

---

# INTERNATIONAL MIGRATION AND REFUGEE LAW MOOT COURT COMPETITION

&

## SEMINAR 'THE ROLE OF LAW CLINICS IN STRATEGIC LITIGATION'

*Amsterdam, 9-10 May 2019*

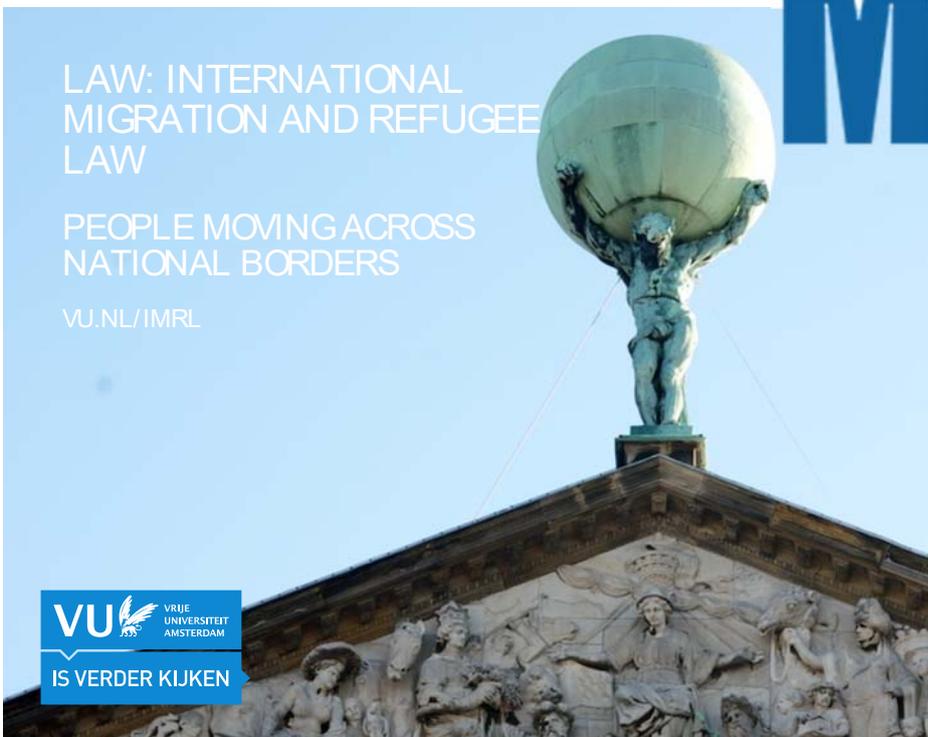
LAW: INTERNATIONAL  
MIGRATION AND REFUGEE  
LAW

PEOPLE MOVING ACROSS  
NATIONAL BORDERS

VU.NL/IMRL

**VU** VRJE  
UNIVERSITEIT  
AMSTERDAM  
IS VERDER KIJKEN

**M**igration **C**linic  
**M** **L**aw **C**



---

# WELCOME

Dear participants of the International Migration and Refugee Law Moot Court Competition,

The Law Faculty of the Vrije Universiteit and the Amsterdam Centre for Migration and Refugee Law warmly welcome you in Amsterdam.

Five years ago, the Amsterdam Centre for Migration and Refugee Law founded the Migration Law Clinic. We aimed to provide high-quality and independent legal advice in cases pending before the European courts concerning complex issues of European migration law, in order to enhance legal protection for migrants. At the same time, we wanted to give our students the opportunity to improve their legal skills by working on real cases. In the past years, we have learned about strategic litigation and clinical legal education. We have been accepted as experts by the European Court of Justice and the European Court of Human Rights and have issued legal opinions concerning a range of topics.

In order to celebrate this, we have organized the International Migration and Refugee Law Moot Court Competition. We are happy that 12 student teams, coaches, judges and professionals from all over the world will meet each other at the Vrije Universiteit. During the moot court, the participants will discuss refugee and migration law. Moreover, they will exchange knowledge and share best practices about strategic litigation and clinical legal education during the seminar on 'the Role of Law Clinics in Strategic Litigation in the Field of Migration Law'.

This event would not have been possible without the help of many people. We wish to thank the members of the evaluating panel, who have taken the time to evaluate the written pleadings and the judges, who have travelled all the way to Amsterdam to take part in the oral pleadings. We like to express our gratitude to all the workshop organisers, who have together composed a wonderful seminar program. We thank Amnesty International and the District Court of Amsterdam, which host our social event and the final of the moot court competition respectively. We are grateful to our sponsors: the VUvereniging, Everaert

Immigration Lawyers and the Ministry of Justice and Security. The event would not have been possible without the help of the students of the master specialization International Migration and Refugee Law, who volunteered as bailiffs, at the registration desk and during the social event. Lastly, we want to thank all the participating students and their coaches, who have worked so hard in order to prepare for the competition and in some cases have gone through lots of trouble in order to even reach Amsterdam.

We wish you good luck and hope that you will have a wonderful two days.

On behalf of the organizing team,

Marcelle Reneman

Email: [a.m.reneman@vu.nl](mailto:a.m.reneman@vu.nl)

Phone number: +31 6281732



# PROGRAM

**Thursday 9 May 2019**

*Location: Vrije Universiteit, Faculty of Law, Initium Building, De Boelelaan 1077 Amsterdam*

09:00 - 09:30u Registration participants (second floor, Initium Building)

09:00 - 09:30u Briefing of the judges and bailiffs in room IN 3B-50

09:30 - 10:00u Welcome and opening

	<b>Group A</b>	<b>Group B</b>	<b>Group C</b>	<b>Group D</b>
	<b>Joy Torres</b> <b>Johan Berg</b> Marcel Reurs	<b>Judith Gleeson</b> Carolina Moreno Velásquez Ulrich Stege	<b>Katelijne Declerck</b> Rafi Nadiri Annemarie Hanje	<b>Fred Ochieng</b> Anat Ben-Dor Babiche Routledge
X	University of Ghent, Belgium	Georgetown University, USA	Lloyd Law College, India	University of Maastricht, The Netherlands
Y	International Refugee Rights Association, Turkey	Vrije Universiteit, the Netherlands	Northeastern University, USA	University of Hong Kong
Z	City University of London, UK	Shahid Beheshti University Iran	Queen Mary University, UK	Tabesh University, Afghanistan*
Room	IN 3B 44	IN 3B 45	IN 3B 50	IN 3B 52

\* Will probably plead via Skype because their visa applications have been denied.

