

# Online course on "Migration and Refugees Protection"

**General Coordinator of the Online Courses:** Diana G. Español.

**Administrative Coordinators of the Online Courses:** Josefina Gulias Diaco and Marina Lujan Herrera Gonzalez.

**Academic Coordinator of the Diploma:** Brian E. Frenkel.

**Shooting and Editing:** Nicolás Braguinsky Cascini and team (Pablo Braguinsky Cascini and Sofía Gabelli).

**Production of script and collaboration with the editing team:** Roger M. De Simón.

## **1st Class: Migration, Globalization and Human Rights**

**Content:** Structural causes of migration. The perspective of human rights on the management of migration. Human rights violation at origin, transit and destination. Criminalization of migrations. The design of realistic and comprehensive public policies in relation to the mobility of people.

**Lecturer:** Pablo Ceriani Cernadas. Coordinator of the Migration and Asylum Program of the Institute of Justice and Human Rights of the *Universidad Nacional de Lanús* and Director of the Specialization Career in Migration and Asylum from the perspective of Human Rights of the same university. Regional Consultant for UNICEF. Former Vice President of the Committee of the United Nations for the Protection of Rights of Migrant Workers and their Families.

**Audiovisual class (3 modules).**

## **2nd Class: The Governability and Governance of Migration**

**Content:** The crisis of migration governance. Manifestations. Responding to the migration governance crisis. The securitization response. The human development of migration response.

**Lecturer:** Lelio Mármora. Director of the Institute of Public Policies for Migration and Asylum. Former Representative of South America for the International Organization for Migration (IOM).

**Audiovisual class (3 modules).**

## **3rd Class: Protection System of Human Rights: Historical Foundation and Current Application**

**Content:** Why it is necessary to protect human rights. Protection through the International System. Challenges during the 21st century. Comprehensive protection. Protection in Argentina.

**Lecturer:** Fabián Oddone. Lawyer by the University of Buenos Aires. Commissioner at the National Commission for Refugees of Argentina (CONARE by its initials in Spanish). He works at the Human Rights Office of the Argentine Chancellery.

**Audiovisual class (1 module).**

#### **4th class: Migration and Development from the Perspective of the 2030 Agenda and the Sustainable Development Goals. The 2030 Agenda for Sustainable Development and the Goals**

**Content:** Background of the 2030 Agenda and the Sustainable Development Goals. Implementation of the Agenda and the process of national follow-up. Cross-cutting issues and a rights-based approach in national prioritization. Migration in the international agenda and in Argentina in relation to the commitments of the 2030 Agenda. Migrants in the international Agenda. Migrants in Argentina. The work of the National Council of Social Policies Coordination of Argentina: debunking migrants.

**Lecturer:** Gabriela Agosto. Holds a doctorate degree in Political Science and Sociology from the *Universidad Complutense de Madrid*. Executive Secretary of the National Council of Social Policies of Argentina.

***Audiovisual class (2 modules).***

#### **5th class: The Global Scene of International Migrations (I)**

**Content:** Presentation of the mission and the functions of the International Organization for Migrations (IOM) and the main elements that give structure to the global agenda on migrations.

**Lecturer:** Diego Beltrand, Regional Director of the IOM for South America.

***Audiovisual class (1 module)***

#### **6th class: The Global Scene of International Migrations (II)**

**Content:** The global and regional scene of international migrations. Characteristics and causes of the migratory process.

**Lecturer:** Ezequiel Texidó, Regional and Liaison Officer of the Regional Office of the IOM for South America.

***Audiovisual class (1 module).***

#### **7th class: The Economic, Social and Demographic Consequences of Migrations**

**Content:** The economic, social and demographic consequences of migration.

**Lecturer:** Alba Goycochea, Coordinator of the Technical Secretariat of the South American Conference on Migrations / Regional Office of the IOM for South America.

***Audiovisual class (1 module).***

#### **8th class: The Scene of International Migrations in Argentina.**

**Content:** Migration trends at the national level, highlighting the permanence of migrant flows from neighboring countries and analyzing the growing flow of Venezuelan refugees and migrants.

**Lecturer:** Gabriela Fernández, Head of Representation for Argentina Office of the IOM

***Audiovisual class (1 module).***

#### **9th Class: Qualified Migration into Argentina. The Case of Refugees and Venezuelan Migrants and the Policy of Voluntary Resettlement**

**Content:** Analysis of employability of Venezuelan engineers and healthcare professionals in Argentina. Cases of over qualification and labor instability. The role of migratory networks. Access to training programs on labor reconversion and the possibilities of voluntary resettlement.

