

Bibliography

- Abdelaaty, L. E., *Discrimination and Delegation: Explaining State Responses to Refugees* (Oxford University Press 2021).
- Afeef, K. F., 'The Politics of Extraterritorial Processing: Offshore Asylum Policies in Europe and the Pacific' (RSC Working Paper No. 36, Oxford October 2006).
- Ahonen, P., 'Europe and Refugees: 1938 and 2015–16' 52(2–3) *Patterns of Prejudice* (2018) 135.
- Akal, A. B., and M. G. Jumbert, 'The EU and Offshore Asylum Processing: Why Looking to Australia Is Not a Way Forward' (PRIO Policy Brief 07/2021).
- Alexy, R., 'On the Structure of Legal Principles' 13(3) *Ratio Juris* (2000) 294.
- *A Theory of Constitutional Rights* (Oxford University Press 2002).
- Anker, D., J. Fitzpatrick, and A. Shacknove, 'Crisis and Cure: A Reply to Hathaway/Neve and Schuck' 11 *Harvard Human Rights Journal* (1998) 295.
- Arendt, H., *The Origins of Totalitarianism* (Penguin Classics, 2017; first published 1951).
- Baird, T., 'Carrier Sanctions in Europe: A Comparison of Trends in 10 Countries' 3(19) *European Journal of Migration and Law* (2017) 307.
- Baraulina, T., and M. Bitterwolf, 'Resettlement in Germany: What is the Programme for Particularly Vulnerable Refugees Accomplishing?' (BAMF Brief Analysis, 2018).
- Barker, C., 'The Function of Diplomatic Missions in Times of Armed Conflict or Foreign Armed Interventions' 81(4) *Nordic Journal of International Law* (2012) 387.
- Bast, J., 'Denizenship als rechtliche Form der Inklusion in eine Einwanderungsgesellschaft' 33(10) *Zeitschrift für Ausländerrecht und Ausländerpolitik* (2013) 353.
- 'Solidarität im europäischen Einwanderungs- und Asylrecht', in Stefan Kadelbach (ed.), *Solidarität als Europäisches Rechtsprinzip?* (Nomos 2014) 19.
- 'Deepening Supranational Integration: Interstate Solidarity in EU Migration Law', in Andrea Biondi, Eglė Dagilytė and Esin Küçük (eds), *Solidarity in EU Law: Legal Principle in the Making* (Edward Elgar Publishing, 2018) 114.
- F. von Harbou and J. Wessels, *Human Rights Challenges to European Migration Policy (REMAP Study)* (2nd ed., Nomos, 2022).
- P. Endres de Oliveira and J. Wessels, 'Enhancing the Rights of Protection-seeking Migrants through the Global Compact for Migration: the Case of EU Asylum Policy', *International Journal of Refugee Law* (accepted for publication in 2024).
- Bauder, H., *Sanctuary Cities: Policies and Practices in International Perspective* (International Organisation for Migration, 2016), available at https://solidarity-city.eu/app/uploads/2017/06/Bauder-2016-International_Migration-Early-View.pdf.
- and L. Juffs, "'Solidarity" in the Migration and Refugee Literature: Analysis of a Concept' 46(1) *Journal of Ethnic and Migration Studies* (2020) 46.

- Baxewanos, F., *Defending Refugee Rights: International Law and Europe's Offshored Immigration Control* (Neuer Wiss. Verlag, 2015).
- Bayer, M., O. Schwarz, and T. Stark (eds), *Democratic Citizenship in Flux: Conceptions of Citizenship in the Light of Political and Social Fragmentation* (Verlag, 2021).
- Behrens, P., 'The Law of Diplomatic Asylum – A Contextual Approach' 35(2) *Michigan Journal of International Law* (2014) 319.
- Bejan, R., 'The "East/West" Divide and Europe's Relocation System for Asylum Seekers' 9(12) *Journal of Social Policy* (2016) 9.
- Belton, K. A., and J. C. Y. Liew, 'Chapter 2 – The Unmaking of Citizens: Shifting Borders of Belonging', in Molly K Land, Kathryn Rae Libal and Jillian Robin Chambers (eds), *Beyond Borders: The Human Rights of Non-Citizens at Home and Abroad* (Cambridge University Press, 2021) 21.
- Benhabib, S., *The Rights of Others: Aliens, Residents, and Citizens* (4th ed., Cambridge University Press, 2006).
- with J. Waldron, Bonnie Hayes and Will Kymlicka, *Another Cosmopolitanism* (Oxford University Press, 2006).
- and N. Nathwani, 'The Ethics of International Refugee Protection', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 114.
- Benvenisti, E., 'Sovereigns as Trustees of Humanity: On the Accountability of States to Foreign Stakeholders' 107(2) *American Journal of International Law* (2013) 295.
- Besson, S., 'Sovereignty', in Rüdiger Wolfrum (ed.), *The Max Planck Encyclopedia of Public International Law* (Oxford University Press, 2012).
- Bianchini, K., 'Chapter 4: Humanitarian Admission to Italy through Humanitarian Visas and Corridors', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 157.
- Blake, N., and R. Husain, *Immigration, Asylum and Human Rights* (Oxford University Press, 2003).
- Boed, R., 'The State of the Right of Asylum in International Law', 5(1) *Duke Journal of Comparative & International Law* (1994) 1.
- Boeles, P., M. den Heijer, G. Lodder, and K. Wouters, *European Migration Law Vol. 3* (2nd rev. ed., Intersentia Uitgevers NV, 2014).
- Boisson de Chazournes, L., 'Responsibility to Protect: Reflecting Solidarity?', in Rüdiger Wolfrum and Chie Kojima (eds), *Solidarity: A Structural Principle of International Law* (Springer 2010) 93.
- Bosniak L., *The Citizen and the Alien: Dilemmas of Contemporary Membership* (Princeton University Press, 2006).
- Briddick, C., and V. Stoyanova, 'Human Trafficking and Refugees', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 553.
- Carens, J. H., 'Aliens and Citizens: The Case for Open Borders', 49(2) *The Review of Politics* (1987) 251.
- *The Ethics of Immigration* (Oxford University Press 2015).