10:00 - 11:00u Oral pleadings round 1 Teams Y Migrant v Teams X State

International Refugee Rights Association (migrant) v		Ghent University (State)
Vrije Universiteit (migrant) v		Georgetown University (State)
Northeastern University (migrant) v		Lloyd College (State)
University of Hong Kong (migrant) v		University of Maastricht (State)

11:00 - 12:00u Break

11:30 - 12:30u Oral pleadings round 2 Teams Z Migrant v Teams Y State

City University of London (migrant) v International Refugee Rights Association (State)  
 Shahid Beheshti University (migrant) v Vrije Universiteit (State)  
 Queen Mary University (migrant) v Northeastern University (State)  
 Tabesh University (migrant) v University of Hong Kong (State)

12:30 - 13:30u Lunch on the second floor of the Initium Building

13:30 - 14:30u Oral pleadings round 3 Teams X Migrant v Teams Z State

Ghent University (migrant) v City University of London (State)  
 Georgetown University (migrant) v Shahid Beheshti University (State)  
 Lloyd College (migrant) v Queen Mary University (State)  
 University of Maastricht (migrant) v Tabesh University (State)

14:30 - 15:00u Break

15:00 - 15:15u Announcement semi-finalists

15:15 - 16:30u Preparation teams semi-final

15:15 - 16:30u Workshop Legal Advocacy: Social Engineering for Justice in the  
 main building, room HG 15A 16

16:30 - 17:30u Semi-finals moot court competition (two parallel sessions)

*Location: Amnesty International, Keizersgracht 177, Amsterdam*

From 18:15u Social evening and walking dinner

Scores after the written pleadings:

Ranking	Team	Points
<b>1.</b>	University of Ghent, Belgium	91
<b>2.</b>	Georgetown University, USA	89
<b>3.</b>	Lloyd Law College, India	82
<b>4.</b>	University of Maastricht, the Netherlands	80,5
<b>5.</b>	University of Hong Kong, China	79
<b>6.</b>	Northeastern University School of Law, USA	75
<b>7.</b>	Vrije Universiteit Amsterdam, the Netherlands	75
<b>8.</b>	International Refugee Rights Association, Turkey	75
<b>9.</b>	City University of London, UK	70,5
<b>10.</b>	Shahid Beheshti University, Iran	70,5
<b>11.</b>	Queen Mary University, UK	68,5
<b>12.</b>	Tabesh University, Afghanistan	67,5

## **Friday 10 May 2019**

*Location: Vrije Universiteit, Faculty of Law, Initium Building, De Boelelaan 1077 Amsterdam*

08:00 - 14:30u Preparation teams for the final of the oral hearings

09:30 - 13:00u Seminar on the Role of Law Clinics in Strategic Litigation in the field of Migration Law

*Location: Botanical Garden, Van der Boechorststraat 8, Amsterdam*

13:00 - 14:00u Lunch in Botanical Garden

*Location: District Court of Amsterdam, Parnassusweg 220, Amsterdam*

14:30 - 15:30u Final moot court competition

15:30 - 15:45u Break

15:45 - 16:15u Award ceremony and closing

*Location: Botanical Garden, Van der Boechorststraat 8, Amsterdam*

16:30 - 19:00u Closing drinks in Botanical Garden

## Arrival

There is a direct train from Schiphol Airport every 6 minutes to station Amsterdam Zuid. Tickets should be bought at the ticket machines or the counter in the train station. This is the fastest and cheapest way to go to the Vrije Universiteit, the Delphi Hotel and the StayOkay Vondelpark. You can take tram 5 (see also under 'Travel Plan'). If you want to go straight to the city centre you can take a train to Amsterdam Central Station.

If you arrive at Amsterdam Central Station you can take:

- metro 52 to *Amsterdam Zuid* to go to the Vrije Universiteit
- tram 2 or 12 to *Leidseplein* to go to the StayOkay Vondelpark
- tram 12 to *Roelof Hartplein* or tram 24 to *Gerrit v.d. Veenstraat* to go to the Delphi Hotel

## Working spaces

During the moot court we have several rooms available for students. who want to prepare for the hearings during the event:

### Thursday 9 May

09:30-13:00u Room IN2A-30 (6 persons), second floor Initium Building  
Room IN2A-32 (3 persons), second floor Initium Building  
Room IN2A-34 (3 persons), second floor Initium Building  
Room IN2A-36 (3 persons), second floor Initium Building

15:00-16:30u Room IN 3B-44  
Room IN 3B-45  
Room IN 3B-50  
Room IN 3B-52

### Friday 10 May (for the finalists)

08:00-14:00u Room IN 2A-30 (6 persons), second floor Initium Building  
08:00-13:00u Room IN 2A-32 (6 persons), second floor Initium Building  
13:00-14:00u Room IN 2A-34 (3 persons), second floor Initium Building

## Internet access

If you use Eduroam at your university, you have access to WIFI at the campus of the Vrije Universiteit. If you do not use Eduroam you can use a personal login and password, which will be distributed to you at your registration on Thursday and/or Friday morning.

