



MAX PLANCK INSTITUTE

FOR COMPARATIVE PUBLIC LAW
AND INTERNATIONAL LAW

HUMAN RIGHTS DISCUSSION GROUP

Hanaa Hakiki

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(ECCHR)**

***“Externalization of European asylum and immigration policy and
strategic litigation: The example of
ND and NT v Spain”***

Wednesday, 2 May 2018, 14:00 – 15:30, Room 014

The presentation will address one of the legal aspects raised by the EU's policy intensification of externalization in the field of asylum and immigration. This issue will be illustrated through the case which two men brought in front of the European Court of Human Rights after they were summarily pushed back from Spanish territory into Morocco at the Spanish-Moroccan land border of Melilla. Legal and practical obstacles as to access to legal remedies by undocumented migrants at borders will be discussed. We will also consider the growing importance of the prohibition of collective expulsions both within the European Court of Human Rights' jurisprudence and as a factor for EU policy making. Finally, the case of ND and NT will be used as an example to present the ECCHR's approach to strategic litigation, in particular in the context of asylum and migration.



Hanaa Hakiki is a legal advisor at the European Center for Constitutional and Human Rights (ECCHR) since 2014. She works exclusively on the Migration Project, which aims at bringing strategic cases to expose and address systemic human rights violations arising through push-backs at the EU borders. ECCHR is an independent, non-profit legal and educational organization which engages in innovative strategic litigation, using European, international, and national law to hold state and non-state actors accountable for egregious human rights abuses.

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