- Carrera, S., S. Blockmans, D. Gros, and E. Guild, 'The EU's Response to the Refugee Crisis: Taking Stock and Setting Policy Priorities' (CEPS Essay No. 20/16, 2015), <https://ssrn.com/abstract=2715460>.
- Chalk, P., 'The International Ethics of Refugees: A Case of Internal or External Political Obligation?', 52(2) *Australian Journal of International Affairs* (1998) 149.
- Chetail, V., 'Are Refugee Rights Human Rights? An Unorthodox Questioning of the Relations between Refugee Law and Human Rights Law', in Ruth Rubio-Marín (ed.), *Human Rights and Immigration* (Oxford University Press, 2014) 19.
- *International Migration Law* (Oxford University Press, 2019).
- 'Moving Towards an Integrated Approach of Refugee Protection and Human Rights Law', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 202.
- Clarke, M., 'Global South: What Does It Mean and Why Use the Term?' *Global South Political Commentaries* <https://onlineacademiccommunity.uvic.ca/globalsouthpolitics/2018/08/08/global-south-what-does-it-mean-and-why-use-the-term/>.
- Cohen, J. L., *Globalization and Sovereignty: Rethinking Legality, Legitimacy, and Constitutionalism* (Cambridge University Press, 2012).
- Cohen, R., and F. M. Deng, 'Sovereignty as Responsibility: Building Block for R2P', in Alex J. Bellamy and Tim Dunne (eds), *The Oxford Handbook of the Responsibility to Protect* (Oxford University Press, 2016) 74.
- Cole, C. V., 'Is There Safe Refuge in Canadian Missions Abroad?' 9(4) *International Journal of Refugee Law* (1997) 654.
- Costello, C., 'Courting Access to Asylum in Europe: Recent Supranational Jurisprudence Explored', 12(2) *Human Rights Law Review* (2012) 287.
- *The Human Rights of Migrants and Refugees in European Law* (Oxford University Press, 2016).
- Crawford, J., and I. Brownlie, *Brownlie's Principles of Public International Law* (8th ed., Oxford University Press, 2012).
- Dann, P., *The Law of Development Cooperation: A Comparative Analysis of the World Bank, the EU and Germany* (Andrew Hammel tr., Cambridge University Press, 2013).
- Dauvergne, C., 'Sovereignty, Migration and the Rule of Law in Global Times', 67(4) *Modern Law Review* (2004) 588.
- de Boer, T., and M. Zieck, 'The Legal Abyss of Discretion in the Resettlement of Refugees: Cherry-Picking and the Lack of Due Process in the EU', 32(1) *International Journal of Refugee Law* (2020) 54.
- de Jesús Butler, I., *Unravelling Sovereignty: Human Rights Actors and the Structure of International Law* (Intersentia, 2007).
- de Vattel, E., *Le Droit des Gens ou Principes de la Souveraineté* (Preliminaires ss. 1–16, Livre II, Chapitre I, ss. 11–20, 1758, repr Geneva, 1958).
- den Heijer, M., 'Article 18 – Right to Asylum', in Steve Peers, Tamara Hervey, Jeff Kenner and Angela Ward (eds), *The EU Charter of Fundamental Rights: A Commentary* (Nomos, 2022) 551.

- 'Diplomatic Asylum and the Assange Case', 26(2) *Leiden Journal of International Law* (2013) 399.
- *Europe and Extraterritorial Asylum* (Hart, 2012).
- 'Reflections on Refoulement and Collective Expulsion in the Hirsi Case', 25(2) *International Journal of Refugee Law* (2013) 265.
- Donnelly, J., *Universal Human Rights in Theory and Practice* (3rd ed., Cornell University Press, 2013).
- Dowd, R., and J. McAdam, 'International Cooperation and Responsibility-Sharing to Protect Refugees: What, Why and How?', 66(4) *International and Comparative Law Quarterly* (2017) 863.
- Dworkin, R., *Taking Rights Seriously* (Harvard University Press, 1977).
- *A Matter of Principle* (Harvard University Press, 1985).
- Edwards, A., 'Human Rights, Refugees, and The Right "To Enjoy" Asylum', 17(2) *International Journal of Refugee Law* (2005) 293.
- Endres de Oliveira, P., 'Legal Zugang zu internationalem Schutz: zur Gretchenfrage im Flüchtlingsrecht', 49(2) *Kritische Justiz* (2016) 167.
- 'Chapter 5: Humanitarian Admission to Germany – Access vs. Rights?', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 199.
- and N. F. Tan, *External Processing: A Tool to Expand Protection or Further Restrict Territorial Asylum?* (Migration Policy Institute, 2023).
- Falk, R., *Human Rights and State Sovereignty* (Holmes & Meier, 1984).
- Farahat, A., *Progressive Inklusion: Zugehörigkeit und Teilhabe im Migrationsrecht* (Springer, 2014).
- Federico, V., and C. Lahusen (eds), *Solidarity as a Public Virtue? Law and Public Policies in the European Union* (Nomos, 2018).
- Feijen, L., *The Evolution of Humanitarian Protection in European law and Practice* (Cambridge University Press, 2021).
- Fernandes, M., and B. Geny, 'Annex II: The Added Value of EU Legislation on Humanitarian Visas – Economic Aspects', in European Parliamentary Research Service (ed.), *Humanitarian Visas: European Added Value Assessment Accompanying the European Parliament's Legislative Own-Initiative Report (Rapporteur: Juan Fernando López Aguilar)* (2018).
- Fischer, L., and P. Hueck, '10 % of Refugees from Syria: Europe's Resettlement and Other Admission Responses in a Global Perspective' (International Catholic Migration Commission, June 2015).
- FitzGerald, D., *Refuge Beyond Reach: How Rich Democracies Repel Asylum Seekers* (Oxford University Press, 2019).
- Foblets, M.-C., and L. Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020).
- Fonteyne, J.-P. L., 'Burden-Sharing: An Analysis of the Nature and Function of International Solidarity in Cases of Mass Influx of Refugees', 8(1) *Australian Year Book of International Law* (1983) 162.