## Supermarket

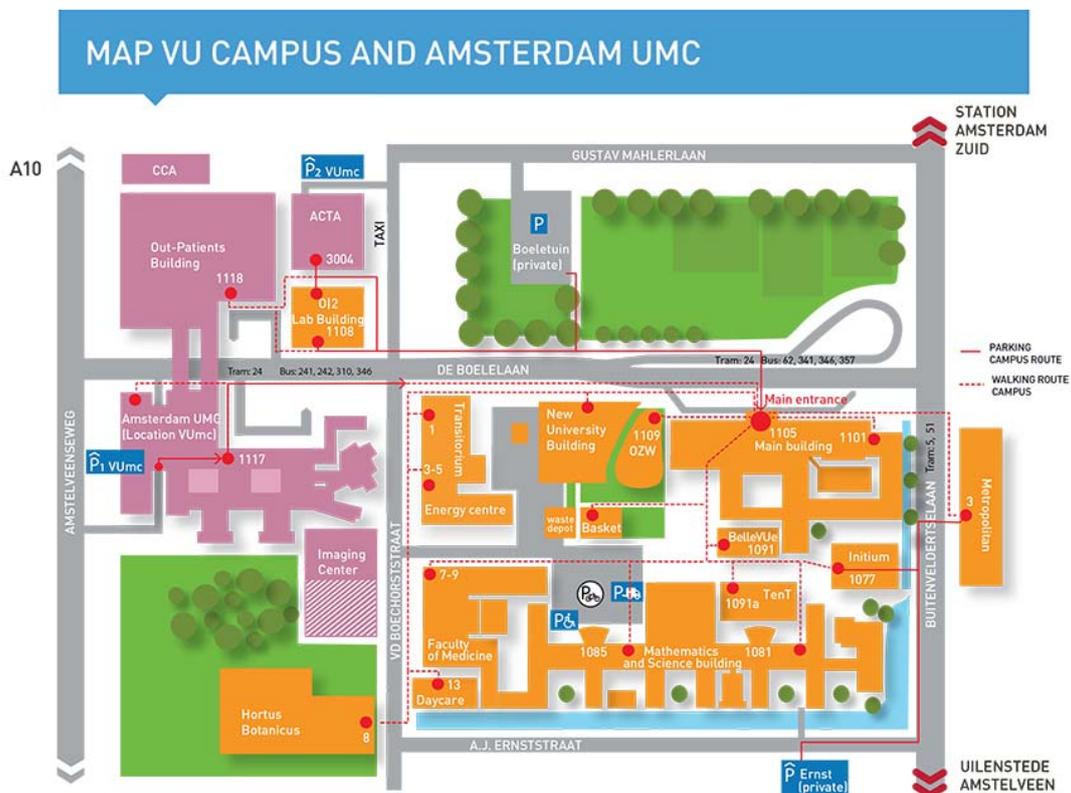
There is a small Spar supermarket on the campus square. If you leave the Initium Building, go straight, pass the big exam hall on your left and then you will find it on the left side.

## Money

You pay with a bank card at coffee points, in the supermarket etc. The nearest ATM is on the Boelelaan, at the hospital Amsterdam UMC (at the outside of the building).

## Questions or assistance

If you have questions or need something you can contact the registration and information desk situated on the second floor of the Initium Building. If you need assistance outside the time we are staying at the VU, you can contact Marcelle Reneman by phone on number +31 628173204.



---

## LIST OF JUDGES

<b>Name judge</b>	<b>Profession/organisation</b>
Anat Ben-Dor	Director, Refugee Rights Clinic at Tel Aviv University
Annemarie Hanje	Ministry of Justice and Security the Netherlands
Babiche Routledge	Child Protection Associate, UNHCR the Netherlands
Carolina Moreno Velásquez	Head Law Clinic, Universidad de los Andes
Fred Ochieng	Judge High Court of Kenya
Johan Berg	Judge Immigration Appeals Board of Norway
Joy Torres	Presiding Judge, Regional Trial Court, Supreme Court of the Philippines
Judith Gleeson	Judge Upper Tribunal, United Kingdom
Katelijne Declerck	Judge Raad voor de Vreemdelingenbetwistingen, president International Association of Migration and Refugee Law Judges
Marcel Reurs	Immigration Attorney, Partner at Everaert Immigration Lawyers Amsterdam
Rafi Nadiri	Attorney, Legal clinic specialist, Member of education committee of Afghanistan independent bar association
Ulrich Stege	Director Clinical Legal Educational Programme International University College of Turin, Executive Secretary of European Network of Clinical Legal Education

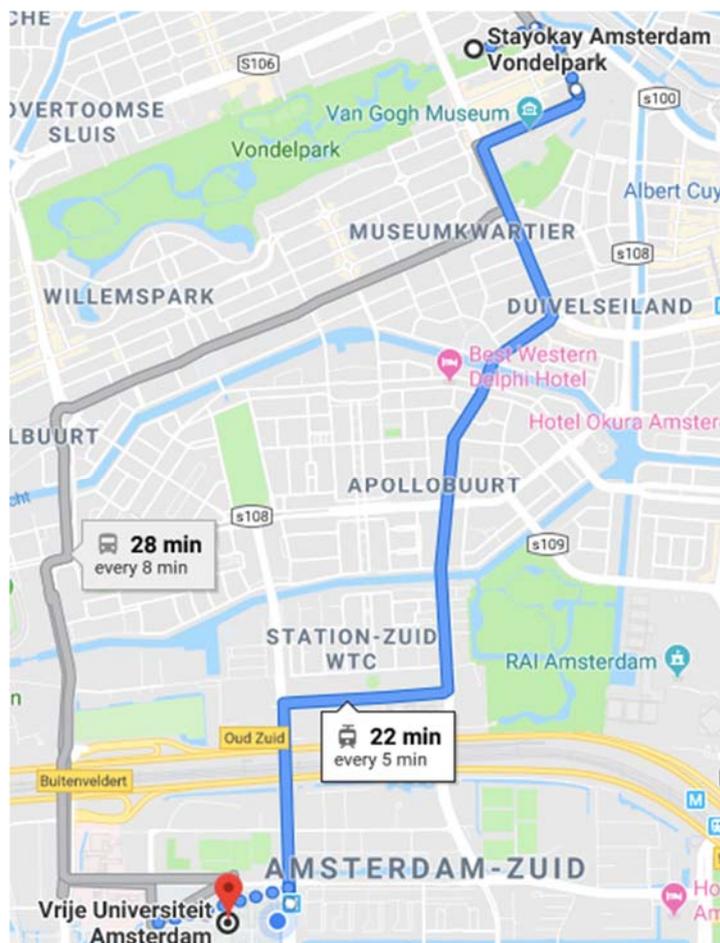
## TRAVELPLAN

**StayOkay Amsterdam, Vondelpark**  
Zandpad 5, 1054 GA Amsterdam



**VU Faculty of Law**  
De Boelelaan 1105, 1081 HV Amsterdam

- **Tram 5** is a direct connection between StayOkay Hotel and VU Faculty of Law. There are 9 stops in between: *Rijksmuseum – Van Baerlestraat – Museumplein – Roelof Hartplein – Gerrit. V.d. Veenstraat – Stadionweg – Pr. Irenestraat – Station Zuid – Parnassusweg – Boelelaan/VU.*
- From Stay Okay hotel to Vrije Universiteit you need to take **Tram 5 to Amstelveen Stadshart**:
  - Either take the tram at *Rijksmuseum* or *van Baerlestraat*.
  - You will need to get off at the stop called *Boelelaan/VU*.
- From Vrije Universiteit to Stay Okay Hotel you need to take **Tram 5 to Van Hallstraat**:
  - Take the tram at *Boelelaan/VU*
  - You will need to get off at either *Rijksmuseum* or *van Baerlestraat*

