



ALMA MATER STUDIORUM  
UNIVERSITÀ DI BOLOGNA

## THE EU'S NEW LEGAL FRAMEWORK ON ASYLUM AND ITS IMPACT ON ACCESS TO ASYLUM

October 2024 to October 2025, University of Bologna

This series of 11 monthly seminars will explore the functioning and interplay of the various amendments brought by the 2024 CEAS reform. It thereby pays particular attention to the effects of the reformed legal framework on access to asylum, the role of courts in shaping respective rights, and the impact on Member States' asylum adjudicating systems.

As outlined in the following pages, the seminars are dedicated to the central dimensions of the novel asylum rules of the EU. Each seminar invites perspectives of both academics and practitioners, including asylum judges and lawyers. Similarly, they aim to reach a broad audience and promote the exchange among academia, policymaking, and practice. The seminars will mostly be in English, and few in Italian, and in a hybrid format.

This seminar series is an initiative in the framework of the [ACCESS project](#), which aims to develop an empirically driven theoretical model of how domestic and supranational courts develop international refugee law and advance the executive-driven model of migration governance in response to State-developed barriers to accessing asylum. Amongst others, the project investigates the socio-legal factors influencing asylum adjudication.

### 1. PRE-ENTRY SCREENING

With the Screening Regulation, a 'pre-entry' assessment is introduced for EU external borders, which includes health and vulnerability checks and seeks to direct individuals to asylum or return procedures. Critically, as with the border procedures, the measure is based on a legal fiction of non-entry, and procedural rights are not explicitly provided.

This seminar will assess the scope, content, and procedural safeguards of this new procedure and its impact on the role of courts at different levels.

#### Information.

Date: 28 October 2024, h. 16.00-18.30

Chair: Paul McDonough (Visiting Professor, University of Bologna)

Speakers: Davide Tomaselli (European University Institute), Maria Cristina Romano (ASGI), Gustavo de la Orden Bosch (University of Deusto)



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Location: Online and in Aula Seminari SDE, Palazzo Hercolani – Strada Maggiore 45, University of Bologna

To attend the Seminar online, please [click here](#).

## 2. PROCEDURES AT THE BORDERS

With the Asylum Procedure Regulation, Member States are, amongst others, required to set up a border procedure for specific categories of applicants, seeking to assess if applications are inadmissible or unfounded. The parallel Regulation on a border return procedure applies to asylum seekers whose application is rejected. As with the screening process, persons subject to border procedure are not authorized to enter the territory of Member States, and applicants are detained or reside near the border or transit zones during the procedures.

In this seminar, the effects of the use of border procedures on accessing asylum will be discussed in relation to both external and internal borders of the EU, providing practical examples of the situation in selected Member States with different characteristics (e.g., land borders/sea borders). In this context, the seminar will pay special attention to the potential role of domestic, international, and EU courts in interpreting the rights of refugees subjected to border procedures and discuss the impact of the new rules on the asylum adjudication models of Member States.

### Information.

Date: 15 November 2024, h. 16.00-18.30

Chair: Adel-Naim Reyhani (University of Bologna)

Speakers: Martina Tazzioli (University of Bologna), Galina Cornelisse (VU Amsterdam), Gruša Matevžič (Hungarian Helsinki Committee)

Location: Online and in Aula 4 Palazzo Hercolani at University of Bologna, Strada Maggiore 45.

To attend the Seminar online, please [click here](#).

## 3. SCHENGEN, RETURN, AND READMISSION

While the New Pact on Migration and Asylum has not amended the Return Directive, its application will be affected by new procedures, such as the transfer procedure introduced by the 2024 revised Schengen Border Code. The relationship between the Schengen rules and the Return Directive at internal borders has been quite tense since the reintroduction of internal border controls, with several Member States falling back on national fast-track return procedures and readmission practices derogating from the common return procedure and its procedural safeguards.



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This seminar will explore the interaction between the new transfer procedure, the reintroduction of internal border controls, and the application of the Return Directive.

Information.

Date: 20 December 2024, h. 16.00-18.30

Chair: Madalina Moraru (University of Bologna)

Speakers: Madalina Moraru (University of Bologna), Luisa Marin, Boštjan Zalar (Jožef Stefan Institute, Administrative Court of Slovenia), and Anna Brambilla (ASGI)

Location: Online and in Aula 4 Palazzo Hercolani at University of Bologna, Strada Maggiore 45.

To join the event online, please [click here](#).