

Summer school “Family life and rights of migrant children in the European Union” Jean Monnet Module MARS

Online training course - Scuola Superiore Sant'Anna | Pisa
23, 24 and 25 June 2021 – 15, 16, 19, 20 July 2021

“Every child in Europe and across the world should enjoy the same rights and be able to live free of discrimination, recrimination or intimidation of any kind”.

European Commission
EU strategy on the rights of the child, 2021

Introduction to the Summer School

The Summer School “*Family life and rights of migrant children in the European Union*” is organized in the framework of the [Jean Monnet Module MARS “Migration, Asylum and Rights of Minors”](#) (2019-2022).

The Summer School aims to provide a comprehensive training on the right to private and family life of migrant children, with particular reference to: international covenants (such as the UN Convention on the Rights of the Child and the UN Refugee Convention); regional treaties (such as the European Convention on Human Rights) and EU law (directive 2003/86/EC on the right to family reunification and the implementation of the right to family life in the Common European Asylum System). Specific attention will be devoted to the case law of the European Court of Human Rights and the Court of Justice of the European Union as well as to the current challenges for the protection migrant children’s rights, such as the impact of Covid-19, climate change, human trafficking and smuggling. Importantly, all topics will be analysed in the light of the New Pact on Migration and Asylum and the EU strategy on the rights of the child.

Participants will acquire a broad knowledge of the rights to family life of migrant children both for scientific research purposes and for their professional skills.

In particular, participants will be provided with:

- an advanced insight on the international and EU law on immigration and asylum, with a particular reference to family and children’s rights;
- a practical and immediately applicable knowledge, using a multidisciplinary perspective, on the right to private and family life of migrant children, offering also an overview of relevant jurisprudence through case study analysis and a strategic litigation session;
- an in-depth understanding of some key fundamental rights of migrant children, such as the right to private and family life, the right to an adequate standard of reception, the right to protection of unaccompanied minors, also through case study analysis;
- an overview of the challenges that EU and Member States are facing in protecting children’s rights, such as the impact of Covid-19, climate change, human trafficking and smuggling, birth registration and prevention of statelessness, transition to the adulthood for unaccompanied minors, etc.

The most relevant issues arising respectively from the New Pact on Migration and Asylum, the EU strategy on the rights of the child and the legislations of the EU Member States will be discussed during the lectures, providing participants with relevant teaching materials (regulations, case-law, reports, etc.). The training materials will be available on ad hoc training platform and on the [MARS website](#) (www.mars.santannapisa.it).

The course is enriched by the **training materials** developed in the **FAIR project** (Fostering Access to Immigrant children’s Rights), funded by the European Union for the period 2016-2018. The project was coordinated by the **International Commission of Jurists** (ICJ-European Institutions office) and aimed to foster migrant children’s access to human rights.

More information and the materials in six languages are available here:

<https://www.icj.org/training-materials-on-access-to-justice-for-migrant-children>.

In cooperation with:



European Institutions (ICJ-EI)

Work plan

The Summer School “*Family life and rights of migrant children in the European Union*” will be held on 23, 24, 25 June and 15, 16 and 19, 20 July 2021, for a total amount of 40 hours of training, in **online format**. Participants will be supported in using the online training platform chosen for the course and provided by the Scuola Superiore Sant’Anna.

Case studies sessions and Q&A sessions will be planned in order to stimulate the exchange between trainers and trainees, promoting the creation of a network among all the participants. Specific attention will be paid to the case law of the European Court of Human Rights and the Court of Justice of the European Union, as well as to case-law and standards of international law and UN treaty bodies.

The *first session* of 23-25 June 2021 aims to analyse the international and EU legal framework of migrant children’s rights, with particular emphasis on the right to private and family life and to reception conditions. Trafficking and smuggling of children and the impact of Covid-19 on children’s well-being are also addressed.

The *second session* of 15-16 July 2021 focuses on the protection of migrant children’s rights through strategic litigation, addressing the urgent need to prevent children’s statelessness as well as to protect unaccompanied migrant children.

The *third session* of 19-20 July 2021 investigates the nexus between climate change and children’s rights. It also deepens the discussion upon the protection of migrant children in the context of the EU, with a strong focus on the novelties introduced under the New Pact on Migration and Asylum and the EU Strategy on the rights of the child.

The final version of the agenda will be sent to the participants at the beginning of the course, together with the training materials.

The Summer School will be held in English.

Scientific Committee

Karolína Babická (ICJ), Francesca Biondi Dal Monte (Scuola Superiore Sant’Anna), Anna Brambilla (ASGI), Massimo Frigo (ICJ), Giuseppe Martinico (Scuola Superiore Sant’Anna), Emanuele Rossi (Scuola Superiore Sant’Anna).

Target of the Summer School

The Summer School is designed for the following categories of recipients: professionals (such as: public officers, lawyers, consultants, legal operators, social workers, guardians); academics, Ph.D. students and students with a general knowledge of the matter and intending to upgrade their knowledge and competences.