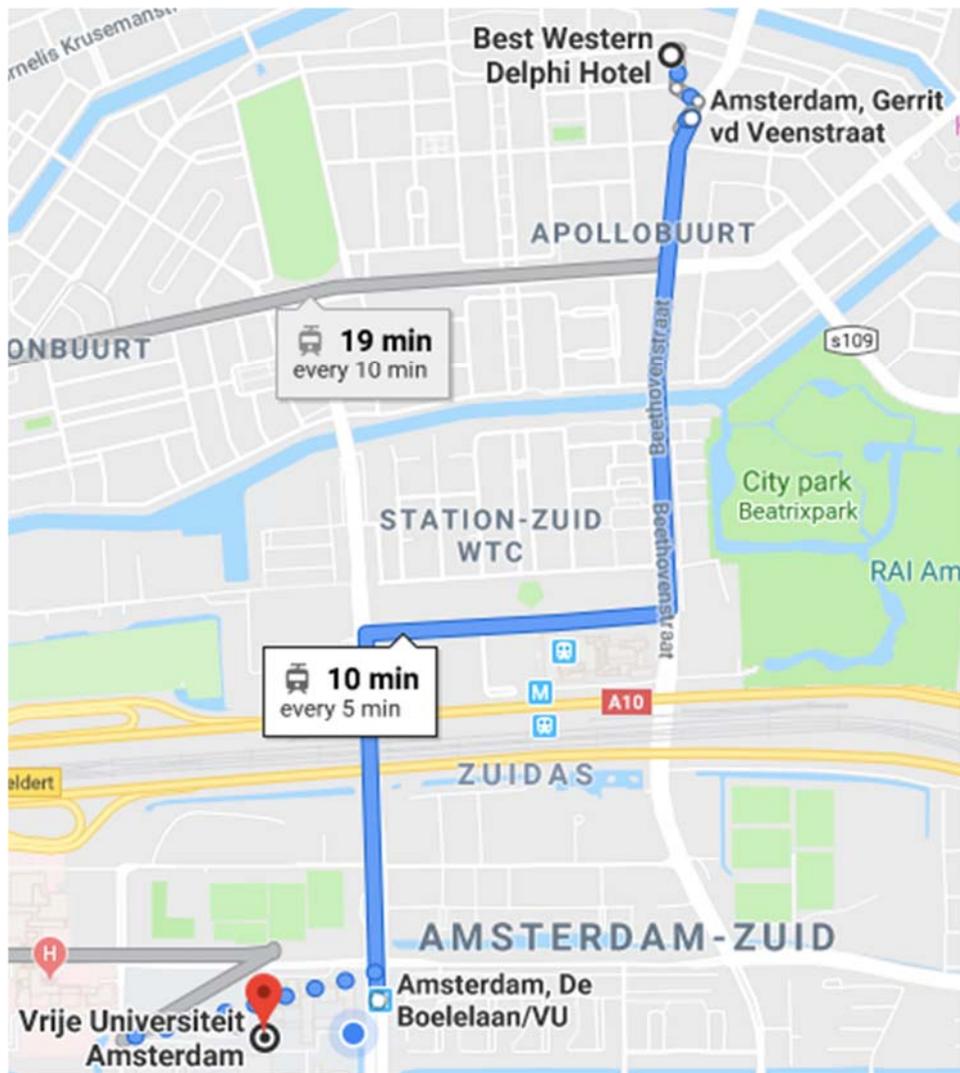


**Delphi Hotel**  
**Best Western**  
Apollolaan 101-105, 1077 AN Amsterdam



**VU Faculty of Law**  
De Boelelaan 1105, 1081 HV Amsterdam

- **Tram 5** is a direct connection between Delphi Hotel and the VU faculty of Law. There are 5 stops in between: *Gerrit. V.d. Veenstraat – Stadionweg – Pr. Irenestraat – Station Zuid – Parnassusweg – Boelelaan/VU.*
- From Delphi Hotel to Vrije Universiteit you need to take **Tram 5 to Amstelveen Stadshart:**
  - Take the tram at *Gerrit. V.d. Veenstraat.*
  - You will need to get off at the stop *Boelelaan/VU.*
- From Vrije Universiteit to Delphi Hotel you need to take **Tram 5 to Van Hallstraat:**
  - Take the tram at *Boelelaan/VU*
  - You will need to get off at the stop *Gerrit. V.d. Veenstraat.*