**Lecturer:** Mariana Beherán, Coordinator of the Research Unit of the Representation Workforce for Argentina at the IOM.

***Audiovisual classes (1 module).***

**10th class: The Management of Migration at the Border. Assimilation of Concept and Action**

**Content:** Border controls. Concept. Concrete actions and accomplishment in the complex context of border areas within the framework of due process and respect for human rights.

**Lecturer:** Alberto Rubio, former Director of Air Traffic Control of the National Direction of Migrations and former international consultant. Former Coordinator of the International Migration Management Degree of the *Universidad de Tres de Febrero*, Argentina.

***Audiovisual class (3 modules).***

**11th Class: Migration and Cities: the Access of Social Rights in the Cities of the Region**

**Contents:** Migration and cities: the importance of the local. Access to social rights and public policies: obstacles and solutions.

**Lecturers:**

- Javier Palummo, Director of Research and Management of the International School of Public Policies on Human Rights Institute of the MERCOSUR,
- Vanessa Anfitti, Academic Coordinator of the International School of Public Policies in Human Rights of the Public Policies on Human Rights Institute of the MERCOSUR. Researcher and professor of the Faculty of Social Sciences of the *Universidad de la República*, Uruguay, consultant of the IACHR and of the IOM.

***Audiovisual class (2 modules)***

**12th Class: Communication with a Rights-based Approach for Migrants**

**Content:** The dynamics between migration and communication from areas such as citizenship, culture, identity and media.

**Lecturer:** Corina Leguizamón, Director of Communication and Culture of the Public Policies on Human Rights Institute of the MERCOSUR

***Audiovisual class (1 module).***

**13th class: The Integration of Migrants in Host-Societies: Main Challenges, Local Development and Proper Practices of Public Policies**

**Content:** Migration as a factor of local development. Interculturalism. The role of local governments in the reception and integration of migrants. Proper practices. Akin life of communities: meeting points, solidarity and representation. Prejudices and stereotypes from the local society. The right to vote as an integration policy.

**Lecturer:** Julio Croci, National Director of Pluralism and Interculturalism in the Human Rights Office of Argentina, Representative of the Ministry of Justice and Human Rights at the National Commission for Refugees of Argentina. He is part of the coordination taskforce of the Center for

Orientation of Migrants and Refugees and the President of the Confederation of Italian Federations in Argentina.

***Audiovisual class (2 modules).***

**14th class: Labor Migrations and the Processes of Integration**

**Content:** How MERCOSUR addresses the issue of migrant workers, with the understanding that this is an essential issue in the study of migratory movements, as it concerns the dignity and freedom of workers, advocating migration with labor rights and condemning precariousness in its different forms: informality, forced labor and labor trafficking.

**Lecturer:** Gerardo Corres, Ministry of Production and Labor. Head of Regional and Multilateral Affairs of the International Affairs Directorate of the Ministry of Production and Labor.

***Audiovisual (1 module).***

**15th Class: The Law as a Migration Policy Tool**

**Content:** The effectiveness of migration policy, its relationship with the reality it is intended to regulate. The law as a migration policy tool. Regularity as an objective of immigration policy. The Argentine Migration Law (Law No. 25,871). The National Emergency Decree 70/17. The migration issues approach in the regional integration processes in South America.

**Lecturer:** Adriana Alfonso, Professor in the Migration Policy and Asylum Institute and of the *Universidad de Tres de Febrero*. Consultant of the IOM. Former Coordinator of International Affairs of the National Directorate of Migration and of the Migrants and Refugees Program (PROMIRA by its initials in Spanish) of the National Ministry of Justice and Human Rights. She has served as Commissioner and President of the National Refugee Commission (CONARE by its Spanish acronym).

***Audiovisual (3 modules).***

**16th Class: Introduction to International Protection. The UNHCR and Persons of Interest.**

**Content:** What the UNHCR is and which are its functions. The responsibility to protect. The role of the UNCHR and the role of the States. The persons of interest: refugees, asylum seekers, stateless persons, and internally displaced persons. Global tendencies: an overview of forced displacement in the world and in the region.

