WORKSHOP

COUNTER-TERORISM AT
THE CROSSROAD BETWEEN
INTERNATIONAL, REGIONAL
AND DOMESTIC LAW

INTERNATIONAL ASSOCIATION
OF CONSTITUTIONAL LAW
RESEARCH GROUP ON CONSTITUTIONAL
RESPONSES TO TERRORISM

13 - 14 JUNE 2019 |
Bocconi University | Room AS03 | via Röntgen 1

FOR INFORMATION
Bocconi University
Angelo Sraffa Department of Legal Studies
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ONLINE REGISTRATION
www.unibocconi.it/eventi

Organized by
ANGELO SRAFFA DEPARTMENT OF LEGAL STUDIES | BAFFI CAREFIN CENTRE FOR
APPLIED RESEARCH ON INTERNATIONAL MARKETS, BANKING, FINANCE AND
REGULATION
This workshop will address the evolving interaction between the international, regional and domestic level in framing counter-terrorism measures and policies. Since the outbreak of the terrorist threat in 2001 the UN has developed counter-terrorism strategies and policies as well as issued resolutions with different binding force, in order to provide UN members with guidelines on how to address international terrorism. In such context, UN preventive measures or sanctions targeted at non-State players (and even individuals) are probably the most relevant innovation to deal with. How has this approach affected domestic law? What about the way UN members have implemented such resolutions? Moreover, UN measures have often impacted on regional bodies, including the EU. Hence, is the relationship between UN law and regional law changing, and to what extent? Ultimately, are we heading towards a UN-led global counter-terrorism law, and how beneficial is this for the enhancement of fundamental rights and personal freedoms recognized by national constitutions, regional charters and international standards? The previous are only some of the research questions that this workshop will try to answer.

13 JUNE 1:45PM
REGISTRATION OF PARTICIPANTS

2:00PM
WELCOME ADDRESSES
STEFANO CASELLI
Dean for International Affairs, Bocconi University
DONATO MASCANDARO
Director, BAFFI CAREFIN Centre for Applied Research on International Markets, Banking, Finance and Regulation, Bocconi University
PIETRO SIRENA
Dean, School of Law, Bocconi University
ADRIENNE STONE
University of Melbourne and President, International Association of Constitutional Law
KIM L. SCHEPPELE
Princeton University and Chair, IACL Research Group on Constitutional Responses to Terrorism
ARIANNA VEDASCHI
Bocconi University and Coordinator, IACL Research Group on Constitutional Responses to Terrorism

2:15PM
KEYNOTE SPEAKER
MARTIN SCHEININ
Former UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2005-2011)

DISCUSSION
3:15PM
PANEL 1 FOREIGN TERRORIST FIGHTERS AND COSMOPOLITANISM
Chair GAVIN SULLIVAN
University of Kent
PROSECUTING FOREIGN TERRORIST FIGHTERS IN THE UNITED KINGDOM AND THE NETHERLANDS: AN EROSION OF THE RULE OF LAW AND HUMAN RIGHTS?
TARIK GHERBAOUI
European University Institute
LEGAL CONUNDRUMS ARISING FROM THE UN SECURITY COUNCIL ACTION AGAINST ‘FOREIGN TERRORIST FIGHTERS’
LISA GINSBORG
European University Institute
COMMON TEMPLATE, DIVERSE AGENDAS: THE FUTILITY (AND DANGER) OF LEGISLATING FOR THE WORLD
KIM L. SCHEPPELE
Princeton University
CITIZENSHIP DEPRIVATION AND COSMOPOLITANISM
CLIVE WALKER
University of Leeds

4:15PM
COFFEE BREAK

4:30PM
KEYNOTE SPEAKER
BEN EMMERSON
Former UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2011-2017)