Since the lectures will be held in English, participants are asked to be fluent in English in order to actively participate in the lectures. Enrolment must be limited to a maximum of 40 participants.

A specific selection is not envisaged. If the number of applications received exceeds the number of places available, the Scientific Coordinator reserves the right to select the participants on the basis of their curriculum vitae.

Admission Application

The enrolment application is to be received by **15th June 2021** and is to be submitted exclusively online by registering at the following website: <https://www.santannapisa.it/it/formazione/summer-school-family-life-and-rights-migrant-children-european-union-jean-monnet-module>.

The Course tuition fee amounts to € **200,00** and includes the attendance of all lectures and access to the teaching material.

For those who have already attended the intensive training course “*International protection and rights of minors in the European Union*”, organized by the Scuola Superiore Sant’Anna in the framework of the Jean Monnet Module MARS, and who are willing to continue their training on migrant children’s rights, the fee amounts to € **150,00**.

In any case, an early bird discount is reserved for candidates applying before **6th June 2021**. For early birds, the course fee is € **150,00**.

Moreover, there is an **exemption** from enrolment fees for **No. 5 foreign students who are international protection holders** (refugees and subsidiary protection holders), in consideration of the Scuola Superiore Sant’Anna’s adherence to the **UNHCR Manifesto of Inclusive University**. The exemption will be granted on the basis of the chronological order of registration.

Credits

The acknowledgement of 2 European Credit Transfer and Accumulation System (ECTS) is foreseen for students attending at least 70% of the whole Summer School and pass the final learning assessment test (that will consist in a contribution to the final lecture on “*Family life and rights of migrant children in the European Union*”, to be held in class on 20th July 2021).

A **Certificate of Attendance** including University Credits Acquired will be issued at the end of the Summer School. Training credits are envisaged for lawyers on the basis of specific agreements entered into force within respective professional Bodies.

The Jean Monnet Module MARS “Migration, Asylum and Rights of Minors”.

The three-year Jean Monnet Module MARS “Migration, Asylum and Rights of Minors” (2019-2022) aims to spread the knowledge of EU law on the protection of

migrant children’s rights through different types of teaching activities and events, both for students and professionals. In fact, despite many studies devoted to migration and asylum issues, the protection of migrant and refugee children’s rights deserves a broader investigation in the academic fields, both in research activities and in training courses for students and professionals.

For more information see the [MARS website](http://www.mars.santannapisa.it) (www.mars.santannapisa.it).

Contacts

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Trainers

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Claudia Pretto, ASGI

Marcella Rouweler, UNHCR

Elèna Santioli, Avocats sans Frontières France

Chiara Scissa, SSSA

Marta Tarragona Fenosa, European Commission

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First session 23-25 June 2021

The right to private and family life in international and EU law, The reception of migrant children, the protection of migrant children against trafficking and smuggling



Second session 15-16 July 2021

Strategic litigation, children’s right to family and private life in the courtroom, prevention of statelessness and protection of unaccompanied minors



Third session 19-20 July 2021

Children’s rights, EU Policies and challenges for the protection of migrant children

www.mars.santannapisa.it

AGENDA

FIRST SESSION - THE RIGHT TO PRIVATE AND FAMILY LIFE IN INTERNATIONAL AND EU LAW, THE RECEPTION OF MIGRANT CHILDREN, THE PROTECTION OF MIGRANT CHILDREN AGAINST TRAFFICKING AND SMUGGLING

Wednesday, 23 June 2021

9:00 – 9:30	Introduction to the course and to the training objectives
9:30 – 10:30	Open lecture
10:30 – 11:00	Q&A session
	<i>Break</i>
11:00 – 11:45	The rights of migrant children in international law: definitions and guiding principles concerning family life and family reunification <i>Karolína Babická, ICJ</i>
11:45 – 12:00	Q&A session
12:00 – 12:45	The impact of Covid-19 on families, children's rights and their well-being <i>Chiara Scissa, SSSA</i>
12:45-13:00	Q&A session
	<i>Break - Lunch</i>
14:00 – 16:00	Presentation of participants through a story telling format <i>Coordination of Francesca Biondi Dal Monte, SSSA</i>
16:00	Closing

Thursday, 24 June 2021

9:00 – 9:45	The right of migrant children to private and family life under the ECHR <i>Róisín Pillay, ICJ</i>
9:45 – 10:00	Q&A session
10:00 – 10:45	Case study session: the ECtHR case law about the right to private and family life <i>Róisín Pillay, ICJ - Massimo Frigo, ICJ</i>
10:45 – 11:00	Q&A session
	<i>Break</i>
11:00 – 11:45	The right to private and family life and the Dublin Regulation system <i>Sofia Bonatti, ECRE</i>
11:45 – 12:00	Q&A session
12:30 – 13:00	Case study session on Dublin Regulation and right to family life <i>Sofia Bonatti, ECRE</i>