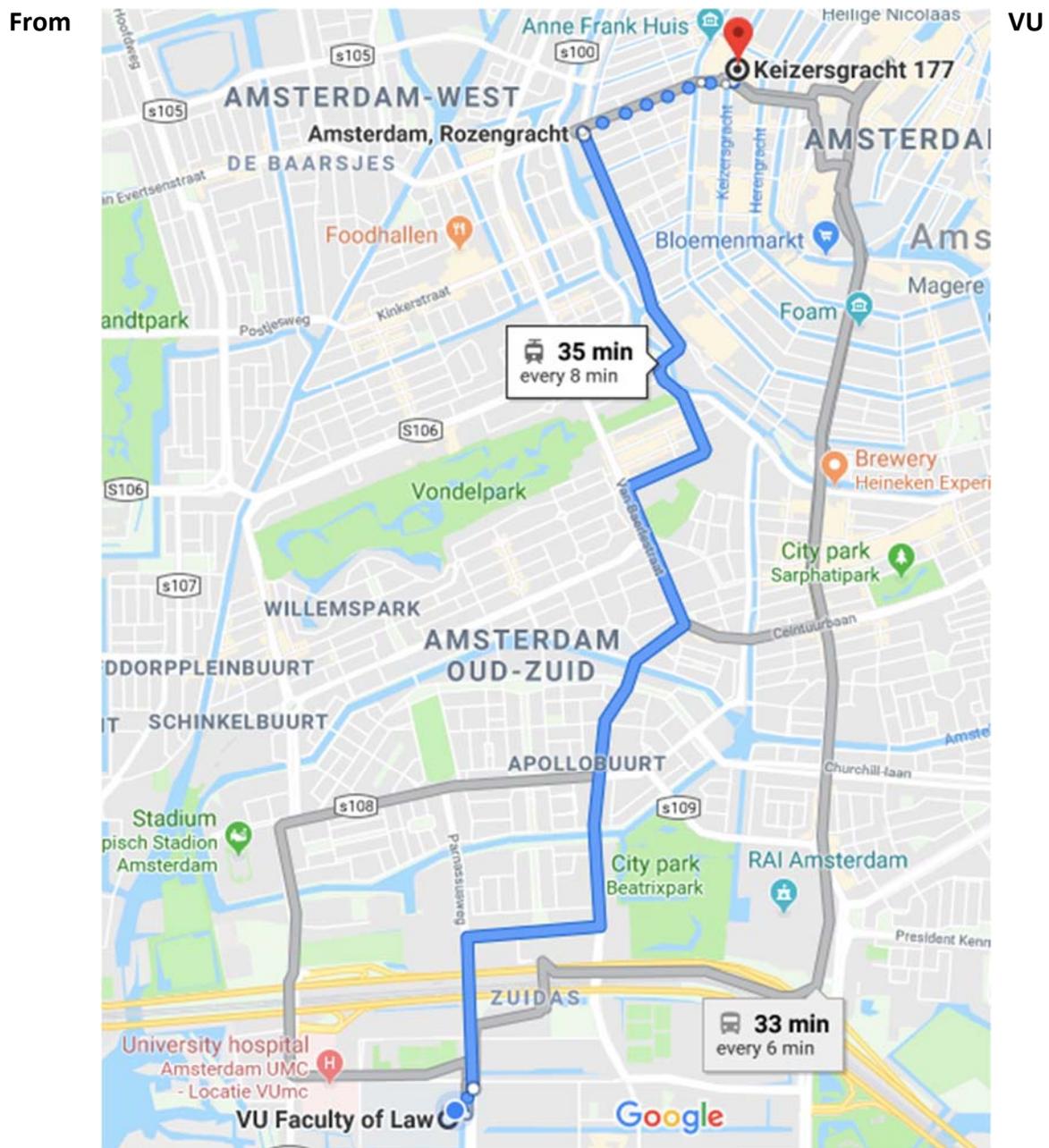


**From VU Faculty of Law:** De Boelelaan 1105, Amsterdam

**To Amnesty International:** Keizersgracht 177, Amsterdam

---

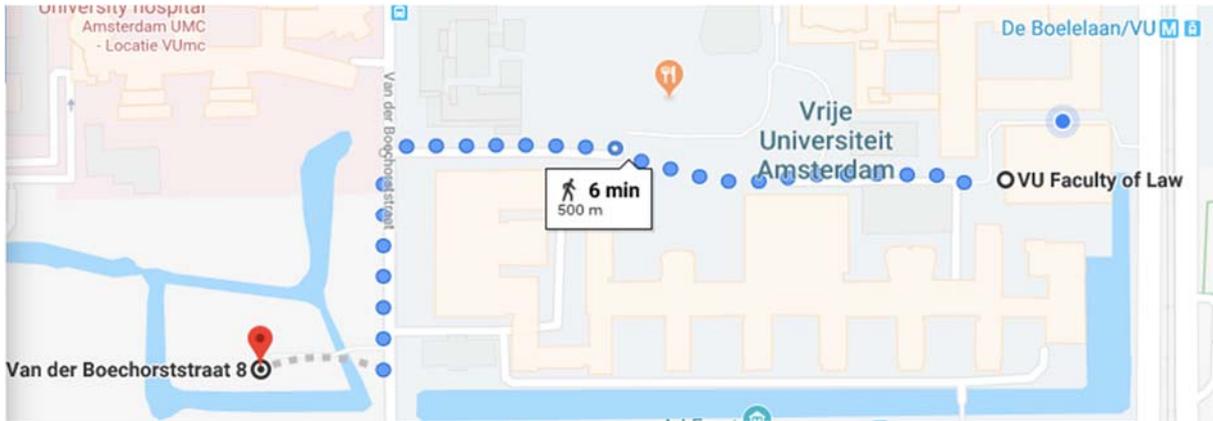
- From VU Faculty of Law to Amnesty International you need to take **Tram 5 to Westergasfabriek:**
  - Take the tram at *Boelelaan/VU*
  - You will need to get off at the stop *Amsterdam, Rozengracht*
  - From here you walk 750 m to the right (10 min walk) until you arrive at Keizersgracht 177