**Lecturer:** Juan Carlos Murillo, Representative at the Regional Office for South America of the UNHCR.

***Audiovisual (1 module).***

**17th Class: Protection of Refugees and Asylum Seekers.**

**Content:** International and regional legal framework for refugee protection. Origin and evolution of the international regime of refugee protection. Sources and agents of international refugees protection. The International Refugee Law and its complementary interaction with International Human Rights Law, International Humanitarian Law and Criminal Law. The scope of refugees protection. The human rights to asylum. The main principles of protection. Long-lasting solutions: voluntary repatriation, resettlement and local integration. Who the refugees are. The classic definition of the 1951 Convention relating to the Status of Refugees and the 1967 Protocol: inclusion, exclusion and cessation clauses. The regional definition arising from the 1984 Cartagena Declaration.

**Lecturers:**

- Eugenia Contarini, Legal Official of the Regional Office of the UNHCR for Southern Latin America;
- and Juan Pablo Terminiello, Main Official of Protection in the Office of the UNHCR in Ecuador.

***Audiovisual (3 modules).*****18th Class: Current Regional Trends in the Field of International Protection**

**Content:** Regional trends of forced relocation during 2018. The situation in Central America. Progress and challenges in the response to the displacement of Venezuelan refugees and migrants. Resettlement and community sponsorship schemes. The Syria Program in Argentina

**Lecturers:**

- Juliana Bello, Associate Legal Officer for the UNHCR Regional Office for Southern Latin America.
- Mauricio Fallas, Regional Resettlement Officer for the UNHCR Regional Office for Southern Latin America.

***Audiovisual class (2 modules).*****19th Class: The Notion of Persecution in International Refugee Law**

**Content:** Persecution in Refugee Law: its relation to Criminal Law and International Human Rights Law. Non-refoulement. The scope of application of *ratione personae* of Refugee and Human Rights Law. Sustainability of the different regimes for refugees and beneficiaries of subsidiary protection.

**Lecturer:** Pavle Kilibarda, PhD candidate at the Geneva University and assistant professor at the Geneva Academy of International Humanitarian Law and Human Rights. He has worked and is currently collaborating with the Belgrade Center for Human Rights (Serbia).

***Audiovisual class (1 module).*****20th Class: National Systems for Asylum. Regional Overview.**

**Content:** Legal and institutional framework of refugee protection in countries of the region. Refugee status determination procedures and guarantees. The Brazilian Action Plan. The regional cooperation within integration spaces. The main challenges national systems face.

**Lecturer:** María José Marcogliese. Professor in the Institute of Migration and Asylum Policies of UNTREF, UNHCR Consultant and PhD candidate in Social Sciences at the University of Valencia, former Secretary of the Refugee Eligibility Committee and former Executive Secretary of the National Commission for Refugees of Argentina.

***Audiovisual class (2 modules).*****21st Class: Extradition and International Protection of Refugees**

**Content:** Extradition. Concept and regulation. Extradition and its relation with International Human Rights Law and International Refugee Law. Grounds for refusal of extradition. Legal safeguards. The principle of non-refoulement in International Refugee Law and International Human Rights Law. Exceptions to the principle of non-refoulement. Non-refoulement in the Argentine legal system. The procedure for extradition of an asylum seeker or refugee. The

refugee status determination procedure in the context of an extradition request. Sequence between both procedures. Conclusions and future challenges.

**Lecturers:**

- María Soledad Figueroa, Legal Advisor of the Human Rights Directorate of the Argentine Foreign Ministry and former Commissioner at the National Commission for Refugees.
- Diego Solernó, General Directorate of Regional and International Cooperation of the National Public Prosecutor's Office in Argentina.

***Audiovisual class (3 modules).***

**22nd Class: Human Mobility and Sexual Diversity**

**Content:** Specific crossover between diversity and migration. General introduction to some basic concepts related to sexual orientation and gender identity. Particular problems faced by people by virtue of their sexual orientation and gender identity. The case of the population made up of transvestites and trans women migrants from other Latin American countries in Argentina.

**Lecturer:** Diana Maffía. Professor in the University of Buenos Aires. Director of the Gender in Justice Observatory at the Council of the Judiciary of the City of Buenos Aires, Deputy Ombudsman in the City of Buenos Aires, Deputy in the City of Buenos Aires.

***Audiovisual Class (2 modules).***

**23rd Class: Sexual and Gender Diversity, Refugee and Complementary Types of International Protection**

**Content:** Brief overview of basic concepts of sexual and gender diversity. Challenges specific to refugee status determination processes based on sexual orientation (real or perceived) and gender identity or expression. Credibility issues. Procedural timeliness of externalizing the ground of protection. Rule of discretion. Complementary types of international protection. Cases of the Universal System.