- Fratzke, S., 'Engaging Communities in Refugee Protection: The Potential of Private Sponsorship in Europe' (MPI Europe Policy Brief Issue 9, 2017).
- Freier, L. F., E. Karageorgiou and K. Ogg, 'The Evolution of Safe Third Country Law and Practice', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 518.
- Funke, A., 'Das Flüchtlingsrecht zwischen Menschenrecht, Hilfspflicht und Verantwortung', 72(11) *Juristenzeitung* (2017) 533.
- Gammeltoft-Hansen, T., 'The Right to Seek – Revisited. On the UN Human Rights Declaration Article 14 and Access to Asylum Procedures in the EU', 10(4) *European Journal of Migration and Law* (2008) 439.
- *Access to Asylum: International Refugee Law and the Globalisation of Migration Control* (Cambridge University Press, 2011).
- and J. C. Hathaway, 'Non-Refoulement in a World of Cooperative Deterrence', 53(2) *Columbia Journal of Transnational Law* (2015) 235.
- and N. F. Tan, 'Extraterritorial Migration Control and Deterrence', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 502.
- Garlick, M., 'The EU Discussions on Extraterritorial Processing: Solution or Conundrum?', 18(3–4) *International Journal of Refugee Law* (2006) 601.
- Garnier, A., L. L. Jubilut and K. B. Sandvik (eds), *Refugee Resettlement: Power, Politics, and Humanitarian Governance* (Berghahn Books, 2018).
- Garnier, A., and A. Suhrke, 'Conclusion: The Moral Economy of the Resettlement Regime', in Adele Garnier, Liliana L. Jubilut and Kristin B. Sandvik (eds), *Refugee Resettlement: Power, Politics, and Humanitarian Governance* (Berghahn Books, 2018).
- Garnier, A., and N. Hashimoto, 'Editorial: Managing Forced Displacement: Refugee Resettlement and Complementary Pathways', 4 *Frontiers in Human Dynamics* (2022) article 931288.
- Gatti, M., and A. Ott, 'Chapter 10: The EU–Turkey Statement: Legal Nature and Compatibility with EU Institutional Law', in Sergio Carrera, Juan S. Vara and Tineke Strik (eds), *Constitutionalising the External Dimensions of the EU Migration Policies in Times of Crisis: Legality, Rule of Law and Fundamental Rights Reconsidered* (Edward Elgar Publishing, 2019) 175.
- Gavison, R., 'Immigration and the Human Rights Discourse: The Universality of Human Rights and the Relevance of States and of Numbers', 43(1) *Israel Law Review* (2010) 7.
- Gerbrandy, A., and M. Scholten, 'Core Values: Tensions and Balances in the EU Shared Legal Order', in Ton van den Brink, Michiel Luchtman and Miroslava Scholten (eds), *Sovereignty in the Shared Legal Order of the EU* (Intersentia, 2015) 9.
- Ghezelbash, D., *Refuge Lost: Asylum Law in an Interdependent World* (Cambridge University Press, 2018).
- and N. F. Tan, 'The End of the Right to Seek Asylum? COVID-19 and the Future of Refugee Protection', 32(4) *International Journal of Refugee Law* (2020) 668.