**Faculty of Law:** De Boelelaan 1077, Amsterdam

**To the Botanical Garden:** Van der Boechorststraat 8, Amsterdam

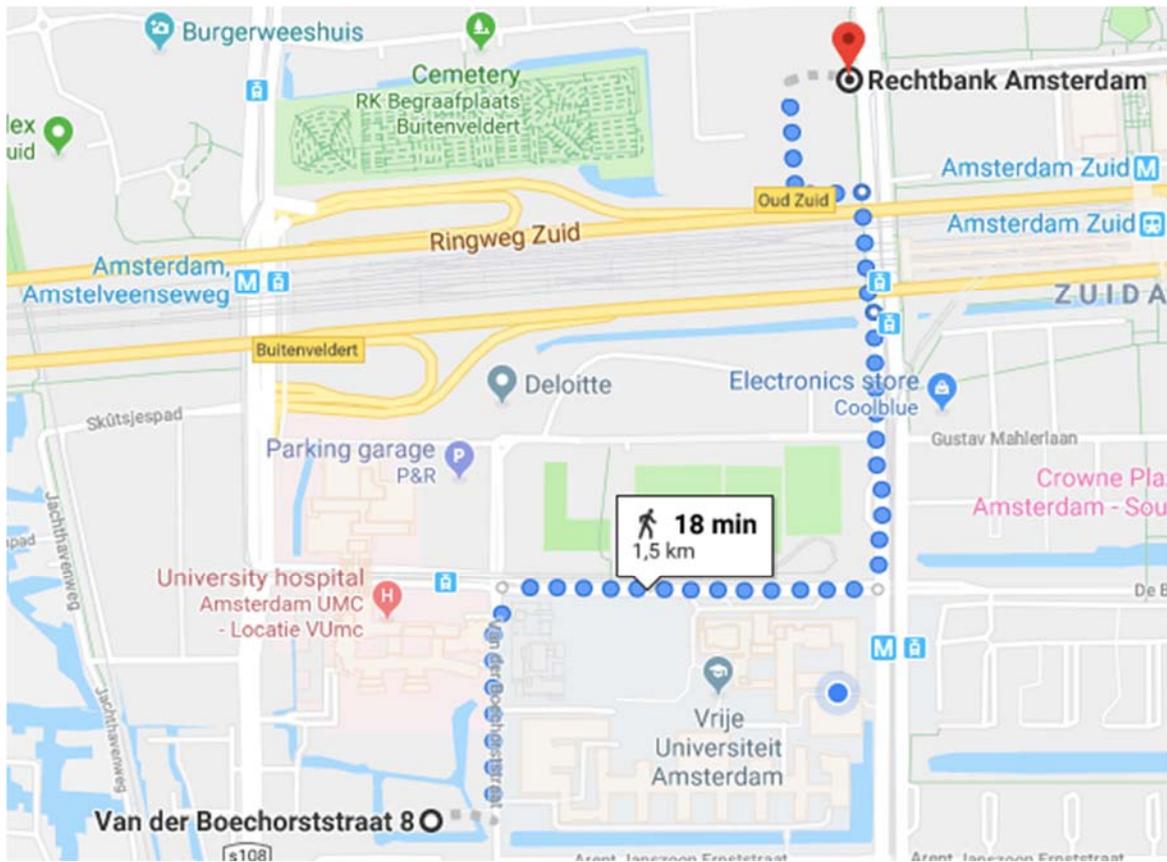
---



**From Botanical Garden:** Van der Boechorststraat 8, 1081 BT Amsterdam

**To District Court of Amsterdam:** Parnassusweg 220, Amsterdam

---



---

# LEGAL ADVOCACY WORKSHOP: SOCIAL ENGINEERING FOR JUSTICE

THURSDAY 9 MAI 15:15-16:30, ROOM HG-15A16

*Workshop facilitators:* Lamin Khadar, Pro Bono Manager Dentons and Alisdair Tyrrell, Executive Director, NYU Public Interest Law Clinic

Charles Hamilton-Houston, one of the most prominent African American civil rights lawyers once said, “a lawyer is either a social engineer or he’s a parasite on society”. By “social engineer” he meant a lawyer who used her/his expertise and ability to improve society for those in need. What does it mean to be a social engineer as a lawyer in the 21st century? What skills do you need to make an impact? How can you build a public interest legal career?

This workshop will help you to understand the public interest lawyers’ “Toolkit” and develop some public interest law strategies considering the various trade-offs depending on the legal, political and social context.

If you want to take part in the workshop, you can register by sending an email to [Migrationmoot.rch@vu.nl](mailto:Migrationmoot.rch@vu.nl) (there are 30 spots available).

# SEMINAR ROLE OF CLINICS IN STRATEGIC LITIGATION

FRIDAY 10 MAY WORKSHOP SCHEDULE AND DESCRIPTION

Time	Best Practices	Strategy	Collaborations	Various
Round 1 9:50u- 10:45u	1. The Human Rights and Migration Law Clinic of Ghent University: good practices and challenges  Room IN3B-44	2. Should We Litigate this Case? – Clinics in Highly Controversial Cases  Room IN-3B45	3. Strengthening Collaborations between Law Students Globally for Refugees and Migrants  Room IN-3B50	4. International Law Clinic <u>Vrije Universiteit</u> Amsterdam: The virtual lawyer  Room IN-3B52
Round 2 11:05 – 12:00	5. The Regensburg Strategic Litigation Unit - our first case, lessons learnt and how can we evolve?  Room IN3B-44	6. Strategic Litigation Based on a Labor Approach to Human Trafficking: The Israeli Case of Temporary Migrant Workers in Foreign Construction (Execution Companies)  Room IN-3B45	7. Cooperation between clinics, lawyers, NGO's or other partners in strategic litigation: Strengthening refugee rights by uniting different strengths  Room IN-3B50	8. The VU Migration Law Clinic: Expertise centre or learning institution? Educational challenges in a strategic litigation clinic  Room IN-3B52
Round 3 12:05- 13:00	9. On the border – Strategic litigation experience from Turin/Italy  Room IN3B-44	10. How to Combine Different Kinds of Litigation Strategies in Favor of the Rights of the Poor Migrants: The Case of <u>Venezuelan</u> Migration to Colombia  Room IN-3B45	11. Cooperation between Clinics, Lawyers, NGO's or other partners in strategic litigation in India  Room IN-3B50	12. Is this case strategic enough? How case assessments lead to critical third-party interventions - European Council on Refugees and Exiles  Room IN-3B52

## Round 1

### 1. The Human Rights and Migration Law Clinic of Ghent University: good practices and challenges

**Organisers:** Birte Schorpion (teaching assistant, UGent), Wout Van Doren (partner, UNCHR), Charlotte Coenen (partner, NANSEN), Ellen Desmet (co-lecturer, UGent)

The 'Human Rights and Migration Law Clinic' of the University of Gent is a master course that is incorporated in the curriculum of the Faculty of Law and Criminology. The clinic aims at providing students with intensive, hands-on, practical education in the form of clinical legal education in the field of human rights and migration law. At the same time, it aims at fulfilling a central social justice role by contributing to the effective protection of human rights, in particular those of disadvantaged persons and groups. The students benefit from receiving intensive, practical and hands-on education from a team consisting of both academics and law practitioners. The Clinic works together with, among others, UNHCR and the European Council for Refugees and Exiles (ECRE).

In the workshop, some good practices of the first years of functioning of the clinic will be shared. More importantly, some challenges will be identified, relating to – for instance – the weight of the clinic course in the curriculum, the identification of adequate / strategic cases, working with interpreters, the relationship with the responsible lawyers, and the connections with external actors (e.g. courts). The participants at the workshop will then be invited to creatively think together on how these challenges could be further addressed, in order to enhance mutual exchange and learning.

### 2. Should We Litigate this Case? – Clinics in Highly Controversial Cases

**Organiser:** Attorney Anat Ben-Dor, Clinical instructor, the Refugee Rights Clinic at the Buchmann Faculty of Law, Tel-Aviv University

The aim of the workshop is to expose considerations and constraints which may obstruct a clinics' ability to litigate controversial policy issues. While clinics offer particular expertise and ability to provide services, they may also face particular institutional and educational restrictions in comparison to human rights NGOs. The workshop is designed to expose the potential conflicts a clinic may face, and to urge the participants to suggest best practices and solutions.