	<i>Break - Lunch</i>
14:00 – 14:45	The age assessment procedure: legal standards and its implementation <i>Karolína Babická, ICJ</i>
14:45 – 15:00	Q&A session
15:00 – 15:45	The reception of migrant children and the right to family life under EU Law <i>Claudia Pretto, ASGI</i>
15:45 – 16:00	Q&A session
16:00	Closing

Friday, 25 June 2021

9:00 – 9:45	The right to family life in the EU law. The directive 2003/86/EC and its implementation <i>Karolína Babická, ICJ - Nuala Mole, Aire Center</i>
9:45 – 10:00	Q&A session
10:00 – 10:45	Case study session: the CJEU case law about family ties (parents, brotherhood, kafala, etc.) <i>Karolína Babická, ICJ - Nuala Mole, Aire Center</i>
10:45 – 11:00	Q&A session
	<i>Break</i>
11:00 – 11:45	The protection of migrant children against trafficking and smuggling <i>Viviana Coppola, Save the Children</i>
11:45 – 12:00	Q&A session
12:00 – 12:45	Case study session. The parental responsibility and the condition of women victims of trafficking and violence <i>Roberta Aria, Save the Children</i>
12:45 – 13:00	Q&A session
	<i>Break - Lunch</i>
14:00 – 14:45	The reception of migrant children in the Greek islands. The case of Samos. <i>Elèna Santioli, Avocats sans Frontières France</i>
14:45 – 15:00	Q&A session
15:00-16:00	Closing of the first session and presentation of the working groups activity for the second module <i>Francesca Biondi Dal Monte, SSSA</i>

SECOND SESSION - INTERNATIONAL REDRESS MECHANISMS AND THE PROTECTION OF MIGRANT CHILDREN'S RIGHT TO FAMILY LIFE, STRATEGIC LITIGATION, PREVENTION OF STATELESSNESS AND PROTECTION OF UNACCOMPANIED MINORS

Thursday, 15 July 2021

9:00 – 9:45	The international redress mechanisms and the protection of migrant children's right to family life <i>Massimo Frigo, ICJ</i>
9:45 – 10:00	Q&A session
10:00 – 10:45	International protection and strategic litigation. Presentation of the case study for the practical session <i>Massimo Frigo, ICJ</i>
10:45 – 11:00	Q&A session
	<i>Break</i>
11:00 – 13:00	Practical session on strategic litigation <i>Massimo Frigo, ICJ - Róisín Pillay, ICJ</i>
	<i>Break - Lunch</i>
14:00-15:00	Case study session. The right to family life and the condition of family members in Italy. <i>Elisabetta Pezzi, Save the Children - Roberta Aria, Save the Children</i>
15:00-16:00	<i>A meeting with Save the Children</i> <i>The protection of migrant children and the activity of Save the Children</i>

Friday, 16 July 2021

9:00 – 9:45	Birth registration and statelessness prevention <i>Marcella Rouweler, UNHCR</i>
9:45 – 10:00	Q&A session
10:00 – 10:45	The protection of unaccompanied children in the European Union and the role of guardianship <i>Rekha Menon, UNHCR</i>
10:45 – 11:00	Q&A session
	<i>Break</i>
11:00 – 12:30	Policies and Practices for Unaccompanied and Separated Children in Europe <i>Rekha Menon, UNHCR</i>
12:30 – 13:00	Debate
13:00	Closing
14:00-16:00	<i>A meeting with UNHCR</i> <i>The protection of migrant children and the activity of UNHCR</i>

Monday 19 July 2021

9:00 – 9:45	Climate change and children’s rights <i>Christine Bakker, SSSA</i>
9:45 – 10:00	Q&A session
10:00 – 10:45	Children’s rights in the digital environment: risks, opportunities and responsibilities <i>Denise Amram, SSSA</i>
10:45 – 11:00	Q&A session
	<i>Break</i>
11:00 – 12:30	Migrant children’s rights in the New Pact on Migration and Asylum: lights and shadows <i>Marco Borraccetti, University of Bologna</i>
12:30 – 13:00	Plenary debate
13:00	Closing
14:00-14:45	The right to family life of unaccompanied minors and family tracing activity (tbc)
14:45 – 15:00	Q&A session
15:00-16:00	<i>A meeting with IOM (tbc)</i> <i>The protection of migrant children and the activity of IOM</i>

Tuesday, 20 July 2021

9:00 – 10:00	The EU Strategy on the Rights of the Child and the European Child Guarantee: opportunities for migrant children <i>Marta Tarragona Fenosa, European Commission</i>
10:00– 10:30	Q&A session
	<i>Break</i>
10:30 – 12:45	Family life and the rights of migrant children in the European Union: lecture with participants <i>Coordination of Francesca Biondi Dal Monte, SSSA</i>
12:45 – 13:00	Closing of the course <i>Francesca Biondi Dal Monte, SSSA</i>