- Gibney, M. J., *The Ethics and Politics of Asylum: Liberal Democracy and the Response to Refugees* (Cambridge University Press, 2004).
- Gil-Bazo, M.-T., 'Asylum as a General Principle of International Law', 27(1) *International Journal of Refugee Law* (2015) 3.
- and E. Guild, 'The Right to Asylum', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 867.
- Golder, B., 'Theorizing Human Rights', in Anne Orford, Florian Hoffmann and Martin Clarke (eds), *The Oxford Handbook of the Theory of International Law* (Oxford University Press, 2016) 732.
- Goodwin-Gill, G. S., 'The Right to Seek Asylum: Interception at Sea and the Principle of Non-Refoulement', 23(3) *International Journal of Refugee Law* (2011) 443.
- 'International Refugee Law in the Early Years', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 23.
- and J. McAdam, with Emma Dunlop, *The Refugee in International Law* (4th ed., Oxford University Press, 2021).
- Grahl-Madsen, A., *Territorial Asylum* (Almqvist & Wiksell International, 1980).
- Habermas, J., *Faktizität und Geltung: Beiträge zur Diskurstheorie des Rechts und des demokratischen Rechtsstaats* (Suhrkamp, 1992).
- Hans, A., and A. Suhrke, 'Responsibility-Sharing', in James C. Hathaway (ed.), *Reconceiving International Refugee Law* (Martinus Nijhoff, 1997) 83.
- Hashimoto, N., 'Refugee Resettlement as an Alternative to Asylum', 37(2) *Refugee Survey Quarterly* (2018) 162.
- Hashimoto, N., *Why has the government of Japan embarked on refugee resettlement?* (PhD thesis, University of Sussex, 2019).
- Hathaway, J. C., 'A Reconsideration of the Underlying Premise of Refugee Law', 31(1) *Harvard International Law Journal* (1990) 129.
- (ed.), *Reconceiving International Refugee Law* (Martinus Nijhoff, 1997).
- 'Why Refugee Law Still Matters', 8(1) *Melbourne Journal of International Law* (2007) 89.
- *The Rights of Refugees under International Law* (2nd ed., Cambridge University Press, 2021).
- and R. A. Neve, 'Making International Refugee Law Relevant Again: A Proposal for Collectivized and Solution-Oriented Protection', 10 *Harvard Human Rights Journal* (1997) 115.
- Haugen, H. M., 'Human Rights Principles – Can They be Applied to Improve the Realization of Social Human Rights?', 15(1) *Max Planck Yearbook of United Nations Law* (2011) 419.
- Hayward, J. E. S., and R. Wurzel, *European Disunion: Between Sovereignty and Solidarity* (Palgrave Macmillan, 2012).
- Heuser, H., *Städte der Zuflucht – Kommunen und Länder im Mehrebenensystem der Aufnahme von Schutzsuchenden* (Nomos, 2023).

- Higgins, C., *Asylum by Boat: Origins of Australia's Refugee Policy* (UNSW Press, 2017).
- Hinsley, F. H., *Sovereignty* (Cambridge University Press, 1986).
- Holst, M., *Visa für Schutzsuchende – Extraterritoriale Migrationssteuerung im Lichte der Menschenrechte* (Nomos, 2022).
- Hurwitz, A. G., *The Collective Responsibility of States to Protect Refugees* (Oxford University Press, 2009).
- Jakab, A., 'Re-Defining Principles as "Important Rules": A Critique of Robert Alexy', in Martin Borowski (ed.), *On the Nature of Legal Principles: Proceedings of the Special Workshop 'The Principles Theory' held at the 23rd World Congress of the International Association for Philosophy of Law and Social Philosophy (IVR), Kraków, 2007* (Franz Steiner Verlag, 2010).
- Jensen, U. I., *Humanitarian Visas: Option or Obligation?* (Study for the LIBE Committee, European Parliament, 2014).
- Jubilut, L. L., C. S. Muiños de Andrade and A. de Lima Madureira, 'Humanitarian Visas: Building on Brazil's Experience', 53 *Forced Migration Review* (2016) 76.
- Kant, I., *Kritik der reinen Vernunft* (Hartknoch, 1781).
- *Perpetual Peace: A Philosophical Essay* (Mary Campell Smith tr., 3rd ed., Allen & Unwin, 1917).
- Karakas, I., and H. Bakirci, 'Extraterritorial Application of the European Convention on Human Rights: Evolution of the Court's Jurisprudence on the Notions of Extraterritorial Jurisdiction and State Responsibility', in Anne van Aaken and Motoc Iulia (eds), *The European Convention on Human Rights and General International Law* (Oxford University Press, 2018) 112.
- Kimminich, O., 'Die Genfer Flüchtlingskonvention als Ausdruck globaler Solidarität', 29(3) *Archiv des Völkerrechts* (1991) 261.
- Klatt, M. (ed.), *Institutionalized Reason: The Jurisprudence of Robert Alexy* (Oxford University Press, 2012).
- Kneebone, S., and A. Macklin, 'Resettlement', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press 2021) 1080.
- Koskeniemi, M., *From Apology to Utopia: The Structure of International Legal Argument* (Cambridge University Press, 2006).
- Kritzman-Amir, T., 'Not in My Backyard: On the Morality of Responsibility-sharing in Refugee Law', 34(2) *Brooklyn Journal of International Law* (2009) 355.
- 'Community Interests in International Migration and Refugee Law', in Eyal Benvenisti, Georg Nolte and Keren Yalin-Mor (eds), *Community Interests Across International Law* (Oxford University Press, 2018) 341.
- Kritzman-Amir, T., and Y. Berman, 'Responsibility-Sharing and the Rights of Refugees: The Case of Israel', 41(3) *The George Washington International Law Review* (2010) 619.
- Krivenko, E. Y., 'Hospitality and Sovereignty: What Can We Learn from the Canadian Private Sponsorship of Refugees Program', 24(3) *International Journal of Refugee Law* (2012) 579.