DISCUSSION

5:30PM
PANEL 2 MULTILEVEL APPROACH AND INTERNATIONAL COOPERATION IN COUNTER-TERRORISM MEASURES
Chair CLIVE WALKER
University of Leeds
ARE REPRESSIVE MEASURES THE FAVORITE ANSWER OF THE UN SECURITY COUNCIL IN THE CONTEXT OF COUNTER-TERRORISM?
MARIE DJEDRI
Université Paris-Est Créteil
INTERNATIONAL INTELLIGENCE COOPERATION OVERSIGHT: COUNTER-TERRORISM’S BLIND SPOT
SOPHIE DUROY
European University Institute
CLOSED MATERIAL PROCEEDINGS, COUNTER-TERRORISM, AND CIVIL LITIGATION IN CANADA AND THE UK
GRAHAM HUDSON and DANIEL ALATI
Ryerson University
UK COMPLICITY IN US TORTURE
SATVINDER JUSS
King’s College London
14 JUNE
9:15AM
REGISTRATION OF PARTICIPANTS

9:30AM
PANEL 3 COUNTER-TERRORISM, TECHNOLOGY AND ARTIFICIAL INTELLIGENCE: A MULTILEVEL APPROACH
Chair OREN GROSS
University of Minnesota
SIGNALS INTELLIGENCE AND THE RIGHT TO PRIVACY
IAIN CAMERON
Uppsala University
BIG DATA, SELF-FULFILLING PROPHECIES, AND INESCAPABLE ERRORS: HOW ALGORITHMS CHALLENGE STATE APPLICATION OF INTERNATIONAL STANDARDS
SHIRI KREBS
Deakin University and Stanford University
PEGASUS. THE MEXICAN EXPERIENCE
JUAN MECINAS MONTIEL
Universidad de las Américas Puebla
SURVEILLANCE REGIMES IN THE FIGHT AGAINST TERRORISM: INTERSECTION WITH PRIVACY
SAIME YILANCIOĞLU
Queen Mary University of London

10:30AM
KEYNOTE SPEAKER
FIONNuala Ni Aoláin
UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2017-present)

DISCUSSION

11:30AM
COFFEE BREAK

11:45AM
PANEL 4 TACKLING TERRORIST RADICALIZATION: CIVIL LIBERTIES IN THE COUNTER-TERRORISM CONTEXT
Chair GIACINTO DELLA CANANEA
Bocconi University
STÉPHANIE DE COENSEL
Ghent University
REMOVING TERRORIST CONTENT ONLINE: PUBLIC-PRIVATE COOPERATION AND THE CHALLENGES OF TECHNOLOGY
CHIARA GRAZIANI
University of Genoa
ARTICLE V OF THE COUNCIL OF EUROPE CONVENTION ON THE PREVENTION OF TERRORISM, PUBLIC PROVOCATION TO COMMIT A TERRORIST OFFENCE: BALANCING FREEDOM OF EXPRESSION WITH NATIONAL SECURITY
IAN TURNER
University of Central Lancashire
COUNTER-TERRORISM ON THE INTERNET: NEW ISSUES AND CHALLENGES IN THE CONTEXT OF FUNDAMENTAL RIGHTS AT INTERNATIONAL AND DOMESTIC LEVEL
DING WEI
Harbin Engineering University
12:45PM
LIGHT LUNCH

1:30PM
FINAL ROUNDTABLE
Chair ARIANNA VEDASCHI
Bocconi University and Coordinator, IACL Research Group on Constitutional Responses to Terrorism

Participants
BEN EMMERSON
Former UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2011-2017)

OREN GROSS
University of Minnesota

FIONNUALA NÍ ÁOLÁIN
UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2017-present)

MIGUEL POIARES MADURO
European University Institute and former Advocate General, European Court of Justice

GAVIN SULLIVAN
University of Kent

2:15PM
FINAL REMARKS
KIM L. SCHEPPELE
Princeton University and Chair, IACL Research Group on Constitutional Responses to Terrorism

ARIANNA VEDASCHI
Bocconi University and Coordinator, IACL Research Group on Constitutional Responses to Terrorism