The workshop will evolve around a case study, which is based on the litigation against the 1952 Anti-Infiltration Law conducted by several Israeli human rights NGO and the Refugee Rights Clinic. The three amendments to the Law ordered a mandatory detention of asylum seekers in prison and later in a closed facility. The three consecutive petitions filed by the

Clinic and its partner NGOs resulted in striking down the amendments but also in a legislation bill to limit the Court's jurisdiction in immigration issues. In addition, the Minister of education is currently pursuing measures which will limit legal clinics' ability to handle "politically controversial" issues or to cooperate with NGOs with a "political agenda"

### **3. Strengthening Collaborations between Law Students Globally for Refugees and Migrants**

**Organisers:** Chhaya Bharadwaj, Assistant professor, Deepali Aswal, Karishma Ramchiary, Ashish Sharma, students at Lloyd Law College (India).

Indian practices believe in "Vasudheva Kutumbkam" i.e., the whole world is my home. The world needs colorations especially for multi-dimensional problems like these.

International Migration and Refugee law center, for short IMRLC proposes collaborations between Law students, law schools and lawyers for protecting the refugees and migrants. The objective of this proposal is three fold:

- To present the socio-economic challenges faced while generating education and awareness for refugee and migrant rights.
- To understand the multi-dimensional challenges through storytelling, sharing their experiences and interaction.
- To establish, or at least conceptualize collaboration between law clinics in developing countries and law students, lawyers, NGO's or Law clinics in other developed countries to strengthen the protection of refugees and migrants rights.

### **4. The virtual lawyer**

**Organisers:** The Public International Law and Policy Group and the International Law Clinic Vrije Universiteit Amsterdam

PILPG NL works together with the International Law Clinic at VU Amsterdam to provide legal assistance in the areas of transitional justice, international criminal law, and human rights. This workshop will be centered around PILPG NL and the International Law Clinic's Virtual Human Rights Lawyer (VHRL). The VHRL is a tool that aims to provide victims of human rights violations with a platform to inquire which judicial and non-judicial mechanisms are available in their situation. It takes the form of a 'chatbot' based on specific decision trees that guide the user from his or her legal issue to the appropriate mechanism.

During the workshop we will first discuss the motivations for creating this chatbot as well as our three project partners and their roles within the project. We will then outline the work that has been completed thus far within the project and how it relates to the creation of the final product. Next, we will discuss next steps for the VHRL and ways to grow and develop. Following this, we will outline the impact the VHRL could have for access to justice and

strategic litigation uses. Finally, we will close this workshop with a simulation of the functioning of the VHRL by means of a walk-through of its operation.

## Round 2

### **5. The Regensburg Strategic Litigation Unit - our first case, lessons learnt and how can we evolve?**

**Organisers:** Georg Freiß and Michael Justice, students at Regensburg Strategic Litigation Unit

This workshop will introduce the background of the Strategic Litigation Unit (SLU) and its vision. Moreover, it will discuss the first case the SLU litigated before the European Court of Human Rights: *Issa Pene v. Germany*. This case concerns a victim of forced labour and slavery from Senegal/Mauritania, who seeks to get protection. We will talk about the work the SLU has done in this case and the lessons learned from it. Together with the participants in this workshop we will think about the future of strategic litigation units all over Europe (particularly with regard to the cooperation with refugee law clinics), possibilities to cultivate the lessons of our 'season one' and picking a "good case" for strategic a litigation.

### **6. Strategic Litigation Based on a Labor Approach to Human Trafficking: The Israeli Case of Temporary Migrant Workers in Foreign Construction (Execution) Companies)**

**Organiser:** Idit Zimmerman, clinician at the workers' rights Clinic, Faculty of Law, Tel Aviv University

In the workshop we seek to discuss the ways in which strategic litigation can be used in legal clinics to promote protection of the rights of temporary migrant workers who suffer from exploitative employment conditions. We will do so by:

- Presenting the labor approach to human trafficking and the academic clinical collaboration on this subject.
- Learn from the participants' experience in the field.
- Share the unique Israeli experience – the strategic litigation against the Turkish building company Yilmazlar, and the cooperation between the clinic, civil society organizations & academia.

## **7. Cooperation between clinics, lawyers, NGO's or other partners in strategic litigation: Strengthening refugee rights by uniting different strengths**

**Organisers:** Strategic Litigation Committee Dutch Council for Refugees, Flip Schuller (lawyer) and Sadhia Rafi (Dutch Council for Refugees)

The Strategic litigation Committee of DCR aims to enhance the legal position of asylum seekers and refugees by supporting and initiating strategic cases both at the domestic courts and the European courts. The Committee consists of academics, lawyers and a staff member of DCR who also coordinating the Committees work. The cooperation between these different actors increases the quality and effectiveness of our work. Where relevant we also work together with UNHCR and the European Council for Refugees and Exiles (ECRE), other ngo's and the VU Migration Law Clinic.

The Goal of the workshop is to show the added value of cooperation between ngo' s, academics and lawyers. In addition this workshops aims to have participants think about different possible approaches in litigation a problem encountered by refugees and to gain insights on what strategic considerations are relevant when deciding which road to take.

## **8. The VU Migration Law Clinic: Expertise centre or learning institution? Educational challenges in a strategic litigation clinic**

**Organiser:** Migration Law Clinic Vrije Universiteit Amsterdam

This workshop addresses the tension between the two main goals of a strategic litigation clinic: the provision of high quality legal argumentation in important cases on the one hand and offering a useful and rewarding learning experience to the participating students on the other hand. During the workshop we will first give a short introduction of the work of the Migration Law Clinic of the Vrije Universiteit Amsterdam and explain the type of case it has worked on in the past five years. After that the teachers and students of the Migration Law Clinic will introduce three tensions or challenges, which we have encountered and discuss them together with the audience.