**Lecturer:** Lucas Ramón Mendos. Professor in the University of Buenos Aires. Master in Law and Sexuality from the University of California at Los Angeles (UCLA). Senior Research Officer of the International Lesbian, Gay, Bisexual, Trans and Intersex Association (ILGA by its Spanish initials). Author of the global report "State Homophobia 2019". Former lawyer of the LGBTI Rapporteurship of the IACHR, of the International Program of the Williams Institute (UCLA) and of the Commission for the Protection of Refugees of the National Public Defender's Office.

***Audiovisual class (2 modules).***

**24th Class: Rights, Judicial Power and Migrations**

**Content:** Rights as a new starting point for the understanding of migration and the definition of public policies. The role of the judiciary; legal operators and bureaucracies; access to justice. Standards of the Inter-American Human Rights System and the Argentine experience (jurisprudence on economic, social and cultural rights and migration control; expulsions for criminal reasons and non-family dismemberment).

**Lecturer:** Lila García. Researcher at the National Council of Scientific and Technical Research of Argentina.

***Audiovisual class (2 modules).***

**25th Class: Due Process and Access to Justice for Refugees and Asylum Seekers: Reflections in Light of the Refugee Status Determination Procedure in Argentina.**

**Content:** Controversially matters related to the right to due process and access to justice for refugees and asylum seekers, with special reference to the asylum procedure in force in Argentina: the right to be heard; applicable standards of evidence; the right to legal assistance; access to interpreters; issues of competence; the right to appeal; and procedural aspects of the prohibition of refoulement and rejection at the border.

**Lecturer:** Analía Cascone, Professor of International Public Law (UBA). Coordinator of the Commission for the Integral Assistance and Protection of Refugees and Refugee Petitioners of the National Public Defender's Office.

**Audiovisual class (2 modules).**

**26th class: The Advocacy Work of Civil Society Organizations (CSOs) in Migration and Asylum Policies**

**Content:** Discussions on the concept of Civil Society. The unavoidable Civil Society-State relationship: tensions and potentialities. Migration and asylum policies from a human rights approach: priorities in the CSO agenda. Experiences of CSO work on the issue of human mobility at a national, regional and global levels.

**Lecturer:** Gabriela Liguori, Executive Director of the Argentine Commission for Refugees and Migrants (CAREF by its Spanish acronym).

**Audiovisual class (2 modules).**

**27th class: Rules and Standards of the Inter-American Human Rights System**

**Content:** General obligations with relation to persons in the context of human mobility; the right of moving and residence; procedural guarantees and the right to family life in the context of migration procedures; the right to personal liberty and procedural guarantees in immigration detention; social rights of migrants in an irregular situation; rights and guarantees of children in the context of migration and/or in need of international protection; the right to nationality; the right to seek and receive asylum; the principle of non-refoulement.

**Lecturer:** Julieta Rossi, Director of the Master's Program in Human Rights at the National University of Lanús and research professor at the same university. Professor in human rights of the undergraduate and graduate degrees at the Law School of the University of Buenos Aires and of the Master's Degree in Human Rights and Democratization at the National University of San Martín.

**Audiovisual class: (1 module)**

**28th class: Migrants at the UN Human Rights Council**

**Contents:** The Human Rights Council (creation, mechanisms). Its resolutions on the subject. The mandate of the Special Rapporteur on the Human Rights of Migrants (creation, mandate, activities, various reports). The human rights of migrants in the Universal Periodic Review (UPR)

**Lecturer:** Brian Frenkel, UBA - Geneva Academy of International Humanitarian Law and Human Rights - Advisor on Human Rights and Humanitarian Affairs at the Permanent Mission of Israel to the United Nations.

**Audiovisual class (2 modules).**

**Final closing and conclusions.**

**Module 1:** Challenges in migration issues in the South American region in view of the international commitments agreed upon by the countries that were included in the current frameworks on migration governance.

**Lecturer:** Diego Beltrand, IOM Regional Director for South America.

**Module 2:** The Global Compact on Refugees. Regional challenges in the area of international protection. The importance of teaching International Refugee Law in the region today.

**Lecturer:** Juan Carlos Murillo, UNHCR Regional Office Representative.