- Kumin, J., *Welcoming Engagement: How Private Sponsorship Can Strengthen Refugee Resettlement in the European Union* (Migration Policy Institute Europe, 2015).
- Labman, S., 'Private Sponsorship: Complementary or Conflicting Interests?', 32(2) *Refuge – Canada's Journal on Refugees* (2016) 67.
- *Crossing Law's Borders: Canada's Refugee Resettlement Program* (UBC Press, 2019).
- and G. Cameron, 'Introduction: Refugee Sponsorship: An Evolving Framework for Refugee Resettlement', in Shauna Labman and Geoffrey Cameron (eds), *Strangers to Neighbours: Refugee Sponsorship in Context* (McGill-Queen's University Press 2020) 3.
- Lauterpacht, E., and D. Bethlehem, *The Scope and Content of the Principle of Non-refoulement: Opinion* (Cambridge University Press, 2003).
- Lavenex, S., *The Europeanisation of Refugee Policies: Between Human Rights and Internal Security* (Ashgate, 2002).
- Law, S., 'Chapter 2: Humanitarian Admission and the Charter of Fundamental Rights', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 77.
- Leboeuf, L., and M.-C. Foblets, 'Introduction: Humanitarian Admission to Europe. From Policy Developments to Legal Controversies and Litigation', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 11.
- Lepola, O., *Humanitarian Visa as Counterbalancing Externalized Border Control for International Protection Needs: Humanitarian Visa as Model for Safe Access to Asylum Procedures* (University of Birmingham, 2011).
- Levine, P. A., *From Indifference to Activism: Swedish Diplomacy and the Holocaust 1938–1944* (Uppsala University, 1996).
- Lietzmann, H. J., 'European Constitutional Politics and Contingency. The European Union as a 'Sui Generis' Political Entity', in Claudia Wiesner, Tapani Turkka and Kari Palonen (eds), *Parliament and Europe* (Nomos 2011) 95.
- Lübbe, A., 'Prinzipien der Zuordnung von Flüchtlingsverantwortung und Individualrechtsschutz im Dublin-System', *Zeitschrift für Ausländerrecht und Ausländerpolitik* [2015] 125.
- Malanczuk, P., *Akehurst's Modern Introduction to International Law* (7th rev. ed., Routledge, 2010).
- Mann, I., *Humanity at Sea: Maritime Migration and the Foundations of International Law* (Cambridge University Press, 2016).
- Markard, N., 'The Right to Leave by Sea: Legal Limits on EU Migration Control by Third Countries', 27(3) *European Journal of International Law* (2016) 591.
- R. Nestler, V. Vogt and C. Ziebritzki, *No State of Exception at the EU External Borders: Expert Opinion for MEP Erik Marquardt* (The Greens/EFA group in the European Parliament, 2020).
- McAdam, J., *Extraterritorial Processing in Europe: Is "Regional Protection" the Answer, and If Not, What Is?* (Kaldor Centre for International Refugee Law, Policy Brief 1, 2015).

- Milanovic, M., 'From Compromise to Principle: Clarifying the Concept of State Jurisdiction in Human Rights Treaties', 8(3) *Human Rights Law Review* (2008) 411.
- *Extraterritorial Application of Human Rights Treaties: Law, Principles, and Policy* (Oxford University Press, 2011).
- 'Jurisdiction and Responsibility: Trends in the Jurisprudence of the Strasbourg Court', in Anne van Aaken and Motoc Iulia (eds), *The European Convention on Human Rights and General International Law* (Oxford University Press, 2018) 97.
- Miller, D., *On Nationality* (Oxford University Press, 1995).
- and M. Walzer, *Pluralism, Justice, and Equality* (Oxford University Press, 1995).
- Mills, K., *Human Rights in the Emerging Global Order: A New Sovereignty?* (Macmillan, 1998).
- Milner, J., *Refugees, the State and the Politics of Asylum in Africa* (Palgrave Macmillan, 2009).
- Mitsilegas, V., V. Moreno-Lax and N. Vavoula (eds), *Securitising Asylum Flows: Deflection, Criminalisation and Challenges for Human Rights* (Brill Nijhoff, 2020).
- Morano-Foadi, S., 'Solidarity and Responsibility: Advancing Humanitarian Responses to EU Migratory Pressures', 19(3) *European Journal of Migration and Law* (2017) 223.
- Moreno-Lax, V., 'Must EU Borders have Doors for Refugees? On the Compatibility of Schengen Visas and Carriers' Sanctions with EU Member States' Obligations to Provide International Protection to Refugees', 10(3) *European Journal of Migration and Law* (2008) 315.
- 'Seeking Asylum in the Mediterranean: Against a Fragmentary Reading of EU Member States' Obligations Accruing at Sea', 23(2) *International Journal of Refugee Law* (2011) 174.
- 'Hirsi Jamaa and Others v Italy or the Strasbourg Court versus Extraterritorial Migration Control?', 12(3) *Human Rights Law Review* (2012) 574.
- 'The External Dimension', in Steve Peers, Violeta Moreno-Lax, Madeline Garlick and Elspeth Guild (eds), *EU Immigration and Asylum Law (Text and Commentary)* (2nd rev. ed., Brill, 2015) 617.
- *Accessing Asylum in Europe: Extraterritorial Border Controls and Refugee Rights Under EU Law* (Oxford University Press, 2017).
- 'Annex I: The Added-Value of EU Legislation on Humanitarian Visas – Legal Aspects', in European Parliamentary Research Service (ed.), *Humanitarian Visas: European Added Value Assessment accompanying the European Parliament's Legislative Own-Initiative Report (Rapporteur: Juan Fernando López Aguilar)* (2018).
- and C. Costello, 'The Extraterritorial Application of the Charter: From Territoriality to Facticity, the Effectiveness Model', in Steve Peers, Tamara Hervey, Jeff Kenner and Angela Ward (eds), *The EU Charter of Fundamental Rights: A Commentary* (Nomos, 2014) 1657.
- Morgades-Gil, S., 'Humanitarian visas and EU Law: Do States Have Limits to Their Discretionary Power to Issue Humanitarian Visas?', 2(3) *European Papers* (2017) 1005.

