

Dr. Gregor Maucec, Lecturer in Law, University of Liverpool, the United Kingdom

11.40 - 12.00**DISCUSSION****12.00 - 13.30****LUNCH BREAK**

SECTION 2

Moderator: Prof. UKSW Dr. Marcin Wielec, Director, IWS; Vice-Dean of the Faculty of Law, Cardinal Stefan Wyszyński University in Warsaw, Poland

- 13.30 - 13.50 **THE IMPACT OF MIGRATION ON THE DEMOGRAPHIC AND RELIGIOUS LANDSCAPE OF CENTRAL EUROPEAN COUNTRIES: LEGAL PERSPECTIVES**
- Dr. Dalibor Đukić, Associate Professor, University of Belgrade, Serbia
- 13.50 - 14.10 **EU-TURKEY DEAL: LESSONS LEARNED**
- Dr. Ľudmila Elbert, Associate Professor, Pavol Jozef Šafárik University; Member of the Institute of the International Law and European Law, Slovakia
- 14.10 - 14.30 **THREE BARRIERS TO THE COMPETENCES OF THE EUROPEAN UNION IN MIGRATION AND REFUGEE LAW**
- Dr. Bartłomiej Oręziak, Coordinator of the Center for Strategic Analyzes, IWS, Poland
- 14.30 - 14.50 **THE ANATOMY OF NON-REFOULEMENT: A CENTREPIECE OF INTERNATIONAL REFUGEE LAW AND HUMAN RIGHTS LAW**
- Dr. Nóra Béres, Senior Researcher, Ferenc Mádl Institute of Comparative Law; Assistant Professor, University of Miskolc, Hungary
- 14.50 - 15.10 **DISCUSSION**
- 15.10 - 15.40 **COFFEE BREAK**

SECTION 3

Moderator: Dr. Bartłomiej Oręziak, Coordinator of the Center for Strategic Analyzes, IWS, Poland

15.40 - 16.00

THE ROOT CAUSES OF MIGRATION

Dr. Anikó Raisz, State Secretary Responsible for the Environment and Circular Economy, Ministry of Energy; Associate Professor, University of Miskolc; Hungary

16.00 - 16.20

THE (IN)FUNCTIONALITY OF DUBLIN SYSTEM

Dr. Kateřina Frumarová, Associate Professor, Palacký University in Olomouc, Czech Republic

16.20 - 16.40

CHOSEN DILEMMAS RELATED TO LEGAL CERTAINTY IN THE CONTEXT OF RETURNING IRREGULAR MIGRANTS: A CENTRAL EUROPEAN PERSPECTIVE

Dr. Mateusz Tchórzewski, Assistant Professor, Cardinal Stefan Wyszyński University in Warsaw, Poland

16.40 - 17.00

DISCUSSION

17.00 - 17.10

CLOSING OF THE DAY

Prof. Dr. Ede János Szilágyi, Strategy Director, Central European Academy; Full Professor, University of Miskolc, Hungary

09.30 - 10.00

WELCOME COFFEE

SECTION 4

Moderator: Dr. Mateusz Tchórzewski, Assistant Professor, Cardinal Stefan Wyszyński University in Warsaw, Poland

10.00 - 10.20

**EFFICIENCY IN PROTECTION OF RIGHTS AND FRONTIERS:
HUNGARIAN LAW AND PRACTICE OF EXTERNAL
BORDERS CONTROL**

Dr. Péter Pál Kruslicz, Assistant Professor, University of Szeged,
Hungary

10.20 - 10.40

**MIGRATION AND REFUGEES IN THE CONSTITUTION OF
THE REPUBLIC OF POLAND**

Prof. UKSW Dr. Aleksandra Syryt, University Professor, Cardinal
Stefan Wyszyński University in Warsaw, Poland

10.40 - 11.00

**THE PRACTICE OF THE HUNGARIAN CONSTITUTIONAL
COURT ON ASYLUM**

Dr. Lilla Berkes, Associate Professor, Pázmány Péter Catholic
University, Hungary

11.00 - 11.20

DISCUSSION

11.20 - 11.30

CLOSING OF THE CONFERENCE

Prof. Dr. Ede János Szilágyi, Strategy Director, Central
European Academy; Full Professor, University of Miskolc,
Hungary

11.30 - 13.00

LUNCH BREAK

13.00 - 14.30

WORKSHOP