- High quality advice v the learning experience of the students
- Time pressure v the need for a structured learning process
- Working in a group on one expert opinion

## Round 3

### 9. On the border – Strategic litigation experience from Turin/Italy”

**Organiser:** Ulrich Stege, Director Clinical Legal Educational Programme International University College of Turin, Executive Secretary of ENCLE

The Human Rights and Migration Law Clinic of Turin, organized in cooperation between the Departments of law of the University of Turin and the University of Eastern Piedmont (Alessandria) and the International University College of Turin, runs since 2013 a strategic litigation activity. Since then, it has been involved in several migration law cases in front of the European Court of Human Rights. In addition, attempts have been made to present one case to the Human Rights Committee and to achieve a preliminary rulings referral to the Court of Justice of the EU. The session will start with some more systemic reflections about the requirements related to strategic litigation in migration law cases in general. Based on the Turin experiences of the last 5 years, it will then discuss the challenges/best practices of law clinic involvements in strategic litigations. The discussions will include reflection about the structure and managements of such clinical activities (e.g. specific activity, partners, case management, etc.) as well as the educational implications for the students involved and the strategic migration law outcomes (for the client and the law practice).

### 10 How to Combine Different Kinds of Litigation Strategies in Favor of the Rights of the Poor Migrants: The Case of Venezuelan Migration to Colombia

**Organiser:** Carolina Moreno, Head of The Legal Aid Clinic (Consultorio Jurídico) of Los Andes University, Bogota, Colombia.

This workshop will focus on how to create a clinic involved in litigation to contribute to the advance of the rights of the migrants. The discussion will especially consider the situation of the poor migrants who are exposed to a critical situation of vulnerability and who cannot afford professional legal services. During the discussion, the participants would be able to consider a set of different litigation strategies -individual and collective-, and the criteria to establish when to use one or another or how to combine various of them. This conversation will be illustrated by the experience that we have gained during the last year of work in The Legal Clinic for Migrants (CJ-Migrantes) at The Consultorio Jurídico of Los Andes University in Bogotá, Colombia. The workshop will also create a space to develop a conversation between the organizer and the participants about the challenges and opportunities which faces clinical legal education, especially when working with disadvantaged individuals and groups. This workshop will be developed using a problem-based learning methodology (PBL) where participants will first work in little groups to discuss a case about migrants in a situation of vulnerability looking for legal advice. Then, we will have a whole group discussion where we will identify the main problems posed by the case. Each little group will present its own selected legal strategy and will also propose an ethical tension to be considered. During the

group discussion, participants are very welcome to share their own experiences when working with migrants or any other vulnerable group that may enrich the discussion.

### **11. Cooperation between Clinics, Lawyers, NGO's or other partners in strategic litigation**

**Organisers:** Ms. Shiksha Dahiya, Faculty Convener, Legal Support and Services Clinic, Ms. Meenal Choubey, Faculty Adviser, Ms. Savya, Ms. Tripti, Mr. Zuheb, Mr Girijesh, Student volunteers Legal Support and Services Clinic at School of Law, GD Goenka University, Gurugram, Haryana, India

This workshop will convey the idea of collaborating as clinicians with Para-legal volunteers, NGO'S and District legal services authority in order to bridge the gap and also help people in need of legal assistance. We will especially be discussing national migration in India, i.e. within the country as that is equally stressful and exhausting for those who are not a part of the area where they wish to work. Despite being constitutional right to work anywhere in any part of the country, migrants are facing challenges in getting access to many benefits.

### **12. Is this case strategic enough? How case assessments lead to critical third-party interventions - European Council on Refugees and Exiles**

**Organiser:** Stavros Papageorgopoulos. Legal Assistant, European Council on Refugees and Exiles (ECRE)

Strategic litigation starts with careful and responsible assessment. You cannot force a case to align itself with your litigation aims but you can try to evaluate whether its impact will forward your cause along with the rights of different groups of people. An intervention might hold back jurisprudence advancement if the timing is not right; it could be too early or too late.

During this workshop the participants will have to strategically assess a case before the European Court of Human Rights and reach a conclusion on the possibility and usefulness of a third-party intervention. The assessment will be centred on the line of jurisprudence of the Court on the specific issue, as well as on its real-life impact. The participants will be separated into two groups, with one team identifying the positive aspects of an intervention and the other team addressing possible challenges and unfortunate outcomes. This workshop will aim to offer a practical insight on how the work that goes into strategic assessment of cases can benefit both the clinics undertaking it and the intervening.

---

## AMSTERDAM CENTER FOR MIGRATION AND REFUGEE LAW

The Amsterdam Centre for Migration and Refugee Law (ACMRL) is based at the Faculty of Law of Vrije Universiteit Amsterdam. It aims at tracking the multiplicity of complex developments in migration law that take place at the international, European and national levels. Research is conducted on diverse topics, including asylum and refugee law and family reunion law. Methods are varied, focusing on legal doctrinal, sociological, philosophical questions as well as more practice-oriented matters.



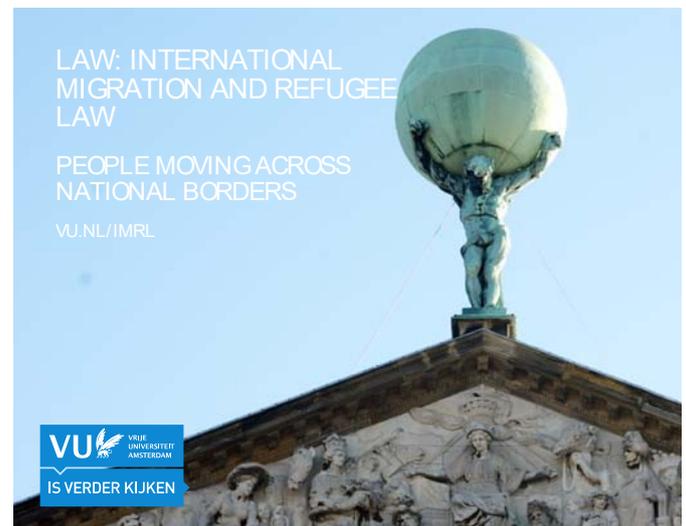
For more information see the ACMRL website ([acmrl.org](http://acmrl.org))

---

## LLM INTERNATIONAL MIGRATION AND REFUGEE LAW

International Migration and Refugee Law is a full-time, one-year specialization of the LLM master's programme at VU Amsterdam.

The interplay between international, European and domestic law is a specific focus of this specialization and enables you to understand and analyze the complexity of the key issues of contemporary International Migration and Refugee Law.



For more information see: <https://masters.vu.nl/en/programmes/international-migration-refugee-law/index.aspx>