- Morgenstern, F., 'The Right of Asylum', 26 *British Yearbook of International Law* (1949) 327.
- Morrison, J., and B. Crosland, 'Trafficking and Smuggling of Refugees: The End Game in European Asylum Policy' (New Issues in Refugee Research Working Paper 39, 2001).
- Noll G., 'From "Protective Passports" to Protected Entry Procedures? The Legacy of Raoul Wallenberg in the Contemporary Asylum Debate' (New Issues in Refugee Research Working Paper 99, 2003).
- *Negotiating Asylum: The EU Acquis, Extraterritorial Protection and the Common Market of Deflection* (Kluwer Law International, 2000).
- 'Risky Games? A Theoretical Approach to Burden-Sharing in the Asylum Field', 16(3) *Journal of Refugee Studies* (2001) 236.
- 'Seeking Asylum at Embassies: A Right to Entry under International Law?', 17(3) *International Journal of Refugee Law* (2005) 542.
- 'Why Refugees Still Matter: A Response to James Hathaway', 18 *Melbourne Journal of International Law* (2007) 536.
- J. Fagerlund and F. Liebaut, *Study on the Feasibility of Processing Asylum Claims Outside the EU Against the Background of the Common European Asylum System and the Goal of a Common Asylum Procedure: Final Report* (Study undertaken on behalf of the European Commission, 2002).
- Ogg, K., 'Protection Closer to Home? A Legal Case for Claiming Asylum at Embassies and Consulates', 33(4) *Refugee Survey Quarterly* (2014) 81.
- O'Sullivan, M., 'The Ethics of Resettlement: Australia and the Asia-Pacific Region', 20(2) *International Journal of Human Rights* (2016) 241.
- Paz, M., 'Between the Kingdom and the Desert Sun: Human Rights, Immigration, and Border Walls', 34(1) *Berkeley Journal of International Law* (2016) 1.
- Pellet, A., 'The Definition of Responsibility in International Law', in James Crawford, Alain Pellet and Simon Olleson (eds), *The Law of International Responsibility* (Oxford University Press, 2010) 3.
- Pijnenburg, A., *At the Frontiers of State Responsibility: Socio-Economic Rights and Cooperation on Migration* (Intersentia, 2021).
- Prantl, J., *The Legal Framework for Refugee Resettlement to the European Union with Lessons from the American Model* (Noms, 2023).
- Prasad, N., 'Lessons from Australia's Pacific Solution', 68 *Forced Migration Review* (2021) 27.
- Ramji-Nogales, J., 'Chapter 12 – Constructing Human Rights: State Power and Migrant Silence', in Molly K. Land, Kathryn Rae Libal and Jillian Robin Chambers (eds), *Beyond Borders: The Human Rights of Non-Citizens at Home and Abroad* (Cambridge University Press, 2021) 200.
- Rawls, J., *A Theory of Justice* (Rev. ed., Oxford University Press, 1999).
- Ray, S. B., 'Optimal Asylum', 46 *Vanderbilt Journal of Transnational Law* (2013) 1215.
- Reimer, F., *Verfassungsprinzipien: Ein Normtyp im Grundgesetz* (Duncker & Humblot, 2001).

- Relano Pastor, E., 'Chapter 10: EU Initiatives on a European Humanitarian Visa', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 341.
- Ricci, C. M., 'Criminalising Solidarity? Smugglers, Migrants and Rescuers in the Reform of the "Facilitators' Package'", in Valsamis Mitsilegas, Violeta Moreno-Lax and Niovi Vavoula (eds), *Securitising Asylum Flows: Deflection, Criminalisation and Challenges for Human Rights* (Brill Nijhoff, 2020) 34.
- Robinson, W. C., 'The Comprehensive Plan of Action for Indochinese Refugees, 1989–1997: Sharing the Burden and Passing the Buck', 17(3) *Journal of Refugee Studies* (2004) 319.
- Roeben, V., 'Responsibility in International Law', 16(1) *Max Planck Yearbook of United Nations Law* (2012) 99.
- Ronning, C. N., *Diplomatic Asylum: Legal Norms and Political Reality in Latin American Relations* (Martinus Nijhoff, 1965).
- Rosenfeld, H., *Raoul Wallenberg, Angel of Rescue: Heroism and Torment in the Gulag* (Prometheus Books, 1982).
- Ryan, B., and V. Mitsilegas, *Extraterritorial Immigration Control: Legal Challenges* (Martinus Nijhoff, 2010).
- Sangiovanni, A., 'Solidarity in the European Union', 33(2) *Oxford Journal of Legal Studies* (2013) 213.
- Savino, M., 'Chapter 3: Refashioning Resettlement: From Border Externalization to Legal Pathways for Asylum', in Sergio Carrera, Arie Pieter, Leonhard den Hertog, Marion Panizzon and Dora Kostakopoulou (eds), *EU External Migration Policies in an Era of Global Mobilities: Intersecting Policy Universes* (Brill Nijhoff, 2019) 81.
- Scheinert, L., 'Collapsing Discourses in Refugee Protection Policies: Exploring the Case of Germany's Temporary Humanitarian Admission Programmes', 3(1) *Movements: Journal for Critical Migration and Border Regime Studies* (2017) 129.
- Scheipers, S., *Negotiating Sovereignty and Human Rights: International Society and the International Criminal Court* (Manchester University Press, 2009).
- Schloenhardt, A., 'Smuggling of Migrants and Refugees', in Cathryn Costello, Michelle Foster and Jane McAdam (eds), *The Oxford Handbook of International Refugee Law* (Oxford University Press, 2021) 28.
- Schneider, H., 'Implementing the Refugee Resettlement Process: Diverging Objectives, Interdependencies and Power Relations', 3 *Frontiers in Political Science* (2021) article 629675.
- Schmalz, D., 'Global Responsibility-Sharing and the Production of Superfluity in the Context of Refugee Protection', in Stefan Salomon, Lisa Heschl, Gerd Oberleitner and Wolfgang Benedek (eds), *Blurring Boundaries: Human Security and Forced Migration* (Brill Nijhoff, 2017) 23.
- 'Verantwortungsteilung im Flüchtlingsschutz: Zu den Problemen "globaler Lösungen"', 1(1) *Z'Flucht – Zeitschrift für Flüchtlingsforschung* (2017) 9.
- 'Zur Reichweite von Menschenrechtspflichten: Zugang zu Schutz an den Grenzen Europas', 28(5) *Newsletter Menschenrechte* (2019) 367.

- 'The Principle of Responsibility-Sharing in Refugee Protection: An Emerging Norm of Customary International Law', *Völkerrechtsblog*, 6 March 2019, <https://voelkerrechtsblog.org/de/the-principle-of-responsibility-sharing-in-refugee-protection/>
- 'A Counterbalancing Exception: The Refugee Concept as a Normative Idea', 2(2) *Inter Gentes* (2020) 3.
- Schuck, P. H., 'Refugee Burden-Sharing: A Modest Proposal', 22 *Yale Journal of International Law* (1997) 243.
- 'A Response to the Critics', 12 *Harvard Human Rights Journal* (1999) 385.
- Schwarz, C., 'German Refugee Policy in the Wake of the Syrian Refugee Crisis', in Elif Aksaz and Jean-Francois Pérouse (eds), *'Guests and Aliens': Re-Configuring New Mobilities in the Eastern Mediterranean After 2011 – with a Special Focus on Syrian refugees* (Institut français d'études anatoliennes, 2016) 1.
- Shachar, A., *The Shifting Border: Legal Cartographies of Migration and Mobility: Ayelet Shachar in Dialogue* (Manchester University Press, 2020).
- Sieckmann, J.-R., 'The Theory of Principles: A Framework for Autonomous Reasoning', in Martin Borowski (ed.), *On the Nature of Legal Principles: Proceedings of the Special Workshop 'The Principles Theory' Held at the 23rd World Congress of the International Association for Philosophy of Law and Social Philosophy (IVR), Kraków, 2007* (Franz Steiner Verlag, 2010).
- 'Zur Prinzipientheorie Robert Alexys. Gemeinsamkeiten und Differenzen', in Matthias Klatt (ed.), *Prinzipientheorie und Theorie der Abwägung* (Mohr Siebeck, 2013) 271.
- Slaughter, A.-M., *A New World Order* (Princeton University Press, 2005).
- Smith, J. H., 'Die Gretchenfrage: Goethe and Philosophies of Religion around 1800', 18 *Goethe Yearbook* (2011) 183.
- Soysal, Y. N., *Limits of Citizenship: Migrants and Postnational Membership in Europe* (University of Chicago Press, 1994).
- Steiner, A., *Die Römischen Solidarobligationen: Eine Neubesichtigung unter aktionsrechtlichen Aspekten* (C.H. Beck, 2009).
- Stoyanova, V., 'The Principle of Non-Refoulement and the Right of Asylum-Seekers to Enter State Territory', 3(1) *Interdisciplinary Journal of Human Rights Law* (2008) 1.
- Suhrke, A., 'Burden-Sharing during Refugee Emergencies: The Logic of Collective versus National Action', 11(4) *Journal of Refugee Studies* (1998) 396.
- Tan, N. F., *International Cooperation on Refugees: Between Protection and Deterrence* (PhD thesis, Aarhus University, 2019).
- 'Conceptualising Externalisation: Still Fit for Purpose?', 68 *Forced Migration Review* (2021) 8.
- 'Community Sponsorship in Europe: Taking Stock, Policy Transfer and What the Future Might Hold', 3 *Frontiers in Human Dynamics* (2021) article 564084.
- Thielemann, E. R., *Towards Refugee Burden-Sharing in the European Union: State Interests and Policy Options*, Paper presentation, Ninth Biennial International Conference of the European Union Studies Association (USA), 31 March-1 April 2005, Austin, Texas, <https://personal.lse.ac.uk/thielema/Papers-PDF/EUSA-2005.pdf>.

- 'Between Interests and Norms: Burden-Sharing in the European Union', 16(3) *Journal of Refugee Studies* (2003) 253.
- and T. Dewan, 'The Myths of Free-Riding: Refugee Protection and Implicit Burden-Sharing', 29(2) *West European Politics* (2006) 351.
- Thomas, C., 'What Does the Emerging International Law of Migration Mean for Sovereignty?', 14(2) *Melbourne Journal of International Law* (2013) 392.
- Thym, D., *European Migration Law* (Oxford University Press, 2023).
- 'The End of Human Rights Dynamism? Judgements of the ECtHR on "Hot Returns" and Humanitarian Visas as a Focal Point of Contemporary European Asylum Law and Policy', 32(4) *International Journal of Refugee Law* (2020) 569.
- Tometten, C., 'Resettlement, Humanitarian Admission, and Family Reunion: The Intricacies of Germany's Legal Entry Regimes for Syrian Refugees', 37(2) *Refugee Survey Quarterly* (2018) 187.
- Torpey, J., *The Invention of the Passport: Surveillance, Citizenship and the State* (2nd ed., Cambridge University Press, 2018).
- Türk, V., and M. V. Garlick, 'From Burdens and Responsibilities to Opportunities: The Comprehensive Refugee Response Framework and a Global Compact on Refugees', 28(4) *International Journal of Refugee Law* (2016) 656.
- Turner, L., 'Are Syrian Men Vulnerable Too? Gendering The Syria Refugee Response', Middle East Institute, 29 November 2016, <https://www.mei.edu/publications/are-syrian-men-vulnerable-too-gendering-syria-refugee-response>.
- 'Who Will Resettle Single Syrian Men?', 54 *Forced Migration Review* (2017) 29.
- van Ballegooij, W., and C. Navarra, *Humanitarian Visas: European Added Value Assessment Accompanying the European Parliament's Legislative Own-Initiative Report (Rapporteur: Juan Fernando López Aguilar)* (European Parliament, 2018) <https://data.europa.eu/doi/10.2861/147429>.
- van den Brink, T., M. Luchtman and M. Scholten (eds), *Sovereignty in the Shared Legal Order of the EU* (Intersentia, 2015).
- van Selm, J., 'Public-Private Partnerships in Refugee Resettlement: Europe and the US', 4(2) *Journal of International Migration and Integration* (2003) 157.
- 'The Strategic Use of Resettlement: Changing the Face of Protection?', 22(2) *Refuge: Canada's Journal on Refugees* (2004) 39.
- 'Refugee Resettlement', in Elena Fiddian-Qasmiyeh, Gil Loescher, Katy Long and Nando Sigona (eds), *The Oxford Handbook of Refugee and Forced Migration Studies* (Oxford University Press, 2014) 512.
- 'Strategic Use of Resettlement: Enhancing Solutions for Greater Protection?', in Adele Garnier, Liliana L. Jubilut and Kristin B. Sandvik (eds), *Refugee Resettlement: Power, Politics, and Humanitarian Governance* (Berghahn Books 2018) 29.
- Vitiello, D., 'Legal Narratives of the EU External Action in the Field of Migration and Asylum: From the EU-Turkey Statement to the Migration Partnership Framework and Beyond', in Valsamis Mitsilegas, Violeta Moreno-Lax and Niovi Vavoula (eds), *Securitisating Asylum Flows: Deflection, Criminalisation and Challenges for Human Rights* (Brill Nijhoff, 2020) 130.

- von Bogdandy, A., 'Founding Principles', in Armin von Bogdandy and Jürgen Bast (eds), *Principles of European Constitutional Law* (2nd edition, Hart & C.H. Beck, 2009) 11.
- 'Founding Principles of EU Law: A Theoretical and Doctrinal Sketch', 12 *Revus* 35 (2010).
- Walker, N., 'Late Sovereignty in the European Union', in Neil Walker (ed.), *Sovereignty in Transition* (Hart, 2003) 3.
- 'Denizenship and the Deterritorialization in the EU' (EUI Working Papers LAW No. 2008/08, 2008).
- Wall, P., 'A New Link in the Chain: Could a Framework Convention for Refugee Responsibility-Sharing Fulfil the Promise of the 1967 Protocol?', 29(2) *International Journal of Refugee Law* (2017) 201.
- Walzer, M., *Spheres of Justice* (Basic Books, 1983).
- Welfens, N., and Y. Bekyol, 'The Politics of Vulnerability in Refugee Admissions Under the EU-Turkey Statement', 3 *Frontiers in Political Science* (2021) article 622921.
- M. Marcus, A. Garnier, P. Endres de Oliveira, and O. Kleist, 'Active refugee admission policies in Europe: exploring an emerging research field', *FluchtforschungsBlog* (13 May 2019), available at <https://blog.fluchtforschung.net/active-refugee-admission-policies-in-europe-exploring-an-emerging-research-field/>.
- Wellens, K., 'Revisiting Solidarity as a (Re-)Emerging Constitutional Principle: Some Further Reflections', in Rüdiger Wolfrum and Chie Kojima (eds), *Solidarity A Structural Principle of International Law* (vol 213, Springer, 2010) 3.
- Wibault, T., 'Chapter 8: Making the Case X&X for the Humanitarian Visa', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 271.
- Wolfrum, R., 'Solidarity amongst States: An Emerging Structural Principle of International Law', in Pierre M. Dupuy, Bardo Fassbender, Malcolm N. Shaw and Karl-Peter Sommermann (eds), *Völkerrecht als Weltordnung: Festschrift für Christian Tomuschat* (Engel, 2006) 1087.
- Wolfrum, R., and C. Kojima (eds), *Solidarity: A Structural Principle of International Law* (Springer, 2010).
- Wood, T., 'The Role of 'Complementary Pathways'', in *Refugee Protection: Reference Paper for the 70th Anniversary of the 1951 Refugee Convention* (UNHCR, 2020), https://www.unhcr.org/people-forced-to-flee-book/wp-content/uploads/sites/137/2021/10/Tamara-Wood_The-role-of-complementary-pathways-in-refugee-protection.pdf.
- Worster, W. T., 'The Contemporary International Law Status of the Right to Receive Asylum', 26(4) *International Journal of Refugee Law* (2014) 1.
- Ziebritzki, C., 'Chapter 9: The Objective of Resettlement in an EU Constitutional Perspective', in Marie-Claire Foblets and Luc Leboeuf (eds), *Humanitarian Admission to Europe: The Law Between Promises and Constraints* (Nomos, 2020) 285.
- Zieck, M., 'Doomed to Fail from the Outset? UNHCR's Convention Plus Initiative Revisited', 21(3) *International Journal of Refugee Law* (2009) 387.